

JAMIA HAMDARD

**HAMDARD INSTITUTE
OF LEGAL STUDIES AND
RESEARCH**

**CBCS ENABLED SYLLABUS
BALLB**

SYLLABUS FOR BALLB



Choice Based Credit System (CBCS)
Approval Date: 4th September 2018



SCHOOL OF LAW

JAMIA HAMDARD (Deemed to be University)

Accredited in 'A' Grade by NAAC

Declared to be designated as Institute of Eminence (IoE) by MHRD, GOI

New Delhi 110 062

www.jamiahamdard.edu

PROGRAMME NAME : BALLB

PROGRAMME CODE: 342

**ACADEMIC SESSION OF INTRODUCTION OF THE
PROGRAMME: (2018-2019)**

SCHOOL NAME : SCHOOL OF LAW

**DEPARTMENT NAME: HAMDARD INSTITUTE OF
LEGAL STUDIES AND RESEARCH**

**APPROVAL DATE OF THE BOARD OF STUDIES(B.O.S)
MEETING FOR THE PRESENT SYLLABUS**

04/09/2018

**APPROVAL DATE AND NUMBER OF ACADEMIC COUNCIL
OF MEETING FOR THE PRESENT SYLLABUS**

**25 April 2016
30th Meeting
Item No. AC 3011**

**SCHOOL OF LAW,
HAMDARD INSTITUTE OF LEGAL STUDIES & RESEARCH (HILSR)JAMIA
HAMDARD, NEW DELHI**

BYELAWS

1. **Programme:** B.A., LL.B
2. **Duration:** Five years programme, each year having two semesters. It will be a fulltime programme.
3. **Medium of Instruction and Examinations:** English
4. **Requirement of Attendance:**
 - a) All students must attend every lecture delivered, however, to account for the late joining or other such contingencies, the attendance requirement for appearing in the semester examinations shall be a minimum of 70% of the total classes actually held. A student securing less than the required attendance will not be allowed to appear in the end semester examination. The Dean of Law School concerned may consider application for the condonation of shortage of attendance up to 5% on account of sickness or any other extra ordinary circumstances, provided the medical certificate duly certified by registered Medical Practitioner is produced by the student. A student detained due to shortage of attendance will repeat his/her paper in the subsequent semester concerned (even/odd).
 - b) Attendance on account of participation in the prescribed functions of Moot Court, Legal Aid Activities, Law Internship/ Clerkship, NCC, NSS, Inter-University sports, educational tours by the university to students shall be credited to the aggregate, provided the attendance record, duly counter signed by the concerned teacher, is sent to the Dean of the Law school within two weeks' time after the function/activity.

5. Medical Leave

- a) Medical leave shall be with the prior permission of the Law school, unless emergency circumstances do not permit it. In such an event, the Dean, Law School shall be approached as soon as possible. Request for medical leave from students which will involve their absence from the University campus may be considered only against

hospitalization for any treatment or investigation or isolation of student(s) required for any contagious diseases.

- b) All the medical records, investigations etc., done during admission in a hospital / nursing home along with the request should be submitted to the office of the Dean immediately on reporting back to the University and in any case within one week of resuming the classes after the discharge from the hospital / nursing home concerned. No medical certificate shall be entertained by the office of the Dean thereafter.
- c) Where the student is not admitted to a hospital / nursing home, but isolation of the student from the hostels and classes is required in the larger interest of other students, the same shall be certified by any registered medical practitioner.
- d) Submission of fake certificates shall result in mandatory disciplinary action by the University.

6. Scheme of Examination

Each paper shall carry 100 marks. Of these, 75 marks shall be for semester examination and 25 marks for internal assessment.

- a) The examination scheme shall consist of two parts. The first part shall include internal assessment of students in every course for a total of 25 marks and shall include marks for attendance (5 marks), a written test (10 marks), a written project with presentation (10 marks). The second part shall include written end semester examination (75 marks). There will be three internal assessments (unit tests) and the best two performances out of the three unit tests of internal assessments will be counted.

The following is the distribution of Marks for Attendance

Percentage of Attendance	Marks
95.1 to 100	5
90.1 to 95	4
85.1 to 90	3
80.1 to 85	2
70.1 to 80	1

- b) The entire examination process shall be administered internally. The teacher teaching the

course shall frame the question paper, as well as evaluate the answer scripts. If more than

one teacher is involved in teaching of a course, the setting of question paper and evaluation shall be done jointly by all the teachers who taught the course. Moderation will be done by the Departmental Committee.

- c) A student is required to pass all the courses in order to be eligible for the award of BALLB degree. He/She is required to score at least 40% of the maximum marks in a course in order to pass that course.
- d) The schedule of the examination will be announced before the commencement of every semester and the same will be notified on the Notice Board as well as the website of the University. In exceptional circumstances, minor alteration of the scheduled dates can be made.
- e) In case, a student is not satisfied with the marks which he/she has obtained in any paper, he/she can seek re-evaluation of his/her answer book by submitting a written application, along with necessary fee, within one week after the date of declaration of its result.
- f) The marks which the students will obtain after the review of the paper will be considered to be final. Answer scripts for a review shall be sent to the external examiners. If difference between marks awarded by the first evaluator and marks awarded by the reviewer happens to be more than 20 percent then the answer scripts will be sent to third evaluator. In that case average of the marks awarded by all the three examiners will be taken as the final marks scored by the candidate.
- g) Upon a written request, answer books of students can be shown to them within one week after declaration of results. For which, a fee of Rs. 2000/- per paper will have to be paid in advance. A student will also be allowed to compare his/her marks with the highest scorer for which a fee of Rs. 4000 will have to be paid.
- h) Results will be prepared within two weeks of the date of last examination for submission to the office of Controller of Examinations.
- i) The grading system will be as follows:

Letter Grade	Grade Point
O (Outstanding)	10
A+ (Excellent)	9
A (Very Good)	8
B+ (Good)	7

B (Above Average)	6
C (Average)/ P (Pass)	5

F (Fail)	0
Ab (Absent)	0

7. **Promotion scheme**

- a) There will be supplementary/improvement examination after each semester examination. A student can have a choice to appear in the backlog papers in the supplementary examination or in the subsequent regular semester examination with a prescribed fee of Rs.2000/- per paper. A student who cleared all the papers of a semester examination will be eligible for Improvement Examination on the following conditions:
- i) A student shall be eligible to appear at the improvement examination if he/she secures 'C' and 'P' grade in any course.
 - ii) For the purpose of determining the SGPA/CGPA, the better of the two performances (regular and improvement) in the examinations shall be taken into consideration.
 - iii) The supplementary examination will be held within one month of declaration of results.
 - iv) The improvement examination will be allowed only once within 1 year of the date of the original examination.
 - v) The improvement examination shall be conducted along with the supplementary examination within one month of declaration of results.
 - vi) Appearance in the improvement examination for a course will be allowed only once.
 - vii) The marks/grades scored by the students in the Improvement examinations shall not be considered for award of ranks, medals, prizes etc.
 - viii) The students those who will take Repeat/Supplementary Examinations, will not be entitled to be considered for the award of medals, prizes, and ranks, etc.
- b) A student has to pass atleast 40% of the total number of the courses in a semester in order to be promoted to the next semester.

- c) A student admitted to the Degree Programme shall have to pass all the prescribed courses within the maximum period of seven years from and including the year of admission in order to be eligible for the award of the Degree.

General Guidelines

- a) The regular student/ex-student at the time of enrolment signs a declaration that on admission he/she will submit himself/herself to the disciplinary jurisdiction of Jamia Hamdard, who may be vested with the power to exercise discipline.
- b) The BALLB Semester examination will ordinarily be held in November/ December for odd semester and April/ May for even semester every year.
- c) The candidate should also ensure that his/her conduct and character are satisfactory and the fee prescribed for the examination has been deposited with the Jamia Hamdard. Application to appear at the examination should be submitted on or before that date prescribed by the Controller of Examinations.
- d) Admit card, stating his name and roll number will issued by the Controller of Examinations to the eligible candidate for appearing for semester examination. Admit card need to be presented by him on demand at the examination hall.

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Approval Date of Board of Studies (BoS) meeting for the present syllabus: 04/09/2018

Approval Date and Number of Academic Council (AC) Meeting for the present syllabus: 25 April 2016, 30th Meeting, Item No. AC3011

Hamdard Institute of Legal Studies and Research (HILSR)
School of Law
Jamia Hamdard

Vision: To attain excellence in the field of legal education of global standard through fostering excellence in learning, research, collaboration, community service and capacity building, along with nurturing socially responsible individuals and organisations so as to shape a better future for humanity.

Mission:

1. To encourage global perspective in legal education through curriculum, research and collaboration.
2. To promote intellectually-engaging, problem-solving, community service and hands-on training based, learning environment.
3. To engage in capacity building training and research for individuals and institutions of social, legal and economic importance.
4. To create a culture of ethics, good practices and responsible persons and professionals with humanitarian values.

Name of the Academic Programme: BA.LL.B.

QUALIFICATION DESCRIPTORS (QDs)

Upon completion of the academic programme BA.LL.B, students will be able to:

QD-1 Demonstrate Comprehensive knowledge and skills in the areas related to social sciences in general and legal studies in particular.

QD-2 Use knowledge and skills in identification of problems and challenges, acquiring qualitative and/or quantitative data, analysing and evaluating using appropriate methodology for developing evidence-based solution and arguments.

QD-3 Apply legal knowledge and skills to unfamiliar and new situations and solve complex problems in a sustainable manner.

QD-4 Share the outcome of the research undertaken in the field of legal studies precisely in a range of different context using variety of principles and interpretations of legal studies.

QD-5 Demonstrate the competence for careers in the fields of legal practice, judiciary, legal compliance professionals and higher studies in the field of law.

Mapping Qualification Descriptors (QDs) with Mission Statements (MS)

	MS-1	MS-2	MS-3	MS-4
QD-1	3	3	1	3
QD-2	3	3	1	2
QD-3	3	3	2	2
QD-4	3	2	2	1
QD-5	3	3	3	3

HAMDARD INSTITUTE OF LEGAL STUDIES AND RESEARCH (HILSR)

Name of the Academic Programme: BA.LL.B.

PROGRAMME LEARNING OUTCOMES (PLOs)

After completing this programme, the students should be able to:

PLO-1 Demonstrate the comprehensive knowledge of legal rules, principles, legal reasoning, and legal and ethical practices.

PLO-2 Engage with effective and articulated communication skills, both oral and written, in discussions and discourses involving law and society, and particularly in drafting, mootings, advocacy, team work, collaboration and networking.

PLO-3 Showcase critical legal thinking for problem solving and dispute resolution, and identifying and applying legal principles to complex business, governance and interdisciplinary context, along with the ability to assess and evaluate the colonial imprints in the current legal system.

PLO-4 Demonstrate the ability to evaluate the reliability and relevance of evidence, identify logical flaws in the arguments of others, analyse and synthesize data from a variety of sources, and draw valid conclusion.

PLO-5 Demonstrate inclination for inquiry and interdisciplinary research and capability for identifying relevant and appropriate questions, define research problem, formulate and test hypotheses, analyse, interpret and draw conclusions from data.

PLO-6 Demonstrate ability to work effectively with diverse team, facilitate cooperative effort on the part of a group and act together as a group for a common cause.

PLO-7 Demonstrate the capability for use of ICT in legal research and e-justice delivery process and evaluate the suitability of ICT tools amongst the variety of relevant information sources.

PLO-8 Demonstrate knowledge of the values and beliefs of multiple cultures and a global perspective, effectively engage in a multicultural society, interact respectfully with diverse groups.

PLO-9 Demonstrate the ability to identify ethical issues related to work in general and legal practice and judicial work in particular, and avoid unethical practices and behaviour.

PLO-10 Demonstrate the responsible behaviour in legal profession and ability to engage in the intellectual life of the educational institution, and participate in community and civic affairs.

PLO-11 Demonstrate leadership qualities and readiness to lead team, formulate vision of team, build a team, motivate and inspire the team, and manage the team using managerial skills in the right direction.

PLO-12 Demonstrate the ability and the interest to acquire more knowledge and skills throughout life to meet the changing legal frameworks, principles and demands from law practitioners and professionals.

Mapping of Program Learning Outcomes (PLOs) with Qualification Descriptors (QDs)

	QD-1	QD-2	QD-3	QD-4	QD-5
PLO-1	3	3	3	1	2
PLO-2	3	2	1	3	3
PLO-3	3	3	3	3	3
PLO-4	3	3	3	3	3
PLO-5	3	3	3	3	2
PLO-6	2	1	1	2	2
PLO-7	3	2	2	2	3
PLO-8	3	1	2	2	3
PLO-9	3	1	2	1	3
PLO-10	3	3	3	2	3
PLO-11	2	2	1	1	3
PLO-12	3	3	3	3	3

Consolidated Semester wise Programme Details

S. No.	Course Code	Course Title	Type of	Teaching hours/	Credits	Marks		Total Marks
						Internal	External	
Semester First								
01.	BALLB - 101	English Language Skills and Legal Language - I	C	4	4	25	75	100
02.	BALLB - 102	Political Science - I	C	4	4	25	75	100
03.	BALLB - 103	Economics-I	C	4	4	25	75	100
04.	BALLB - 104	History - I	C	4	4	25	75	100
05.	BALLB - 105	Law of Contract - I	C	4	4	25	75	100
06.	BALLB - 106	Law of Torts - I	C	4	4	25	75	100
Semester Second								
01.	BALLB - 201	English Legal Skills and Legal Language - II	C	4	4	25	75	100
02.	BALLB - 202	Political Science-II	C	4	4	25	75	100
03.	BALLB - 203	Economics-II	C	4	4	25	75	100
04.	BALLB - 204	History - II	C	4	4	25	75	100
05.	BALLB - 205	Law of Contract - II	C	4	4	25	75	100
06.	BALLB - 206	Law of Torts - II	C	4	4	25	75	100
Semester Third								
01.	BALLB - 301	Criminal Law - I	C	4	4	25	75	100
02.	BALLB - 302	Family Law-I	C	4	4	25	75	100
03.	BALLB - 303	Mercantile Law	C	4	4	25	75	100
04.	BALLB - 304	Constitutional Law-I	C	4	4	25	75	100
05.	BALLB - 305	Sociology - I	C	4	4	25	75	100
Semester Fourth								
01.	BALLB - 401	Criminal Law - II	C	4	4	25	75	100
02.	BALLB - 402	Family Law-II	C	4	4	25	75	100
03.	BALLB - 403	Consumer and	C	4	4	25	75	100

		Competition Laws						
04.	BALLB - 404	Constitutional Law-II	C	4	4	25	75	100
05.	BALLB - 405	Sociology - II	C	4	4	25	75	100
Semester Fifth								
01.	BALLB - 501	Jurisprudence - I	C	4	4	25	75	100
02.	BALLB - 502	International Law - I	C	4	4	25	75	100
03.	BALLB - 503	Intellectual Property Law - I	C	4	4	25	75	100
04.	BALLB - 504	Company Law	C	4	4	25	75	100
05.	BALLB - 505	Law on Transfer of Property	C	4	4	25	75	100
Semester Sixth								
01.	BALLB - 601	Jurisprudence - II	C	4	4	25	75	100
02.	BALLB - 602	International Law-II	C	4	4	25	75	100
03.	BALLB - 603	Intellectual Property Law - II	C	4	4	25	75	100
04.	BALLB - 604	Labour Law	C	4	4	25	75	100
05.	BALLB - 605	Environmental Law	C	4	4	25	75	100
Semester Seventh								
01.	BALLB - 701	Human Rights and Humanitarian Law	C	4	4	25	75	100
02.	BALLB - 702	Code of Civil Procedure - I & Specific Relief Act	C	4	4	25	75	100
03.	BALLB - 703	Code of Criminal Procedure	C	4	4	25	75	100
04.	BALLB - 704	Administrative Law	C	4	4	25	75	100
05.	BALLB - 705	Clinical Legal Course - I	C	4	4	25	75	100
Semester Eighth								
01.	BALLB - 801	Criminology, Penology and Victimology	C	4	4	25	75	100
02.	BALLB - 802	Code of Civil Procedure - II & Limitation Act	C	4	4	25	75	100
03.	BALLB - 803	Law of Evidence - I	C	4	4	25	75	100
04.	BALLB - 804	Banking and Insurance Laws	C	4	4	25	75	100

05.	BALLB - 805	Clinical Legal Course - II	C	4	4	100	0	
Semester Ninth								
01.	BALLB - 901	Law of Evidence - II	C	4	4	25	75	100
02.	BALLB - 902	Law of Taxation - I	C	4	4	25	75	100
03.	BALLB - 903	International Trade Law	C	4	4	25	75	100
04.	BALLB - 904	Cyber Laws	C	4	4	25	75	100
05.	BALLB - 905	Pleading, Drafting, Conveyancing and Professional Ethics	C	4	4	25	75	100
Semester Tenth								
01.	BALLB - 1001	Interpretation of Statutes	C	4	4	25	75	100
02.	BALLB - 1002	Land Laws	C	4	4	25	75	100
03.	BALLB - 1003	Alternate Dispute Resolution	C	4	4	25	75	100
04.	BALLB - 1004	Law of Taxation - II	C	4	4	25	75	100
05.	BALLB - 1005	Project Writing	C	4	4	25	75	100

COURSE DESIGN

HAMDARD INSTITUTE OF LEGAL STUDIES AND RESEARCH (HILSR)

Name of the Academic Programme: BA.LL.B

Course Code: BA.LL.B-101 **Title of the Course:** English Language Skills and Legal Language I

L-T-P: 4-0-0

Credit 4

(L= Lecture Hours, T= Tutorial Hours, P= Practical Hours)

COURSE LEARNING OUTCOMES (CLOs)

After completing this Course, the students should be able to:

CLO-1 Identify and transcribe the phonetic symbols and learn the *Received Pronunciation* (RP). **(Cognitive Level: Apply).**

CLO-2 Understand the lexical and syntactical structures of the language. **(Cognitive Level: Understand).**

CLO-3 Acquire understanding and clarity of grammatical items. **(Cognitive Level: Apply, Evaluate and Create)**

CLO-4 Study and critically analyse the texts that have bearing on legal matters. **(Cognitive Level: Analyze)**

CLO-5 Achieve clarity of words, identify ambiguities and build legal English and foreign vocabularies. **Cognitive Level: Analyze)**

CLO-6 Acquire legal writing skills and familiarity with formats of legal documentation. **(Cognitive Level: Evaluate and Create)**

Mapping of Course Learning Outcomes (CLOs) with Programme Learning Outcomes (PLOs)

	PLO 1	PLO 2	PLO 3	PLO 4	PLO5	PLO 6	PLO 7	PLO 8	PLO9	PLO1 0	PLO1 1	PLO1 2
CLO 1	1	2	1	1	2	2	1	3	1	2	1	2
CLO 2	2	2	1	2	3	3	2	3	3	2	2	3

2												
CLO 3	2	1	2	2	2	2	2	2	1	1	2	3
CLO 4	3	3	3	3	3	2	2	2	2	3	1	3
CLO 5	3	3	3	3	3	2	1	3	1	2	1	3
CLO 6	3	3	3	3	3	1	3	1	1	2	1	3

Detailed Syllabus:

Unit I : Phonetics and Vocabulary

12 Hrs

1.1 Transcription of Phonetic Symbols

1.2 Synonyms and Antonyms

1.3 Word formation-Prefix, Suffix

Unit II: Grammar and Usage

12 Hrs

2.1 Parts of Speech

2.2 Tenses, Modals

2.3 Active and Passive Voice

2.4 Subject Verb Agreement

Unit III: Comprehension

12 Hrs

3.1 William Blake: The Little Black Boy

3.2 Martin L. King Jr.: I have a Dream

3.3 A. P. J. Abdul Kalam: Vision for 2020

Unit IV: Legal Language**12 Hrs**

4.1 Law and Language — English as medium for legal transaction in India

4.2 Important English, Greek and Latin legal maxims (unseen passages)

4.3 Foreign legal words and phrases

Unit V: Law and Literature**12 Hrs**

5.1 *To Kill a Mocking Bird* - Harper Lee

5.2 *In the Court: A Short story* - Anton Chekhov

5.3 *The Merchant of Venice* - William Shakespeare

5.4 Visual Texts (Movies, Documentaries)

Reference Books:

1. Aiyar, Ramanatha (2014), *Concise Law Dictionary-With Legal Maxims, Latin Terms, And Words & Phrases*.Fifth edition, Lexis Nexis, 2014, PP. 1-1358.
2. Chekhov, Anton. *In the Court: A Short Story*.Scribd, PP1-10.
3. Cormack, Bradin, et.all. (2016), Ed. *Shakespeare and the Law: A Conversation among Disciplines and Profession*. University of Chicago Press, PP. 1-341.
4. Garner, Bryan (2011), *Garner’s Dictionary of Legal Usage*, 3rd Edition,OUP.: USA, PP. 1-1032.
5. Hewings, Martin (2000), *Advanced English Grammar: A Self Study Reference and Practice Book for Advanced South Asian Students with Answers*.1st Edition.Cambridge University Press, PP.1-241
6. Lee, Harper (2010), *To Kill a Mocking Bird*. Arrow, PP. 1-320.
7. McCarthy, Michael. *Test Your English Vocabulary In Use Advanced (South Asian Edition)*. Cambridge University Press: New Delhi, PP.1-320.
8. Murphy, Raymond (1994), *Intermediate English Grammar, (Reference And Practice For South Asian Students)*, 2 Edition. Cambridge University Press, PP. 1-35.
9. Shakespeare, William (2000), *The Merchant of Venice*. Penguin Classics, PP. 1-224.

10. Suzana, Roopa (2017), *A Practical Course in English Pronunciation*. McGraw Hill Education, PP. 1-157.
11. Tickoo, M. L., and A. E. Subramaniam (1976), *A Functional Grammar with Usage and Composition*. Orient BlackSwan, PP. 488
12. William, Glanville (2013), *Learning the Law*. 14th Edition. Sweet & Maxwell, PP.1-273.
13. W. S. Allen (2009), *Living English Structure*. 5th edition. Pearson, PP. 1-338.

Teaching-Learning Strategies in Brief:

In addition to the class room teaching through ICT and audio-visual aids, the teaching learning strategies for this course also include numerous pedagogies, such as guided self learning, peer learning, group discussion, legal case studies, projects, presentations, field studies, skits, role plays, and learning through trial and error method.

Assessment Methods and Weightage in Brief:

The course has a weightage of 100 marks. 75 % of the marks will be covered by the End Semester Examination; while as 25 % will constitute internal assessment to be conducted by the instructor.

(A)End Semester Examination: There shall be ten questions in the Question paper with two, from each unit. Students shall have to answer five questions, selecting one from each unit.

(B)Internal Assessment: The students will be assessed and evaluated by the teacher during the entire semester at regular intervals. This shall be done by employing a wide range of methods including written tests, tutorials, term paper writing, presentations, etc.

Attendance of the students will also form a part of the internal assessment.

In addition to summative assessment, various formative assessment tools are to be used for assessment of performance of the students in the light of the Course Learning Outcomes (CLOs) of this course. Formative assessment tools, such as Time-constrained examination, problem based assignment, teacher-student interaction, team project reports followed by oral presentation and viva voce, punctuality and attentiveness shall be used for assessment. Real time feedback, guidance, course correction, mentoring and monitoring of the students performance shall be the key features of assessment methods.

COURSE DESIGN

HAMDARD INSTITUTE OF LEGAL STUDIES AND RESEARCH (HILSR)

Name of the Academic Programme: BALLB

Course Code: BALLB-102 **Title of the Course:** Political Science-I

L-T-P: 4-0-0

Credit 4

(L= Lecture Hours, T= Tutorial Hours, P= Practical Hours)

COURSE LEARNING OUTCOMES (CLOs)

After completing this Course, the students should be able to:

CLO-1 Gain analytical understanding of major theoretical perspectives relating to political and moral issues. **(Cognitive Level: Analyse).**

CLO-2 Arrive at their own opinions regarding various socio-political issues **(Cognitive Level: Evaluate).**

CLO-3 Develop knowledge and understanding about major political and moral debates. **(Cognitive Level: Analyse)**

CLO-4 Relate philosophical debates with practical issues **(Cognitive Level: Apply)**

Mapping of Course Learning Outcomes (CLOs) with Programme Learning Outcomes (PLOs)

	PLO 1	PLO 2	PLO 3	PLO 4	PLO 5	PLO 6	PLO 7	PLO 8	PLO 9	PLO1 0	PLO1 1	PLO1 2
CLO 1	2	2	3	2	1	2	2	2	3	1	2	1
CLO 2	2	1	2	3	1	1	2	3	2	2	2	3
CLO 3	1	1	3	2	2	3	2	2	3	1	2	1
CLO 4	2	2	3	3	2	1	3	2	2	2	2	3

Detailed Syllabus

Unit 1: Approaches to the Study of Politics

12 hrs

Nature of Politics: Different Views and Perspectives

Traditional Approaches: Philosophical, Historical, Legal and Institutional

Contemporary Approaches: Behaviouralism and Post-Behaviouralism, Systems Analysis, Structural Functionalism

Unit 2- Major Political Ideologies **12 hrs**

Liberalism: Major Trends

Socialism and Marxism

Feminism

Unit 3- Key Concepts of Political Theory **12 hrs**

Sovereignty: Monist and Pluralist Views

Liberty: Positive and Negative

Justice and Equality: Utilitarian view, John Rawls, Robert Nozick and Amartya Sen

Unit 4: Political Sociology **12 hrs**

The Concept of Power: Elitist and Pluralist Theories

Civil Society: Hegel and Gramsci

Political Culture and Political Socialization

Political Development and Political Modernization

Unit 5: Contemporary Political Debates and Theories: An Overview **12 hrs**

Liberalism vs. Communitarianism Debate

Multiculturalism

Post-Modernism

Recommended Readings

1. Adam Swift, Political Philosophy: A Beginners Guide for Student's and Politicians (Cambridge: Polity Press)
2. Amal Kumar Mukhopadhyay, Western Political Thought: From Plato to Marx (Calcutta: K.P. Bagchi)
3. Andrew Heywood, Political Ideologies: An Introduction (London: Palgrave Macmillan)
4. Andrew Heywood, Politics (London: Palgrave Macmillan) Andrew Heywood, Political Theory (London: Palgrave Macmillan)
5. Andrew Vincent, The Nature of Political Theory (New York: Oxford University Press)
6. Antonio Gramsci, Quintin Hoare and Geoffrey Nowell-Smith. Selections from the Prison

- Notebooks of Antonio Gramsci (New York: International Publishers)
7. Ben Fine and Alfredo Saad- Filho, Marx's Capital (London: Pluto)
 8. C.E.M Joad, Introduction to Modern Political Theory (Oxford: Clarendon Press)
 9. Clyde W. Barrow, Critical Theories of the State Marxist, Neo-Marxist, Post-Marxist (Madison: The University of Wisconsin Press)
 10. ChandranKukathas and Philip Pettit, Rawls: A Theory of Justice and its Critics (Stanford: Stanford University Press)
 11. Colin Hay, Michael Lister and David Marsh (eds.), The State: Theories and Issues (New York: Palgrave Macmillan).
 12. David Held, Political Theory and the Modern State (Cambridge: Polity Press)
 13. David Marsh and Gerry Stoker, Theory and Methods in Political Science (Macmillan: London)
 14. David McLellan, The Thought of Karl Marx (London: Macmillan) David McLellan, Marx before Marxism (London: Macmillan)
 15. David McLellan, Marxism after Marx (London: Macmillan)
 16. David McLellan, Karl Marx: His Life and Thought (London: Macmillan) Eddy Asirvatham and K.K Mishra, Political Theory (New Delhi: S. Chand)
 17. Gabriel A. Almond and G.B. Powell, Comparative Politics Today: A World View (New Delhi: Pearson Education)
 18. Gerard Delanty and Stephen P. Turner (eds.), Routledge International Handbook of Contemporary Social and Political Theory (London: Routledge)
 19. George Ritzer, Sociological Theory (New York: McGraw-Hill)
 20. G.H. Sabine and T.L. Thorson, A History of Political Theory (New Delhi: Oxford & IBH Publishing Co.)
 21. Jonathan Wolff, An Introduction to Political Philosophy (London: Routledge)
 22. John Gray, Liberalism (Minnesota: University of Minnesota Press)
 23. John Gray, Post Liberalism (London: Routledge)
 24. John Hoffman and Paul Graham, Introduction to Political Theory (London: Routledge)
 25. John S .Dryzek, Bonnie Honig and Anne Phillips (eds.), The Oxford Handbook of Political Theory (Oxford: Oxford University Press)
 26. Kate Nash and Alan Scott, The Blackwell Companion to Political Sociology (Oxford: Blackwell)
 27. Margaret Walters, Feminism: A Very Short Introduction (Oxford: Oxford University Press)
 28. Norman P. Barry, Introduction to Modern Political Theory (Macmillan: London)
 29. O.P. Gauba, An Introduction to Political Theory (Macmillan: Delhi)
 30. Rajeev Bhargava and Ashok Acharya (eds.), Political Theory: An Introduction (Noida: Pearson).
 31. Rakhahari Chatterjee, Introduction to Comparative Political Analysis (Kolkata: Sarat Book House)
 32. Richard Bellamy and Andrew Mason (eds.), Political Concepts (Manchester: Manchester University Press)
 33. Robert E. Goodin, Philip Pettit and Thomas Pogge (eds.), A Companion to Contemporary Political Philosophy (Oxford: Blackwell)
 34. ShlomoAvineri, Karl Marx: Social and Political Thought (New Delhi: S. Chand)
 35. S.N. Ray, Modern Comparative Politics – Approaches, Methods and Issues (New Delhi: PHI)
 36. S.P. Verma, Modern Political Theory (Vikas: New Delhi)

37. SushilaRamaswamy, Political Theory: Ideas and Concepts (New Delhi: Macmillan India)
38. Terence Ball and Richard Bellamy (eds.), The Cambridge History of Twentieth Century Political Thought (Cambridge: Cambridge University Press).
39. Tom Bottomore, Political Sociology (New Delhi: B. I. Pub.)
40. Will Kymlicka, Contemporary Political Philosophy (New Delhi: Oxford University Press)

Teaching-Learning Strategies in Brief:

In addition to the class room teaching the teaching learning strategies for this course also include use of ICT and audio-visual techniques, guided self-learning, case studies, debates, documentaries etc.

Assessment Methods and Weightages in Brief:

The course has a weightage of 100 marks. 75% of marks will be covered by the End Semester Examination; while 25% will account for the internal assessment to be conducted by the instructor.

(A) End Semester Examination: There shall be ten questions in the Question paper with two from each unit. Students shall have to answer five questions, selecting one from each unit.

(B) Internal Assessment: The students will be assessed and evaluated by the teacher during the entire semester at regular intervals. Such evaluation may take such forms as written test, term paper, presentation etc. Attendance of students in the class may also be taken into account while making such evaluation.

COURSE DESIGN

HAMDARD INSTITUTE OF LEGAL STUDIES AND RESEARCH (HILSR)

Name of the Academic Programme: BALLB

Course Code: BALLB-103 **Title of the Course:** Economics-I

L-T-P: 4-0-0

Credit 4

(L= Lecture Hours, T= Tutorial Hours, P= Practical Hours)

COURSE LEARNING OUTCOMES (CLOs)

After completing this course, the students should be able to:

CLO-1 Interpret the economic concepts necessary to comprehend microeconomic theory
(**Cognitive Level: Apply**).

CLO-2 Analyze the scientific nature of the discipline of Economics (**Cognitive Level: Analyze**).

CLO-3 Appraise the mechanism of consumer's and producer's choice (**Cognitive Level: Analyze**).

CLO-4 Estimate the impact of competition on the determination of price and output in the market.
(**Cognitive Level: Evaluate**).

CLO-5 Relates to the factors which determine the distribution of income in the economy
(**Cognitive Level: Create**).

Mapping of Course Learning Outcomes (CLOs) with Programme Learning Outcomes (PLOs)

	PLO 1	PLO 2	PLO 3	PLO 4	PLO 5	PLO 6	PLO 7	PLO 8	PLO 9	PLO1 0	PLO1 1	PLO1 2
CLO 1	3	2	2	3	2	2	2	1	2	2	3	2
CLO 2	2	2	2	2	2	3	2	2	2	2	3	2
CLO 3	3	1	3	2	2	3	2	2	2	2	3	3
CLO 4	3	2	3	2	3	3	2	2	2	2	2	2
CLO 5	2	1	2	1	2	2	1	2	2	2	2	2

Detailed Syllabus:

Unit - I Nature of Economics

(12 hrs)

Definition, Methodology and scope of Economics; Forms of Economic analysis- Micro vs. Macro, Partial vs. General, Static vs. Dynamic, Short-run vs. Long-run.

Problem of scarcity and choice; Opportunity cost and production possibility frontier; Central problems of an Economy; Economic systems.

Demand and Supply framework: Law of demand, determinants of demand, shifts of demand vs. movements along the demand curve, Market demand; Supply curve, Shifts of supply vs. movements along the supply curve, Market supply; Market equilibrium.

Unit - II Utility Analysis, Consumer Behaviour and Elasticity of Demand

(12 hrs)

Utility- cardinal and ordinal utility; Indifference curve- properties and types; Budget line; consumer's equilibrium; Substitution effect and income effect; consumer surplus; Elasticity of demand-price, cross and income elasticity.

Unit - III

Theory of Production and Costs

(12 hrs)

Factors of production; Production function; Law of variable proportions ; Returns to scale; Accounting vs. Economic costs; Classification of costs; Short run and long run analysis of costs; Revenue and profit; Isoquants and isocost lines; Producer's Equilibrium; Least cost combination of inputs; Economies and diseconomies of scale.

Unit - IV Market Structure

(12 hrs)

Forms of market structure— Perfect and imperfect market; Short-run and long-run equilibrium of a firm and industry under perfect competition and monopoly; Market power and price discrimination; Monopolistic competition, duopoly and oligopoly— Concept and characteristics.

Unit - V Factor Pricing

(12 hrs)

Distribution— Concept; Marginal productivity theory of distribution; Wages— Modern theory of wages, Wage differentials; Rent— Concepts, Ricardian theory of rent; Profit— Innovation and dynamic theory; Interest— Classical and Keynesian Theory; Rent as return to fixed factors; capital - basic concepts, classical theory of capital.

Readings:

The reading list given below is the chief source of material which will suffice to master the contents of this course.

1. N. Gregory Mankiw, *Principles of Economics*, South-Western College Publishing; 7th edition edition.
2. Karl E. Case (Author), Ray C. Fair, *Principles of Economics (Case & Fair)*, Pearson; 3 edition.
3. Paul Samuelson, *Economics*, McGraw Hill Education; 19 edition.
4. A. Koutsoyiannis (2006), *Modern Microeconomics*, Macmillan Press Ltd, London.
5. D.N. Dwivedi (2007), *Microeconomics*, Tata McGraw Hill, New Delhi.
6. H.L.Ahuja (2007), *Advanced Economic Theory— Microeconomic Analysis*, S. Chand & Company, New Delhi.

Teaching-Learning Strategies in Brief:

Classroom teaching along with interactive sessions with the students, discussion, graphical presentation and practical approach. Guest Lectures by the subject experts. Doubt clearing sessions in tutorial classes. Special sessions for the slow learners. Nurturing the young minds of the students to develop critical thinking for all-round development. Inculcate the research orientation among students. Group discussion, Presentation, Assignment, Question & Answer Session and the application of Advance Pedagogical Techniques.

Assessment Methods and Weightages in Brief:

The course has a weightage of 100 marks. 75 % of the marks will be covered by the End Semester Examination; while as 25 % will constitute internal assessment to be done by the concerned instructor.

(A) End Semester Examination: There shall be ten questions in the Question paper with two from each unit. Students shall have to answer five questions in all selecting one from each unit.

(B) Internal Assessment: Students will be assessed and evaluated by the concerned teacher during the entire semester at regular intervals. This will be done by employing a wide range of methods including written tests, tutorials, term paper writing, presentations etc. Attendance of the students will also form a part of the internal assessment.

COURSE DESIGN

HAMDARD INSTITUTE OF LEGAL STUDIES AND RESEARCH (HILSR)

Name of the Academic Programme: BALLB

Course Code: BALLB-104 **Title of the Course:** History-I

L-T-P: 4-0-0

Credit 4

(L= Lecture Hours, T= Tutorial Hours, P= Practical Hours)

Course Learning Outcome:

After completing this course, students should be able to:

CLO-1 Understand History and its relevance. (Cognitive level: Understand)

CLO-2 Interpret and Analyze legal sources. (Cognitive level: Analyze)

CLO-3 Critically analyze the Judicial system of ancient and medieval times. (Cognitive level: Analyze)

CLO-4 Examine the impact of Social Differentiation on legal system/scriptures. (Cognitive level: Evaluate)

CLO-5 Evaluate the emergence of Social Institutions and regulatory bodies. (Cognitive level: Evaluate)

CLO-6 Assess the commercial and International relations during ancient and medieval period and relate it to the present times. (Cognitive level: Evaluate)

Mapping of Course Learning Outcomes (CLOs) with Programme Learning Outcomes (PLOs)

	PL O1	PL O2	PL O3	PL O4	PLO 5	PLO 6	PLO 7	PLO 8	PLO9	PLO1 0	PLO1 1	PLO1 2
CL O1	3	1	3	2	2	2	3	1	1	2	2	1
CL O2	1	2	1	1	1	2	3	2	2	1	2	1
CL O3	3	2	1	1	1	2	3	2	2	2	2	1
CL O4	1	1	1	1	1	2	3	1	1	2	2	1

CL O5	3	1	1	1	2	2	3	2	1	2	2	1
CL O6	3	1	2	1	1	2	3	2	2	3	2	1

Detailed Syllabus

Unit I Definition and Nature of History, Relevance of History to Law Sources- Nature and types of sources **12 Hrs**

Unit II Social Differentiation- Origin of Caste and Class and its Legal standpoint, The Understanding of Violence and Crime, Judicial system, Procedures - Murder, Robbery, Rape etc

12 Hrs

Unit III Origin of Family- Issues and concerns, Kinship patterns, Genealogy of marriage and legal perspective, Inheritance

12 Hrs

Unit IV Commercial Laws- Economy, Trade, Commerce, Property Treaties with neighboring empires and kingdoms

12 Hrs

Unit V Protest and Alternate Practices- Homosexuality, Incest, Prostitution The State's Legal positions on Protest/Rebellion

12 Hrs

Suggested Readings:

1. Thapar, Romila, 2004, Early India: From the Origins to AD 1300, University of California Press
2. Chandra, Satish, 2009, History of Medieval India, Orient Blackswan
3. Bhattacharya, Sabyasachi (ed.), 2013, Approaches to History: Essays in Indian Historiography, Primus Books, 2013
4. Thapar, Romila, 1996, Time as a Metaphor of History, OUP
5. Carr, E.H., 2008, What is History, Penguin
6. Singh, Upinder, 2017, Political Violence in Ancient India, Harvard University Press
7. Singh, Upinder, 2009, A History of Ancient and Early Medieval India: From the Stone Age to the 12th Century, Pearson Education
8. Rama, Jois.T 2009, Legal and Constitutional History of India :Ancient Legal, Judicial and Constitutional System, Universal Law Publishing

9. Basham, A.L, 1993, The Wonder that was India, Part-I, Rupa
10. Duncan, J, Derett,M 1999, Religion, Law and State in India, OUP
11. Lingat,Robert, 1998, The Classical Law of India, OUP
12. Galanter,Marc, 1989, Law and Society in Modern India, OUP
13. Sreedharan,E.2004, A Textbook of Historiography, 500 B.C. to A.D. 2000, Orient Blackswan
14. Doniger, Wendy, 2018, Beyond Dharma: Dissent in the Ancient Indian Sciences of Sex and Politics, Speaking Tiger
15. Schipper,Mineke, 2017, Naked or Covered: A history of Dressing and Undressing Around the World, Speaking Tiger
16. Roy,Kumkum, 2009, The Power of Gender and the Gender of Power: Explorations in Early Indian History, OUP
17. Farooqui, S.A, 2009, A Comprehensive History of Medieval India, From the Twelfth to the Mid Eighteenth Century, Pearson Education
18. Padia, Chandrakala, 2009, Women in Dharmasastras: A Phenomenological and Critical Analysis, Rawat Publisher
19. Moosvi, Shireen, 2009, People, Taxation and Trade in Mughal India, OUP
20. Olivelle, Patrick, 2016, A Dharma Reader, Classical Indian Law, Columbia University Press
21. Uberoi, Patricia, 1997, Family, Kinship and Marriage in India, OUP
22. Menon, Madhavi, 2018, Infinite Variety: A History of Desire in India, Speaking Tiger
23. Bhargava, Meena, 2020, Understanding Mughal India Sixteenth to Eighteenth Centuries, Orient Blackswan
24. Jha, D.N 2015, Ancient India Historical Outline, Manohar Publishers
25. Chatterjee, Nandini, 2020, Negotiating Mughal Law, Cambridge University Press, 2020

Articles:

1. Shireen Moosvi, The Medieval State and Caste, Social Scientist, vol 39, 7/ 8 (July-August 2011), pp3-8

2. Shadab Bano, Women Performers and Prostitutes in Medieval India, Studies in History 27(1) 41-53, Sage Publications
3. Rafat Bilgrami, Property Rights of Muslim Women in Mughal India, Proceedings of the Indian History Congress, 1987, Vol. 48 (1987), pp. 261-270
4. Uma Chakravarti, Conceptualising Brahmanical Patriarchy in Early India: Gender, Caste Class and State, EPW, April 3, 1993, vol 28, No.14, pp.579-585

Teaching-Learning Strategies in Brief:

In addition to the traditional classroom teaching supported by ICT and audio-visual aids, the teaching learning strategies for this course also include numerous pedagogies, such as guided self learning, peer learning, case studies, learning through group projects, and experiential learning.

Assessment and Evaluation: The course has a weightage of 100 marks. 75 % of the marks will be covered by the End Semester Examination; while 25 % will constitute an internal assessment to be done by the concerned instructor.

A)End Semester Examination: There will be ten questions in the Question paper with two from each unit. Students will have to answer five questions in all, selecting one from each unit.

(B)Internal Assessment: A student will be assessed and evaluated by the concerned teacher during the entire semester at regular intervals. This will be done by employing a wide range of methods including written tests, term paper writing, presentations etc. Attendance of the students will also form a part of the internal assessment. Tutorials will ensure feedback, guidance, course correction, mentoring and monitoring of the students' performance.

COURSE DESIGN

HAMDARD INSTITUTE OF LEGAL STUDIES AND RESEARCH (HILSR)

Name of the Academic Programme: BALLB

Course Code: BALLB-105 **Title of the Course:** Law of Contract – I

L-T-P: 4-0-0

Credit 4

(L= Lecture Hours, T= Tutorial Hours, P= Practical Hours)

COURSE LEARNING OUTCOMES (CLOs)

After completing this Course, the students should be able to:

CLO-1 Examine the importance of a legal contract and legal principles for the formation of a contract (**Cognitive Level: Analyze**).

CLO-2 Interpret and evaluate various vitiating factors in a contract (**Cognitive Level: Evaluate**).

CLO-3 Identify the fundamental legal principles for discharge of contract and the legal consequences of different modes of discharge of contract (**Cognitive Level: Analyze**).

CLO-4 Examine the legal framework and principles with respect to the remedies in contractual relationship. (**Cognitive Level: Analyze**).

CLO-5 Appraise the legal principles for quasi contracts (**Cognitive Level: Evaluate**).

CLO-6 Relate the contemporary challenges on issues involving laws with respect to general principles of contracts in India (**Cognitive Level: Analyze**)

Mapping of Course Learning Outcomes (CLOs) with Programme Learning Outcomes (PLOs)

	PLO1	PLO2	PLO3	PLO4	PLO5	PLO6	PLO7	PLO8	PLO9	PLO10	PLO11	PLO12
CLO1	3	1	3	2	2	2	3	2	3	3	2	3
CLO2	3	1	3	3	3	1	2	2	2	2	1	3
CLO3	3	1	2	2	2	2	2	2	3	3	2	3
CLO4	3	1	3	3	3	1	2	2	2	2	1	3
CLO5	1	2	3	3	2	2	1	2	3	3	2	3
CLO6	3	2	3	3	3	2	2	1	2	1	1	3

Detailed Syllabus:**Unit - I** **12 Hrs**

- Rationale of Contracts
- Elements of a Contract
- Offer: Definition, Communication, Revocation, General and Specific offer, Cross and Counter Offer, Invitation to treat
- Acceptance: Definition, Communication, Revocation
- Intention to Create Legal Relationship/Obligations

Unit - II **12 Hrs**

- Consideration: Definition and Essential Elements, Privity of Contract and Privity of Consideration, Past, Executed and Executory Consideration, Exceptions
- Capacity to Contract: Incapacity arising out of Status & Mental Defects, Nature of Minor's Agreement, Effect of Minor's Agreement, Doctrine of Restitution, Beneficial Contracts, Ratification of Minor's Agreement, Liability for necessaries, Persons of Unsound mind

Unit - III **12 Hrs**

- Factors vitiating consent: Coercion, Undue Influence, Misrepresentation, Fraud and Mistake
- Void Agreements: Meaning, Agreement without Consideration, Agreement in Restraint of Marriage, Agreement in Restraint of Trade, Agreement in Restraint of Legal Proceedings, Wagering Agreements

Unit - IV **12 Hrs**

- Legality of Object
- Discharge of Contract: Modes of Discharge, Performance, Impossibility of Performance - Doctrine of Frustration
- Standard Form Contracts

Unit - V **12 Hrs**

- Remedies: Damages – remoteness and measure of damages, Specific Performance, Injunction, Quantum Meruit
- Quasi-Contracts

Reference Books:

1. Nilima Bhadbhade, Pollock and Mulla on the Indian Contract and the Specific Relief Act, Lexis Nexis India, Gurgaon (1999).
2. Dr. Avtar Singh: Law of Contract & Specific Relief, Eastern Book Company, Lucknow
3. Dr. R.K. Bangia: Contract, Allahabad Law Agency, Allahabad.

4. H. K. Saharay: Dutt on Contract-The Indian Contract Act, 1872, Eastern Law House, Kolkata.
5. J. Beatson, Andrew Burrows & John Cartwright: Anson's Law of Contract, Oxford University Press, London.
6. Michael P. Furmston: Cheshire, Fifoot & Furmston's Law of Contract, Oxford University Press, London.
7. G. H. Treitel: The Law of Contract, Sweet & Maxwell, London.
8. H. G. Beale and Joseph Chitty: Chitty on Contracts: General Principles, Sweet & Maxwell, London.
9. Stephen A. Smith, Atiyah's Introduction to the Law of Contract, Clarendon Law Series.

Teaching-Learning Strategies in Brief:

In addition to the class room teaching through ICT and audio-visual aids, the teaching learning strategies for this course also include numerous pedagogies, such as guided self learning, peer learning, case studies, learning through group projects, field studies and experiential learning.

Assessment Methods and Weightages in Brief:

In addition to summative assessment, various formative assessment tools are to be used for assessment of performance of the students in the light of the Course Learning Outcomes (CLOs) of this course. Formative assessment tools, such as Time-constrained examination, problem based assignment, team project reports followed by oral presentation and viva voce shall be used for assessment. Real time feedback, guidance, course correction, mentoring and monitoring of the students performance shall be the key features of assessment methods. The course has a weightage of 100marks. 75% of the marks will be covered by the End Semester Examination; where as 25% will constitute internal assessment to be done by the concern instructor.

COURSE DESIGN

HAMDARD INSTITUTE OF LEGAL STUDIES AND RESEARCH (HILSR)

Name of the Academic Programme: BALLB

Course Code: BALLB-106 **Title of the Course:** Law of Torts-I

L-T-P: 4-0-0

Credit 4

(L= Lecture Hours, T= Tutorial Hours, P= Practical Hours)

COURSE LEARNING OUTCOMES (CLOs)

After completing this Course, the students should be able to:

CLO-1 Analyse the major principles fundamental to the operation of the Law of Torts (**Cognitive Level: Understand**).

CLO-2 Identify and classify the important and commonly litigated torts against human being. (**Cognitive Level-Evaluate**).

CLO-3 Comprehend and analyse the important torts against property (**Cognitive Level-Analyse**).

CLO-4 Relate the Tort of Nuisance & Some other Specific Tort with other with other important related Codified laws. (**Cognitive level-Analyse**)

CLO-5 Appraise the important and commonly litigated Tort of Negligence & Allied Matters (**Cognitive Level- Apply**)

CLO-6 Relate the contemporary challenges on issues involving in Law of Torts and its functioning in India (**Cognitive Level: Analyze**)

Mapping of Course Learning Outcomes (CLOs) with Programme Learning Outcomes (PLOs)

	PLO 1	PLO 2	PLO 3	PLO 4	PLO 5	PLO 6	PLO 7	PLO 8	PLO 9	PLO1 0	PLO1 1	PLO1 2
CLO 1	3	3	3	3	3	3	1	2	2	3	2	3
CLO 2	3	3	3	3	1	2	2	2	2	1	1	2
CLO 3	3	3	2	2	2	2	2	2	2	2	2	3
CLO 4	3	3	3	3	3	2	3	2	2	2	1	2

CLO 5	3	3	3	3	3	2	1	2	2	2	2	3
CLO 6	3	3	3	3	3	2	3	1	3	2	2	3

Detailed Syllabus:

Unit One:-Introduction, Definition, and Nature of Law of Tort-

12 Hours

1. Definition, Nature and Function of the Law of Tort
2. “Law of Tort” or “Law of Torts.”
3. Tort & Crime, Tort & Contract, Tort and Trust
4. Foundations of Law of Tort in India
5. Theoretical Foundations of Tortious Liability;
6. Basis of Liability under Law of Tort; Fundamental Legal Maxims
7. Ubi jus Ibi remedium, Injuria Sine Damno and Damnum Sine Injuria.

Unit Two:-Torts against Human Beings

12 Hours

1. Assault, Battery, False Imprisonment
2. Malicious Prosecution and Abuse of Legal Process
3. Nervous Shock (Intentional)
4. Defamation, Libel, Slander and Hybrid types of the Defamation
5. Defenses-Truth, Privilege, Fair Comment, Innocent Disseminate

Unit Three:-Torts against Property

12 hours

1. Trespass to Land & Remedies
2. Trespass to Goods and Conversion
3. Passing-off Meaning and Utility
4. Interference with Contract and Business

Unit Four: Tort of Nuisance & Some other Specific Torts

12 Hours

1. Nuisance, Public & Private Nuisance
2. Remedy for Nuisance

3. Indian Easement Act 1882
4. Conspiracy, Deceit or Fraud
5. Malicious Falsehood, Intimidation
6. Misfeasance in Public Office

Unit Five:- Tort of Negligence & Allied Matters

12 hours

1. Negligence as a Tort and its Various Dimensions
2. Foresight of Harms Test of the existence of Negligence
3. Proximate Cause and Intervening Causa
4. Contributory Negligence, Last Opportunity Rule
5. Concurring Negligence of the Third Person
6. Liability for Defective Products
7. Occupiers Liability for Land & Structures
8. Liability for Negligent Misstatement
9. Nervous Shock Negligently Caused
10. Expanding Horizons of Negligence as a Tort

Reference books:

1. Wienfield and Jolowicz, Tort, 17th Edn., Sweet & Maxwell 2006
2. Salmond and Heuston on the Law of Torts
3. Paula Giliker and Silas Beckwith, Tort, 3rd Edi. Sweet & Maxwell 2008
4. Salmond, JW, Salmond's Law of Torts (8th edition, Sweet & Maxwell, London, 1934)
5. Fleming, J G, The Law of Torts (9th edition, LBC Information Services, Sydney, 198)
6. Ramaswamy Iyer's The Law of Torts, 10th Edi. Butterworths Wadhwa 2007
7. Ratan Lal and Dhiraj Lal on Law of Torts, 26th Edi. Butterworths Wadhwa 2010

Teaching-Learning Strategies in Brief:

In addition to the class room teaching through ICT and audio-visual aids, the teaching learning strategies for this course also include numerous pedagogies, such as guided self learning, peer learning, case studies, learning through group projects, field studies and experiential learning.

Assessment Methods and Weightages in Brief:

In addition to summative assessment, various formative assessment tools are to be used for assessment of performance of the students in the light of the Course Learning Outcomes (CLOs) of this course. Formative assessment tools, such as Time-constrained examination, problem based assignment, team project reports followed by oral presentation and viva voce shall be used for assessment. Real time feedback, guidance, course correction, mentoring and monitoring of the students performance shall be the key features of assessment methods. The course has a weightage of 100marks. 75% of the marks will be covered by the End Semester Examination; where as 25% will constitute internal assessment to be done by the concerned instructor

1												
CLO 2	3	2	2	3	2	3	2	3	3	3	3	3
CLO 3	3	3	2	2	2	2	2	2	3	2	2	3
CLO 4	3	3	3	3	2	2	2	2	2	3	2	2
CLO 5	2	3	3	3	3	3	2	1	1	2	1	3
CLO 6	3	3	3	3	3	2	3	3	2	2	2	3

Detailed Syllabus:

Unit I: Grammar and Usage

12 Hrs

1.1 Articles, Prepositions

1.2 Reported Speech

1.3 Relative Clauses

Unit II: Communication Skills

12 Hrs

2.1 Importance of Communication, Communication Process, Barriers to Communication and Perspectives in Communication

2.2 Elements of Communication; Verbal and Non Verbal Communication

2.3 Listening Skills and Speaking Skills

2.4 Reading and Writing Skills

2.5 Interview Skills

Unit III: Comprehension

12 Hrs

3.1 Essays — M. K. Gandhi, Jawaharlal Nehru, Montaigne, Virginia Woolf, Abraham Lincoln

Note: At least any three Essays by the above mentioned writers shall be chosen.

Unit IV: Composition Skills

12 Hrs

4.1 Paragraph Writing, Précis

4.2 Legal correspondence (Letters, Reports and Press Release)

4.3 Petition Writing

Unit V: Presentation and Communication Skills

12 Hrs

5.1 Extempore

5.2 Moot Court

5.3 Persuasive Arguments/ Presentations

5.4 Parliamentary Debates

Note: Documented/ Reported Legal Proceedings, written and oral, shall be used for demonstration.

Reference Books:

1. Adair, John (2003), *Effective Communication*. London: Pan Macmillan Ltd., PP. 1-242.
2. Ajmani, J. C. (2012), *Good English: Getting it Right*. New Delhi: Rupa Publications, PP. 1-323.
3. Amos, Julie-Ann (2004), *Handling Tough Job Interviews*. Mumbai: Jaico Publishing, PP. 1-168.
4. Gandhi, M. K. (2012), *Third Class in Indian Railways*. Kindle Edition, Public Domain Book.
5. Hasson, Gill (2012), *Brilliant Communication Skills*, Great Britain: Pearson Education, PP. 1-178.
6. Lincoln, Abraham (1997), *The Gettysburg Address*. Houghton Mifflin.
7. Montaigne, Michel. De. (2004), *The Complete Essays*. Penguin, PP. 1-1360.
8. Nehru, Jawaharlal (1947), 'Tryst with Destiny'.

9. Sasikumar, V., Dutta and Rajeevan (2005), *A course in Listening and Speaking-I*. Foundation Books, PP. 1-200.
10. Woolf, Virginia (2016), *A Room of One's Own*. Edition: 1, Fingerprint! Classics, PP. 1-104.

Teaching-Learning Strategies in Brief:

In addition to the class room teaching through ICT and audio-visual aids, the teaching learning strategies for this course also include numerous pedagogies, such as guided self learning, peer learning, group discussion, legal case studies, projects, presentations, field studies, skits, role plays, and learning through simulation.

Assessment Methods and Weightage in Brief:

The course has a weightage of 100 marks. 75 % of the marks will be covered by the End Semester Examination; while as 25 % will constitute internal assessment to be conducted by the instructor.

(A)End Semester Examination: There shall be ten questions in the Question paper with two, from each unit. Students shall have to answer five questions, selecting one from each unit.

(B)Internal Assessment: The students will be assessed and evaluated by the teacher during the entire semester at regular intervals. This shall be done by employing a wide range of methods including written tests, tutorials, term paper writing, presentations, etc.
Attendance of the students will also form a part of the internal assessment.

In addition to summative assessment, various formative assessment tools are to be used for assessment of performance of the students in the light of the Course Learning Outcomes (CLOs) of this course. Formative assessment tools, such as Time-constrained examination, problem based assignment, teacher-student interaction, team project reports followed by oral presentation and viva voce, punctuality and attentiveness shall be used for assessment. Real time feedback, guidance, course correction, mentoring and monitoring of the students performance shall be the key features of assessment methods.

COURSE DESIGN

HAMDARD INSTITUTE OF LEGAL STUDIES AND RESEARCH (HILSR)

Name of the Academic Programme: BALLB

Course Code: BALLB-202 **Title of the Course:** Political Science-II

L-T-P: 4-0-0

Credit 4

(L= Lecture Hours, T= Tutorial Hours, P= Practical Hours)

COURSE LEARNING OUTCOMES (CLOs)

After completing this Course, the students should be able to:

CLO-1 Gain useful insights about Indian government and politics, political economy of India and also India's foreign policy. **(Cognitive Level: Analyse).**

CLO-2 Arrive at their own opinions regarding various socio-political issues of current concern. **(Cognitive Level: Evaluate).**

CLO-3 Develop knowledge and understanding about major debates relating to national and international politics **(Cognitive Level: Analyse)**

CLO-4 Relate moral and ethical debates with realpolitik **(Cognitive Level: Apply)**

Mapping of Course Learning Outcomes (CLOs) with Programme Learning Outcomes (PLOs)

	PLO 1	PLO 2	PLO 3	PLO 4	PLO 5	PLO 6	PLO 7	PLO 8	PLO 9	PLO1 0	PLO1 1	PLO1 2
CLO 1	2	3	3	2	1	2	2	2	1	2	1	3
CLO 2	3	2	2	2	2	2	1	1	3	3	1	3
CLO 3	2	1	2	3	2	2	3	2	3	3	1	3
CLO 4	1	1	2	2	3	1	2	3	2	2	3	3

Detailed Syllabus:

Unit 1- Indian Constitution: Major Aspects

12 Hrs

Fundamental Rights

Directive Principles of State Policy

Distribution of Powers between the Union and the States

Judiciary: Supreme Court and High Courts

Unit 2- Indian Politics: Major Issues

12 Hrs

Nature of Party System in India

Caste in Indian Politics

Secularism and Communalism

Affirmative Action and Positive Discrimination

Unit 3- Political Economy of India

12Hrs

Planning and Economic Development Strategy

Agrarian Development Strategy: Land Reforms and Green Revolution

Politics of Economic Reforms

Unit 4- International Relations and Global politics

12Hrs

Theories of International Relations: Realism and Neo-Realism, Liberalism and Neo-Liberalism

Cold War: Origins, Stages and Major Events

Post Cold War Global Order: Globalization, Global Terrorism, Environmental Concerns

Unit 5- Foreign Policy of India

12 Hrs

Evolution of India's Foreign Policy: Non-Aligned Movement to Contemporary Times

India in the Multi-polar world

India's Relations with Neighbours: Pakistan, Bangladesh, Nepal, Bhutan, Sri Lanka,

Afghanistan and Maldives

Recommended Readings:

1. Atul Kohli (ed.), The Success of India's Democracy (New Delhi: Cambridge University Press)
2. Atul Kohli, The State and Poverty in India: The Politics of Reform (Cambridge: Cambridge University Press)

3. Baldev Raj Nayar, *Globalization and Nationalism: The Changing Balance in India's Economic Policy, 1950-2000* (New Delhi: Sage)
4. Baldev Raj Nayar, *The Myth of the Shrinking State: Globalization and the State in India* (New Delhi: Oxford University Press)
5. Bipan Chandra, Aditya Mukherjee and Mridula Mukherjee, *India Since Independence* (New Delhi: Penguin)
6. Charles W. Kegley and Eugene R. Wittkopf, *World Politics: Trend and Transformation* (Houndmills: Macmillan)
7. Christophe Jaffrelot, *India's Silent Revolution: The Rise of the Lower Castes in North India* (New Delhi: Permanent Black).
8. Christophe Jaffrelot, and Sanjay Kumar (eds), *Rise of the Plebeians? The Changing Face of Indian Legislative Assemblies* (New Delhi: Routledge).
9. Christophe Jaffrelot, *The Hindu Nationalist Movement and Indian Politics, 1925 to the 1990s*, (New Delhi: Penguin)
10. C Rajamohan, *Crossing the Rubicon: The Shaping of India's New Foreign Policy* (New York: Palgrave Macmillan)
11. D.D. Basu, *An Introduction to the Constitution of India*. (New Delhi, Prentice Hall)
12. Francine Frankel, *India's Political Economy, 1947-2004: The Gradual Revolution* (New Delhi: Oxford University Press)
13. Francine Frankel, Zoya Hassan, Rajeev Bhargava and Balveer Arora (eds), *Transforming India: Social and Political Dynamics of Democracy* (New Delhi: Oxford University Press)
14. Gail Omvedt, *Reinventing Revolution, New Social Movements and the Socialist Tradition in India* (London; Armonk, NY, M.E. Sharpe)
15. Granville Austin, *The Indian Constitution: Cornerstone of a Nation*. New Delhi: Oxford University Press
16. Ghanshyam Shah (ed.), *Dalit Identity and Politics* (New Delhi: Sage)
17. Ghanshyam Shah, *Social Movements in India: A Review of Literature* (New Delhi: Sage)
18. Ghanshyam Shah, *Social Movements and the State* (New Delhi: Sage)
19. Harsh Pant(ed.), *Indian Foreign Policy in a Unipolar World* (New York: Routledge)
20. Ishita Banerjee Dube (ed), *Caste in History* (New Delhi: Oxford University Press)
21. Jayal, NirjaGopal, *Democracy and the State: Welfare, Secularism and Development in Contemporary India* (New Delhi: Oxford University Press).
22. John Baylis, Steve Smith and Patricia Owens, *The Globalization of World Politics: An Introduction to International Relations* (Oxford: Oxford University Press)
23. Lloyd I.Rudolph and Susanne Hoerber Rudolph. *In Pursuit of Lakshmi: The Political Economy of the Indian State* (Hyderabad: Orient Longman).
24. Muchkund Dubey, *India's Foreign Policy: Coping with the Changing World* (New Delhi: Orient Blackswan)
25. M. Laxmikanth, *Indian Polity* (New Delhi: McGraw Hill) M.V. Pylee, *Introduction to the Constitution of India*. (New Delhi, Vikash)
26. Nirja Gopal Jayal (ed.), *Democracy in India* (New Delhi: Oxford University Press)
27. Partha Chatterjee (ed.), *State and Politics in India* (New Delhi: Oxford University Press)

28. Partha Chatterjee, *The Politics of the Governed* (New York, Chichester: Columbia University Press)
29. Paul Brass, *The Politics of India Since Independence* (Delhi, Foundation Books)
30. Peter Calvocoressi, *World Politics since 1945* (London: Routledge).
31. Pranab Bardhan, *The Political Economy of Development in India* (New Delhi: Oxford University Press)
32. Rahul Mukherjee(ed) *India's Economic Transition: The Politics of Reforms* (New Delhi: Oxford University Press)
33. Rajeev Bhargava (ed.), *Politics and Ethics of the Indian Constitution* (Delhi: Oxford)
34. Rajeev Bhargava (ed.) *Secularism and its Critics* (New Delhi: Oxford University Press)
35. Rajni Kothari, *Caste in Indian Politics* (New Delhi: Orient Longman)
36. Raka Roy and Mary Fainshod Katzenstein, *Social Movements in India* (New Delhi: Sage)
37. Ranajit Guha and Gayatri Chakravorty Spivak, (eds.) *Selected Subaltern Studies* (New York : Oxford University Press)
38. Rob Jenkins, *Democratic Politics and Economic Reform in India* (Cambridge: Cambridge University Press)
39. Robert Jackson and Georg Sørensen, *Introduction to International Relations: Theories and Approaches* (Oxford: Oxford University Press)
40. Rochana Bajpai, *Debating Difference: Group Rights and Liberal Democracy in India* (New Delhi: Oxford University Press)
41. Scott Burchill et al, *Theories of International Relations* (New York: Palgrave Macmillan)
42. Subhas Kashyap, *Our Constitution* (New Delhi: National Book Trust).
43. Sudipto Kaviraj, *Politics in India* (New Delhi: Oxford University Press)
44. Sudipto Kaviraj, *The trajectories of the Indian State* (New Delhi: Permanent Black)
45. Sudha Pai, *Dalit Assertion and the Unfinished Democratic Revolution: The Bahujan Samaj Party in Uttar Pradesh* (New Delhi: Sage).
46. Sumit Ganguly, *Engaging the World: Indian Foreign Policy Since 1947* (New Delhi: Oxford University Press)
47. Sumit Ganguly, *India's Foreign Policy: Retrospect and Prospect* (New Delhi: Oxford University Press)
48. V K Malhotra, *International Relations* (New Delhi: Anmol Publication)
49. V. N Khanna, *International Relations* (New Delhi: Vikas)
50. Zoya Hasan, *Parties and Party Politics in India* (New Delhi: Oxford University Press)
51. Zoya Hasan (ed.), *Politics and the State in India* (New Delhi: Sage).

Teaching-Learning Strategies in Brief:

In addition to the class room teaching the teaching learning strategies for this course also include use of ICT and audio-visual techniques, guided self-learning, case studies, debates, documentaries etc.

Assessment Methods and Weightages in Brief:

The course has a weightage of 100 marks. 75% of marks will be covered by the End Semester Examination; while 25% will account for the internal assessment to be conducted by the instructor.

(A) End Semester Examination: There shall be ten questions in the Question paper with two from each unit. Students shall have to answer five questions, selecting one from each unit.

(B) Internal Assessment: The students will be assessed and evaluated by the teacher during the entire semester at regular intervals. Such evaluation may take such forms as written test, term paper, presentation etc. Attendance of students in the class may also be taken into account while making such evaluation.

COURSE DESIGN

HAMDARD INSTITUTE OF LEGAL STUDIES AND RESEARCH (HILSR)

Name of the Academic Programme: BALLB

Course Code: BALLB-203 **Title of the Course:** Economics-II

L-T-P: 4-0-0

Credit 4

(L= Lecture Hours, T= Tutorial Hours, P= Practical Hours)

COURSE LEARNING OUTCOMES (CLOs)

After completing this Course, the students should be able to:

CLO-1 Relate to the working of macro-economy of a state (**Cognitive Level: Apply**).

CLO-2 Appreciate the role played by money in a modern economy (**Cognitive Level: Analyse**).

CLO-3 Identify the importance of political and economic institutions of a state (**Cognitive Level: Analyse**)

CLO-4 Interpret the union budget presented annually by the government of the day (**Cognitive Level: Evaluate**).

CLO-5 Distinguish between the concepts of growth and development (**Cognitive Level: Analyse**).

CLO-6 Explain the structure of the Indian economy (**Cognitive Level: Create**).

Mapping of Course Learning Outcomes (CLOs) with Programme Learning Outcomes (PLOs)

	PLO 1	PLO 2	PLO 3	PLO 4	PLO 5	PLO 6	PLO 7	PLO 8	PLO 9	PLO1 0	PLO1 1	PLO1 2
CLO 1	2	2	3	2	2	2	3	3	3	3	1	2
CLO 2	3	1	1	2	2	2	2	2	2	2	1	2
CLO 3	3	1	3	2	2	2	2	3	2	3	2	3
CLO 4	2	2	2	3	3	2	2	3	1	3	1	3
CLO 5	2	2	2	1	2	2	1	3	2	2	2	3

5												
CLO 6	3	3	2	2	2	3	2	3	2	2	1	2

Detailed Syllabus:

Unit - I

National Income

12 Hrs

Introduction to Macroeconomics; Concepts of national income; Measurement of national income— various methods; Nominal and Real GDP; Circular flow of income and expenditure; the principle of effective demand-Aggregate demand and Aggregate supply.

Unit - II

12 Hrs

Theory of Money, Inflation and Business Cycles

Functions of Money; Classification of Money- Money and Near Money; Supply of and demand for money; Role and functions of commercial banks; Various concepts of inflation; Causes and consequences of inflation; Cost push and demand pull inflation; Monetary Policy-Instruments and Objectives; Business cycle— Concept and phases.

Unit - III

12 Hrs

Theory of Public Finance

Economic rationale for role of government; Public Finance vs. Private Finance; Taxation-Concept and types; Canons of taxation; impact and incidence; Fiscal policy-objectives and instruments; Central Budget-Variou concepts of deficits; Centre-State financial relations.

Unit - IV

12 Hrs

Economic Development: Concept and Measurement

Concept of development; Distinction between economic growth and economic development; Sustainable development; Characteristics of an under-developed country; Measurement of development— GNP, PQLI and HDI; Poverty-causes and measurement; Role of agriculture and industry in economic development.

Unit - V

12 Hrs

Indian Economy— Performance and policies

Features of Indian economy; Five-Year Plans-Planning Strategy and performance; Population growth and population policy; Agriculture— Trends in production and productivity; New agriculture strategy; Review of industrial development during planning period— Industrial policy resolution - 1956 and 1991; Economic legislation- MRTP Act; Competition Act 2002; FERA and FEMA; New economic reforms-Structural Adjustment Programme.

Readings:

The reading list given below is the chief source of material which will suffice to master the contents of this course.

1. N. Gregory Mankiw, *Principles of Economics*, South-Western College Publishing; 7th edition.
2. Karl E. Case (Author), Ray C. Fair, *Principles of Economics (Case & Fair)*, Pearson; 3 edition.
3. Paul Samuelson, *Economics*, McGraw Hill Education; 19 edition.
4. M.L. Jhingan (2006), *The Economics of Development and Planning*, Vrinda Publications, New Delhi.
5. Edward Shapiro (2008), *Macroeconomic Analysis*, Galgotia Publications, New Delhi.
6. D.N. Dwivedi (2007), *Macroeconomics—Theory and Policy*, Tata McGraw Hill, New Delhi.
7. H.L. Ahuja (2006), *Macroeconomics—Theory and Policy*, S. Chand & Company, New Delhi.
8. Misra & Puri (2008), *Indian Economy*, Himalaya Publishing House, New Delhi.
9. Datt & Sundharam (2006), *Indian Economy*, S. Chand & Company, New Delhi.
10. Uma Kapila (2008), *Indian Economy—Performance and Policies*, Academic Foundation, New Delhi.

Teaching-Learning Strategies in Brief:

Effective classroom teaching along with interactive sessions with the students on the topics of the syllabus. Classroom discussion on current socio-economic issues. Guest Lectures by the subject experts. Doubt clearing sessions in tutorial classes. Special sessions for the slow learners. Nurturing the young minds of the students to develop critical thinking for all-round development. Inculcate the research orientation among students. Group discussion, Presentation, Assignment, Question & Answer Session and the application of Advance Pedagogical Techniques.

Assessment Methods and Weightages in Brief:

The course has a weightage of 100 marks. 75 % of the marks will be covered by the End Semester Examination; while as 25 % will constitute internal assessment to be done by the concerned instructor.

(A) End Semester Examination: There shall be ten questions in the Question paper with two from each unit. Students shall have to answer five questions in all selecting one from each unit.

(B) Internal Assessment: Students will be assessed and evaluated by the concerned teacher during the entire semester at regular intervals. This will be done by employing a wide range of methods including written tests, tutorials, term paper writing, presentations etc. Attendance of the students will also form a part of the internal assessment.

COURSE DESIGN

HAMDARD INSTITUTE OF LEGAL STUDIES AND RESEARCH (HILSR)

Name of the Academic Programme: BALLB

Course Code: BALLB-204 **Title of the Course:** History-II

L-T-P: 4-0-0

Credit 4

(L= Lecture Hours, T= Tutorial Hours, P= Practical Hours)

Course Learning Outcome:

After completing this course, students should be able to:

CLO-1 Understand the Socio-Economic and Political conditions during the Eighteenth Century. (Cognitive level: Understand)

CLO-2 Interpret and analyze the debates on the declines of the Mughal Empire and Examine the establishment and growth of East India Company. (Cognitive level: Analyze)

CLO-3 Critically analyze the Constitutional developments during the colonial times. (Cognitive level: Analyze)

CLO-4 Gain perspective on the history of national movement and Relate to the events and memory of partition. (Cognitive Level: Evaluate)

CLO-5 Assess and evaluate the colonial imprints in the current legal system. (Cognitive level: Evaluate)

CLO-6 Evaluate the Post-independent movements and examine its impact on the legal system. (Cognitive Level: Evaluate)

Mapping of Course Learning Outcomes (CLOs) with Programme Learning Outcomes (PLOs)

	PL O1	PL O2	PL O3	PL O4	PLO 5	PLO 6	PLO 7	PLO 8	PLO9	PLO1 0	PLO 11	PLO1 2
CL O1	2	3	3	2	2	2	1	3	1	1	2	3
CL O2	3	3	3	1	1	2	1	3	1	1	2	3

CL O3	3	3	3	2	2	2	1	3	1	1	2	3
CL O4	2	3	3	1	1	2	1	3	1	1	2	3
CL O5	3	3	3	1	2	2	1	3	1	1	2	3
CL O6	3	2	3	1	1	2	1	3	1	1	2	3

Detailed Syllabus:

Unit I: Eighteenth Century

12 Hrs

Decline of the Mughal Empire: Causes and Debates

India in the Eighteenth Century: Society, Polity and Economy

Unit II: India at the Dawn of the East India Company

12 Hrs

East India Company Foundation and Growth, Charters of the East India Company: 1600, 1661
Settlements: Surat, Madras, Bombay

Courts: Mayor's Court of 1726 and Supreme Court of 1774

Regulating Act, 1773; The Act of Settlement 1781

Warren Hasting's Judicial Plans of 1772, 1774 and 1780; Lord Cornwallis's Judicial Plans of 1787,
1790 and 1793; Lord William Bentinck's Judicial Reforms

Unit III: Constitutional Developments

12 Hrs

The Indian Councils Act, 1861, 1892; The Government of India Act, 1909; The Government of
India Acts, 1919 and 1935; Accession of Princely States and Reorganisation of the States

Unit IV: Modern and Contemporary India

12 Hrs

Revolt of 1857: Civil Rebellious and Peasant Revolts with Special Reference to Indigo Revolt,
Deccan Riots and Santhal Uprising Colonialism and Imperialism: Stages of Colonialism, Impact on
Economy, Permanent Settlement National Movement Partition: Politics and Communalism

Unit V: Contemporary Issues and Legal Amendments

12 Hrs

Legality and gender discourse, Legal instrumentation and environmentalism, Caste discourse and
law, Indian law and retention of culture, Indian media and legal system

Suggested Readings:

1. Kulshrehtha V.D and Gandhi V.M, 2005, Landmarks of Indian Legal and Constitutional History, Kurukshetra, Eastern Book Company
2. Singh M.P, 2010, Outlines of Indian Legal History, Universal Law Publishing Co.
3. Keith A.B, 1936, A Constitutional History of India, 1600-1935. London
4. Radha Kumar, 1993, The History of Doing: An Illustrated Account of Movements for Women's Rights and Feminism in India, 1800-1990, Zubaan
5. Chandra,Satish, 1972 Parties and Politics at the Mughal Court, 1707 – 1740, Delhi, People's Publishing House
6. Loomba,Ania, 1992, Colonialism/Postcolonialism, Routledge
7. Sarkar, Jadunath, 1971, Fall of the Mughal Empire, Vols. 4, Orient Longman
8. Ranajit Guha and Gayatri Chakravorty Spivak, (eds.) Selected Subaltern Studies (New York: Oxford University Press)
9. Guha,Ramachandra, 2007, India after Gandhi: The History of the World's Largest Democracy, Macmillan
10. Chandra,Bipin Mridula & Aditya Mukherjee,2008, India Since Independence, Penguin,
11. Moosvi, Shireen, 2017, Capitalism, Colonialism and Globalization, Studies in Economic Change, Tulika Books
12. Nandy Ashis, 2009, The Intimate Enemy: Loss and Recovery of Self Under Colonialism, OUP
13. Habib Irfan, 2018, The National Movement Studies in Ideology & History, Tulika Books
14. Anderson, Benedict, 2016, Imagined Communities, Verso
15. Noorani A.G, Romila Thapar, and Sadanand Menon, On Nationalism, ALEPH
16. Balachandran,Aparna, Rashmi Pant, Bhavani Raman 2017, ed. Iterations of Law, Legal histories from India, OUP
17. Mukherjee, Mithi, 2011, India in the Shadows of Empires, A Legal and Political History 1774- 1950, OUP
18. Kothari,Rajni, Caste in Indian Politics (New Delhi: Orient Longman)

19. Alavi Seema, 2002, ed. *The Eighteenth Century in India*, OUP
20. Chandra, Bipan, *India's Struggle for Independence*, Penguin Books
21. Judith, E. Walsh, 2004, *Domesticity in Colonial India: What Women Learned When Men Gave Them Advice*. Rowman & Littlefield (Colorado)
22. Bandyopadhyay, Sekhar, *From Plassey to Partition: A History of Modern India*, Orient Longman
23. Sarkar, Sumit *Modern India 1885-194*, Macmillan
24. Mahajan, Sucheta, *Independence and Partition: The Erosion of Colonial Power in India*
25. Catherine B. Asher and Cynthia Talbot, 2006, *India before Europe*, Cambridge University Press, Cambridge
26. Subramanian, Lakshmi, 2010, *History of India 1707-1857*, Orient BlackSwan
27. Guha, Ranajit, 1999, *Elementary Aspects of Peasant Insurgency in Colonial India*, Duke University Press
28. Chaudhuri, S. B., 1955, *Civil Disturbances during British Rule in India*, The World Press
29. Hasan, Mushirul, 1991, *Nationalism and Communal Politics in India 1885-1930*, Manohar
30. Eric Stokes, 1986, *The Peasant Armed: The Indian Rebellion of 1857*, Oxford University Press
31. Nair, Janaki, 1996, *Women and Law in Colonial India. A Social History*, Kali for Women
32. Forbes, G. 1996, *Women in Modern India*, Cambridge University Press, Cambridge
33. Lila Abu-Lughod, 2013, *Do Muslim Women Need Saving?* Harvard University Press
34. Menon, V.P 2014, *Integration Of The Indian States*, Orient Blackswan
35. Noorani, A.G, 2013, *The Kashmir Dispute*, Oxford

Articles:

1. Tanika Sarkar, 'The Hindu wife and the Hindu nation: Domesticity and nationalism in nineteenth century Bengal', *Studies in History*, Vol. 8, 1992, pp. 213-225.
2. Urvashi Dalal, *Femininity, State and Cultural Space in Eighteenth-century India*, *The Medieval History Journal*, 18, 1 (2015): 120-165

3. Swaraj Basu, The Poona Pact and the issue of Dalit representation, *Proceedings of the Indian History Congress*, Vol. 61, Part One: Millennium (2000- 2001), pp. 986-998
4. Bipan Chandra, Colonialism, Stages of Colonialism and the Colonial State, *Journal of Contemporary Asia*
5. Indu Agnihotri and Vina Mazumdar Changing Terms of Political Discourse: Women's Movement in India, 1970s-1990s, *Economic and Political Weekly*, Vol. 30, No. 29 (Jul. 22, 1995), pp. 1869-1878
6. Madhu Kishwar, Gandhi on Women, *Economic and Political Weekly* , Oct. 5, 1985, Vol. 20, No. 40 (Oct. 5, 1985), pp. 1691-1702
7. Biswamoy Pati, Historians and Historiography: Situating 1857, *Economic and Political Weekly*, Vol. 42, No. 19 (May 12-18, 2007), pp. 1686-1691
8. Ravinder Kumar, Gandhi, Ambedkar and the Poona pact, 1932, *South Asia: Journal of South Asian Studies*
9. Dipesh Chakrabarty, Remembering 1857: An Introductory Note, *Economic and Political Weekly*, Vol. 42, No. 19 (May 12-18, 2007), pp. 1692-1695
10. Irfan Habib, The Coming of 1857, *Social Scientist*, Vol. 26, No. 1/4 (Jan. - Apr., 1998), pp. 6-15
11. Aditya Mukherjee, The Return of the Colonial in Indian Economic History: The Last Phase of Colonialism in India, *Social Scientist*, Vol. 36, No. 3/4 (Mar. - Apr., 2008), pp. 3-44
12. Shilpa Phadke, Thirty Years On: Women's Studies Reflects on the Women's Movement Reviewed *Economic and Political Weekly*, Vol. 38, No. 43 (Oct. 25-31, 2003), pp. 4567-4576
13. Mangala Subramaniam, Preethi Krishnan and Christopher Bunka, Women's Movement Groups in State Policy Formulation: Addressing Violence Against Women in India in *Indian Anthropologist*, Vol. 44, No. 1, SPECIAL ISSUE ON ANTHROPOLOGY'S CONTRIBUTIONS TO PUBLIC POLICY (January - June 2014), pp. 37-52

Teaching-Learning Strategies in Brief:

In addition to the traditional classroom teaching supported by ICT and audio-visual aids, the teaching learning strategies for this course also include numerous pedagogies, such as guided self learning, peer learning, case studies, learning through group projects, and experiential learning.

Assessment and Evaluation: The course has a weightage of 100 marks. 75 % of the marks will be covered by the End Semester Examination; while 25 % will constitute an internal assessment to be done by the concerned instructor.

(A) End Semester Examination: There will be ten questions in the Question paper with two from each unit. Students will have to answer five questions in all, selecting one from each unit.

(B) Internal Assessment: A student will be assessed and evaluated by the concerned teacher during the entire semester at regular intervals. This will be done by employing a wide range of methods including written tests, term paper writing, presentations etc. Attendance of the students will also form a part of the internal assessment. Tutorials will ensure feedback, guidance, course correction, mentoring and monitoring of the students' performance.

COURSE DESIGN

HAMDARD INSTITUTE OF LEGAL STUDIES AND RESEARCH (HILSR)

Name of the Academic Programme: BALLB

Course Code: BALLB-205 **Title of the Course:** Law of Contract – II

L-T-P: 4-0-0

Credit 4

(L= Lecture Hours, T= Tutorial Hours, P= Practical Hours)

COURSE LEARNING OUTCOMES (CLOs)

After completing this Course, the students should be able to:

CLO-1 Appraise the context and rationale of specific contracts of Indemnity, Guarantee, Bailment, Pledge and Agency (**Cognitive Level: Evaluate**).

CLO-2 Interpret and evaluate various legal principles and doctrines of contracts of Indemnity, Guarantee, Bailment, Pledge and Agency (**Cognitive Level: Evaluate**).

CLO-3 Identify the fundamental legal principles governing the rights and duties of the parties in the contracts of Indemnity, Guarantee, Bailment, Pledge and Agency (**Cognitive Level: Analyze**).

CLO-4 Examine the legal framework with respect to the remedies in the event of breach of contracts of Indemnity, Guarantee, Bailment, Pledge and Agency. (**Cognitive Level: Analyze**).

CLO-5 Relate the contemporary challenges on issues involving laws with respect to Indemnity, Guarantee, Bailment, Pledge and Agency (**Cognitive Level: Analyze**)

Mapping of Course Learning Outcomes (CLOs) with Programme Learning Outcomes (PLOs)

	PLO1	PLO2	PLO3	PLO4	PLO5	PLO6	PLO7	PLO8	PLO9	PLO10	PLO11	PLO12
CLO1	3	1	3	2	2	2	3	2	3	3	2	3
CLO2	3	1	3	3	3	1	2	2	2	2	1	3
CLO3	3	1	2	2	2	2	2	2	3	3	2	3
CLO4	3	1	3	3	3	1	2	2	2	2	1	3
CLO5	1	2	3	3	2	2	1	2	3	3	2	3
CLO6	3	2	3	3	3	2	2	1	2	1	1	3

Detailed Syllabus:

Unit - I 12 Hrs

- Contract of Indemnity: Definition and concept of indemnity
- Rights of Indemnity holder on being sued
- Nature and extent of liability of indemnifier
- Commencement of liability

Unit - II 12 Hrs

- Contract of Guarantee: Definition and Concept
- Basic Essentials of a valid contract of guarantee
- Difference between contract of guarantee and contract of indemnity
- Extent of Surety's liability, Continuing guarantee, Discharge of surety from liability, Rights of surety.

Unit – III 12 Hrs

- Contract of Bailment: Definition and essentials.
- Rights and Duties of bailer and bailee.
- Position of finder of goods.

Unit - IV 12 Hrs

- Pledge: Definition and essentials.
- Rights and Duties of pawner & pawnee.
- Pledge by certain specified persons.

Unit - V 12 Hrs

- Agency: Definition, Kinds of agents, Difference between agent and servant.
- Creation, termination and ratification of agency.
- Rights and Duties of agent and principal.

Reference Books:

- 1 Nilima Bhadbhade, Pollock and Mulla on the Indian Contract and the Specific Relief Act, Lexis Nexis India, Gurgaon (1999).
- 2 Dr. Avtar Singh: Law of Contract & Specific Relief, Eastern Book Company, Lucknow
- 3 Dr. R.K. Bangia: Contract, Allahabad Law Agency, Allahabad.
- 4 H. K. Saharay: Dutt on Contract-The Indian Contract Act, 1872, Eastern Law House, Kolkata.
- 5 J. Beatson, Andrew Burrows & John Cartwright: Anson's Law of Contract, Oxford University Press, London.
- 6 Michael P. Furmston: Cheshire, Fifoot & Furmston's Law of Contract, Oxford University Press, London. 7. G. H. Treitel: The Law of Contract, Sweet & Maxwell, London.

- 7 H. G. Beale and Joseph Chitty: Chitty on Contracts: General Principles, Sweet & Maxwell, London.
- 8 Stephen A. Smith, Atiyah's Introduction to the Law of Contract, Clarendon Law Series.
- 9 Venkoba Rao (revised by S. C. Srivastava): Law of Agency, LexisNexis India.

Teaching-Learning Strategies in Brief:

In addition to the class room teaching through ICT and audio-visual aids, the teaching learning strategies for this course also include numerous pedagogies, such as guided self learning, peer learning, case studies, learning through group projects, field studies and experiential learning.

Assessment Methods and Weightages in Brief:

In addition to summative assessment, various formative assessment tools are to be used for assessment of performance of the students in the light of the Course Learning Outcomes (CLOs) of this course. Formative assessment tools, such as Time-constrained examination, problem based assignment, team project reports followed by oral presentation and viva voce shall be used for assessment. Real time feedback, guidance, course correction, mentoring and monitoring of the students performance shall be the key features of assessment methods. The course has a weightage of 100marks. 75% of the marks will be covered by the End Semester Examination; where as 25% will constitute internal assessment to be done by the concern instructor.

3												
CLO 4	3	3	3	3	3	2	3	2	2	2	1	2
CLO 5	3	3	3	3	3	2	1	2	2	2	2	3
CLO 6	3	3	3	3	3	2	3	1	3	2	2	3

Detailed Syllabus:

Unit I: Strict Liability and Absolute Liability

12 Hours

1. Principle of Strict Liability

The doctrine as laid down by Justice Blackburn in the famous case of *Reyland v. Fletcher* and the exceptions there of.

2. Principle of Absolute Liability

Evolution of the principle to face challenges posed by modern industrial conditions

3. No fault Liability-Statutory Expressions;

1. The Motor Vehicles Act
2. Public Liability Insurance Act
3. The Personal Injuries Act

Unit II: Vicarious Liability

12 Hours

1. Liability for the Wrong Committed by Other Persons

2. Principle of Vicarious Liability and its basis *Qui facit per alium facit per se* and respondent superior

1. Master and Servants
2. Principle and Agent
3. Partners of a firm
4. States Liability: Doctrine of Sovereign Immunity in Referred to the Crown Proceedings Act 1947, Federal Torts Claims Act 1946
5. Article 300 of the Indian Constitution

3. Joint Tort Feasors, Joint and Several Liability

Unit III: Causation & Quantification of Damages

12 Hours

1. Various Principles for Fixing the Liability
2. Remoteness of Damage, But for Test
3. Doctrine of Reasonable Foresight
4. Ascertaining the Damages
5. The Egg-shell Skull Principle
6. Kinds of Damages

Unit IV: - General Defenses for the Tortious Liability

12 Hours

1. Volenti Non Fit Injuria

2. Vis Major (Act of God)
3. Inevitable Accident
4. Necessity
5. Private Defense
6. Mistake
7. Act of State
8. Authority- Statutory, Judicial, Quasi Judicial, Parental and Quasi-Parental
9. Plaintiff's Default
10. Act of Third Parties

**Unit V: - Consumer Protection Act/Motor Vehicle Act/Emerging Areas in Law of Tort
12 Hours**

1. Remedies from Consumer Courts
2. Motor Vehicle Act
3. Emerging trends in the Law of Tort

Reference Books:

- 1) Wienfield and Jolowicz, Tort, 17thEdi., Sweet & Maxwell2006
- 2) Salmond and Heuston on the Law of Torts
- 3) Paula Giliker and Silas Beckwith. Tort, 3rdEdi. Sweet & Maxwell2008
- 4) Salmond, J W, Salmond's Law of Torts (8th edition, Sweet & Maxwell, London, 1934)
- 5) Fleming, J G, The Law of Torts (9th edition, LBC Information Services, Sydney, 1998)
- 6) RamaswamyIyer's The Law of Torts, 10thEdi. Butterworths Wadhwa2007
- 7) RatanLal and DhirajLal on Law of Torts, 26thEdi. Butterworths Wadhwa2010
- 8) David Baumer, JC Poindexter, Cyber law and E-Commerce, McGraw-Hill Irwin Newyork USA2002.
- 9) Tabrez Ahmad "Cyberlaw, E-Commerce & M-Commerce". APH Pub.Corp. New Delhi 2003.
- 10) Lee B. Burgunder, Legal Aspects of Managing Technology 2ndEdition West 2001.
- 11) V.K.Eradi,ConsumerProtectionJurisprudence,LexisNexisNewDelhi2005.
- 12) Mukherjee, Motor Vehicles Act 1988 with rules and exhaustive commentary on Motor accident compensation 2ndEdi. Premier Pub. Allahabad2006.
- 13) DK Ganguly Commentary on The Motor Vehicles Act 1988 with rules along with allied laws, Kamal Pub. New Delhi2007

Teaching-Learning Strategies in Brief:

In addition to the class room teaching through ICT and audio-visual aids, the teaching learning strategies for this course also include numerous pedagogies, such as guided self learning, peer learning, case studies, learning through group projects, field studies and experiential learning.

Assessment Methods and Weightages in Brief:

In addition to summative assessment, various formative assessment tools are to be used for assessment of performance of the students in the light of the Course Learning Outcomes (CLOs) of this course. Formative assessment tools, such as Time-constrained examination, problem based assignment, team project reports followed by oral presentation and viva voce shall be used for assessment. Real time feedback, guidance, course correction, mentoring and monitoring of the students performance shall be the key features of assessment methods. The course has a weightage of 100marks. 75% of the marks will be covered by the End Semester Examination; where as 25% will constitute internal assessment to be done by the concerned instructor

COURSE DESIGN

HAMDARD INSTITUTE OF LEGAL STUDIES AND RESEARCH (HILSR)

Name of the Academic Programme: BALLB

Course Code: BALLB-301 **Title of the Course:** Criminal Law-1

L-T-P: 4-0-0

Credit 4

(L= Lecture Hours, T= Tutorial Hours, P= Practical Hours)

COURSE LEARNING OUTCOMES (CLOs)

After completing this Course, the students should be able to:

CLO-1 Appraise the concept of crime within the reference to Mens Rea and Actus Reus and also the different stages prevalent in the actual commission of a crime **(Cognitive Level: Apply)**.

CLO-2 Interpret and evaluate the various principles predominant for Culpable Homicide and Murder and the substantial difference between them **(Cognitive Level: Evaluate)**.

CLO-3 Appraise the implementation of concept of Strict Liability **(Cognitive Level: Evaluate)**.

CLO-4 Relate the contemporary challenges qua offences against women provided in Indian Penal Code, 1860 **(Cognitive Level: Analyze)**.

CLO-5 Identify the concept and fundamental principles relating to other offences against human body such as Grievous Hurt, Kidnapping, Abduction, etc. **(Cognitive Level: Analyze)**.

CLO-6 Examine the role of police in criminal justice system to ascertain the predominance of Rule of Law in the society qua the offence against Property **(Cognitive Level: Analyze)**.

Mapping of Course Learning Outcomes (CLOs) with Programme Learning Outcomes (PLOs)

	PLO 1	PLO 2	PLO 3	PLO 4	PLO 5	PLO 6	PLO 7	PLO 8	PLO 9	PLO1 0	PLO1 1	PLO1 2
CLO 1	3	1	3	2	2	2	3	2	3	3	2	3
CLO 2	3	2	3	3	3	1	2	2	2	2	1	3
CLO 3	3	2	2	2	2	2	2	2	3	3	2	3

CLO 4	3	1	3	3	3	1	2	2	2	2	1	3
CLO 5	1	2	3	3	2	2	1	2	3	3	2	3
CLO 6	3	2	3	3	3	2	2	1	2	3	2	3

Detailed Syllabus:

The course is based on five units.

UNIT-I

12 Hrs

INTRODUCTION

Introduction to Law of crimes: Concept of Crime- Mens Rea- Actus Reus- Causation in crime, Strict liability, offences Stages of Crime: Intention, Preparation, Attempt and Completion

UNIT- II

12 Hrs

OFFENCES AGAINST HUMAN BODY-I

Culpable Homicide, Murder, Death Caused by Rash & Negligent Act.

UNIT- III

12 Hrs

OFFENCES AGAINST HUMAN BODY-II

Hurt: Grievous and Simple- Assault and Criminal Force, Wrongful Restraint and Wrongful Confinement, Kidnapping and Abduction.

UNIT- IV

12 Hrs

OFFENCES AGAINST PROPERTY

Theft-Extortion-Robbery-Dacoity, Criminal Misappropriation-Criminal Breach of Trust, Mischief-Cheating-Criminal Trespass.

UNIT- V

12 Hrs

OFFENCES AGAINST WOMEN

Obscenity, Outraging Modesty of Woman, Sexual Harassment, Voyeurism, Stalking, Eve teasing, Rape, Buying or Selling a Minor for Prostitution, Offence Relating to Miscarriage, Dowry Death-Cruelty by Husband or Relatives of a Husband.

Reference Books:

1. C.K. Takwani (2022) Indian Penal Code, 2nd Edition, Eastern Book Company, Lucknow (Page No. 1 to 600).
2. Dr. S.R. Myneni (2019) Law of Crimes (Indian Penal Code, 1860), 1st Edition, Asia Law House, Hyderabad (Page No. 1 to 700).
3. Harish Chander (2020) The Indian Penal Code-A Critical Commentary, 2nd Edition Eastern Law House, Kolkata (Page No. 1 to 500).
4. Justice K.T. Thomas & M. A. Rashid: Ratanlal & Dhirajlal (2022)-The Indian Penal Code, 22nd Edition, LexisNexis India.
5. K. D. Gaur (2021), Commentary on the Indian Penal Code, (2021) Universal Law Publishing Co Pvt Ltd., New Delhi (Page No.1 to 800).
6. K. S. N Murthy & K. V. S Sarma (2020) KSN Murthy's Criminal Law (Indian Penal Code), 20th Edition, LexisNexis India, Gurgaon (Page No. 1 to 700).
7. PSA Pillai (2021), Criminal Law, 14th Edition, Lexis Nexis India (Page No. 1 to 600).

Teaching-Learning Strategies in Brief:

In addition to the class room teaching through ICT and audio-visual aids, the teaching learning strategies for this course also include numerous pedagogies, such as guided self learning, peer learning, case studies, learning through group projects, field studies and experiential learning.

Assessment Methods and Weightages in Brief:

In addition to summative assessment, various formative assessment tools are to be used for assessment of performance of the students in the light of the Course Learning Outcomes (CLOs) of this course. Formative assessment tools, such as Time-constrained examination, problem-based assignment, team project reports followed by oral presentation and viva voce shall be used for assessment. Real time feedback, guidance, course correction, mentoring and monitoring of the student's performance shall be the key features of assessment methods. The course has a weightage of 100marks. 75% of the marks will be covered by the End Semester Examination; where as 25% will constitute internal assessment to be done by the concerned instructor

COURSE DESIGN

HAMDARD INSTITUTE OF LEGAL STUDIES AND RESEARCH (HILSR)

Name of the Academic Programme: BALLB

Course Code: BALLB-302 **Title of the Course:** Family Law-I

L-T-P: 4-0-0

Credit 4

(L= Lecture Hours, T= Tutorial Hours, P= Practical Hours)

COURSE LEARNING OUTCOMES (CLOs)

After completing this Course, the students should be able to:

CLO-1 Analyse the foundations of Muslim Law and how it applies to the Muslim population in India. **(Cognitive Level: Apply).**

CLO-2 Interpret and exhibit an understanding of the important concepts in Muslim law – marriage, divorce, maintenance etc. **(Cognitive Level: Evaluate).**

CLO-3 Relate the contemporary challenges on issues involving Muslim law and its functioning in India **(Cognitive Level: Analyze)**

CLO-4 Identify and determine what rights the parties particularly a wife have in a marriage under Muslim personal law. **(Cognitive Level: Analyze)**

CLO-5 Examine the rules of inheritance under Muslim law and compare it with other personal laws **(Cognitive Level: Analyze)**

CLO-6 Appraise about wakfs, gifts and will under Muslim law and its technicalities. **(Cognitive Level: Evaluate)**

Mapping of Course Learning Outcomes (CLOs) with Programme Learning Outcomes (PLOs)

	PLO 1	PLO 2	PLO 3	PLO 4	PLO 5	PLO 6	PLO 7	PLO 8	PLO 9	PLO1 0	PLO1 1	PLO1 2
CLO 1	3	1	3	3	3	2	3	2	3	3	2	3
CLO 2	3	2	3	3	3	2	3	2	2	2	2	3
CLO	3	1	2	2	2	2	2	2	3	3	2	3

3												
CLO 4	3	1	3	2	3	1	3	2	3	2	1	3
CLO 5	2	2	3	3	2	2	2	2	3	3	2	3
CLO 6	3	2	2	3	3	3	2	2	2	1	2	3

Detailed Syllabus:

Unit-I: History and Development

12 Hours

1. Origin and development of Islamic law
2. Sources and Schools of Islamic law
3. Application of Islamic law in India
4. The Muslim Personal Law (Shariat) Application Act 1937

Unit-II Law Relating to Status

12 Hours

1. Nature of Muslim marriage.
2. Essentials of Muslim marriage.
3. Kinds of marriages – Valid, Irregular and Void (Saheeh, Fasid, Batil)
4. Guardian in Marriage
5. Inter-Sect and Inter-Religious Marriage
6. Degree of prohibited relationship under Muslim Marriage Law
7. Dower, its concept, classification of dower, widow's right to retain the property of her husband in lieu of dower

Unit-III Dissolution of Marriage

12 Hours

1. Concept and Historical Development of Islamic Law of Divorce
2. Legal Effects of Divorce
3. Classification of Dissolution of Marriage:
 - By the Husband
 - At the instance of the Wife Talaq (Repudiation)
 - TALAQAL-SUNNAH (APPROVED FORMS)
 - (Ahsan Form, Hasan Form)
 - TALAQAL-BIDAH (DISAPPROVED FORMS) SOME ANCIENT FORMS OF TALAQ
 - Ilaa (Vow of Continuance), Zihar (Injurious Assimilation) Divorce by the Wife Tafweed (Delegation of divorce), Khula (Redemption) Mubaraah (Divorce by mutual consent or mutual freeing) Dissolution by Judicial Process Liaan (Mutual Imprecation), Faskh (Judicial Recession) Dissolution of Muslim Marriage Act, 1939

4. Grounds of Decree for Dissolution of Marriage

1. Maintenance of divorcee under Muslim law.

- a. Law of maintenance under (Muslim Women Protection of Rights on Divorce) Act, 1986.
- b. Maintenance under Criminal Procedure Code, 1973.

2. General Principles of Guardianship:

- c. Difference between guardianship and mother's right to custody of minor children (Hizanat)
- d. Acknowledgement and Paternity- Some basic principles and judicial interpretations Succession, Guardianship and Hizanat

Unit- IV: Succession

12 Hour

1. General rules of succession and exclusion from succession
2. Classification of Heirs
3. Distinction between Sunni and Shia Law of Inheritance
4. Classification of Guardians
5. Powers of Guardians
6. Right of Hizanat (Custody) and loss of right of Hizanat

Unit- V: Law Relating to Property

12 Hours

1. Gift and Will

- a) Meaning and essentials of a valid gift
- b) Delivery of possession
- c) Gift of Undivided property Mushaa
- d) Gift made during ~~Mu~~Mat
- e) Concept of Will and its relationship with succession and inheritance
- f) Capacity to make Will
- g) Subject matter of Will
- h) One third limitation of will and its rationale
- i) Abatement of legacies

2. Waqf Creation, Subject-matter and Administration

- a. History of Family Waqf legislations in India
- b. Significance of inheritance laws in Islam
- c. Waqf Act 1959
- d. Waqf Alal Aulad (Waqf for the benefit of Inheritors)

Reference Books:

1. Fayzee A.A.A, Outlines of Mohammadan Law.
2. Tahir Mehmood, The Muslim Law of India.
3. Ameer Ali II Mahommedan Law 471(1985).
4. Tahir Mahmood & Saif Mahmood, Introduction to Muslim Law
5. Faiz Badrudin Tyabji, Muhsin Tayyibji, Muslim Law: The personal law of Muslims in India and Pakistan
6. Furqan Ahmad, Towards the Renaissance: Shibli and Maulana Thanvion
7. Sharia, with an introduction by Werner Mensk

Teaching-Learning Strategies in Brief:

In addition to the class room teaching through ICT and audio-visual aids, the teaching learning strategies for this course also include numerous pedagogies, such as guided self learning, peer learning, case studies, learning through group projects, field studies and experiential learning.

Assessment Methods and Weightages in Brief:

In addition to summative assessment, various formative assessment tools are to be used for assessment of performance of the students in the light of the Course Learning Outcomes (CLOs) of this course. Formative assessment tools, such as Time-constrained examination, problem based assignment, team project reports followed by oral presentation and viva voce shall be used for assessment. Real time feedback, guidance, course correction, mentoring and monitoring of the students performance shall be the key features of assessment methods. The course has a weightage of 100marks. 75% of the marks will be covered by the End Semester Examination; where as 25% will constitute internal assessment to be done by the concerned instructor

COURSE DESIGN

HAMDARD INSTITUTE OF LEGAL STUDIES AND RESEARCH (HILSR)

Name of the Academic Programme: BALLB

Course Code: BALLB-303 **Title of the Course:** Mercantile Law

L-T-P: 4-0-0

Credit 4

(L= Lecture Hours, T= Tutorial Hours, P= Practical Hours)

COURSE LEARNING OUTCOMES (CLOs)

After completing this Course, the students should be able to:

CLO-1 Appraise the legal principles for the formation of a contract of sale (**Cognitive Level: Apply**).

CLO-2 Interpret and evaluate various legal principles of conditions and warranties in sale contracts (**Cognitive Level: Evaluate**).

CLO-3 Identify the fundamental legal principles for transfer of property in goods and title in contract of sale (**Cognitive Level: Analyze**).

CLO-4 Examine the legal framework with respect to the formation of partnership firm and the legal rights and liabilities of partners in a partnership firm. (**Cognitive Level: Analyze**).

CLO-5 Appraise the legal principles for dissolution of partnership firm and the rights and liabilities arise as a consequence of such dissolution (**Cognitive Level: Evaluate**).

CLO-6 Relate the contemporary challenges on issues involving laws with respect to partnership and sale of goods in India (**Cognitive Level: Analyze**)

Mapping of Course Learning Outcomes (CLOs) with Programme Learning Outcomes (PLOs)

	PLO1	PLO2	PLO3	PLO4	PLO5	PLO6	PLO7	PLO8	PLO9	PLO10	PLO11	PLO12
CLO1	3	1	3	2	2	2	3	2	3	3	2	3
CLO2	3	1	3	3	3	1	2	2	2	2	1	3
CLO3	3	1	2	2	2	2	2	2	3	3	2	3
CLO4	3	1	3	3	3	1	2	2	2	2	1	3
CLO5	1	2	3	3	2	2	1	2	3	3	2	3
CLO6	3	2	3	3	3	2	2	1	2	1	1	3

Detailed Syllabus:

Unit – I	12 Hrs
<ul style="list-style-type: none"> • Law on Sale of Goods: An Introduction • Contract of Sale and its essentials • Comparisons between Sale and Agreement to Sell • Comparisons between Sale and Hire-Purchase Agreement 	
Unit – II	12 Hrs
<ul style="list-style-type: none"> • Conditions and Warranties • Passing of Property 	
Unit – III	12 Hrs
<ul style="list-style-type: none"> • Transfer of Title • Rights of unpaid seller 	
Unit – IV	12 Hrs
<ul style="list-style-type: none"> • Partnership, its nature and definition • Relationship between partners • Relation of partners to third parties 	
Unit – V	12 Hrs
<ul style="list-style-type: none"> • Incoming and outgoing parties • Partnership registration • Dissolution of partnership 	

Reference Books:

1. Avtar Singh, Principles of law of Sale of goods Act and Hire Purchase.
2. Benjamin, Sale of Goods.
3. Pollock and Mulla, Law on Sale of Goods.
4. Pollock and Mulla, Law on Partnerships.

Teaching-Learning Strategies in Brief:

In addition to the class room teaching through ICT and audio-visual aids, the teaching learning strategies for this course also include numerous pedagogies, such as guided self learning, peer learning, case studies, learning through group projects, field studies and experiential learning.

Assessment Methods and Weightages in Brief:

In addition to summative assessment, various formative assessment tools are to be used for assessment of performance of the students in the light of the Course Learning Outcomes (CLOs) of this course. Formative assessment tools, such as Time-constrained examination, problem based assignment, team project reports followed by oral presentation and viva voce shall be used for assessment. Real time feedback, guidance, course correction, mentoring and monitoring of the students performance shall be the key features of assessment methods. The

course has a weightage of 100 marks. 75% of the marks will be covered by the End Semester Examination; where as 25% will constitute internal assessment to be done by the concern instructor.

COURSE DESIGN**HAMDARD INSTITUTE OF LEGAL STUDIES AND RESEARCH (HILSR)****Name of the Academic Programme: BALLB****Course Code: BA LLB – 304****Title of the Course: Constitutional Law – I**

L-T-P: 4-0-0

Credit 4

(L= Lecture Hours, T= Tutorial Hours, P= Practical Hours)

COURSE LEARNING OUTCOMES (CLOs)

After completing this Course, the students should be able to:

CLO-1 Predict the nature and structure of Indian Constitution, its features and various constitutional doctrines. **(Cognitive Level: Understand).****CLO-2** Examine the concept of citizenship provided within the Constitution. **(Cognitive Level: Analyse).****CLO-3** Appraise the nature of the State within the Constitution. **(Cognitive Level: Analyse).****CLO-4** Critically evaluate the conception, nature, meaning and importance of fundamental rights. **(Cognitive Level: Analyse).****CLO-5** Identify the provisions of governance, fundamental duties and constitutional amendment. **(Cognitive Level: Understand).****Mapping of Course Learning Outcomes (CLOs) with Programme Learning Outcomes(PLOs)**

	PLO 1	PLO 2	PLO 3	PLO 4	PLO 5	PLO 6	PLO 7	PLO 8	PLO 9	PLO10	PLO11	PLO12
CLO 1	3	3	3	2	2	2	1	2	3	3	2	3

CLO 2	3	3	3	2	2	1	2	2	2	2	1	3
CLO 3	3	3	3	2	2	1	1	2	3	3	1	3
CLO 4	3	3	3	2	3	1	2	2	2	3	1	3
CLO 5	3	2	3	2	2	2	1	2	3	3	2	3

Detailed Syllabus

UNIT I – NATURE AND SALIENT FEATURES OF INDIAN CONSTITUTION 12 Hrs

Origin and development of Indian Constitution- - Features of Indian Constitution- Parliamentary Supremacy-Theory of Separation of Powers- - Doctrine of checks and balances, Doctrine of Judicial review- Federal, Quasi-Federal, Cooperative Federalism – kinds of Constitution-Written and unwritten, rigid and flexible- executive- parliamentary, presidential-combination of both.

UNIT II – PREAMBLE, UNION AND ITS TERRITORIES AND CITIZENSHIP 12 Hrs

Preamble: meaning, scope, nature- Union and its Territories (Art. 1 to 4)- Citizenship (Art.5 to 11)- Mode of acquiring and loss of citizenship - Citizenship Act ,1955

UNIT III – STATE 12 Hrs

Definition (Art. 12)- new judicial trends on the concept of State- Judicial Review (Art. 13)- pre- constitutional and post-constitutional laws- Doctrine of Eclipse, Doctrine of Severability, Doctrine of Colourable legislation, Doctrine of Pith and Substance- Judicial review of legislations included in the 9th schedule

UNIT IV – FUNDAMENTAL RIGHTS 12 Hrs

Right to equality: - reasonable classification- intelligible differentia -protective discrimination clause, reservation and social justice under Art.15 and 16 - Constitutional provisions on untouchability (Art. 17)

Right to Freedom: reasonable restrictions on right to freedom under Art. 19(2) to Art.19 (6)- Judicial interpretations

Rights of the Accused: Art. 20- Rights of the arrested person, ex-post facto law- double jeopardy- self-incrimination.

Right to life and personal liberty: Art.21 - Judicial interpretation on life and liberty, applicability of concept of reasonableness.

Preventive detention Art. 22: Right against preventive detention- exceptions- safeguards.

Freedom of religion: Art. 25-28, - judicial interpretation- restrictions.

Cultural and Educational rights: Art. 29-30- protection of minorities, recent trends on minority educational institutions

Right to Constitutional Remedies: Art. 32- writ jurisdiction- compensatory jurisprudence, - Habeas corpus, Mandamus, Quo-warranto, Prohibition, Certiorari

UNIT V - DIRECTIVE PRINCIPLES OF STATE POLICY AND FUNDAMENTAL DUTIES **12 Hrs**

Directive principles of state policy (Art. 35-51) Relationship with fundamental rights and directive principles.

Fundamental Duties: Art.51 A- enforcement of fundamental duties.

Amendment: Amendment-Art.368- Methods of Constitutional amendment- powers and procedure to amend the Constitution- Limitations upon constituent power- Doctrine of basic structure.

Suggested Readings

1. Basu, D. D. (2021). *Introduction to the Constitution of India*. LexisNexis.
2. Glancey, R., Spain, E., & Smith, R. K. M. (2014). *Constitutional and administrative law*. London : Sweet & Maxwell.
3. Jain, M. P. (2014). *Indian constitutional law*. LexisNexis.
4. Jain, M. P., In Patnaik, G. B., In Das, Y., In Das, R., & In Tiwary, A. K. (2016). *Outlines of Indian legal and constitutional history*. LexisNexis.
5. Rama, J. M. (1984). *Legal and constitutional history of India: 2*. Bombay: Tripathi.
6. Seervai, H. M. (1997). *Constitutional law of India: A critical commentary*. Delhi: Universal Book Traders.
7. Shukla, V. N., & Singh, M. P. (2019). *V.N. Shukla's constitution of India*. Lucknow: Eastern Book Company.

Teaching-Learning Strategies in Brief:

In addition to the classroom teaching through ICT and audio-visual aids, the teaching learning strategies for this course also include numerous pedagogies, such as guided self learning, peer learning, case studies, learning through group projects, field studies and experiential learning.

Assessment Methods and Weightages in Brief:

In addition to summative assessment, various formative assessment tools are to be used for assessment of performance of the students in the light of the Course Learning Outcomes (CLOs) of this course. Formative assessment tools, such as Time-constrained examination, problem based assignment, team project reports followed by oral presentations shall be used for assessment. Real time feedback, guidance, course correction, mentoring and monitoring of the students performance shall be the key features of assessment methods. The course has a weightage of 100 marks. 75% of the marks will be covered by the End Semester Examination; whereas 25%, which constitutes internal assessment, will be done by the concerned teacher.

HAMDARD INSTITUTE OF LEGAL STUDIES AND RESEARCH
JAMIA HAMDARD, NEW DELHI

COURSE DESIGN

Course Title: Sociology – I

Course Code: BALLB - 305

L-T-P: 4-0-0

Credit 4

(L= Lecture Hours, T= Tutorial Hours, P= Practical Hours)

COURSE LEARNING OUTCOMES (CLOs)

After completing this course, the students should be able to:

CLO-I: Compare Micro and Macro level sociological perspectives and understand the emergence of sociology and the contribution of its key theorists. **(Cognitive Level: Evaluate).**

CLO-II: Assess and critically evaluate sociological theories as propounded by its major thinkers
(Cognitive Level: Evaluate)

CLO-III: Apply the understanding of sociological concepts to explain and analyse social, cultural, and economic patterns of change. **(Cognitive Level: Analyze)**

CLO-IV: Examine the relevance of social control in the maintenance of social order. **(Cognitive Level: Analyze)**

CLO-V: Develop their sociological knowledge, and use sociological imagination and theories to engage with contemporary issues of social stratification. **(Cognitive Level: Create)**

Mapping of Course Learning Outcomes (CLOs) with Programme Learning Outcomes (PLOs)

	PLO 1	PLO 2	PLO 3	PLO 4	PLO 5	PLO 6	PLO 7	PLO 8	PLO 9	PLO 10	PLO 11	PLO 12
CLO1	2	1	1	1	1	1	1	1	1	1	1	1
CLO2	1	1	1	2	1	1	1	1	1	1	2	1
CLO3	1	1	1	1	1	1	2	3	1	1	1	3

CLO4	1	1	3	1	1	2	2	1	1	1	2	1
CLO5	2	1	2	3	1	1	2	1	1	2	2	1

Detailed Syllabus:**Unit I: Sociology: An Introduction****12 Hrs**

- The emergence of sociology- transition from social philosophy to sociology
- Definition, nature and scope of sociology, relation with other branches of social sciences

Unit II: Theoretical perspective of Sociology**12 Hrs**

- Emile Durkheim's theory of Social Facts
- Max Weber's theory of Social Action
- Karl Marx's theory of Social Change

Unit III: Sociological Concepts**12 Hrs**

- Society and other basic concepts (Group, Community, Association, Institution, Organization, Role and Status)
- Types of society
- Culture and Civilization

Unit IV: Social Institutions and Social Control**12 Hrs**

- Family, Marriage and Kinship
- Social Control- Meaning, Formal and Informal mechanisms of social control

Unit V: Social Stratification and Social Inequality**12 Hrs**

- Social Stratification – Meaning and Forms of Social Stratification, Theories of Social Stratification
- Concept of Social Inequality—Caste and Tribe, Issue of Untouchability, Anti-Caste struggles, Dalit Movements and Adivasi struggles in India.

Suggested Readings:

1. Abraham, F., Morgan J. H. (2011). *Sociological Thought*. 1st Edition. India: Macmillan Publishers.
2. Ahmad, I. (1973). *Caste and social stratification among the Muslims*. Delhi: Manohar Book Service.
3. Ahmad, I. (1985). *Family, kinship and marriage among Muslims in India*. New Delhi: Manohar.
4. Ahuja, R. (2003). *Society in India: Concepts, theories and recent trends*. Jaipur: Rawat Publications.
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6. Béteille A. (1969). *Social inequality: Selected readings*. Harmondsworth: Penguin Books.
7. Béteille, A. (1996). *Caste, class, and power: Changing patterns of stratification in a Tanjore village*. Berkeley, CA: University of California Press.
8. Béteille, A. (2003). *Sociology: Essays on Approach & Methods*. Oxford: Oxford University Press.
9. Bose, N. K. (1971). *Tribal life in India* /Nirmal Kumar Bose. New Delhi: National Book Trust, India.
10. Bottomore, T. B. (2010). *Sociology: A guide to problems and literature*. Abingdon: Routledge.
11. Chakraborty, K. (2002). *Family in India*. Jaipur: Rawat Publications.
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13. Dube, L. (1974). *Sociology of kinship: An analytical survey of literature*. Bombay: Popular Prakashan.
14. Durkheim, E. (1964). *The rules of sociological method: The classic discussion of the validity of the application of scientific techniques to the study of social phenomena*. New York: Free Press.
15. Durkheim, E. (2002). *Suicide: A Study in Sociology (Routledge classics)*. Routledge.
16. Geertz, C. (1973). *The interpretation of cultures: Selected essays*. New York: Basic Books.
17. Giddens, A., & Sutton, P. W. (2021). *Sociology*. Cambridge: Polity Press

18. Gupta, D. (2012). *Social stratification*. New Delhi, India: Oxford University Press.
19. Haralambos, M., & Holborn, M. (2000). *Sociology: Themes and perspectives*. London: HarperCollins.
20. Inkeles, A. (1964). *What is Sociology?*. Place of publication not identified: Prentice-Hall.
21. Iravati, K.(1965). *Kinship Organization in India*.(Second revised edition.). Bombay: Asia Publishing House
22. MacIver, R. M., & Page, C. H. (1962). *Society: An introduction analysis*. London: Macmillan.
23. Mandelbaum, D. G. (2008). *Society in India: Vol. 1. Continuity and change*. Bombay: Popular Prakashan.
24. Marx, K., Engels, F., & Findlay, L. M. (2004). *The communist manifesto: Karl Marx and Friedrich Engels* ; edited and translated by L.M. Findlay. Peterborough, Ont: Broadview Press.
25. Rao, M. S. A. (1979). *Social movements in India*. Columbia, Mo.
26. Ritzer, G. (2012). *Sociological theory*. New York: McGraw-Hill Companies.
27. Shah, G. (2002). *Social movements and the state*. New Delhi: Sage publications.
28. Singh, Y. (1999). *Social stratification and change in India*. New Delhi: Manohar.
29. Srinivas, M. N. (1994). *The dominant caste and other essays*. Delhi ; New York : Oxford University Press
30. Srinivas, M. N. (1997). *Caste: Its twentieth century avatar*. New Delhi: Penguin Books.
31. Uberoi, P. (2002). *Family, kinship and marriage in India*. Delhi: Oxford University Press.
32. Weber, M., Roth, G., Wittich, C., Fischhoff, E., & University of California Press. (2013). *Economy and society: An outline of interpretive sociology*. Berkeley [etc.: University of California Press.
33. Xaxa, V. (January 01, 2003). *Tribes in India*. Oxford India Companion to Sociology and Social Anthropology / Ed. by Veena Das.

Teaching-Learning Strategies in Brief:

In addition to the class room teaching through ICT and audio-visual aids, the teaching learning strategies for this course also include numerous pedagogies, such as guided self learning, peer learning, classroom discussions and group projects.

Assessment Methods and Weightages in Brief:

In addition to summative assessment, various formative assessment tools are to be used for assessment of performance of the students in the light of the Course Learning Outcomes (CLOs) of this course. Formative assessment tools, such as Time-constrained examination, problem based assignment, team project reports followed by oral presentation shall be used for assessment. Real time feedback, guidance, course correction, mentoring and monitoring of the students performance shall be the key features of assessment methods.

The course has a weightage of 100 marks.

- 75% of the marks will be covered by the End Semester Examination
- 25% will constitute internal assessment to be done by the concerned instructor

COURSE DESIGN

HAMDARD INSTITUTE OF LEGAL STUDIES AND RESEARCH (HILSR)

Name of the Academic Programme: BALLB

Course Code: BALLB-401, **Title of the Course:** Criminal Law-2

L-T-P: 4-0-0

Credit 4

(L= Lecture Hours, T= Tutorial Hours, P= Practical Hours)

COURSE LEARNING OUTCOMES (CLOs)

After completing this Course, the students should be able to:

CLO-1 Appraise the concept of Concept of Punishment while discussing the different theories of Punishments within special reference to concept of Capital Punishment (**Cognitive Level: Apply**).

CLO-2 Interpret and evaluate the various principles enunciated for General Exceptions with special reference to right for Private defence, Judicial Acts, Necessity, Consent and Trivial Acts provided in Indian Penal Code, 1860 (**Cognitive Level: Evaluate**).

CLO-3 Interpret and evaluate the various principles enunciated for General Exceptions with special reference to Infancy, Insanity & Intoxication, Mistake of Fact, Accident provided in Indian Penal Code, 1860 (**Cognitive Level: Evaluate**).

CLO-4 Relate the contemporary issues qua offences relating to Attempt, Common Intention, Criminal Conspiracy provided in Indian Penal Code, 1860 (**Cognitive Level: Analyze**).

CLO-5 Identify the concept and fundamental principles relating to Group Liability i.e. Common Object, Common Intention. (**Cognitive Level: Analyze**).

CLO-6 Examine the Offences Against the State, Offences against the Religion, Offences Relating to Documents, Defamation. (**Cognitive Level: Analyze**)

Mapping of Course Learning Outcomes (CLOs) with Programme Learning Outcomes (PLOs)

	PLO 1	PLO 2	PLO 3	PLO 4	PLO 5	PLO 6	PLO 7	PLO 8	PLO 9	PLO 0	PLO 1	PLO 2
CLO 1	3	1	3	2	2	2	3	2	3	3	2	3
CLO 2	3	1	3	3	3	1	2	2	2	2	1	3
CLO 3	3	1	2	2	2	2	2	2	3	3	2	3

3												
CLO 4	3	1	3	3	3	1	2	2	2	2	1	3
CLO 5	1	2	3	3	2	2	1	2	3	3	2	3
CLO 6	3	2	3	3	3	2	2	1	2	1	1	3

Course Outline:

The course is based on five units.

UNIT-I 12 Hrs

PUNISHMENT

Concept of Punishment, Theories of Punishment, Punishment under the Indian Penal Code, Capital Punishment.

UNIT-II 12 Hrs

GENERAL EXCEPTIONS- I

Private Defense, Judicial Acts, Necessity, Consent & Trivial Acts

UNIT- III 12 Hrs

GENERAL EXCEPTIONS- II

Infancy, Insanity & Intoxication, Mistake of Fact, Accident

UNIT-IV 12 Hrs

INCHOATE CRIMES & GROUP LIABILITY

Attempt, Common Intention-Common Object, Abetment, Criminal Conspiracy

UNIT-V 12 Hrs

OTHER SPECIFIC OFFENCES

Offences against the State, Offences against the Religion, Offences Relating to Documents and Property Marks (Forgery), Defamation

Suggested Readings

1. C.K. Takwani (2022) Indian Penal Code, 2nd Edition, Eastern Book Company, Lucknow (Page No. 1 to 600).
2. Dr. S.R. Myneni (2019) Law of Crimes (Indian Penal Code, 1860), 1st Edition, Asia Law House, Hyderabad (Page No. 1 to 700).
3. Harish Chander (2020) The Indian Penal Code-A Critical Commentary, 2nd Edition

Eastern Law House, Kolkata (Page No. 1 to 500).

4. Justice K.T. Thomas & M. A. Rashid: Ratanlal & Dhirajlal (2022)-The Indian Penal Code, 22nd Edition, LexisNexis India.
5. K. D. Gaur (2021), Commentary on the Indian Penal Code, (2021) Universal Law Publishing Co Pvt Ltd., New Delhi (Page No.1 to 800).
6. K. S. N Murthy & K. V. S Sarma (2020) KSN Murthy's Criminal Law (Indian Penal Code), 20th Edition, LexisNexis India, Gurgaon (Page No. 1 to 700).
7. PSA Pillai (2021), Criminal Law, 14th Edition, Lexis Nexis India (Page No. 1 to 600).

Teaching-Learning Strategies in Brief:

In addition to the class room teaching through ICT and audio-visual aids, the teaching learning strategies for this course also include numerous pedagogies, such as guided self learning, peer learning, case studies, learning through group projects, field studies and experiential learning.

Assessment Methods and Weightages in Brief:

In addition to summative assessment, various formative assessment tools are to be used for assessment of performance of the students in the light of the Course Learning Outcomes (CLOs) of this course. Formative assessment tools, such as Time-constrained examination, problem-based assignment, team project reports followed by oral presentation and viva voce shall be used for assessment. Real time feedback, guidance, course correction, mentoring and monitoring of the student's performance shall be the key features of assessment methods. The course has a weightage of 100marks. 75% of the marks will be covered by the End Semester Examination; where as 25% will constitute internal assessment to be done by the concerned instructor

COURSE DESIGN

HAMDARD INSTITUTE OF LEGAL STUDIES AND RESEARCH (HILSR)

Name of the Academic Programme: BALLB

Course Code: BALLB-402 **Title of the Course:** Family Law II

L-T-P: 4-0-0

Credit 4

(L= Lecture Hours, T= Tutorial Hours, P= Practical Hours)

COURSE LEARNING OUTCOMES (CLOs)

After completing this Course, the students should be able to:

CLO-1 Analyse the origin of hindu law along with hindu marriages and compare it with other personal laws(Cognitive Level: Apply).

CLO-2 Interpret and evaluate the various principles of guardianship, adoption and maintenance(Cognitive Level: Evaluate).

CLO-3 Relate the contemporary challenges on issues involving Family laws and its functioning in India (Cognitive Level: Analyze)

CLO-4 Examine the role and position of karta of Hindu Joint Family and old and new rule of Succession (Cognitive Level: Evaluate)

CLO-5 Compare between inheritance and succession and effect of Hindu Succession Act,1956 on rule of succession(Cognitive Level: Analyze)

CLO-6 Appraise the formation of Joint Hindu Family and element of binding between hindu family (Cognitive Level: Evaluate)

Mapping of Course Learning Outcomes (CLOs) with Programme Learning Outcomes (PLOs)

	PLO 1	PLO 2	PLO 3	PLO 4	PLO 5	PLO 6	PLO 7	PLO 8	PLO 9	PLO1 0	PLO1 1	PLO1 2
CLO 1	3	2	3	3	3	2	2	3	3	3	2	3
CLO 2	3	2	3	3	3	2	2	2	3	2	2	3
CLO 3	3	2	2	2	3	2	2	3	3	3	2	3
CLO 4	3	2	3	3	3	1	2	2	3	2	1	3

CLO 5	3	2	3	3	3	2	1	2	3	3	2	3
CLO 6	3	2	3	3	3	2	2	3	3	2	2	3

Detailed Syllabus:

Unit-I

12 Hours

- Sources & Schools of Hindu Law - Ancient Sources, Modern sources.
- Marriage: Concept and Nature of Marriage-Forms-Ceremony-Capacity to Marry-Sapinda Relationship-Degrees of Prohibited Relationships-The Hindu Marriage Act, 1955-The Marriage Laws Amendment Act, 1976
- Matrimonial Remedies: Nullity of Marriage-Judicial Separation-Dissolution of Marriage-Restitution of Conjugal Rights-Bars to Matrimonial Relief-Ancillary Reliefs

Unit-II

12 Hours

- Guardianship: Kinds of Guardianship-Kinds of Guardians-Power of Guardian-Removal of Guardian-The Hindu Minority and Guardianship Act, 1956-Judicial Trends.
- Adoption: Who may take in Adoption-Who may give in Adoption-Who may be taken in Adoption- Ceremonies required for Adoption- Effect of Adoption Relationship of Adopted Child-Restrictive Conditions of Adoption-The Hindu Adoption and Maintenance Act, 1956- Judicial Trends.
- Maintenance: Maintenance as a Personal Obligation-Maintenance of Dependents-Maintenance of the Members of Joint Hindu Family-Quantum of Maintenance-Arrears and Alteration of Maintenance-The Hindu Adoption and Maintenance Act, 1956- Judicial Trends.

Unit-III

12 Hours

- Hindu Joint Family and Coparcenary [Mitakshara & Dayabhaga]: Joint Family Coparcenary- Presumption of Jointness, Burden of Proof-Management of Hindu Joint Family-Distinction between Dayabhaga and Mitakshara Schools. Effect of the Hindu Succession (Amendment) Act 2005; Classification of Property.
- Karta: Position-Liabilities-Who can be a Karta-Rights-Obligations-Power of Alienation-Legal Necessities-Benefit of the Estate-Acts of Indispensable Duty.

Unit-IV

12 Hours

- Inheritance and Succession: Ancient Concept of Inheritance-Aim and Object of the Hindu Succession 1956.
- Succession: Testate & Intestate-Succession to the Property of a Hindu Male Succession to Mitakshara Coparcener's Interest-Succession to the Property of a Hindu Female-Disqualification to Succession.
- General Rules of Succession: Section 14 of the Hindu Succession Act 1956 and Its Effects- Distribution of Property after the Hindu Succession Act 1956.

Unit-V

12 Hours

- PARSI & CHRISTIAN LAW - The Special Marriage Act, 1954, The Indian Divorce Act, 1869, The Parsi Marriage and Divorce Act, 1936, The Family Courts Act, 1984.

Reference books:

1. Flavia Agnes: Marriage, Divorce and Matrimonial Litigations Family Law Vol. II, Oxford University Press, New Delhi.
2. ParasDiwan&PyushiDiwan: Family Law, Allahabad Law Agency, Faridabad.
3. ParasDiwan: Law of Marriage and Divorce, Universal Law. Publishing Co. Pvt. Ltd., New Delhi.
4. ParasDiwan: Modern Hindu Law, Allahabad Law Agency, Faridabad.
5. Prof Kusum: Family Law Lectures–Family Law I, LexisNexis, Gurgaon.

Teaching-Learning Strategies in Brief:

In addition to the class room teaching through ICT and audio-visual aids, the teaching learning strategies for this course also include numerous pedagogies, such as guided self learning, peer learning, case studies, learning through group projects, field studies and experiential learning.

Assessment Methods and Weightages in Brief:

In addition to summative assessment, various formative assessment tools are to be used for assessment of performance of the students in the light of the Course Learning Outcomes (CLOs) of this course. Formative assessment tools, such as Time-constrained examination, problem based assignment, team project reports followed by oral presentation and viva voce shall be used for assessment. Real time feedback, guidance, course correction, mentoring and monitoring of the students performance shall be the key features of assessment methods. The course has a weightage of 100marks. 75% of the marks will be covered by the End Semester Examination; where as 25% will constitute internal assessment to be done by the concerned instructor.

COURSE DESIGN

HAMDARD INSTITUTE OF LEGAL STUDIES AND RESEARCH (HILSR)

Name of the Academic Programme: BALLB

Course Code: BALLB-403 **Title of the Course:** Consumer and Competition Laws

L-T-P: 4-0-0

Credit 4

(L= Lecture Hours, T= Tutorial Hours, P= Practical Hours)

COURSE LEARNING OUTCOMES (CLOs)

After completing this Course, the students should be able to:

CLO-1 Appraise the basic principles and doctrines of consumer jurisprudence (**Cognitive Level: Apply**).

CLO-2 Exhibit an understanding of the legal framework on consumer protection in place in India (**Cognitive Level: Evaluate**).

CLO-3 Appraise the emerging questions and policy issues in consumer law for future research. (**Cognitive Level: Evaluate**).

CLO-4 Identify the rights a consumer has in market-place and the basic procedures for handling consumer dispute. (**Cognitive Level: Analyze**).

CLO-5. Identify laws that are designed from time to time in keeping with the policy of the government to prevent unfair trade competition and protection of consumers. (**Cognitive Level: Analyze**).

CLO-6 Examine the role of Competition Commission of India in prohibiting anti-competitive agreements, abuse of dominant position and regulation of Combinations (**Cognitive Level: Analyze**)

Mapping of Course Learning Outcomes (CLOs) with Programme Learning Outcomes (PLOs)

	PLO 1	PLO 2	PLO 3	PLO 4	PLO 5	PLO 6	PLO 7	PLO 8	PLO 9	PLO1 0	PLO1 1	PLO1 2
CLO 1	3	1	1	2	2	1	3	2	1	1	2	3
CLO 2	3	3	3	1	3	1	3	2	2	2	1	3
CLO 3	2	3	3	1	3	2	3	2	1	2	1	2
CLO	3	3	3	2	2	1	2	3	2	2	1	3

4												
CLO 5	3	3	3	2	1	2	2	3	2	1	1	2
CLO 6	3	2	3	1	1	2	1	3	1	2	1	2

Detailed Syllabus:

The course is based on five units.

UNIT-I

10 Hours

- Consumerism in India: Historical Background
- Concept of Consumer
- Service
 - a) Services vis-à-vis Medical Profession
 - b) Services vis-à-vis Education

UNIT- II

14 Hours

- Unfair Trade Practices
- Consumer Dispute Redressal Agencies: Composition and Power
- Remedies Available under Consumer Protection Act, 1986

UNIT- III

12 Hours

- India's transition into Competition Law: Historical Background
- Aims and Objectives of Competition Act, 2002

UNIT- IV

15 Hours

- Anti-Competitive Agreements
- Abuse of Dominant Position
- Regulation of Combinations

UNIT- V

10 Hours

- Institutional Framework under Competition Act, 2002
- Competition Advocacy under Competition Act, 2002

Suggested Readings

1. N. Saraf, 1990, Law of Consumer Protection in India, 169
2. Farooq Ahmad, 1991, Consumer protection in India (Problems and Prospects), 2nd Edition, APH Publishing Company.
3. Avtar Singh, 2020, Law of Consumer Protection in India, 4th Edition, Lexis Nexis.
4. Gurjeet Singh, 1996, The law of consumer protection in India, Deep and Deep Publication.

5. Vinod Dhall, 2007, Competition Law today, 2nd Edition, Oxford University Press.
6. T. Ramapa, 2013, Competition Law in India: Policy issues and development, 3rd Edition, Oxford University Press,

Teaching-Learning Strategies in Brief:

In addition to the class room teaching through ICT and audio-visual aids, the teaching learning strategies for this course also include numerous pedagogies, such as guided self-learning, peer learning, case studies, learning through group projects, field studies and experiential learning.

Assessment Methods and Weightages in Brief:

In addition to summative assessment, various formative assessment tools are to be used for assessment of performance of the students in the light of the Course Learning Outcomes (CLOs) of this course. Formative assessment tools, such as Time-constrained examination, problem based assignment, team project reports followed by oral presentation and viva voce shall be used for assessment. Real time feedback, guidance, course correction, mentoring and monitoring of the students performance shall be the key features of assessment methods. The course has a weightage of 100marks. 75% of the marks will be covered by the End Semester Examination; where as 25% will constitute internal assessment to be done by the concerned instructor

COURSE DESIGN

HAMDARD INSTITUTE OF LEGAL STUDIES AND RESEARCH (HILSR)

Name of the Academic Programme: BALLB

Course Code: BA LLB – 404

Title of the Course: Constitutional Law – II

L-T-P: 4-0-0

Credit 4

(L= Lecture Hours, T= Tutorial Hours, P= Practical Hours)

COURSE LEARNING OUTCOMES (CLOs)

After completing this Course, the students should be able to:

CLO-1 Identify the constitutional provisions dealing with the powers, functions and other responsibilities of the legislature, executive and judiciary (**Cognitive Level: Understand**).

CLO-2 Appraise the role of different structures of governance contemplated in the Constitution (**Cognitive Level: Evaluate**).

CLO-3 Examine the role of judiciary within the Indian constitutional landscape (**Cognitive Level: Evaluate**).

CLO-4 Critically analyse the federal structure of India (**Cognitive Level: Analyse**).

CLO-5 Summarise the provisions relating to emergency and other constitutional bodies (**Cognitive Level: Evaluate**).

Mapping of Course Learning Outcomes (CLOs) with Programme Learning Outcomes (PLOs)

	PLO 1	PLO 2	PLO 3	PLO 4	PLO 5	PLO 6	PLO 7	PLO 8	PLO 9	PLO10	PLO11	PLO12
CLO 1	3	3	3	2	2	2	1	2	3	3	2	3
CLO 2	3	3	3	2	2	1	2	2	2	2	1	3
CLO	3	3	3	2	2	1	1	2	3	3	1	3

3												
CLO 4	3	3	3	2	3	1	2	2	2	3	1	3
CLO 5	3	2	3	2	2	2	1	2	3	3	2	3

Detailed Syllabus

UNIT I - THE UNION AND STATE EXECUTIVE

12 Hrs

The Union Executive - The President – Election and removal– Immunities – Pardoning power - Ordinance making power - The State Executive - Governor – Appointment and removal- Powers and functions - Immunities – Pardoning power – Doctrine of Pleasure - State Council of Ministers

UNIT II – UNION AND STATE LEGISLATURE

12 Hrs

Constitution and Composition of Parliament and State legislatures – powers - functions- duties- privileges– Anti Defection law, Xth Schedule.

UNIT III – JUDICIARY

12 Hrs

Supreme Court of India (Articles 124-147) – Composition, Appointment and Removal of Judges of Supreme Court - Writ Jurisdiction under Art 32 - Appellate Jurisdiction-- Statutory Appeals and Enlargement of Jurisdiction - Special Leave to Appeal (Art. 136) - Power of Review (Art. 137) - Advisory Jurisdiction (Art. 143) - Public Interest Litigation – Compensatory Jurisprudence - Independence of Judiciary – Tribunals- High Courts – Composition- Appointment and Removal of Judges - Writ Jurisdiction of High Courts under Art. 226.

UNIT IV - CENTRE – STATE RELATION

12 Hrs

Distribution of Legislative Powers - Doctrine of Territorial Nexus – VII Schedule - Doctrine of Harmonious Construction - Doctrine of Pith and Substance – Doctrine of Occupied Field- Colourable Legislation - Parliament’s Power to Legislate in State List – Implied and Residuary Power - Doctrine of Repugnancy.

Administrative relations – Full faith and credit clause – Centre and inter-state conflict management - Fiscal Relations – Sharing of tax – Grants-in-Aid – Restriction on the power of state legislatures – Doctrine of immunity of Instrumentality – Borrowing powers – Constitutional Limitations Freedom of Trade, Commerce and Intercourse (Art. 301-307) - Meaning of Freedom of trade, commerce and intercourse - Power of Parliament –

Restrictions.

UNIT V - EMERGENCY PROVISIONS

12 Hrs

Emergency Provisions- National Emergency - State Emergency - Imposition of President's Rule in States – Grounds- Limitations- Parliamentary Control- Judicial Review (Articles 356-357) – Financial Emergency (Article 360)- Emergency and suspension of fundamental rights.

Other Constitutional Functionaries: Election Commission of India- Union Public Service Commission- State Public Commission- Comptroller and Auditor General- Attorney General & Advocate General– Constitutional safeguards for Civil Servants Art 311 - Role of Finance Commission – NITI Aayog – Interstate Council – National Development Council – Local Self Government (Panchayat Raj)

Suggested Readings

1. Basu, D. D. (2021). *Introduction to the Constitution of India*. LexisNexis.
2. Jain, M. P. (2014). *Indian constitutional law*. LexisNexis.
3. Seervai, H. M. (1997). *Constitutional law of India: A critical commentary*. Delhi: Universal Book Traders.
4. Shukla, V. N., & Singh, M. P. (2019). *V.N. Shukla's constitution of India*. Lucknow: Eastern Book Company.

Teaching-Learning Strategies in Brief:

In addition to the classroom teaching through ICT and audio-visual aids, the teaching learning strategies for this course also include numerous pedagogies, such as guided self learning, peer learning, case studies, learning through group projects, field studies and experiential learning.

Assessment Methods and Weightages in Brief:

In addition to summative assessment, various formative assessment tools are to be used for assessment of performance of the students in the light of the Course Learning Outcomes (CLOs) of this course. Formative assessment tools, such as Time-constrained examination, problem based assignment, team project reports followed by oral presentations shall be used for assessment. Real time feedback, guidance, course correction, mentoring and monitoring of the students performance shall be the key features of assessment methods. The course has a weightage of 100 marks. 75% of the marks will be covered by the End Semester Examination; whereas 25%, which constitutes internal assessment, will be done by the concerned teacher.

HAMDARD INSTITUTE OF LEGAL STUDIES AND RESEARCH
JAMIA HAMDARD, NEW DELHI

COURSE DESIGN

Course Title: Sociology –II

Course Code: BALLB -405

L-T-P: 4-0-0

Credit 4

(L= Lecture Hours, T= Tutorial Hours, P= Practical Hours)

COURSE LEARNING OUTCOMES (CLOs)

After completing this course, the students should be able to:

CLO-I: Understand the historical and contemporary patterns of social change **(Cognitive Level: Understand).**

CLO-II: Analyse, Evaluate and Discuss the role of law as an instrument of social control and change in modern society particularly in the context of India. **(Cognitive Level: Evaluate).**

CLO-III: Develop critical thinking skills and explain the trajectory of Women’s role in shaping the constitutional debates around rights and representation. **(Cognitive Level: Create).**

CLO-IV: Examine how social policies can alleviate social inequality, and what different policies aim to accomplish. **(Cognitive Level: Analyze).**

CLO-V: Apply different steps of the scientific method: formulation of research hypothesis, data collection, and data analysis to address a research question students will choose as a part of their assignment. **(Cognitive Level: Apply).**

Mapping of Course Learning Outcomes (CLOs) with Programme Learning Outcomes(PLOs)

	PLO 1	PLO 2	PLO 3	PLO 4	PLO 5	PLO 6	PLO 7	PLO 8	PLO 9	PLO 10	PLO 11	PLO 12
CLO1	1	1	1	1	1	1	1	1	1	1	1	1
CLO2	1	1	2	1	1	2	1	1	1	1	1	1
CLO3	1	1	3	1	1	2	1	3	1	1	1	1

CLO4	2	1	2	1	1	2	1	1	1	1	1	1
CLO5	1	2	3	3	3	3	2	1	2	2	3	2

Detailed Syllabus:

Unit I: Social Change (12 Hrs)

- Meaning, nature, theories, causes and factors of social change.
- Social Change in Modern India: Sanskritization, Westernization, Islamization and Modernization
- Globalization and social change

Unit II: Law and Society in India (12 Hrs)

- The emergence of Law in India
- The legal profession and Indian society
- Law as an instrument of social change in India

Unit III: Women and Society (12 Hrs)

- Gender Inequality: The origin of Gender Inequalities
- Women's liberation Movements
- Constitutional Mandates and Women in India

Unit IV: Contemporary Social Issues and Legal Measures (12 Hrs)

- Concepts of Social Exclusion and Social Justice, Protective Discrimination and Legal Measures for SCs, STs and OBCs
- Types of Minority Community in India, Minority Rights, Issues and Challenges of Minority communities of India.
- LGBTQIA+ Issues: Decriminalization of Homosexuality

Unit V: Research Methods (12 Hrs)

- Types of methodology and research methods – comparative, descriptive, diagnostic, exploratory, experimental
- Tools of data collection- observation, interview, questionnaire and schedule, genealogy, case study, sampling
- Stages of data collection- conceptualizing problems, laying down hypotheses, defining the variables, choosing the tools of data collection, phase of data collection, data analysis.

Suggested Readings:

1. Agresti, A., & Finlay, B. (1997). *Statistical methods for the social sciences*. Upper Saddle River, N.J: Pearson Education, Prentice-Hall International.
2. Austin, G. (2018). *Working a democratic constitution: A history of the Indian experience*. New Delhi, India: Oxford University Press
3. Baxi, U. (1986). *Towards a sociology of Indian law*. New Delhi: Satvahan.
4. Bhasin, K. (2004). *What is patriarchy?*. New Delhi: Women Unlimited.
5. Bottomore, T. B. (2010). *Sociology: A guide to problems and literature*. Abingdon: Routledge.
6. Bryman, A. (2012). *Social research methods*. Oxford: Oxford University Press.
7. Bryman, A. (2015). *Quantity and quality in social research*. New Delhi: Routledge India
8. Chakravarti, U. *Gender, Caste, and Labour in Economic and Political Weekly*, 30(36): 2248-56.
9. Chaudhuri, M. (2011). *The Indian women's movement: Reform and revival*. New Delhi: Palm Leaf Publications.
10. Desai, N., & Krishna, R. M. (1990). *Women and society in India*. Delhi: Ajanta Publications (India)
11. Deva, I. (2009). *Sociology of law*. New Delhi: Oxford University Press. (selected articles)
12. Galanter, M. (1997). *Law and society in modern India*. Delhi: Oxford University Press.
13. Goode, W. J., & Hatt, P. K. (2006). *Methods in social research*. Delhi: Surjeet Publication.
14. Haralambos, M., & Holborn, M. (2000). *Sociology: Themes and perspectives*. London: HarperCollins.
15. In Menon, N. R. M., & Indian Academy of Social Sciences. (1988). *Social justice and social process in India: 12th Social science congress: Papers*. Allahabad: Indian Academy of Social Sciences.
16. Jayaram, N. (1980). *Sociology Methods and Theory*. Madras: Macmillan.
17. John, M. E., Jha, P. K., Jodhka, S. S., & *Changing Social Formations in Contemporary India*. (2006). *Contested transformations: Changing economies and identities in contemporary India*.
18. Kapadia, K. (2019). *Siva and her Sisters: Gender, caste, and class in rural south India*. Routledge
19. Kothari, C. R., & Garg, G. (2019). *Research methodology: Methods and techniques*.
20. Lerner, G. (1995). *The creation of patriarchy*. New York: Oxford University Press.

21. Oakley, A. (1982). Subject women. London.
22. Oommen, T. K. (2004). Nation, civil society and social movements: Essays in political sociology. New Delhi: Sage Publications.
23. Palriwala, R. Family: Power Relations and Power Structures, in C. Kramarae and D. Spender (Eds.): International Encyclopaedia of Women: Global Women's Issues and Knowledge (Vol.2: 669-74). London: Routledge.
24. Sayer, A. (2002). Method in Social Science: Revised 2nd Edition. S.L: Routledge.
25. Shah, G. (2001). Dalit identity and politics. New Delhi: Sage Publications.
26. Sharma, K. L., & Singh, Y. (2001). Social inequality in India: Profiles of caste, class, power and social mobility: essays in honour of Yogendra Singh. Jaipur: Rawat Publications.
27. Singh, Y. (2014). Modernization of Indian tradition: A systemic study of social change.
28. Srinivas, M. N. (2004). Social change in modern India. New Delhi: Orient Longman.
29. Vidya, B., & Sachdeva, D. R. (2005). Introduction to sociology. Patna: Kitab Mahal.
30. Vidya, B., & Sachdeva, D. R. (2013). Text Book of Sociology for Law Students. Allahabad: Kitab Mahal.
31. Young, P. V., & Schmid, C. F. (1956). Scientific social surveys and research. New Delhi: Prentice-Hall of India.

Teaching-Learning Strategies in Brief:

In addition to the classroom teaching through ICT and audio-visual aids, the teaching-learning strategies for this course also include numerous pedagogies, such as guided self-learning, peer learning, classroom discussions and group projects.

Assessment Methods and Weightages in Brief:

In addition to summative assessment, various formative assessment tools are to be used for the assessment of the performance of the students in the light of the Course Learning Outcomes (CLOs) of this course. Formative assessment tools, such as Time-constrained examination, problem-based assignment, and team project reports followed by oral presentation shall be used for assessment. Real-time feedback, guidance, course correction, mentoring and monitoring of the student's performance shall be the key features of assessment methods. The course has a weightage of 100 marks.

- 75% of the marks will be covered by the End Semester Examination
- 25% will constitute internal assessment to be done by the concerned instructor

COURSE DESIGN

HAMDARD INSTITUTE OF LEGAL STUDIES AND RESEARCH (HILSR)

Name of the Academic Programme: BALLB

Course Code: BALLB – 501

Title of the Course: Jurisprudence – I

L-T-P: 4-0-0

Credit 4

(L= Lecture Hours, T= Tutorial Hours, P= Practical Hours)

COURSE LEARNING OUTCOMES (CLOs)

After completing this Course, the students should be able to:

CLO-1: Recognise the need to study jurisprudence. (Cognitive Level: Understand).

CLO-2: Categorise the various schools of jurisprudence and their application in modern times (Cognitive Level: Apply).

CLO-3: Analyse the different theories of justice and their application. (Cognitive Level: Analyse).

CLO-4: Evaluate the philosophical underpinnings of the law versus morality debate and its contemporary application. (Cognitive Level: Evaluate).

CLO-5: Summarise the various theories of law and relevance thereof. (Cognitive Level: Create).

Mapping of Course Learning Outcomes (CLOs) with Programme Learning Outcomes (PLOs)

	PLO 1	PLO 2	PLO 3	PLO 4	PLO 5	PLO 6	PLO 7	PLO 8	PLO 9	PLO10	PLO11	PLO12
CLO 1	3	3	3	2	2	2	3	2	3	3	2	3
CLO 2	3	2	3	3	3	1	2	2	2	2	1	3

CLO 3	3	3	3	3	3	1	2	2	3	3	2	3
CLO 4	3	2	3	3	3	1	2	2	2	3	1	3
CLO 5	3	2	3	3	2	2	1	2	3	3	2	3

Detailed Syllabus

Unit-I 12 Hrs

1. The need to study jurisprudence
2. Meaning and nature of jurisprudence

Unit-II 12 Hrs

1. Analytical Legal Positivism
2. Pure Theory of Law

Unit-III 12 Hrs

1. Natural Law Theory
2. Sociological School of Law

Unit-IV 12 Hrs

1. Historical School of Law
2. Legal Realism

Unit-V 12 Hrs

1. Theories of Justice
2. Sources of Law

Suggested Readings

1. Bentham, J. (1823). *An Introduction to the Principles of Morals and Legislation*. London: W. Pickering, and R. Wilson.
2. Bodenheimer, E. (1964). *Jurisprudence - The Philosophy and Method of Law*.
3. Dias, R.W. (2013). *Jurisprudence*. LexisNexis.
4. Friedmann, W. (1999). *Legal Theory*. Delhi: Universal Publishing House.
5. Hart, H. L. A., & Green, L. (2015). *The concept of law*. Oxford: Oxford University

Press.

6. Mahajan, V. D. (2010). *Jurisprudence and legal theory*. Lucknow: Eastern Book Co.

7. Murphy, J.G.C. Jules (2019). *Philosophy of Law: An introduction to jurisprudence*. London : Routledge.
8. Murphy, M. C. (2013). *Philosophy of Law: The Fundamentals*. Wiley.
9. Paton, G. W., & Derham, D. P. (1972). *A textbook of jurisprudence: 4th ed., edited by G.W. Paton and David P. Derham*. Oxford: Clarendon Press.
10. Pound, R. (1930). *An Introduction to the Philosophy of Law*. Yale University Press
11. Rawls, J. (2000). *A theory of justice*. Oxford: Oxford University Press.
12. Wacks, R. (2017). *Understanding jurisprudence*. Oxford : Oxford University Press.

Teaching-Learning Strategies in Brief:

In addition to the classroom teaching through ICT and audio-visual aids, the teaching learning strategies for this course also include numerous pedagogies, such as guided self learning, peer learning, case studies, learning through group projects, field studies and experiential learning.

Assessment Methods and Weightages in Brief:

In addition to summative assessment, various formative assessment tools are to be used for assessment of performance of the students in the light of the Course Learning Outcomes (CLOs) of this course. Formative assessment tools, such as Time-constrained examination, problem based assignment, team project reports followed by oral presentations shall be used for assessment. Real time feedback, guidance, course correction, mentoring and monitoring of the students performance shall be the key features of assessment methods. The course has a weightage of 100 marks. 75% of the marks will be covered by the End Semester Examination; whereas 25%, which constitutes internal assessment, will be done by the concerned teacher.

COURSE DESIGN

HAMDARD INSTITUTE OF LEGAL STUDIES AND RESEARCH (HILSR)

Name of the Academic Programme: BALLB

Course Code: BALLB-502

Title of the Course: International Law-1

L-T-P: 4-0-0

Credit 4

(L= Lecture Hours, T= Tutorial Hours, P= Practical Hours)

COURSE LEARNING OUTCOMES (CLOs)

After completing this Course, the students should be able to:

CLO-1: Explain and apply the fundamental concepts and terminology of public international law (**Cognitive Level: Apply**).

CLO-2: Distinguish between various sources of Public International law and their respective use in any given dispute involving the questions of law (**Cognitive Level: Analyze**).

CLO-3: Interpret and evaluate relationship between Public International Law and the national legal system with special emphasis on India (**Cognitive Level: Evaluate**).

CLO-4: Identify and reflect upon the jurisprudential doctrines and law related to principle of State responsibility, State Jurisdiction, and Rights and Duties arising out of State Succession (**Cognitive Level: Analyze**).

CLO-5: Analyse complex legal questions and problems and also use and interpret sources of public international law, case law in particular (**Cognitive Level: Analyze**).

Mapping of Course Learning Outcomes (CLOs) with Programme Learning Outcomes (PLOs)

	PLO 1	PLO 2	PLO 3	PLO 4	PLO 5	PLO 6	PLO 7	PLO 8	PLO 9	PLO 0	PLO1 1	PLO1 2
CLO 1	3	1	2	3	1	1	2	3	3	3	2	2
CLO 2	3	3	3	2	1	1	2	3	2	1	1	2
CLO 3	3	1	1	2	3	1	1	3	3	3	1	1
CLO 4	3	1	1	3	3	1	2	2	1	2	1	3
CLO 5	1	3	3	3	2	3	2	2	3	1	1	2

Detailed Syllabus:**UNIT-I INTRODUCTION****10 Hours**

Introduction to International Law, Development of International Law, Definitions, Nature of International law, Legality of International Law-Positive Morality, Theories as to basis of International Law.

UNIT II: SOURCES AND SUBJECTS OF INTERNATIONAL LAW**14 Hours**

Introduction-International Conventions, International Customs, General Principles of Law recognized by Civilized State, Decisions of Judicial or Arbitral Tribunals, Other Sources, Subjects of International Law- Various Theories, Realistic Theory- Fictional Theory- Functional Theory.

UNIT III: INTERNATIONAL LAW AND MUNICIPAL LAW**12 Hours**

Introduction-Monistic Theory, Dualistic Theory, Specific Adoption Theory, Transformation Theory, Delegation Theory, Practice of States – UK Practice, American Practice and Indian Practice.

UNIT IV: STATES**12 Hours**

Concept of State, Essential Ingredients of State, Different kinds of States, Recognition of States De Facto and De Jure, Theories of Recognition, Recognition of Belligerency and Recognition of Insurgency, Collective Recognition, State Jurisdiction, Territorial Sovereignty, Civil and Criminal Jurisdiction.

UNIT V: STATE RESPONSIBILITY AND STATE SUCCESSION**13 Hours**

Responsibility of States – Original and Vicarious Responsibility, State Responsibility for various Acts- Individual Acts, Mob Violence, Insurgency, etc., State Succession, Theories of State Succession, Rights and Duties arising out of State Succession.

Suggested Readings

1. Malcolm Nathan Shaw, 2003, International Law, 4th Edition, Cambridge University Press,
2. Tim Hillier, 1998, Sourcebook on Public International Law, 1st Edition, Routledge-Cavendish.
3. Ian Brownlie, 2008, Principles of Public International Law, 4th Edition, Oxford University Press.
4. Joseph Gabriel Starke, Ivan Anthony Shearer, 1994, Starke's International Law, Butterworths.
5. Lassa Oppenheim, Robert Jennings and Arthur Watts, 2008 Oppenheim's International Law, Oxford University Press, USA.
6. S K Kapoor, 2002, International Law and Human Rights, 14th Edition, Central Law Agency, Allahabad.
7. H.O. Agarwal, 2000, International Law & Human Rights, Central Law Publications.

8. Ian Brownlie, 2008, Basic Documents in International Law, Oxford University Press.
9. Gideon Boas, 2012, Public International Law, 4th Edition, Edward Elgar.

Teaching-Learning Strategies in Brief:

In addition to the class room teaching through ICT and audio-visual aids, the teaching learning strategies for this course also include numerous pedagogies, such as guided self learning, peer learning, case studies, learning through group projects, field studies and experiential learning.

Assessment Methods and Weightages in Brief:

In addition to summative assessment, various formative assessment tools are to be used for assessment of performance of the students in the light of the Course Learning Outcomes (CLOs) of this course. Formative assessment tools, such as Time-constrained examination, problem based assignment, team project reports followed by oral presentation and viva voce shall be used for assessment. Real time feedback, guidance, course correction, mentoring and monitoring of the students performance shall be the key features of assessment methods. The course has a weightage of 100marks. 75% of the marks will be covered by the End Semester Examination; where as 25% will constitute internal assessment to be done by the concerned instructor

COURSE DESIGN

HAMDARD INSTITUTE OF LEGAL STUDIES AND RESEARCH (HILSR)

Name of the Academic Programme: BALLB

Course Code: BALLB-503, **Title of the Course:** Intellectual Property Laws-1

L-T-P: 4-0-0

Credit 4

(L= Lecture Hours, T= Tutorial Hours, P= Practical Hours)

COURSE LEARNING OUTCOMES (CLOs)

After completing this Course, the students should be able to:

CLO-1 Appraise the concept of Fundamentals of Intellectual Property with special reference to Tangible and Intangible Property, Property rights in Intangible Property, Types of Intellectual Property, Justification of Intellectual Property, the co-relation between Intellectual Property and the Indian Constitution(**Cognitive Level: Apply**).

CLO-2 Interpret and evaluate the various principles enunciated for Berne Convention for the Protection of Literary and Artistic Works, Paris Convention for the Protection of Industrial Property, TRIPS Agreement(**Cognitive Level: Evaluate**).

CLO-3 Interpret and evaluate the various principles enunciated for General Exceptions with special reference to Infancy, Insanity & Intoxication, Mistake of Fact, Accident provided in Indian Penal Code, 1860 (**Cognitive Level: Evaluate**).

CLO-4 Relate the contemporary issues qua Role of WIPO in administering different Intellectual Property Rights (**Cognitive Level: Analyze**).

CLO-5 Identify the concept and fundamental principles relating to Copyright Protection in India via Copyright in Literary Work, Copyright in Dramatic Work, Copyright in Musical Work, Copyright in Artistic Work, Copyright Infringement & Remedies, Doctrine of Fair Use. (**Cognitive Level: Analyze**).

CLO-6 Examine the domain qua Patent, Ethical and Legal perspectives of Patents, Criteria for Granting Patent, Patent Administration, Patent Infringement and Remedies(**Cognitive Level: Analyze**).

Mapping of Course Learning Outcomes (CLOs) with Programme Learning Outcomes (PLOs)

	PLO 1	PLO 2	PLO 3	PLO 4	PLO 5	PLO 6	PLO 7	PLO 8	PLO 9	PLO 0	PLO 1	PLO 1	PLO 1
CLO 1	3	1	3	2	2	2	3	2	3	3	2	3	3

CLO 2	3	1	3	3	3	1	2	2	2	2	1	3
CLO 3	3	1	2	2	2	2	2	2	3	3	2	3
CLO 4	3	1	3	3	3	1	2	2	2	2	1	3
CLO 5	1	2	3	3	2	2	1	2	3	3	2	3
CLO 6	3	2	3	3	3	2	2	1	2	1	1	3

Detailed Syllabus:

Unit I

(12 Lectures)

Fundamentals of Intellectual Property

- A. Tangible and Intangible Property
- B. Property rights in Intangible Property
- C. Types of Intellectual Property
- D. Justification of Intellectual Property
- E. Intellectual Property and the Indian Constitution

Unit II

(08 Lectures)

Intellectual Property Rights: Global Regime

- A. Berne Convention for the Protection of Literary and Artistic Works
- B. Paris Convention for the Protection of Industrial Property
- C. Role of WIPO in Administering IPRs
- D. TRIPS Agreement

Unit III

(16 Lectures)

Copyright in India

- A. Concept of Copyright
- B. Copyright in Literary Work
- C. Copyright in Dramatic Work
- D. Copyright in Musical Work

- E. Copyright in Artistic Work
- F. Copyright Infringement & Remedies
- G. Doctrine of Fair Use

Unit IV

(12 Lectures)

Patent

- A. Meaning of Patent
- B. Patent: Ethical and Legal perspectives
- C. Patent in India: Historical Overview
- D. Patent Protection in India
- E. Patent Protection: International Instruments

Unit V

(12 Lectures)

Patent Regime in India

- A. Nature and Kinds of Patents
- B. Criteria for Granting Patent
- C. Patent Rights
- D. Patent Administration
- E. Patent Infringement and Remedies

Suggested Readings:

1. World Intellectual Property Organization (2008), WIPO Intellectual Property Handbook, 2nd Edition, WIPO Publication, Geneva 2008 (Page No. 1 to 488).
2. W.R. Cornish 2019, Intellectual Property, Sweet & Maxwell, 8th Edition, Delhi (Page 1 to 700).
3. Lionel Bently and Brad Sherman (2018), Intellectual Property Law, Oxford University Press 2018, 5th Edition, England (Page No. 1 to 900).
4. Faizan Mustafa (2019), Copyright Law: A Comparative Perspective, Institute of Objective Studies ISO, New Delhi (Page No. 1 to 581).
5. B.L. Wadhwa (2021), Law Relating to Patents, Trademarks, Copyright, Designs and Geographical Indications, Fifth Edition, Universal Law Publishing, Delhi, (Page No. 1 to 577).
6. J.P. Mishra (2012), An Introduction to Intellectual Property, 2nd Edition Central Law Publications, Allahabad, (Page No. 1 to 677).
7. V.K. Ahuja (2018), Intellectual Property Law, 3rd Edition, Lexis Nexis India, New Delhi, (Page 1 to 656).

8. P. Narayanan, Law of Copyright and Industrial Designs (2019), 4th Edition, Eastern Law House, Delhi (Page No. 1 to 1135).

Teaching-Learning Strategies in Brief:

In addition to the class room teaching through ICT and audio-visual aids, the teaching learning strategies for this course also include numerous pedagogies, such as guided self learning, peer learning, case studies, learning through group projects, field studies and experiential learning.

Assessment Methods and Weightages in Brief:

In addition to summative assessment, various formative assessment tools are to be used for assessment of performance of the students in the light of the Course Learning Outcomes (CLOs) of this course. Formative assessment tools, such as Time-constrained examination, problem-based assignment, team project reports followed by oral presentation and viva voce shall be used for assessment. Real time feedback, guidance, course correction, mentoring and monitoring of the student's performance shall be the key features of assessment methods. The course has a weightage of 100 marks. 75% of the marks will be covered by the End Semester Examination; where as 25% will constitute internal assessment to be done by the concerned instructor

COURSE DESIGN

HAMDARD INSTITUTE OF LEGAL STUDIES AND RESEARCH (HILSR)

Name of the Academic Programme: BALLB

Course Code: BALLB-504 **Title of the Course:** Company Law

L-T-P: 4-0-0

Credit 4

(L= Lecture Hours, T= Tutorial Hours, P= Practical Hours)

COURSE LEARNING OUTCOMES (CLOs)

After completing this Course, the students should be able to:

CLO-1 Appraise the legal and regulatory framework for the formation of a company
(**Cognitive Level: Apply**).

CLO-2 Interpret and evaluate the various legal principles for the management of a company
(**Cognitive Level: Evaluate**).

CLO-3 Identify the fundamental legal and regulatory framework and principles for issuing and management of securities (**Cognitive Level: Analyze**).

CLO-4 Examine the legal role of directors in the management of companies (**Cognitive Level: Analyze**).

CLO-5 Appraise the legal framework for prevention of oppression and mismanagement in companies (**Cognitive Level: Evaluate**).

CLO-6 Relate the contemporary challenges on issues involving corporate laws its functioning in India (**Cognitive Level: Analyze**).

Mapping of Course Learning Outcomes (CLOs) with Programme Learning Outcomes (PLOs)

	PLO1	PLO2	PLO3	PLO4	PLO5	PLO6	PLO7	PLO8	PLO9	PLO10	PLO11	PLO12
CLO1	3	1	3	2	2	2	3	1	3	3	2	2
CLO2	3	1	3	3	3	2	1	1	3	3	3	2
CLO3	3	1	2	2	2	2	2	1	2	3	2	3
CLO4	3	1	3	3	3	1	2	2	2	2	1	3
CLO5	1	2	3	3	2	2	1	2	3	3	2	3
CLO6	3	2	3	3	3	2	2	1	2	1	1	3

Detailed Syllabus:**Unit – I:** **12 Hrs**

1. Need for a company - formation of a company, registration and incorporation.
2. Memorandum of association- various clauses – alteration therein – doctrine of ultra vires.

Unit – II: **12 Hrs**

1. Articles of association – binding force – alteration- its relation with memorandum of association – doctrine of constructive notice and indoor management – exceptions.
2. Prospectus – issue – contents – liability for mis-statements – statement in lieu of prospectus and relevant provisions of SEBI.
3. Promoters – position – duties and liabilities.

Unit –III: **12 Hrs**

1. 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 (DEEMAT) and relevant provisions of SEBI.
2. Shareholder- who can be and who cannot be a shareholder- modes of becoming a shareholder – calls on shares – forfeiture and surrender of shares –lien on shares.

Unit – IV: **12 Hrs**

1. 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. 2. Directors – position – appointment – qualifications – vacation of office – removal resignation – powers and duties of directors.
3. Debentures – meaning – fixed and floating charge – kinds of debentures – shareholder and debenture holder- remedies of debenture holders.

Unit – V: **12 Hrs**

1. Prevention of oppression and mismanagement.
2. Winding up – types – who can apply? Consequences of winding up.

Reference Books:

1. Avtar Singh: Company Law, Eastern Book Company, Lucknow.
2. L.C.B. Gower, Principles of Modern Company Law (1997).
3. Palmer, Palmer’s Company Law (1987). 3

4. R.R. Pennington, Company Law (1990).
5. A. Ramaiya, Guide to the Companies Act (1998).
6. S.M. Shah, Lectures on Company Law (1988).

Teaching-Learning Strategies in Brief:

In addition to the class room teaching through ICT and audio-visual aids, the teaching learning strategies for this course also include numerous pedagogies, such as guided self learning, peer learning, case studies, learning through group projects, field studies and experiential learning.

Assessment Methods and Weightages in Brief:

In addition to summative assessment, various formative assessment tools are to be used for assessment of performance of the students in the light of the Course Learning Outcomes (CLOs) of this course. Formative assessment tools, such as Time-constrained examination, problem based assignment, team project reports followed by oral presentation and viva voce shall be used for assessment. Real time feedback, guidance, course correction, mentoring and monitoring of the students performance shall be the key features of assessment methods. The course has a weightage of 100marks. 75% of the marks will be covered by the End Semester Examination; where as 25% will constitute internal assessment to be done by the concern instructor.

COURSE DESIGN

HAMDARD INSTITUTE OF LEGAL STUDIES AND RESEARCH (HILSR)

Name of the Academic Programme: BALLB

Course Code: BALLB-505

Title of the Course: Law on Transfer of Property

L-T-P: 4-0-0

Credit 4

(L= Lecture Hours, T= Tutorial Hours, P= Practical Hours)

COURSE LEARNING OUTCOMES (CLOs)

After completing this Course, the students should be able to:

CLO-1 Appraise the definition of transfer of property and difference between transfer and contract (**Cognitive Level: Apply**).

CLO-2 Interpret and evaluate the various principles of law on transfer of property (**Cognitive Level: Evaluate**).

CLO-3 Relate the contemporary challenges on issues involving law on transfer of property and its functioning in India (**Cognitive Level: Analyze**).

CLO-4 Identify the fundamental principles of law on transfer of property (**Cognitive Level: Analyze**).

CLO-5 Examine the role of transfer of property Act in overall development of the country through clarifying the risks while transferring the property (**Cognitive Level: Analyze**).

CLO-6 Appraise the implementation of different transactions of transfer of property (**Cognitive Level: Evaluate**).

Mapping of Course Learning Outcomes (CLOs) with Programme Learning Outcomes (PLOs)

	PLO 1	PLO 2	PLO 3	PLO 4	PLO 5	PLO 6	PLO 7	PLO 8	PLO 9	PLO1 0	PLO1 1	PLO1 2
CLO 1	3	3	3	3	3	2	3	2	3	3	2	3
CLO 2	3	3	3	3	3	1	2	2	2	2	2	3
CLO 3	3	2	2	2	2	2	2	2	3	3	2	3
CLO	3	2	3	3	3	2	2	2	2	2	1	3

4												
CLO 5	2	2	3	3	2	2	1	2	3	3	2	3
CLO 6	3	2	3	3	3	2	2	2	2	2	1	3

Detailed Syllabus:

UNIT I -GENERAL PRINCIPLES OF TRANSFER OF PROPERTY

12 hours

Definition of transfer of property- difference between transfer and contract- Kinds of interest - Conditional transfer -Property of any kind may be transferred - Condition restraining enjoyment- Transfer to an Unborn child- Rule against perpetuity- Class Transfer- Doctrine of Accumulation- Fulfillment of Condition precedent (Doctrine of Cypress)- Fulfillment of Condition Subsequent – Doctrine of Acceleration – Covenant Rule in Tulk V Moxhay.

UNIT II -RULE OF ESTOPPEL

12 hours

Bonafide Holder under defective title- Doctrine of election – Ostensible owner – Feeding the grant by Estoppel – Lispendens – Fraudulent Transfer - Part Performance.

UNIT III - TRANSFER OF ABSOLUTE INTEREST

12 hours

Sale – Definition, difference between sale and contract of sale, rights and liabilities of seller and buyer before and after completion of sale -Exchange: Definition and mode Actionable Claims- Gifts: Scope- meaning- mode of transfer- universal gifts- onerous gifts.

UNIT IV - TRANSFER OF LIMITED INTEREST

12 Hours

Mortgages of Immovable property: Definition- Kinds of mortgages and their features Rights and liabilities of mortgagor and mortgagee- Priority of securities- Doctrine of Marshalling and Contribution- Charges- Lease of immovable property: Definition Scope- creation of lease- Rights and liabilities of lessor and lessee- Determination and holding over.

UNIT V– EASEMENT ACT.

12 Hours

Creation of Easements -Nature and characteristics of Easements - Extinction of Easements- Riparian rights - Licenses.

Reference Books:

1. G. SanjivaRow : The Transfer of Property Act.
2. Vepa P. Sarathi : Law of Transfer of Property Act.
3. G.P. Tripathi : Transfer of Property Act.
4. Mulla - Transfer of Property.
5. W.Friedmann - Law in a changing society

Teaching-Learning Strategies in Brief:

In addition to the class room teaching through ICT and audio-visual aids, the teaching learning strategies for this course also include numerous pedagogies, such as guided self learning, peer learning, case studies, learning through group projects, field studies and experiential learning.

Assessment Methods and Weightages in Brief:

In addition to summative assessment, various formative assessment tools are to be used for assessment of performance of the students in the light of the Course Learning Outcomes (CLOs) of this course. Formative assessment tools, such as Time-constrained examination, problem based assignment, team project reports followed by oral presentation and viva voce shall be used for assessment. Real time feedback, guidance, course correction, mentoring and monitoring of the students performance shall be the key features of assessment methods. The course has a weightage of 100 marks. 75% of the marks will be covered by the End Semester Examination; where as 25% will constitute internal assessment to be done by the concerned instructor

COURSE DESIGN

HAMDARD INSTITUTE OF LEGAL STUDIES AND RESEARCH (HILSR)

Name of the Academic Programme: BALLB

Course Code: BALLB-601

Title of the Course: Jurisprudence – II

L-T-P: 4-0-0

Credit 4

(L= Lecture Hours, T= Tutorial Hours, P= Practical Hours)

COURSE LEARNING OUTCOMES (CLOs)

After completing this Course, the students should be able to:

CLO-1 Indicate the comprehensive knowledge of legal concepts ranging from rights and duties to possession and personality. **(Cognitive Level: Understand).**

CLO-2 Engage in discussions and debates on the philosophical foundations of legal concepts. **(Cognitive Level: Understand).**

CLO-3 Identify the ethical and moral challenges viv-a-vis legal concepts. **(Cognitive Level: Apply).**

CLO-4 Assess the conception of law critically and its application in day to day life. **(Cognitive Level: Analyse).**

CLO-5 Appraise the role of legal concepts in critical thinking for problem solving and applying the outcome to complex legal disputes. **(Cognitive Level: Evaluate).**

Mapping of Course Learning Outcomes (CLOs) with Programme Learning Outcomes (PLOs)

	PLO1	PLO2	PLO3	PLO4	PLO5	PLO6	PLO7	PLO8	PLO9	PLO10	PLO11	PLO12
CLO1	03	01	03	02	01	01	02	01	03	02	01	03
CLO2	03	03	03	03	03	01	02	03	03	02	02	03
CLO3	03	02	03	03	02	02	02	02	03	03	01	03
CLO4	03	01	03	03	02	02	03	02	03	03	01	03

4												
CLO 5	03	02	03	03	03	01	02	03	03	03	01	03

Detailed Syllabus

Unit-I (12 Hrs)

1. Legal rights: The Concept
2. Relation between rights and duties
3. The Form of Rights: The Hohfeldian Analytical System

Unit-II (12 Hrs)

1. Characteristics of a legal right
2. Theories of Rights
3. Different kinds of legal rights

Unit-III (12 Hrs)

1. Legal personality: Meaning and Concept
2. Legal personality vis-a-vis Unborn child, Dead men and women, Animals, Mosques, and Idols.
3. Legal personality vis-a-vis Corporations: Corporation aggregate and Corporation sole
4. Justifications/Theories of legal personality

Unit-IV (12 Hrs)

1. Possession: Idea and importance
2. Elements of Possession
3. Theories of possession
4. Modes of acquisition/transfer of possession
5. Different kinds of possession

Unit-V (12 Hrs)

1. Development of the concept of ownership
2. Definitions/Incidents/Theories of Ownership (with special emphasis on John Austin and Salmond)
3. Kinds of ownership
4. Distinction between possession and ownership

Suggested Readings

1. Bodenheimer, E. (2011). *Jurisprudence - The Philosophy and Method of Law*. Universal Law Publishing.
2. Dias, R.W. (2013). *Jurisprudence*. LexisNexis.
3. Freeman, P. M (2018). *Lloyd's Introduction to Jurisprudence*. Sweet & Maxwell.
4. Mahajan, V. D. (2010). *Jurisprudence and legal theory*. Lucknow: Eastern Book Co.
5. Paton, G. W., & Derham, D. P. (1972). *A textbook of jurisprudence: 4th ed., edited by G.W. Paton and David P. Derham*. Oxford: Clarendon Press.
6. Salmond, J. W. (2012). *Jurisprudence*. Holmes Beach, Fla: Gaunt, Inc.
7. Wacks, R. (2017). *Understanding jurisprudence*. Oxford: Oxford University Press.

Teaching-Learning Strategies in Brief:

In addition to the classroom teaching through ICT and audio-visual aids, the teaching learning strategies for this course also include numerous pedagogies, such as guided self learning, peer learning, case studies, learning through group projects, field studies and experiential learning.

Assessment Methods and Weightages in Brief:

In addition to summative assessment, various formative assessment tools are to be used for assessment of performance of the students in the light of the Course Learning Outcomes (CLOs) of this course. Formative assessment tools, such as Time-constrained examination, problem based assignment, team project reports followed by oral presentations shall be used for assessment. Real time feedback, guidance, course correction, mentoring and monitoring of the students performance shall be the key features of assessment methods. The course has a weightage of 100 marks. 75% of the marks will be covered by the End Semester Examination; whereas 25%, which constitutes internal assessment, will be done by the concerned teacher.

COURSE DESIGN

HAMDARD INSTITUTE OF LEGAL STUDIES AND RESEARCH (HILSR)

Name of the Academic Programme: BALLB

Course Code: BALLB-602

Title of the Course: International Law-II

L-T-P: 4-0-0

Credit 4

(L= Lecture Hours, T= Tutorial Hours, P= Practical Hours)

COURSE LEARNING OUTCOMES (CLOs)

After completing this Course, the students should be able to:

CLO-1 Interpret and evaluate the various principles relating to law on diplomatic relations along with privileges and immunities available to Diplomatic Agents (**Cognitive Level: Evaluate**).

CLO-2 Appraise and reflect upon the jurisprudential doctrines and Law of the sea (**Cognitive Level: Evaluate**).

CLO-3 Analyze the impact of international law on diverse peoples, and critique the operation of international law from a range of ethical perspectives (**Cognitive Level: Analyze**).

CLO-4 Demonstrate understanding of the international legal rules concerning treaties and their application to factual scenarios (**Cognitive Level: Understand**).

CLO-5 Identify and analyze the workings of the United Nations system and its role in dispute resolution by way of arbitration, negotiation, mediation and conciliation. (**Cognitive Level: Analyze**).

Mapping of Course Learning Outcomes (CLOs) with Programme Learning Outcomes (PLOs)

	PLO 1	PLO 2	PLO 3	PLO 4	PLO 5	PLO 6	PLO 7	PLO 8	PLO 9	PLO10	PLO11	PLO12
CLO 1	3	2	1	1	1	1	3	1	1	2	1	2
CLO 2	2	2	1	2	1	1	3	1	2	1	1	1
CLO 3	3	1	2	1	3	1	2	3	3	2	2	3

3												
CLO 4	2	1	1	2	3	2	2	3	3	2	2	2
CLO 5	3	2	3	3	2	2	3	2	2	1	2	1

Detailed Syllabus:

UNIT-I: DIPLOMATIC RELATIONS

- 10 Hours

Meaning of Diplomacy, Law on Diplomatic Relations, Classification of Diplomatic Agents, Functions, Privileges and Immunities of Diplomatic Agents, Duties.

UNIT II: LAW OF TREATIES

-14 Hours

Concept of Treaty, Kinds of Treaties, Binding Force of Treaties, Pacta Sunt Servanda, Jus Cogens, Rebus Sic Stantibus, Parties of a Treaty, Formation of a Treaty, Reservations, Invalidity and Termination of Treaties.

UNIT III: INDIVIDUALS UNDER INTERNATIONAL LAW

-12 Hours

Position of Individuals, Nationality, Acquisition of Nationality, Loss of Nationality, Statelessness, Asylum, Territorial and Extra-territorial, Extradition, Rules relating to Extradition.

UNIT IV: LAW OF THE SEA

-14 Hours

Historical Background, Maritime Belt, Territorial Sea, The Contiguous Zone, Exclusive Economic Zone, Continental shelf, The High Seas, International Sea Bed Area, Law of the Sea Conventions.

UNIT V: SETTLEMENT OF INTERNATIONAL DISPUTE

-10 Hours

Legal and Political Disputes, Pacific Means of Settlement, Arbitration, Negotiation, Mediation, Conciliation, Good Offices, Settlement under UNO, Compulsive Means- Retortion, Reprisals, Embargo, Pacific Blockade, Intervention.

Suggested Readings:

1. Malcolm Nathan Shaw, 2003, International Law, 4th Edition, Cambridge University Press,
2. Tim Hillier, 1998, Sourcebook on Public International Law, 1st Edition, Routledge-Cavendish.

3. Ian Brownlie, 2008, Principles of Public International Law, 4th Edition, Oxford University Press.
4. Joseph Gabriel Starke, Ivan Anthony Shearer, 1994, Starke's International Law, Butterworths.
5. Lassa Oppenheim, Robert Jennings and Arthur Watts, 2008 Oppenheim's International Law, Oxford University Press, USA.
6. S K Kapoor, 2002, International Law and Human Rights, 14th Edition, Central Law Agency, Allahabad.
7. H.O. Agarwal, 2000, International Law & Human Rights, Central Law Publications.
8. Ian Brownlie, 2008, Basic Documents in International Law, Oxford University Press.
9. Gideon Boas, 2012, Public International Law, 4th Edition, Edward Elgar.

Teaching-Learning Strategies in Brief:

In addition to the class room teaching through ICT and audio-visual aids, the teaching learning strategies for this course also include numerous pedagogies, such as guided self learning, peer learning, case studies, learning through group projects, field studies and experiential learning.

Assessment Methods and Weightages in Brief:

In addition to summative assessment, various formative assessment tools are to be used for assessment of performance of the students in the light of the Course Learning Outcomes (CLOs) of this course. Formative assessment tools, such as Time-constrained examination, problem-based assignment, team project reports followed by oral presentation and viva voce shall be used for assessment. Real time feedback, guidance, course correction, mentoring and monitoring of the student's performance shall be the key features of assessment methods. The course has a weightage of 100marks. 75% of the marks will be covered by the End Semester Examination; where as 25% will constitute internal assessment to be done by the concerned instructor

COURSE DESIGN

HAMDARD INSTITUTE OF LEGAL STUDIES AND RESEARCH (HILSR)

Name of the Academic Programme: BALLB

Course Code: BALLB-603, **Title of the Course:** Intellectual Property Laws-II

L-T-P: 4-0-0

Credit 4

(L= Lecture Hours, T= Tutorial Hours, P= Practical Hours)

COURSE LEARNING OUTCOMES (CLOs)

After completing this Course, the students should be able to:

CLO-1 Appraise the concept of Fundamentals of Trademarks with special reference to Procedure Registration of Trade marks for goods and services, Absolute and Relative Grounds of Refusal for Registration. **(Cognitive Level: Apply).**

CLO-2 Interpret and evaluate the various principles enunciated for Passing off, Infringement and Exceptions to Infringement action, Trademarks dilution and contemporary areas **(Cognitive Level: Evaluate).**

CLO-3 Interpret and evaluate the various principles prevalent for Concept of Indication of source, Geographical Indication and appellations of Origin, also about the penalties and Remedies available qua Conflict of GIs with Trade Marks **(Cognitive Level: Evaluate).**

CLO-4 Relate the contemporary issues qua Industrial Designs and the Subject matter of Protection, Infringement of copyright of Design and Overlapping of Design, Copyright and Trade Marks **(Cognitive Level: Analyze).**

CLO-5 Identify the concept and fundamental principles relating to Semiconductor Integrated Circuits Layout Design, the Absolute grounds of Prohibition, the concept of registered user of Lay out Design- Registration and Compulsory Licenses **(Cognitive Level: Analyze).**

CLO-6 Examine the domain qua Legal Framework of Trade Secret Protection in India, Kinds of Trade Secret, Jurisdictional Basis of the Law of Confidence and Future of Trade Secrets in India. **(Cognitive Level: Analyze).**

Mapping of Course Learning Outcomes (CLOs) with Programme Learning Outcomes (PLOs)

	PLO	PLO	PLO	PLO	PLO	PLO	PLO	PLO	PLO	PLO1	PLO1	PLO1
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	1	2	3	4	5	6	7	8	9	0	1	2
CLO 1	3	1	3	2	2	2	3	2	3	3	2	3
CLO 2	3	1	3	3	3	1	2	2	2	2	1	3
CLO 3	3	1	2	2	2	2	2	2	3	3	2	3
CLO 4	3	1	3	3	3	1	2	2	2	2	1	3
CLO 5	1	2	3	3	2	2	1	2	3	3	2	3
CLO 6	3	2	3	3	3	2	2	1	2	1	1	3

Course Outline:

The course is based on five units.

Unit I**12 Hrs****Fundamentals of Intellectual Property**

- A. Tangible and Intangible Property
- B. Property rights in Intangible Property
- C. Types of Intellectual Property
- D. Justification of Intellectual Property
- E. Intellectual Property and the Indian Constitution

Unit II**12 Hrs****Intellectual Property Rights: Global Regime**

- A. Berne Convention for the Protection of Literary and Artistic Works
- B. Paris Convention for the Protection of Industrial Property
- C. Role of WIPO in Administering IPRs
- D. TRIPS Agreement

Unit III**12 Hrs**

Copyright in India

- A. Concept of Copyright
- B. Copyright in Literary Work
- C. Copyright in Dramatic Work
- D. Copyright in Musical Work
- E. Copyright in Artistic Work
- F. Copyright Infringement & Remedies
- G. Doctrine of Fair Use

Unit IV**12 Hrs****Patent**

- A. Meaning of Patent
- B. Patent: Ethical and Legal perspectives
- C. Patent in India: Historical Overview
- D. Patent Protection in India
- E. Patent Protection: International Instruments

Unit V**12 Hrs****Patent Regime in India**

- A. Nature and Kinds of Patents
- B. Criteria for Granting Patent
- C. Patent Rights
- D. Patent Administration
- E. Patent Infringement and Remedies

Suggested Readings:

1. World Intellectual Property Organization (2008), WIPO Intellectual Property Handbook, 2nd Edition, WIPO Publication, Geneva 2008 (Page No. 1 to 488).
2. W.R. Cornish 2019, Intellectual Property, Sweet & Maxwell, 8th Edition, Delhi (Page 1 to

- 700).
3. Lionel Bently and Brad Sherman (2018), Intellectual Property Law, Oxford University Press 2018, 5th Edition, England (Page No. 1 to 900).
 4. P. Narayanan (2017), Law of Trade Marks and Passing off, Sixth Edition, Eastern Law House, Delhi (Page No. 1 to 1133).
 5. B.L. Wadhera (2021), Law Relating to Patents, Trademarks, Copyright, Designs and Geographical Indications, Fifth Edition, Universal Law Publishing, Delhi, (Page No. 1 to 577).
 6. J.P. Mishra (2012), An Introduction to Intellectual Property, 2nd Edition Central Law Publications, Allahabad, (Page No. 1 to 677).
 7. V.K. Ahuja (2018), Intellectual Property Law, 3rd Edition, Lexis Nexis India, New Delhi, (Page 1 to 656).
 8. Dr. M. K. Bhandari (2017), Law relating to Intellectual Property Rights, 5th Edition, Central Law Publications, Allahabad (Page 1 to 404).
 9. Vandana Singh (2017), The Law of Geographical Indications: Rising above the horizon, Eastern Law Publication, Delhi (Page No. 1 to 690).

Teaching-Learning Strategies in Brief:

In addition to the class room teaching through ICT and audio-visual aids, the teaching learning strategies for this course also include numerous pedagogies, such as guided self learning, peer learning, case studies, learning through group projects, field studies and experiential learning.

Assessment Methods and Weightages in Brief:

In addition to summative assessment, various formative assessment tools are to be used for assessment of performance of the students in the light of the Course Learning Outcomes (CLOs) of this course. Formative assessment tools, such as Time-constrained examination, problem-based assignment, team project reports followed by oral presentation and viva voce shall be used for assessment. Real time feedback, guidance, course correction, mentoring and monitoring of the student's performance shall be the key features of assessment methods. The course has a weightage of 100marks. 75% of the marks will be covered by the End Semester Examination; where as 25% will constitute internal assessment to be done by the concerned instructor

COURSE DESIGN

HAMDARD INSTITUTE OF LEGAL STUDIES AND RESEARCH (HILSR)

Name of the Academic Programme: BALLB

Course Code: BALLB- 604

Title of the Course: Labour Law

L-T-P: 4-0-0

Credit 4

(L= Lecture Hours, T= Tutorial Hours, P= Practical Hours)

COURSE LEARNING OUTCOMES (CLOs)

After completing this Course, the students should be able to:

CLO-1 Assess the basics relating to Industrial Jurisprudence and Labour Policy in India and also its relationship with the Indian Constitution (**Cognitive Level: Evaluate**).

CLO-2 Interpret and evaluate fundamental concepts and nature of Industrial Relations and understand the nature and role of trade unions for workers and industries. (**Cognitive Level: Evaluate**).

CLO-3 Appraise the relevance of collective bargaining and its impact on employee-management Relations (**Cognitive Level: Evaluate**).

CLO-4 Assess industrial disputes and ways to resolve them and apply various industrial legislations in business. (**Cognitive Level: Apply**).

CLO-5 Identify and analyze the concept and fundamental principles relating to Wages, Social Security, equity and schemes for welfare of Labour Classes (**Cognitive Level: Analyze**).

Mapping of Course Learning Outcomes (CLOs) with Programme Learning Outcomes (PLOs)

	PLO 1	PLO 2	PLO 3	PLO 4	PLO 5	PLO 6	PLO 7	PLO 8	PLO 9	PLO1 0	PLO1 1	PLO1 2
CLO 1	3	1	1	2	2	1	3	3	3	1	1	2
CLO 2	3	2	3	2	2	1	1	3	3	1	1	2

CLO 3	3	1	2	3	3	1	1	1	2	3	1	1
CLO 4	2	3	3	3	2	2	1	3	3	3	3	2
CLO 5	3	2	2	2	1	1	2	3	2	2	1	2

Detailed Syllabus:

Unit-I:

-14 Hours

A. Historical perspectives of Labour

- 1) Labour in ancient society
- 2) Labour in Middle Ages
- 3) Labour in the beginning of industrialization
- 4) Labour from Laissez faire to welfarism and to globalization

B. Constitutional Protection and Labour

- 1) Labour laws and Fundamental Rights (Article 14, 19(1) (c), 21, 21, 24)
- 2) Relevancy of Part IV (Article 36 – 51) on Labour Laws
- 3) Principle of equal pay for equal work and Indian Supreme Court

C. Trade Unionism

- 1) Concept and definition of Trade Union
- 2) History of Trade Union movement in India
- 3) Right to trade union as a part of human right to freedom of association
- 4) Registration of Trade Union
- 5) Rights and liabilities of a registered Trade Union

Unit-II:

-12 Hours

A. Collective Bargaining

- 1) The Concept
- 2) Conditions precedent; merits and demerits
- 3) Bargaining process: Negotiation
- 4) Place of collective bargaining in the era of globalisation

B. Strike and Lockout

- 1) Concept and definition of strike and lockout

- 2) Kinds of strike
- 3) Legality and illegality of strikes and lockouts.
 - a) In utility service
 - b) In non-utility service

C. State Regulation of Industrial Relations

- Conciliation, Adjudication and Arbitration (methods of regulation)

D. Lay-off, retrenchment and closure.

- 1) Definition,
- 2) condition precedent to lay-off, retrenchment and closure compensation.
- 3) special provisions relating to lay-off, retrenchment and closure.

Unit-III: Remuneration for Labour

-10 Hours

A. Theories of Wages

- 1) Concept and importance of theories of wages
- 2) Kinds of Theories:
 - Subsistence Theory
 - Wage Fund Theory
 - Supply and Demand Theory
 - Residual Claimant Theory

B. Concept of Wages

- 1) Minimum Wages
- 2) Fair Wages
- 3) Living Wages
- 4) Need based minimum Wages
- 5) National Floor Wage

C. The Code on Wages 2019

- 1) Definition and components of wage
- 2) Separate definitions of 'worker' and 'employee'
- 3) Equal Remuneration
- 4) Removal of threshold limit for triggering the application of payment of wages provisions
- 5) Definitions of 'contractor' and 'contract labour'
- 6) Provisions relating to period and payment of wages
- 7) Payment of bonus

- 8) Time-bound resolution of claims

Unit-IV:

- 10 Hours

Welfare and social security of Workers - Code on Social Security, 2020

A. Social Security Organisation

- 1) Need For social security protection of workers
- 2) Scope of social security in India
- 3) Board of Trustees of Employees' Provident Fund, Employees' State Insurance Corporation, National Social Security Board and State Unorganised Workers' Board, State Building Workers' Welfare Boards.
- 4) Disqualification and removal of a member of any Social Security Organisation.
- 5) Procedure for transaction of business of Social Security Organisation.
- 6) Entrustment of additional functions to Social Security Organisations.

B. Employees' Provident Fund

- 1) Schemes and Funds; Schemes for unorganised workers, gig workers and platform workers.
- 2) Employees' State Insurance Fund- Purpose
- 3) Provisions as to payment of contributions by employer.
- 4) Corporation's power to promote measures for health, etc., of Insured Persons.
- 5) Presumption as to accident arising in course of employment, Accidents happening while acting in breach of law, Occupational disease
- 6) Liability of owner or occupier of factories, etc., for excessive sickness benefit.
- 7) Dependent's Benefit, Medical Benefits.

C. Maternity Benefits

- 1) Employment of, or work by, women prohibited during certain period.
- 2) Right to payment of maternity benefit.
- 3) Continuance of payment of maternity benefit in certain cases.
- 4) Notice of claim for maternity benefit and payment thereof.
- 5) Payment of maternity benefit in case of death of a woman.
- 6) Nursing breaks Leave for miscarriage, etc, Payment of medical bonus, Creche facility.
- 7) Power of Inspector cum Facilitator to direct payments to be made.

Unit-V:

-14Hours

A. Protection of the weaker sections of the society

- 1) Child Labour- Prohibition and regulation in India
- 2) Causes and consequences of child labour,
- 3) Offences and Penalties under the Child Labour- Child and Adolescent Labour (Prohibition and Regulation) Act, 1986 (Amended in 2016)
- 4) Bonded Labour: Prevention and elimination
- 5) Origin and Causes of India's Bonded Labor Problems
- 6) Nature of bondage
- 7) Offences and penalties under the Bonded Labour- Bonded Labour System (Abolition) Act, 1976

B. Occupational Safety, Health and Working Conditions

- 1) Salient Features of the Code on Occupational Safety, Health and Working Conditions, 2020
- 2) Registration of certain establishments
- 3) National Occupational Safety and Health Advisory Board; Safety and occupational health surveys, Statistics, Safety Committee and Safety Officers
- 4) Responsibility of employer for maintaining health and working conditions
- 5) Hours of Work and Annual Leave with Wages
- 6) Prohibition on employment of women in dangerous operation and prohibition of employment of audio-visual worker without agreement
- 7) Special Provisions for Contract Labour and Inter State Migrant Worker
- 8) Offences and Penalties

Prescribed Readings:

1. O.P. Malhotra, 2004, The Law of Industrial Disputes, 6th Edition, Lexis Nexis.
2. S.N Dhyani, 1999, Trade Union and Strike, 1st Edition, University Book House.
3. S.N. Misra, 2018, Trade and Industrial Laws, CLP Publisher.
4. S.K. Puri, Labour and Industrial Laws, Allahabad Law Agency
5. A.M. Sharma, 2015, Aspect of Labour Welfare and Social Security, 13th Edition, Himalaya Publishing House.
6. Code on Wages, 2019, Industrial Relations Code, 2020, Code on Social Security, 2020, Code on Occupational Safety, Health and Working Conditions, 2020

Teaching-Learning Strategies in Brief:

In addition to the class room teaching through ICT and audio-visual aids, the teaching learning strategies for this course also include numerous pedagogies, such as guided self learning, peer learning, case studies, learning through group projects, field studies and experiential learning.

Assessment Methods and Weightages in Brief:

In addition to summative assessment, various formative assessment tools are to be used for assessment of performance of the students in the light of the Course Learning Outcomes (CLOs) of this course. Formative assessment tools, such as Time-constrained examination, problem based assignment, team project reports followed by oral presentation and viva voce shall be used for assessment. Real time feedback, guidance, course correction, mentoring and monitoring of the students performance shall be the key features of assessment methods. The course has a weightage of 100marks. 75% of the marks will be covered by the End Semester Examination; where as 25% will constitute internal assessment to be done by the concerned instructor

COURSE DESIGN

HAMDARD INSTITUTE OF LEGAL STUDIES AND RESEARCH (HILSR)

Name of the Academic Programme: BALLB

Title of the Course: Environmental Law

Course Code: BALLB-605

L-T-P: 4-0-0

Credit 4

(L= Lecture Hours, T= Tutorial Hours, P= Practical Hours)

COURSE LEARNING OUTCOMES (CLOs)

After completing this Course, the students should be able to:

CLO-1 Demonstrate the meaning, concept and components of environment law. **(Cognitive Level: Understand)**

CLO-2 Understand the origin, evolution and expansion of international environmental law. **(Cognitive Level: Understand)**

CLO-3 Appraise the legal scenario in India on environment and its protection; Develop an understanding about the institutions for protecting the environment and their role; and provide an insight into the role of judiciary in developing environmental jurisprudence in India. **(Cognitive Level: Analyze)**

CLO-4 Appraise about major environmental issues in India and the response towards environment. **(Cognitive Level: Analyze)**

CLO-5 Assess the legal regime in India on environment and environmental principles; sustainable development principle, polluter pays principles, precautionary principle etc. and some of the landmark cases on issues relating to environmental protection. **(Cognitive Level: Evaluate)**

CLO-6 Appraise the need to protect biodiversity, Appraise the salient features of the WLPA, 1972 and Biological diversity act, 2002 including the institutional mechanism envisaged under the act. **(Cognitive Level: Analyze)**

Mapping of Course Learning Outcomes (CLOs) with Programme Learning Outcomes (PLOs)

	PLO 1	PLO 2	PLO 3	PLO 4	PLO 5	PLO 6	PLO 7	PLO 8	PLO 9	PLO1 0	PLO1 1	PLO1 2
CLO	3	1	1	1	2	1	1	2	1	3	2	3

1												
CLO 2	3	1	1	2	3	1	1	1	2	3	1	3
CLO 3	3	2	3	3	3	1	1	3	1	3	1	3
CLO 4	3	1	3	2	3	1	1	2	2	3	1	3
CLO 5	3	2	2	3	3	2	1	1	1	3	1	3
CLO 6	3	1	2	1	3	1	1	1	1	3	1	3

Detailed Syllabus:

Unit – I: Meaning and concept of environment and related terms.

12 Hrs

Meaning, Definition and Concept of Environment-Components of Environment, Sustainable Development, Global Warming, Ozone Depletion and Biodiversity.

1. Concept of Pollution – Sources and Types of Pollution, and Effects of Pollution.
2. Need for the Preservation and Protection of Environment.

Unit - II: International efforts to protect the environment

12 Hrs

1. Development of international law on environment protection-Nature and scope, International environmental regime
2. UN conference on human environment 1972, Stockholm Principles, Ozone Protection, Un convention on sustainable development, 1992
3. Rio Principles: UN convention on Biological Diversity 1992, UN convention on climate change 1992, Agenda 21, Vienna Convention on protection of ozone layer, 1985 & Montreal protocol, 1987, Kyoto Protocol 1997 and others related provisions adopted internationally.

Unit-III: The Indian constitution and environment

12 Hrs

1. Protection of environment under the constitution of India-Fundamental Rights, Directive Principles of State Policy, Fundamental Duties and other related constitutional Mandates to protect and safeguard the Environment.
2. Judicial Activism in Environment Protection- Concept of Public interest litigation and

its development, Sustainable Development-Precautionary and polluter pays principles, absolute and strict liabilities, Doctrine of Public trust.

3. Environmental Dispute Resolution- National Environment Tribunal and National Environment Appellate Authority. The National Green Tribunal Act, 2010 – Establishment, Powers and Functions, Jurisdiction and Penalties.

Unit-IV: Special Enactments-I

12 Hrs

1. The Environment Protection Act, 1986- Aims and Objectives of the Act, relevant provisions, Violation and Penalties under the Act.
2. The Water (Prevention and control of Pollution) Act, 1974- The Framework of the Act, Regulatory Mechanism: Its Powers and Functions, Offences and Penalties under Water act, Role of Judiciary in Prevention of Water pollution.
3. The Air (Prevention and Control) Act, 1981- The framework of the Act, Regulatory Mechanism: Its Power and Functions, Offences and Penalties under Air act, Role of Judiciary in Prevention of Air pollution.
4. Law relating to Forest- Indian Forest Act, 1927 and its Salient Features, Forest Conservation Act, 1980 and its Salient Features, scheduled Tribes and other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 and its salient features, Judicial Approach for Forest Conservation.

Unit-V: Special Enactments-II

12 Hrs

1. The Wildlife Protection Act 1972- Protected Areas, Central Zoo Authority and Recognition of Zoos, Offences against Wild Life.
2. Biodiversity Conservation- Biological Diversity Act, 2002 and its Salient Features.
3. Noise Pollution – its hazardous effects and Regulatory Mechanism.

Suggested Readings:

1. Armin Rosenkranz et. al: Environment Law and Policy in India, South Asia Books, New Delhi.
2. Dr. N.V. Pranjape: Environmental Laws and Management in India, Thomson Reuters, Delhi.
3. Dr. S.R. Myneni: Environmental Law, Asia Law House, Hyderabad.
4. Dr. S. C. Tripathi: Environmental Law, Central Law Publications, Uttar Pradesh.
5. Dr. Nishtha Jaswal and Dr.PS Jaswal: Environmental Law, Allahabad Law Agency, UttarPradesh.
6. Indrajit Dube: Environmental Jurisprudence-Polluter’s Liability, LexisNexis India, Gurgaon.

8. K. Thakur: Environmental Protection, Law and Policy in India, Eastern Book Company, Lucknow.
9. M.R. Grag, V .K. Bansal & N.S. Tiwana: Environmental Pollution and Protection, Deep & Deep Publishers, New Delhi.
10. Md. Zafar Mahfooz Nomani: Environment Impact Assessment Laws, Satyam Law International, NewDelhi.
11. Md. Zafar Mahfooz Nomani: Legal Control of Radiation Pollution, Regency
12. Publications, New Delhi.
13. Md. Zafar Mahfooz Nomani: Natural Resources Law and Policy, Uppal Publishing House, New Delhi. B.A.LL.B. (Hons.) Semester-VI13
14. Md. Zafar Mahfooz Nomani: Right to Health: A Socio-Legal Perspective, Uppal Publishing House, New Delhi.
15. P. Leela Krishnan: Environmental Law Case Book, LexisNexis India, Gurgaon.
16. P. Leela Krishnan: Environmental Law in India, LexisNexis India, Gurgaon.
17. Partha Pratim Mitra: Wild Animal Protection Laws in India, LexisNexis India, Gurgaon.
18. Sumeet Malik: Environmental Law, Eastern Book Company, Lucknow.
19. Surendra Malik & Sudeep Malik: Supreme Court on Environmental Law, Eastern Book
20. Company, Lucknow.

Teaching-Learning Strategies in Brief:

In addition to the class room teaching through ICT and audio-visual aids, the teaching learning strategies for this course also include numerous pedagogies, such as guided self learning, peer learning, case studies, learning through group projects, field studies and experiential learning.

Assessment Methods and Weightages in Brief:

In addition to summative assessment, various formative assessment tools are to be used for assessment of performance of the students in the light of the Course Learning Outcomes (CLOs) of this course. Formative assessment tools, such as Time-constrained examination, problem based assignment, team project reports followed by oral presentation and viva voce shall be used for assessment. Real time feedback, guidance, course correction, mentoring and monitoring of the students performance shall be the key features of assessment methods. The course has a weightage of 100marks. 75% of the marks will be covered by the End Semester Examination; where as 25% will constitute internal assessment to be done by the concerned instructor

COURSE DESIGN

HAMDARD INSTITUTE OF LEGAL STUDIES AND RESEARCH (HILSR)

Name of the Academic Programme: BALLB

Course Code: BALLB-701 **Title of the Course:** Human Rights and Humanitarian Law

L-T-P: 4-0-0

Credit 4

(L= Lecture Hours, T= Tutorial Hours, P= Practical Hours)

COURSE LEARNING OUTCOMES (CLOs)

After completing this Course, the students should be able to:

CLO-1 Examine the origin and development of human rights philosophy and human rights jurisprudence (**Cognitive Level: Apply**).

CLO-2 Interpret and evaluate various international instruments and legal principles enshrined therein (**Cognitive Level: Evaluate**).

CLO-3 Identify the fundamental human right jurisprudence in India (**Cognitive Level: Analyze**).

CLO-4 Examine the Indian legal framework with respect to the human rights of the marginalized groups. (**Cognitive Level: Analyze**).

CLO-5 Relate the contemporary challenges on issues involving International Humanitarian laws and Human Rights laws in India (**Cognitive Level: Analyze**)

Mapping of Course Learning Outcomes (CLOs) with Programme Learning Outcomes (PLOs)

	PLO1	PLO2	PLO3	PLO4	PLO5	PLO6	PLO7	PLO8	PLO9	PLO10	PLO11	PLO12
CLO1	3	1	3	2	2	2	3	2	3	3	2	3
CLO2	3	1	3	3	3	1	2	2	2	2	1	3
CLO3	3	1	2	2	2	2	2	2	3	3	2	3
CLO4	3	1	3	3	3	1	2	2	2	2	1	3
CLO5	1	2	3	3	2	2	1	2	3	3	2	3

Detailed Syllabus:**Unit–I: Concept and Development of Human Rights** **12 Hrs**

- 1 Meaning, Definition and Concept of Human Rights
- 2 Origin and Development of Human Rights
- 3 Jurisprudence/ Philosophy of Human Rights
- 4 International Human Rights Law and Promotion and Protection of Human Rights by United Nations and UN agencies to monitor compliance such as UN High Commission for Human Rights and the Committees under the various conventions.

Unit–II: International Conventions, Covenants and Declarations for the Protection of Human Rights **12 Hrs**

- 1 Universal Declaration of Human Rights, 1948,
- 2 International Covenants on Civil and Political Rights, 1966,
- 3 International Covenants on Economic, Social and Cultural Rights, 1966
- 4 Optional Protocols to the Covenants,
- 5 European Convention for the Protection of Human Rights and Fundamental Freedoms, 1950
- 6 American Convention on Human Rights, 1969,
- 7 Convention on Elimination of All Forms of Racial Discrimination, 1965 and
- 8 African Charter in Human and People's Rights, 1981.

Unit–III: Protection of Human Rights in India **12 Hrs**

- 1 Protection of Human Rights under the Constitution of India–Fundamental Rights, Directive Principles of State Policy, Fundamental Duties
- 2 Protection of Human Rights Act, 1993.
- 3 Role of Judiciary in Protecting the Human Rights in India.
- 4 Institutional Mechanism to Protect Human Rights in India- National Human Rights Commission, State Human Rights Commissions, National Commission for Women, National Commission for Minorities, The Commission for Schedule Caste and Scheduled Tribes, National Commission for Protection of Child Rights, Role of Civil Society, NGOs and Media in Protecting Human Rights.

Unit–IV: Rights of Marginalized Groups in India **12 Hrs**

- 1 Scheduled Castes / Scheduled Tribes and Other Backward Classes
- 2 Minorities
- 3 Women and Children
- 4 Lesbians, Gays, Bi-sexual and Transgenders (LGBT)
- 5 Indigenous People

Unit–V: International Humanitarian Law**12 Hrs**

- 1 International Humanitarian Law: An Overview
- 2 Sources of International Humanitarian Law
- 3 Issues Relating to Implementation of Humanitarian Law
- 4 Law Relating to Armed Conflicts– Treatment of Prisoners of War, Non-international Armed Conflict

Reference Books:

- 1 Dr. H. O. Agarwal: A Concise book on International Law and Human Rights, Central Law Publications, Allahabad.
- 2 Dr. S. K. Kapoor: Human Rights under International Law & Indian Law, Central Law Agency, Allahabad.
- 3 Dr. S. R. Myneni: Human Rights, Asia Law House, Hyderabad.
- 4 Ian Brownlie & Guy S. Goodwin- Gill: Brownlie's Documents on Human Rights, Oxford University Press, Oxford.
- 5 N. K. Jayakumar: International Law and Human Rights, LexisNexis India, Gurgaon.
- 6 R. P. Kataria & Salah Uddin: Commentary on Human Rights, Orient Publishing Company, Allahabad.
- 7 Rashee Jain: Text book on Human Rights Law and Practice, Universal Law Publishing Co Pvt. Ltd., New Delhi.
- 8 Rhona K. M. Smith: Text book on International Human Rights, Oxford University Press, Oxford.
- 9 Aftab Alam, ed., Human Rights in India: Issues and Challenges (New Delhi: Raj Publications, 1999).
- 10 V. K. Bansal, Right to Life and Personal Liberty (New Delhi: Deep and Deep, 1986).
- 11 D. D. Basu, Human Rights in Constitutional Law (New Delhi: Prentice Hall, 1994).
- 12 S. L. Bhalla, Human Rights: An Instrumental Framework for Implementation (New Delhi: Doctashelf, 1991).

Teaching-Learning Strategies in Brief:

In addition to the class room teaching through ICT and audio-visual aids, the teaching learning strategies for this course also include numerous pedagogies, such as guided self learning, peer learning, case studies, learning through group projects, field studies and experiential learning.

Assessment Methods and Weightages in Brief:

In addition to summative assessment, various formative assessment tools are to be used for assessment of performance of the students in the light of the Course Learning Outcomes (CLOs) of this course. Formative assessment tools, such as Time-constrained examination, problem based assignment, team project reports followed by oral presentation and viva voce shall be used

for assessment. Real time feedback, guidance, course correction, mentoring and monitoring of the students performance shall be the key features of assessment methods. The course has a weightage of 100marks. 75% of the marks will be covered by the End Semester Examination; where as 25% will constitute internal assessment to be done by the concern instructor.

COURSE DESIGN

HAMDARD INSTITUTE OF LEGAL STUDIES AND RESEARCH (HILSR)

Name of the Academic Programme: BALLB

Course Code: BALLB-702 **Title of the Course:** Code of Civil Procedure–I and Specific Relief Act

L-T-P: 4-0-0

Credit 4

(L= Lecture Hours, T= Tutorial Hours, P= Practical Hours)

COURSE LEARNING OUTCOMES (CLOs)

After completing this Course, the students should be able to:

CLO-1 Appraise the fundamental principles of civil court practice and numerous court documents (**Cognitive Level: Apply**).

CLO-2 Interpret and evaluate the various legal principles with respect to jurisdiction of civil courts (**Cognitive Level: Evaluate**).

CLO-3 Relate the contemporary challenges on issues involving civil procedure code and the specific relief (**Cognitive Level: Analyze**).

CLO-4 Identify the legal process of civil court practice (**Cognitive Level: Analyze**).

CLO-5 Appraise the legal framework for specific relief in India (**Cognitive Level: Apply**).

Mapping of Course Learning Outcomes (CLOs) with Programme Learning Outcomes (PLOs)

	PLO1	PLO2	PLO3	PLO4	PLO5	PLO6	PLO7	PLO8	PLO9	PLO10	PLO11	PLO12
CLO1	3	1	3	2	2	2	3	2	3	3	2	3
CLO2	3	1	3	3	3	1	2	2	2	2	1	3
CLO3	3	1	2	2	2	2	2	2	3	3	2	3
CLO4	3	1	3	3	3	1	2	2	2	2	1	3
CLO5	1	2	3	3	2	2	1	2	3	3	2	3

Detailed Syllabus:

- Unit –I:** 12 Hrs
- 1 Definitions of Decree, Decree-Holder, Judgment-Debtor, Mesne Profits, Foreign Court and Foreign Judgments.
 - 2 Jurisdiction of Courts and Res Judicata: ss. 9-11
 - 3 Parties to the Suit, (order I rules 1-3A, 4, 8-10, 12-13)
 - 4 Service of summons (order V)
 - 5 Conclusiveness of Foreign Judgment
- Unit-II:** 12 Hrs
- 1 Pleadings generally including amendment of pleading (order VI)
 - 2 Plaint(Order VII)
 - 3 Written Statement (order VIII)
 - 4 Appearance of Parties and consequences of Non-Appearance(order IX)
 - 5 Issues (Order XIV)
- Unit-III:** 12 Hrs
- 1 Specific Relief Act, preliminary (sections:1-8)
 - 2 Specific Performance of Contract (ss.9-25)
- Unit -IV:** 12 Hrs
- 1 Rectification of contract
 - 2 Rescission of contract
 - 3 Cancellation of contract
- Unit -V:** 12 Hrs
- 1 Temporary Injunction
 - 2 Perpetual Injunction(ss.37-42)
 - 3 Difference between Temporary and Perpetual Injunction

Reference Books:

- 1 Sir Dinshaw Fardunji, Mulla’s Code of Civil Procedure, LexisNexis
- 2 Sarkar’s Code of Civil Procedure, LexisNexis
- 3 C.K. Takawani Code of Civil Procedure, Eastern Book Co.

Teaching-Learning Strategies in Brief:

In addition to the class room teaching through ICT and audio-visual aids, the teaching learning strategies for this course also include numerous pedagogies, such as guided self learning, peer learning, case studies, learning through group projects, field studies and experiential learning.

Assessment Methods and Weightages in Brief:

In addition to summative assessment, various formative assessment tools are to be used for assessment of performance of the students in the light of the Course Learning Outcomes (CLOs) of this course. Formative assessment tools, such as Time-constrained examination, problem based assignment, team project reports followed by oral presentation and viva voce shall be used for assessment. Real time feedback, guidance, course correction, mentoring and monitoring of the students performance shall be the key features of assessment methods. The course has a weightage of 100marks. 75% of the marks will be covered by the End Semester Examination; where as 25% will constitute internal assessment to be done by the concerned instructor

CLO 1	3	1	3	2	2	2	3	2	3	3	2	3
CLO 2	3	1	3	3	3	1	2	2	2	2	1	3
CLO 3	3	1	2	2	2	2	2	2	3	3	2	3
CLO 4	3	1	3	3	3	1	2	2	2	2	1	3
CLO 5	1	2	3	3	2	2	1	2	3	3	2	3
CLO 6	3	2	3	3	3	2	2	1	2	1	1	3

Detailed Syllabus

Unit-I:

12 Hrs

1. Arrest by police and processes to compel appearance (Ss: 36, 61-90,100-101)
2. Powers of police and their powers to investigate (ss. 154-156,160-162,164)
3. Remand (s.167)
4. Rights of Accused (Ss. 50-51, 56-57)

Unit-II:

12 Hrs

1. Security for keeping peace and good behavior (ss. 106-124, 151)
2. Disputes regarding immovable property (ss. 145-146)
3. Maintenance of wives, children and parents (ss.125-128)

Unit-III:

12 Hrs

Conditions necessary to investigate:

1. Cognizance by courts (ss. 190-199)
2. Filing of complaints (ss.200-203)
3. Commission and procedure before Magistrate (ss. 204-210)

Unit-IV:

12 Hrs

1. Framing of charge, Joinder of charge (ss. 221-224)

2. Sessions Trial (ss. 225-237)
3. Warrants Trials (238-250); Summons Trials (251-259)
4. Summary Trials (ss260-265)
5. Bail: Concept & Purpose (Section 436-440, 389-390)
6. Anticipatory Bail (Section 438)

Unit-V:**12 Hrs**

1. Confirmation of Death sentences (ss. 366-371)
2. Suspension, remission and Commutation of Sentences (ss. 418-435)
3. Appeal, Revision and References (ss.372, 376, 378, 382, 394-397, 399, 405)

Recommended Readings:

1. Ratanlal and Dhirajlal (2021), The Code of Criminal Procedure, 20th Edition, Lexis Nexis India, New Delhi (Page No. 1 to 766).
2. R. V. Kelker's (2018), Criminal Procedure,6th Edition, Eastern Book Company, Delhi. (Page No. 1 to 940).
3. Mishra S.N. (2017), The Code of Criminal Procedure 1973, 29th Edition, Central Law Publications, Allahabad (Page No. 1 to 976).
4. Basu Durga Das (2017), The Criminal Procedure Code, 6th Edition, Lexis Nexis India, New Delhi (Page No. 1 to 975).
5. Modi (2016), A Textbook of Medical Jurisprudence and Toxicology, 25th Edition, Lexis Nexis, New Delhi (Page No.1 to 1189).

Teaching-Learning Strategies in Brief:

In addition to the class room teaching through ICT and audio-visual aids, the teaching learning strategies for this course also include numerous pedagogies, such as guided self learning, peer learning, case studies, learning through group projects, field studies and experiential learning.

Assessment Methods and Weightages in Brief:

In addition to summative assessment, various formative assessment tools are to be used for assessment of performance of the students in the light of the Course Learning Outcomes (CLOs) of this course. Formative assessment tools, such as Time-constrained examination, problem based assignment, team project reports followed by oral presentation and viva voce shall be used for assessment. Real time feedback, guidance, course correction, mentoring and monitoring of the students performance shall be the key features of assessment methods. The course has a

weightage of 100marks. 75% of the marks will be covered by the End Semester Examination; where as 25% will constitute internal assessment to be done by the concerned instructor

COURSE DESIGN

HAMDARD INSTITUTE OF LEGAL STUDIES AND RESEARCH (HILSR)

Name of the Academic Programme: BALLB

Course Code: BA LLB – 704

Title of the Course: Administrative Law

L-T-P: 4-0-0

Credit 4

(L= Lecture Hours, T= Tutorial Hours, P= Practical Hours)

COURSE LEARNING OUTCOMES (CLOs)

After completing this Course, the students should be able to:

CLO-1: Describe the necessity of administrative law in a constitutional democracy, importance of separation of powers and the rule of law. **(Cognitive level: Understand)**

CLO-2: Classify the administrative functions and how they are different from other functions of the government. **(Cognitive level: Analyse)**

CLO-3: Critically evaluate the law making functions of the administrative authority and the extent of administrative adjudication. **(Cognitive level: Evaluate)**

CLO-4: Illustrate the judicial and parliamentary control over the administrative law making functions. **(Cognitive level: Analyse)**

CLO-5: Develop the understanding of principles of natural justice and how they can be used in the administrative law functioning. **(Cognitive level: Create)**

Mapping of Course Learning Outcomes (CLOs) with Programme Learning Outcomes (PLOs)

	PLO 1	PLO 2	PLO 3	PLO 4	PLO 5	PLO 6	PLO 7	PLO 8	PLO 9	PLO 0	PLO 1	PLO 2
CLO 1	3	2	2	3	3	1	2	3	3	2	1	1
CLO 2	3	2	3	2	2	1	2	2	2	2	1	1
CLO 3	3	2	3	3	3	2	2	3	3	2	2	2
CLO 4	3	1	2	2	2	2	2	3	3	3	2	3
CLO 5	3	3	3	3	3	3	2	3	3	3	3	3

Detailed Syllabus

UNIT-I - Nature and Scope of Administrative Law (12 Hrs)

- A. Definition and Scope of Administrative Law
- B. Rule of Law – Dicey’s Rule of Law – *Droit Administratif* and Indian purview
- C. Theory of Separation of Powers
- D. Administrative Action: Classification of Administrative functions: Pure Administrative, Quasi- Judicial, and Quasi- Legislative

UNIT-II - Delegated Legislation (12 Hrs)

- A. Meaning of Delegated Legislation
- B. Reasons of growth
- C. Conditional Legislation
- D. Permissible limits of delegation of legislative power
- E. Legislative control- laying requirement

F. Procedural control – Pre and Post publication, consultation of affected interests.

UNIT-III - Administrative Discretion

(12 Hrs)

- A. Meaning of discretion, Judicial Review of conferment and exercise of discretionary power, its abuse.
- B. Nature and scope of Judicial Review
- C. Grounds of Judicial Review:
 - (i) Abuse/ Misuse of discretion – mala fide in nature/ ill-will, motive, Unreasonableness/ Arbitrariness, Relevancy of irrelevant considerations
 - (ii) Non application of mind
 - (iii) Violation of Natural Justice

UNIT-IV - Principles of Natural Justice and their Significance

(12 Hrs)

- A. Meaning of Administrative Adjudication, concept of fairness, Adjudication
- B. Concept of lis inter partes in Administrative law
- C. Principle of Nemo judex in causa sua (rule against bias)
- D. Audi alteram partem (rule of fair hearing)
 - (i) Notice
 - (ii) Right to cross examination
 - (iii) Right to legal representation
- E. Effect of non- observance of the Principles of Natural Justice

UNIT-V - Judicial Review, OMBUDSMAN & RTI

(12 Hrs)

- A. Power of Judicial Review of the Supreme Court and the High Courts –
 - (i) Articles 32, 136, 226 and 227 of the Constitution of India
 - (ii) Writ- Certiorari, Mandamus, Prohibition, Habeas Corpus, Quo- Warranto, Curative Petition.
- B. Transparency and Accountability in Governance- Institution of Lokayuktas and Lokpal
- C. Right to Information- The Right to Information Act, 2005- Objective, scope of the right to information, Obligation to supply information, Grounds to refusal to disclose information
- D. Tribunals- Concept, Justice by Tribunals, Constitution of India: Articles 323A and 323B.

Suggested Readings

1. 272 Law Commission of India Report on Assessment of Statutory Framework of

- Tribunals in India (October 2017).
2. Banerjee, B. P., & Banerjee, B. P. (2016). *Judicial control of administrative action*. LexisNexis.
 3. Bingham, L. (2007). *The Rule of Law*. The Cambridge Law Journal, 66(1), 67-85.
 4. Jain, M. P., Jain, S. N., & In Dhanda, A. (2017). *Principles of administrative law*. LexisNexis
 5. Jennings, I. (1981). *The law and the constitution*. London : University of London Press.
 6. Justice H.R. Khanna, *Rule of Law*, (1977) 4 SCC (Jour) 7.
 7. Kesari, U. P. D. (1993). *Lectures on administrative law*. Allahabad: Central Law Publications.
 8. Massey, I. P. (2018). *Administrative law*. Lucknow : Eastern Book Co.
 9. Takwani, C. K., & Thakker, M. C. (2010). *Lectures on administrative law*. Lucknow: Eastern Book Company.
 10. Thakker, C. K., & Thakker, M. C. (2012). *Administrative law*. Lucknow: Eastern Book Company.
 11. Wade, W., & Forsyth, C. F. (2014). *Administrative law*. Oxford: Oxford University Press.

Teaching-Learning Strategies in Brief:

In addition to the classroom teaching through ICT and audio-visual aids, the teaching learning strategies for this course also include numerous pedagogies, such as guided self learning, peer learning, case studies, learning through group projects, field studies and experiential learning.

Assessment Methods and Weightages in Brief:

In addition to summative assessment, various formative assessment tools are to be used for assessment of performance of the students in the light of the Course Learning Outcomes (CLOs) of this course. Formative assessment tools, such as Time-constrained examination, problem based assignment, team project reports followed by oral presentations shall be used for assessment. Real time feedback, guidance, course correction, mentoring and monitoring of the students performance shall be the key features of assessment methods. The course has a weightage of 100 marks. 75% of the marks will be covered by the End Semester Examination; whereas 25%, which constitutes internal assessment, will be done by the concerned teacher.

COURSE DESIGN

HAMDARD INSTITUTE OF LEGAL STUDIES AND RESEARCH (HILSR)

Name of the Academic Programme: BALLB

Course Code: BALLB-705 **Title of the Course:** 705 Clinical Legal Course – I

L-T-P: 4-0-0

Credit 4

(L= Lecture Hours, T= Tutorial Hours, P= Practical Hours)

COURSE LEARNING OUTCOMES (CLOs)

After completing this Course, the students should be able to:

CLO-1 Examine the development and evolution of legal profession in India (**Cognitive Level: Analyze**).

CLO-2 Interpret and evaluate various legal and ethical principles for the conduct of advocates and performing duties (**Cognitive Level: Evaluate**).

CLO-3 Identify the role and functioning of regulatory authorities for legal profession (**Cognitive Level: Analyze**).

CLO-4 Examine the legal framework with respect to advocates right to practice in court and limitations to such right. (**Cognitive Level: Analyze**).

CLO-5 Appraise the legal principles for admission and enrolment of advocates (**Cognitive Level: Evaluate**).

CLO-6 Relate the contemporary challenges on issues involving laws with respect to legal profession in India (**Cognitive Level: Analyze**).

Mapping of Course Learning Outcomes (CLOs) with Programme Learning Outcomes (PLOs)

	PLO1	PLO2	PLO3	PLO4	PLO5	PLO6	PLO7	PLO8	PLO9	PLO10	PLO11	PLO12
CLO1	3	1	3	2	2	2	3	2	3	3	2	3
CLO2	3	1	3	3	3	1	2	2	2	2	1	3
CLO3	3	1	2	2	2	2	2	2	3	3	2	3
CLO4	3	1	3	3	3	1	2	2	2	2	1	3
CLO5	1	2	3	3	2	2	1	2	3	3	2	3

CLO6	3	2	3	3	3	2	2	1	2	1	1	3
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Detailed Syllabus:

UNIT-I HISTORY OF LEGAL PROFESSION IN INDIA

12 Hrs

Legal profession in India in ancient and medieval period, Changes underwent in Legal profession during British rule, Development of Legal Profession in India after Independence, Impact of globalization on legal profession in India

UNIT-II NORMS OF PROFESSIONAL ETHICS AND DUTIES

12 Hrs

Need and necessity of Professional ethics in the legal profession, Professional ethics and duties of an advocate towards his clients, Court, public, his fellow advocates, self, society, duty in imparting training, duty to render legal aid, etc., Restrictions on other Employments, Restrictions on advertising, Form of Dresses or Robes to be worn by Advocate, Rules as to Vakalatnama.

UNIT-III INTRODUCTION AND AUTHORITIES (THE ADVOCATES ACT, 1961)

12 Hrs

Objects of and definitions under the Act, Bar Council of State : a) Establishment of Bar Councils for Each States and Union Territories b) Composition of State Bar Council c) System of Election d) Term of office of Members of State Bar Council and Establishment of Special Committee e) Disqualification of Member of Bar Council of State f) Powers and Functions of Bar Council of State, Bar Council of India : a) Composition of Bar Council of India b) Term of office of Members of Bar Council of India c) Disqualification of Member of Bar Council of India d) Powers and Functions of Bar Council of India e) Membership in International Bodies, Provisions Common to Bar Council of India and Bar Council of State : a) Bar Council to be Body Corporate b) Constitution of Committees of Bar Council c) Transaction of Business, Staff and Audit of Accounts of Bar Council d) Power of Bar Council to make Rules

UNIT-IV ADMISSION AND ENROLMENT OF ADVOCATES (THE ADVOCATES ACT, 1961)

12 Hrs

Senior and other Advocates, Preparation of Roll of Advocates, Order of Seniority amongst the Advocates, Transfer of Name from one State Roll to another, Right of Pre-audience, Qualification for Admission of Person as Advocate on State Roll, Disqualification for Admission of Person as Advocate on State Roll, Disposal of Applications for Admission as Advocate, Power of State Bar Council to make rules

UNIT-V ENROLMENT AND RIGHT TO PRACTICE AND LIMITATIONS OF SUCH RIGHT (THE ADVOCATES ACT, 1961)

12 Hrs

Right of Advocates to Practice, Power of Court to Permit Appearances in Particular Cases, Advocates alone entitled to Practice, Power of High Court to make rules, Skills essential for a lawyer to have a good practice and profession – qualities to succeed in legal profession - 3 honesty, courage, industry, wit, eloquence, judgment, fellowship, etc., Decisions of Courts on Advocate's right to strike, Role of advocate in the administration of justice and duty towards legal reforms, Complaint of Professional or other Misconduct, Punishments for Professional or other Misconduct, Disciplinary Powers of Bar Council of India and State Bar Council, Disposal of Disciplinary Proceedings, Review of Orders by Disciplinary Committee, Appeal to Bar Council of India , Appeal to Supreme Court , Stay of Order , Alteration in Roll of Advocates

Reference Books:

1. K.V. Krishnaswamy Iyer, Professional Conduct and Advocacy, Oxford University Press.
2. Dr. Kailash Rai, Legal Ethics – Accountancy for Lawyers and Bench - Bar Relations Central Law Publications, Allahabad, 2015.
3. B.R. Aggarwala, Supreme Court Practice and Procedure, Eastern Book Co.
4. P. Ramanath Iyer, Advocate his Mind and Art, Wadhwa Nagpur, 2003.
5. Dr. S.P.Gupta, Professional Ethics, Accountancy for Lawyers and Bench-Bar Relations, Central Law Agency, Allahabad, 2004.
6. M.P. Jain, Outline of Indian Legal History, Chapter: Development of Legal Profession, LexisNexis, 2014.
7. M.R. Mallick, The Advocates Act, 1961 with Professional Ethics, Advocacy, and BarBench Relationship. Kamal Law House, Calcutta, 2000.
8. Dr B Malik, The Art of a Lawyer The University Book Agency, Allahabad, 1999.
9. Raju Ramachandran: Professional Ethics for Lawyers, Changing Profession, Changing Ethics, LexisNexis, 2004. 10. M.K. Gandhi, the Law and the Lawyers, Navjeevan Publication, Ahmadabad

Teaching-Learning Strategies in Brief:

In addition to the class room teaching through ICT and audio-visual aids, the teaching learning strategies for this course also include numerous pedagogies, such as guided self learning, peer learning, case studies, learning through group projects, field studies and experiential learning.

Assessment Methods and Weightages in Brief:

In addition to summative assessment, various formative assessment tools are to be used for assessment of performance of the students in the light of the Course Learning Outcomes (CLOs)

of this course. Formative assessment tools, such as Time-constrained examination, problem based assignment, team project reports followed by oral presentation and viva voce shall be used for assessment. Real time feedback, guidance, course correction, mentoring and monitoring of the students performance shall be the key features of assessment methods. The course has a weightage of 100marks. 75% of the marks will be covered by the End Semester Examination; where as 25% will constitute internal assessment to be done by the concern instructor.

COURSE DESIGN

HAMDARD INSTITUTE OF LEGAL STUDIES AND RESEARCH (HILSR)

Name of the Academic Programme: BA LLB

Course Code: BALLB-801 **Title of the Course:** Criminology, Penology and Victimology

L-T-P: 4-0-0

Credit 4

(L= Lecture Hours, T= Tutorial Hours, P= Practical Hours)

COURSE LEARNING OUTCOMES (CLOs)

After completing this Course, the students should be able to:

CLO-1 Assess the nature and extent of crime and deviancy (**Cognitive Level: Apply**)

CLO-2 Appraise the relevancy of various theories of crime with the twenty first century interpretation of crime (**Cognitive Level: Apply**)

CLO-3 Examine the response of police administration, prison system and justice delivery system in India to crime and criminal (**Cognitive Level: Analyse**)

CLO-4 Identify and interpret the relation between victim and the kind of punishment imposed (**Cognitive Level: Evaluate**)

CLO-5 Examine the parameters which enable an accused to seek rehabilitative and reformatory relief (**Cognitive Level: Apply**)

Mapping of Course Learning Outcomes (CLOs) with Programme Learning Outcomes (PLOs)

	PLO 1	PLO 2	PLO 3	PLO 4	PLO 5	PLO 6	PLO 7	PLO 8	PLO 9	PLO1 0	PLO1 1	PLO1 2
CLO 1	3	1	3	2	2	1	3	2	2	3	2	3
CLO 2	3	2	3	3	2	1	2	2	2	2	1	3
CLO 3	3	3	3	2	3	2	2	3	2	3	2	3
CLO 4	3	2	3	3	3	2	1	2	2	3	3	2
CLO 5	3	2	3	3	2	2	1	2	2	3	2	3

Detailed Syllabus:

Unit –I: Meaning and Concept of Crime and Criminology 12 Hrs

- 1.1. Meaning and Definition of Crime and Criminology- Concept of Deviance
- 1.2. Etiology of Crime
- 1.3. Inter-Relation between Criminology, Penology and Victimology

Unit –II: Schools of Criminology– Theories of Crime Causation 12 Hrs

- 2.1. Pre-Classical School of Criminology
- 2.2. Classical School of Criminology
- 2.3. Neo-Classical School of Criminology
- 2.4. Positive School of Criminology (Lombrosian Theory of Crime)
- 2.5. Psychiatric School of Criminology (Psycho-Analytical Theory of Crime)
- 2.6. Socialist School of Criminology (Marxists Theory of Crime)
- 2.7. Sociological School of Criminology (Theory of Differential Association and Tentative Theory of Crime)
- 2.8. Radical Criminology
- 2.9. Female Criminality
- 2.10. Rehabilitative Theory of Crime / Reformatory Theory of Crime

Unit –III: Classification of Crime/ Offences 12 Hrs

- 3.1. White Collar Crime
- 3.2. Organized Crime
- 3.3. Juvenile Delinquency
- 3.4. Crime against Women
- 3.5. Crime against Children
- 3.6. Cyber Crime
- 3.7. Terrorism/ Insurgency

Unit –IV: Penology / Punishments – Concept, Theories and Kinds 12 Hrs

- 4.1. Meaning, Definition and Concept of Penology/ Punishments
- 4.2. Theories of Punishment
- 4.3. Penal Policy in India
- 4.4. The Police System in India
- 4.5. The Prison System Administration in India

- 4.6. The Criminal Courts in India
- 4.7. Probation of Offenders and Parole

Unit –V: Victimology – Concept and Rights of Victims of Crime

12 Hrs

- 5.1. Meaning, Definition and Concept of Victimology
- 5.2. Historical Development and Theories of Victimology
- 5.3. Kinds of Victims of Crime
- 5.4. Impact of Victimization
- 5.5. Rights of Victims of Crime in India/ Restorative Justice and Compensatory Jurisprudence

Reference Books:

1. Abuja Ram: Criminology, Rawat Publication, New Delhi.
2. Dr. M. S. Chauhan: Criminology, Criminal Administration and Victimology, Central Law Agency, Allahabad.
3. E. H. Sutherland: Principles of Criminology, Times of India Press, Bombay
4. Frank E. Hagan: Introduction to Criminology, Sage Publications Inc., Thousand Oaks, USA.
5. Frank J. Schnallegger: Criminology Today: An Integrative Introduction, Prentice Hall, New Delhi.
6. J. P. S. Sirohi: Criminology and Penology, Allahabad Law Agency, Allahabad.
7. Katherine S Williams: Criminology, Oxford University Press, New York.
8. Larry J. Siegal: Criminology, Wordsworth Thomson Learning, New Delhi.
9. Livingston J: Crime and Criminology, Prentice Hall, New Jersey.
10. Martin O'Brien: Criminology, Routledge Publishers, UK.
11. McLaughlin Eugene and Muncil John: The Sage Dictionary of Criminology, Sage Publication, London.
12. N. V. Paranjape: Criminology and Penology with Victimology, Central Law Publications, Allahabad.
13. Rajendra Kumar Sharma: Criminology and Penology, Atlantic Publishers & Dist., New Delhi.
14. S. M. A. Qadri: Criminology, Penology and Victimology, Eastern Book Company, Lucknow.
15. Dr. S.S. Srivastava: Criminology, Penology and Victimology, Central Law Agency, Allahabad.

Teaching-Learning Strategies in Brief:

1. Usage of ICT tools to enhance the visualisation capacity of students to understand the concepts better in broader context.
2. Establishing learning goals before beginning with a new activity help students form a clear objective in mind.
3. Adopting Reflective learning technique to ensure students are able to analyse the relevancy of theories in today's world.
4. Incorporating case studies examination

Assessment Methods and Weightages in Brief:

The course has a weightage of 100 marks. The bifurcation is as follows:

End Semester Examination	75%	Students will be evaluated on the basis of their response to the problem based question from each Unit; and critical analysis of various concepts introduced to them in Lectures	75 marks
Internal Assessment	25%	This includes quality article writing assignment; term papers; presentation and viva voce interview	25 marks

COURSE DESIGN

HAMDARD INSTITUTE OF LEGAL STUDIES AND RESEARCH (HILSR)

Name of the Academic Programme: BALLB

Course Code: BALLB-802 **Title of the Course:** Code of Civil Procedure - II and Limitation Act

L-T-P: 4-0-0

Credit 4

(L= Lecture Hours, T= Tutorial Hours, P= Practical Hours)

COURSE LEARNING OUTCOMES (CLOs)

After completing this Course, the students should be able to:

CLO-1 Appraise the fundamentals of pleadings and institution of a suit. (**Cognitive Level: Apply**).

CLO-2 Interpret and evaluate the various legal principles with respect to rules of appearance, trial and examination in a civil suit (**Cognitive Level: Evaluate**).

CLO-3 Relate the contemporary challenges on issues involving civil procedure in a suit and the law of limitation (**Cognitive Level: Analyze**).

CLO-4 Identify the legal process with respect to execution, appeal, reference and revision (**Cognitive Level: Analyze**).

CLO-5 Appraise the legal framework with respect to law of limitation (**Cognitive Level: Apply**).

Mapping of Course Learning Outcomes (CLOs) with Programme Learning Outcomes (PLOs)

	PLO1	PLO2	PLO3	PLO4	PLO5	PLO6	PLO7	PLO8	PLO9	PLO10	PLO11	PLO12
CLO1	3	1	3	2	2	2	3	2	3	3	2	3
CLO2	3	1	3	3	3	1	2	2	2	2	1	3
CLO3	3	1	2	2	2	2	2	2	3	3	2	3
CLO4	3	1	3	3	3	1	2	2	2	2	1	3
CLO5	1	2	3	3	2	2	1	2	3	3	2	3

Detailed Syllabus:

Unit –I: PLEADINGS &SUITS

15 HRS

- Rules of pleading, signing and verification, Alternative pleadings, Construction of pleadings
- Plaint: particulars, Admission, return and rejection.
- Written statement: particulars, rules of evidence
- Discovery, inspection and production of documents, Interrogatories, Privileged documents
- Affidavits
- Bar to further suit (Sec.12)
- Place of Suing (Sec.15 to23) &Suits and their institution (Sec. 26 Order 4 to 7)
- Final hearing of the suit, examination of witnesses, production and recording of oral and documentary evidences (Order 18)
- Adjournments (Order 17) and Costs (Ss. 35,35A,35B)
- Summary Suits (Order 37)

Unit-II: APPEARANCE, EXAMINATION, TRIAL

15 Hrs.

- Appearance, Ex-parte procedure
- Summary trail and attendance of witnesses
- Interim orders: commission, arrest or attachment before judgement, injunction
- Interests
- Transfer of Cases
- Restitution, Caveat
- Inherent powers of courts
- Representative suit (Order 1 rule 8)
- Suits by or against minors (Order 32)
- Suits by Indigent Persons (Order 33)
- Suit by or against the Government (Ss. 79, 80 and Order 27)
- Appointment of Receiver (Order 40)

- **Unit-III: EXECUTION, APPEALS, REFERENCE AND REVISION**

15 Hrs

- General principles of execution (ss.52.54), Power for execution of decrees.
- Procedure for execution (ss.51.54)
- Arrest and detection (ss. 55.59).
- Attachment (ss.60-64).
- Sale (ss.65-67), Delivery of property
- Appeals from original decree.
- Appeals from appellate decree & Appeals from orders
- General Provisions relating to appeal

- Appeal to the Supreme Court
- Reference
- Review
- Revision

Unit -IV: SUITS IN PARTICULAR CASES

7 Hrs.

- By aliens and by or against foreign rulers or ambassadors
- Public nuisance
- Suits by or against firm
- Interpleader suits
- Suits relating to public charities

Unit -V: LAW OF LIMITATION

8 Hrs.

- Introduction of Law of Limitation
- Limitation of Suits, Appeals and Applications
- Effect of expiry of limitation dismissal of suit, appeal and application
- Extension of Limitation
- Exclusion of time of limitation& Suspension of period of limitation
- Effect of Fraud or mistake/Effect of Acknowledgment, effect of payment
- Any suit for which no limitation is provided elsewhere
- Limitation where no period is prescribed
- Legal Disability
- Laches in Writ proceedings
- Law of Prescription

Reference Books:

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

Teaching-Learning Strategies in Brief:

In addition to the class room teaching through ICT and audio-visual aids, the teaching learning strategies for this course also include numerous pedagogies, such as guided self learning, peer learning, case studies, learning through group projects, field studies and experiential learning.

Assessment Methods and Weightages in Brief:

In addition to summative assessment, various formative assessment tools are to be used for assessment of performance of the students in the light of the Course Learning Outcomes (CLOs) of this course. Formative assessment tools, such as Time-constrained examination, problem based assignment, team project reports followed by oral presentation and viva voce shall be used for assessment. Real time feedback, guidance, course correction, mentoring and monitoring of the students performance shall be the key features of assessment methods. The course has a weightage of 100marks. 75% of the marks will be covered by the End Semester Examination; where as 25% will constitute internal assessment to be done by the concerned instructor

COURSE DESIGN

HAMDARD INSTITUTE OF LEGAL STUDIES AND RESEARCH (HILSR)

Name of the Academic Programme: BALLB

Course Code: BALLB-803 **Title of the Course:** Law of Evidence- I

L-T-P: 4-0-0

Credit 4

(L= Lecture Hours, T= Tutorial Hours, P= Practical Hours)

COURSE LEARNING OUTCOMES (CLOs)

After completing this Course, the students should be able to:

CLO-1 Appraise the fundamental legal principles of law of evidence (**Cognitive Level: Apply**).

CLO-2 Interpret and evaluate the various principles of relevancy of facts in law of evidence (**Cognitive Level: Evaluate**).

CLO-3 Relate the contemporary challenges on issues involving law of evidence (**Cognitive Level: Analyze**).

CLO-4 Identify the fundamental legal principles of admission and confession (**Cognitive Level: Analyze**).

CLO-5 Examine the relevancy of judgments and expert testimony (**Cognitive Level: Analyze**).

CLO-6 Appraise the legal framework for documentary evidence (**Cognitive Level: Evaluate**).

Mapping of Course Learning Outcomes (CLOs) with Programme Learning Outcomes (PLOs)

	PLO 1	PLO 2	PLO 3	PLO 4	PLO 5	PLO 6	PLO 7	PLO 8	PLO 9	PLO 0	PLO1 1	PLO1 2
CLO 1	3	1	3	2	2	2	3	2	3	3	2	3
CLO 2	3	1	3	3	3	1	2	2	2	2	1	3
CLO	3	1	2	2	2	2	2	2	3	3	2	3

3												
CLO 4	3	1	3	3	3	1	2	2	2	2	1	3
CLO 5	1	2	3	3	2	2	1	2	3	3	2	3
CLO 6	3	2	3	3	3	2	2	1	2	1	1	3

Detailed Syllabus:

Unit –I: INTRODUCTION TO THE RULES OF LAW OF EVIDENCE **15 Hrs**

- A. Importance of the principle of Rule of Law in Evidence. The Relationship between The Law of Evidence and prevalent Substantive Laws and other Procedural Laws.
- B. Chapter wise Structure of Indian Evidence Act, 1872 (Act No. 1 of 1872).
- C. Definitions (Section 3): Facts, Facts in Issue and Relevant Facts, Document, Evidence, Evidence and its various kinds- Proved, Disproved and Not Proved.
- D. Presumptions (Section 4)- May Presume, Shall Presume, Conclusive Proof.
- E. Evidence of Relevant Facts (Section 5). Doctrine of Res Gestae (Section 6).
- F. Facts constituting occasion, cause or effect of facts in issue or relevant facts (Section 7).

Unit-II: RELEVANCY OF FACTS **15 Hrs**

- A. Facts constituting Motive, preparation and previous or subsequent conduct (Section 8).
- B. Facts necessary to explain or introduce relevant facts (Section 9), Things said or done by conspirator in reference to common design (Section 10), When facts not otherwise relevant become relevant (Section 11).
- C. Facts showing existence of state of mind, or of body or bodily feeling (Section 14).
- D. Facts bearing on question whether act was accidental or intentional (Section 15).

Unit-III: ADMISSION AND CONFESSION **15 Hrs**

- A. Definition of Admission (Section 17). Admission by party to proceeding or his Agent (Section 18), Admission by persons expressly referred to by party to suit (Section 20), Proof of admissions against persons making them, and by or on their behalf (Section 21).
- B. Relevancy of oral admissions as to the contents of documents (Section 22) and Relevancy of oral admissions as to contents of electronic records (Section 22-A), Admission in Civil Cases, when relevant (Section 23).

- C. Problem of Non-Admissibility of Confession caused by Inducement, threat or promise (Section 24), Inadmissibility of Custodial Confession (Section 25), Admissibility of Custodial Confession (Section 26).
- D. Extent of admissibility of information received from an accused person in custody (Section 27), Confession by co- accused (Section 30), Retracted Confession, Distinction between Admission and Confession.
- E. Cases in which statement of relevant fact by person who is dead or cannot be found is relevant (Section 32).

Unit -IV: RELEVANCY OF JUDGEMENTS AND EXPERT TESTIMONY 15 Hrs

- A. Relevancy of Judgements in Civil & Criminal Cases (Section 40-44).
- B. Opinion of Experts (Section 45), Opinion as to Digital Signature, when relevant (Section 47-A).
- C. Evidence of Character in Civil and Criminal Cases (Section 52-55).
- D. Facts which need not to be proved (Section 56- 58).
- E. General Principles regarding Oral Evidence (Section 59- 60), Exclusion of oral by documentary evidence (Section 91- 92).

Unit -V: DOCUMENTARY EVIDENCE 15 Hrs

- A. Proof of contents of documents through Primary or Secondary Evidence (Section 61- 63).
- B. Cases in which Secondary evidence relating to documents may be given (Section- 65), Admissibility of electronic records (Section 65 B).
- C. Public Documents and Private Documents (Section 74-76).
- D. Presumption as to Documents: Presumption as to genuineness of certified copies (Section 79), Presumption as to documents produced as record of evidence (Section 80), Presumption as to documents thirty years old (Section 90), Presumption as to electronic records five years old (Section 90-A).

Reference Books:

1. Indian Evidence Act, 1872 (Relevant Statutory Provisions)
2. Justice M. Monir: Textbook on Law of Evidence, Universal Law Publishing Co Pvt. Ltd., New Delhi.
3. Batuk Lal: Law of Evidence in India, Central Law Agency, Allahabad.
4. Ratan Lal Dhiraj Lal: Law of Evidence.
5. Avtar Singh: Principles of Law of Evidence, Central Law Agency, Allahabad.
6. Stephen Mason: Electronic Evidence, LexisNexis India, Gurugram.
7. Law Commission of India, One Hundred Eighty Five Report relating to review of The Evidence Act, 1872.

Teaching-Learning Strategies in Brief:

In addition to the class room teaching through ICT and audio-visual aids, the teaching learning strategies for this course also include numerous pedagogies, such as guided self learning, peer learning, case studies, learning through group projects, field studies and experiential learning.

Assessment Methods and Weightages in Brief:

In addition to summative assessment, various formative assessment tools are to be used for assessment of performance of the students in the light of the Course Learning Outcomes (CLOs) of this course. Formative assessment tools, such as Time-constrained examination, problem based assignment, team project reports followed by oral presentation and viva voce shall be used for assessment. Real time feedback, guidance, course correction, mentoring and monitoring of the students performance shall be the key features of assessment methods. The course has a weightage of 100marks. 75% of the marks will be covered by the End Semester Examination; where as 25% will constitute internal assessment to be done by the concerned instructor

COURSE DESIGN

HAMDARD INSTITUTE OF LEGAL STUDIES AND RESEARCH (HILSR)

Name of the Academic Programme: BALLB

Course Code: BALLB-804 **Title of the Course:** Banking and Insurance Laws

L-T-P: 4-0-0

Credit 4

(L= Lecture Hours, T= Tutorial Hours, P= Practical Hours)

COURSE LEARNING OUTCOMES (CLOs)

After completing this Course, the students should be able to:

CLO-1 Appraise the role of Banks and their regulatory and compliances requirement as well as Government and RBI's power to regulate Banks (**Cognitive Level: Apply**).

CLO-2 Interpret and evaluate the various principles of banking law (**Cognitive Level: Evaluate**).

CLO-3 Relate the contemporary challenges on issues involving banking law and its functioning in India (**Cognitive Level: Analyze**).

CLO-4 Identify the fundamental principles of insurance law (**Cognitive Level: Analyze**).

CLO-5 Examine the role of insurance laws in overall development of the country through risk management and insurance coverage (**Cognitive Level: Analyze**).

CLO-6 Appraise the formation and implementation of different insurance contracts (**Cognitive Level: Evaluate**).

Mapping of Course Learning Outcomes (CLOs) with Programme Learning Outcomes (PLOs)

	PLO 1	PLO 2	PLO 3	PLO 4	PLO 5	PLO 6	PLO 7	PLO 8	PLO 9	PLO1 0	PLO1 1	PLO1 2
CLO 1	3	1	3	2	2	2	3	2	3	3	2	3
CLO	3	1	3	3	3	1	2	2	2	2	1	3

2												
CLO 3	3	1	2	2	2	2	2	2	3	3	2	3
CLO 4	3	1	3	3	3	1	2	2	2	2	1	3
CLO 5	1	2	3	3	2	2	1	2	3	3	2	3
CLO 6	3	2	3	3	3	2	2	1	2	1	1	3

Detailed Syllabus:

Unit –I: Indian Banking and Financial Institutions Structure in India 12 Hrs

- 1.1 Overview of Indian Banking System – Features & Evolution.
- 1.2 Narsimham Committee and its report
- 1.3 Nationalization of Commercial Banks, its Effects and recent merger/amalgamation of commercial Banks
- 1.4 Banking Companies (Acquisition of Undertaking and Transfer) Act, 1970 and 1980
- 1.5 Classification of Banking Institutions
- 1.6 NBFC & Co-operative Banking
- 1.7 Regulatory Framework & Compliances:
 - a) Banking Regulation Act, 1949: Bank & Branch Licensing
 - c) Reserve Bank of India Act, 1934
- 1.8 Development Banking In India
- 1.9 New Concepts in Banking and Financial Institutions
- 1.10 Banking Ombudsman, Consumer Protection and banking services

Unit-II: Banker Customer Relationships 12 Hrs

- 2.1 General relationship and Special relationship
- 2.5 Banker’s duty of secrecy
- 2.6 Banker’s duty to honour cheques
- 2.7 Banker’s lien, and banker’s right to set off - Appropriation of payments - Garnishee order
- 2.8 Customer’s duties towards his banker

Unit-III: Lending, Debts Recovery and Risk Management by Banks 12 Hrs

- 3.1 The Recovery of Debts due to Banks and Financial Institutions Act, 1993, Debt Recovery Tribunal (DRTs)

- 3.2 The Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002
- 3.3 Prudential Norms
- 3.4 Basel I/II/ III and their Compliance- RBI Regulations
- 3.5 Green Banking and Sustainable development

Unit -IV: Introduction to Insurance Laws and General Principles 12 Hrs

- 4.1 History and Evolution of Insurance; Nature of Insurance Contract; Types of Insurance.
- 4.2 Theory of Cooperation, Theory of Probability, Principles of Insurance, Utmost Good Faith, Insurable Interest
- 4.3 Proposal, Policy, Parties, Consideration, Utmost Good Faith, Insurable Interest, Indemnity, Risk, Assignment, Alteration, Claims, Subrogation, Double Insurance and re-insurance.
- 4.4 Causa Proxima, Mitigation of Loss, Attachment of Risk, Contribution.
- 4.5 The Insurance Act 1938, IRDA: Constitution, Function and Powers of Insurance Regulatory and Development Authority.

Unit -V: Life Insurance, General Insurance 12 Hrs

- 5.1 Nature and Scope, Events insured against Life, Insurable Interest, Risk, Nomination, Settlement of claim and payment of money.
- 5.2 Marine Insurance Act 1968 – Insurable Interest, Conditions and Warranties, deviation, abandonment, perils of sea, general and average loss, etc.
- 5.3 Fire Insurance – Nature and Scope of fire Insurance, risk, subrogation, proximate cause, etc.
- 5.4 Concept of Medical Insurance, Travel Insurance, Burglary and theft insurance, Agricultural insurance, Goods in Transit Insurance
- 5.5 Motor Vehicle Act: Claims and Compensation, and Concept of third-party insurance.
- 5.6 Application of Consumer Protection Act, 2019.

Reference Books:

1. Tannan's Banking Law and Practice, LexisNexis, Wadhwa & Company.
2. Singh, Dr. Avtar, (2016), Banking & Negotiable Instrument, 3 rd Edition, Eastern Book Company Publication.
3. Srivastava, A. B., & Elumalai K., (2008), Commentaries on Banking Regulation Act as amended by Banking Regulation (Amendment) Act, 2007; Allahabad, 2nd edition, Allahabad Law Publishers (India) Pvt. Ltd.
4. Varshney, P.N., (2013), Banking Law & Practice, Delhi, 24th Edition, Sultan Chand & Sons Publication.

5. Kohli, R.C., (2017), Taxman's Practical Guide to NPA Resolution, New Delhi, 4 th Edition, Taxman's Publication.
6. Holden, J.M., (1998), The Law and Practice of Banking (English Law) (2 Vols.), New Delhi, Universal Law Publishing.
7. Paget, John R., (2017), Paget's Law of Banking, United Kingdom, 13th Edition, Lexis Nexis Butterworth's publication.
8. Shekhar, K.C., & Shekhar, L., (2014), Banking- Theory and Practice, New Delhi, Vikas Publishing House Pvt. Ltd.
9. Gomez, Prof. Clifford, (2011), Banking and Finance - Theory, Law and Practice, New Delhi, PHI Learning Private Limited.
10. Banking Law & Practice Module Published by Institute of Company Secretaries of India.
11. Banerjee, law of insurance, Asia Law House, Hyderabad, (1997)
12. Mitra B. C, law Relating To Marine Insurance, Asia Law House, Hyderabad (2007)
13. JCB Gilmar and Mustill, Law Of Marine Insurance, Sweet and Maxwell, (1981)
14. Birds, Modern Insurance Law, Sweet and Maxwell (2007)
15. J.V.N Jaiswal, Law Of Insurance, Eastern Book Company, 9th edn.(2008)
16. T.S. Mann, Law and Practise of Life Insurance, Deep and Deep Publications, 7th edn (2011)
17. Utpal Rajan Sarkaar, Motor Accidents And Motor Insurance Claims, Sodhi Publications, 5rd Edn. (2015)
18. R.P Katariya, An Exhaustive Commentary On Motor Vehicle Act 1988, Unique Law Publications, 5th Edn (2012)
19. B.C Mitra, Law Relating To Marine Insurance, University Book Agency,6th Edn. (2014)
20. R.K Nagrajan, Law of Insurance, Allahabad Law Agency, 2nd Edn. (2008)

Teaching-Learning Strategies in Brief:

In addition to the class room teaching through ICT and audio-visual aids, the teaching learning strategies for this course also include numerous pedagogies, such as guided self learning, peer learning, case studies, learning through group projects, field studies and experiential learning.

Assessment Methods and Weightages in Brief:

In addition to summative assessment, various formative assessment tools are to be used for assessment of performance of the students in the light of the Course Learning Outcomes (CLOs) of this course. Formative assessment tools, such as Time-constrained examination, problem based assignment, team project reports followed by oral presentation and viva voce shall be used for assessment. Real time feedback, guidance, course correction, mentoring and monitoring of the students performance shall be the key features of assessment methods. The course has a weightage of 100marks. 75% of the marks will be covered by the End Semester Examination; where as 25% will constitute internal assessment to be done by the concerned instructor

COURSE DESIGN

HAMDARD INSTITUTE OF LEGAL STUDIES AND RESEARCH (HILSR)

Name of the Academic Programme: BALLB

Course Code: BALLB-805 **Title of the Course:** Clinical Legal Course –II

L-T-P: 4-0-0

Credit 4

(L= Lecture Hours, T= Tutorial Hours, P= Practical Hours)

COURSE LEARNING OUTCOMES (CLOs)

After completing this Course, the students should be able to:

CLO-1 Assess the importance of facts in legal world as they form the bulwark of any case that is pursued in Courts (**Cognitive Level: Analyze**).

CLO-2 Develop the skill of applying legal provisions to intricate factual situation (**Cognitive Level: Evaluate**).

CLO-3 Create their own art/skill of oral advocacy. (**Cognitive Level: Create**).

CLO-4 Embrace the fact that role of a law student /advocate is no less than of a social engineer who contributes immensely towards the good of society by rendering pro-bono legal services and assistance. (**Cognitive Level: Analyze**).

CLO-5 Grasp the ground level functioning of Courts, such as drafting and filing of documents; presenting of case before the Court; different stages of cases; and others (**Cognitive Level: Apply**).

CLO-6 Develop critical decision making skills in challenging work environment. (**Cognitive Level: Evaluate**).

Mapping of Course Learning Outcomes (CLOs) with Programme Learning Outcomes (PLOs)

	PLO 1	PLO 2	PLO 3	PLO 4	PLO 5	PLO 6	PLO 7	PLO 8	PLO 9	PLO10	PLO11	PLO12
CLO 1	2	2	3	3	3	2	2	2	1	3	2	3
CLO 2	2	3	3	3	3	2	3	2	1	3	3	3

CLO 3	3	3	3	3	3	2	2	2	2	3	3	3
CLO 4	2	3	3	3	3	2	2	3	2	3	3	3
CLO 5	2	3	3	3	3	3	2	3	2	3	3	3
CLO 6	3	2	3	3	3	2	2	2	2	3	3	3

Detailed Syllabus:

UNIT-I: Mooting

12 Hrs

- 1.1. Principles of mooting
- 1.2. Practical Relevance of Mooting
- 1.3. Process of Mooting
- 1.4. Tools of Advocacy
- 1.5. Mandatory Moot Problems

Students will form Teams of minimum three members. Two Moot Court Problems will be supplied to the teams to work upon. Extensive research followed by preparation of Memorials will be done by them. Thereafter, a panel of Judges (comprising of Faculty Members or reputed Bar members) may be invited to evaluate the submissions and presentation of arguments by each team. Building of such real Court like environment will enable the students to enhance their research and oral advocacy skill.

Unit-II: Court Visits-Experience

Students will do internships. During their internship, they will visit the courts and observe the proceedings therein. They will maintain a court diary and enter their day-to-day observations in it. The students will have to make a presentation of that before a panel of internal and external examiners (2 internal and 1 external). While the diary shall be evaluated by the concerned teacher.

- 2.1. During the court visits the students are required to observe the following stages and write reports of their observations in the diary:

- 2.1.1. Framing of charges/issues
- 2.1.2. Examination-in-chief
- 2.1.3. Cross examination
- 2.1.4. Final Argument

2.2. Students are required to do and record the following:

- 2.2.1. Read minimum 5 case files and understand how files are prepared and maintained.
- 2.2.2. Do legal research in atleast 3 cases
- 2.2.3. Draft minimum one document in an on-going case in the chamber
- 2.2.4. Observe client interviewing and counselling with the permission of the lawyer and the client in atleast 2 cases.

UNIT-III: Legal Literacy

Students will undertake legal aid assistance and awareness activities. They may choose to visit different schools/colleges/university departments to perform the activities. A format of evaluation will be prepared by the concerned teacher.

This Unit will familiarize the students with:

- 3.1. Importance of Legal Aid
- 3.2. Significance of Legal Services Authorities Act, 1987; right to legal aid; and ADR systems
- 3.3. Concept of Legal Counselling
- 3.4. What to do if you are arrested; if you are a consumer with a grievance; if you are a victim of sexual harassment; domestic violence, child abuse, caste, ethnic and religious discrimination; filing a public interest litigation

Reference Material:

1. The Legal Services Authorities Act, 1987
2. David Chavkin, A Textbook for Law School Clinical Programs, Ed-2001
3. N.R.Madhava Menon, Clinical Legal Education, Eastern Book Co; Reprinted 2008 edition.
4. Creating Legal Awareness, edited by Kamala Sankaran and Ujjwal Singh (Delhi: OUP, 2007).
5. Prakash Sharma and Abhishek Kumar Pandey S. Sivakumar, Clinical and Continuing Legal Education - A Roadmap for India, Thomson Reuters: Ed-2021.
6. Dr. G. P. Tripathi, Legal Education in India, Central Law Publications,
7. Abhinandan Malik, Moot Courts & Mooting, Eastern Book Company; 1st Edition.
8. BibhutiBhushan Mishra, Singhal's Moot Court and Mock Trial: A Practical Exposure, Singhal Law Publications; Ed-2019.
9. Dr. Kailash Rai, Moot Court Pre-Trial Preparation and Participation in Trial Proceedings, Central law Publication.

10. Prof. Dr. KL Bhatia, Moot Court and Mock Trials - Art to And Art of Advocacy: Essentials of Court Craft, Universal Law Publishing - an imprint of LexisNexis; Second edition-2018.
11. ShyamSundar Sharma, Legal Aid to the Poor: The Law and Indian Legal System, Deep & Deep Publications.
12. Vicky Ling, Legal Aid Handbook 2020/21, Legal Action Group; New edition (17 February 2020).

Teaching-Learning Strategies in Brief:

5. Usage of ICT tools to enhance the visualisation capacity of students to understand the concepts better in broader context.
6. Establishing learning goals before beginning with a new activity help students form a clear objective in mind.
7. Holding discussions to allow students to share their views. This boost students' confidence and enable them to speak their mind and adopt analytical approach.
8. Demonstrating the skills which are essential to build while giving enough leeway to students come up with their own style of presentation.

Assessment Methods and Weightages in Brief:

The course has a weightage of 100 marks. The bifurcation is as follows:

Practical Skills Evaluation	90%	Mooting	30 Marks
		Submission of Court Visit Report	30 Marks
		Legal Literacy Activities	30 Marks
Grand Viva	10%	Viva-voce	10 Marks