

B. P. S. Mahila Vishwavidyalaya, Khanpur Kalan

Department of Laws

SCHEME OF EXAMINATIONS OF LL.M.

(W.e.f.2018-19)

1st Semester

S.No.	Code	Course Title	Hours per Week			Total Credits	Max Marks		
			Lec t	Tut	Tot al		Internal Marks	External Marks	Total Marks
1	LAW 2001	Research Methods & Legal Writings	5	1	6	3	20	80	100
2	LAW 2003	Comparative Public Law	5	1	6	3	20	80	100
3		Opt-1*	4	1	5	2	20	80	100
4		Opt-2*	4	1	5	2	20	80	100
5		Opt-3*	4	1	5	2	20	80	100
6		Open Elective under CBCS##	4	1	5	2	20	80	100
Total Contact Hours/Credits/marks			26	6	32	14	120	480	600

2nd Semester

The S.No.	Code	Course Title	Hours per Week			Total Credits	Max Marks		
			Lec t	Tut	Tot al		Internal Marks	External Marks	Total Marks
4	LAW 2005	Law & Justice in Globalizing World	5	1	6	3	20	80	100
5		Opt-4*	4	1	5	2	20	80	100
6		Opt-5*	4	1	5	2	20	80	100
7		Opt-6*	4	1	5	2	20	80	100
8	LAW 2051	Dissertation				5	30	120	150
10		Open Elective## under CBCS	4	1	5	2	20	80	100
Total Contact Hours/Credits/marks			21	4	21	16	130	520	650

* Minimum pass marks are 50% in external assessment and 50% in total in each course separately.

* The student has to opt this paper from the any groups of optional papers given in annex. A

Open Elective be selected from the List of papers offered by other departments under CBCS scheme .

Amal Kumar
 28/2/19 *lu*
 28/2-19

Consolidate Programme Details			
S. No.	Semester	Total Credits	Total Marks
1	1st	14	600
2	2nd	16	650
Total Credits/Marks		30	1250

Annexure –A

Group A- International & Comparative Law-

Sr. No.	Paper Code	Title
1	LAW 2006	International Organizations & International Humanitarian Law
2	LAW 2007	International Economic Law
3	LAW 2008	International Human Right Law
4	LAW 2009	Private International Law
5	LAW 2010	International criminal Law & International Criminal Court
6	LAW 2011	Environmental Law
7	LAW 2012	Public International Law.

Group B- Corporate & Commercial Law-

Sr. No.	Paper Code	Title
1	LAW 2013	Competition & Investment Law
2	LAW 2014	Law of Securities & Financial Market
3	LAW 2015	Banking & Insurance Law
4	LAW 2016	Company Law & Corporate Social Responsibility
5	LAW 2017	Intellectual Property Rights
6	LAW 2018	Commercial Arbitrations
7	LAW 2019	Employment & Service Law.

Group C- Family & Social Security Laws -

Sr. No.	Paper Code	Title
1	LAW 2020	Law Relating to Marriage & Separation
2	LAW 2021	Law of Inheritance & Succession
3	LAW 2022	Child Rights & Protection
4	LAW 2023	Rights of Women and Their Protection
5	LAW 2024	Religion & Family Law
6	LAW 2025	Health Law
7	LAW 2026	Disaster Management Law

Group D- Constitutional and Administrative Law -

Sr. No.	Paper Code	Title
1	LAW 2027	Centre-State Relations and Constitutional Governance
2	LAW 2028	Fundamental Rights & Directive Principles
3	LAW 2029	Federal Governance
4	LAW 2030	Administrative Law
5	LAW 2031	Media Law
6	LAW 2032	Minorities Law
7	LAW 2033	Educational Law

Group E- Legal Pedagogy & Research -

Sr. No.	Paper Code	Title
1	LAW 2034	Law & Development
2	LAW 2035	Ideas of Justice & Justice Education
3	LAW 2036	Educational Psychology & Adult Learning
4	LAW 2037	Legal Clinics & Clinical Methodology
5	LAW 2038	Legal Research & Writing
6	LAW 2039	Science, Technology & Law
7	LAW 2040	Legal Profession & Social Justice

***The student is required to opt at least four optional papers from one group in two semesters and that group will be her specialization.**

Department reserve the right to offer the number of groups to the students on reasonable grounds.

2091
D-18

LL.M.
1st semester
Compulsory Paper
Legal Education and Research Methodology

Course Code: LAW 2001

L – T – P

4 – 1 – 0

External Marks: 80

Internal Marks : 20

Total Credits: 2

Total Marks: 100

Objective: To impart the knowledge of methods of research, its process, kinds, tools, data collection its analysis and interpretation

Course Contents-

- **Legal Research in India** : Objectives, Evolution & Contemporary Trends in Research with special reference to Law,
 - Obstacles in Research, Legal Research and Law Reform : Role of Judges and Jurists,
 - Recommendation of different commissions and committees.
- **Different Kinds of Legal Research:**
 - Socio-legal research
 - Doctrinal Research , Non Doctrinal Research and comparative Research: features
 - Tools of Legal Research
 - Library : Books, Case Law Reports, Legislative Reports, Encyclopedia etc.
 - Modern Technology : Computer, Internet, online journals , Blue Book Citation
- **Techniques of Legal Research:**
 - Formulation of Research Problem
 - Collection of Data : Traditional and Modern Methods, Significance of hypothesis

- Social survey and sampling, Questionnaire and schedules, Classification, tabulation and analysis of data, Report Writing, Writing an abstract and synopsis

- **Objectives of Legal Education**

- Methods of Teaching:
 - Lecture Method,
 - Problem Method
 - Discussion Method including case studies
 - Seminar Method including presentations
 - Case Method of Legal Education
 - External and Internal Assessment
 - Clinical Legal Education

Note:

Instruction for Examiner :

- The paper shall be of 80 marks.
- The time allowed is three hours
- Question paper shall be of two parts
 1. Part A shall be compulsory and consists 8 short answered questions of 2 marks each.
 2. Part B shall consist 8 questions of 16 marks each and candidate must attempt 4 questions in all.

LL.M.
1st semester
Compulsory paper
Comparative Public Law

2092
D-18

Course Code: LAW 2003

L – T – P

4 – 1 – 0

2

External Marks: 80

Internal Marks : 20

Total Credits:

Total Marks: 100

Objective: The paper intends to know comparative public law namely Principles of Comparative Constitutional and Administrative Law.

Course Contents-

- The idea of Public Law
- Law, imperialism and Democracy
- Constitutional Democracy
- Nature and Scope of Constitutional Law, Comparative Constitutional Law and Types of Constitutions, The Place of Constitutional Law in Legal System, The Constitution and Public/Private Divide, The Constitution Making: Process and Substance

- The General Principles of Constitutional Law namely Constitutional Conventions, The Rule of Law, Due Process of Law, Equality Before Law and Equal Protection of Law, Separation of Powers
- Constitutional Structures namely Parliamentary Form of Government, President Form of Government, The Dynamics of Federalism and Comparative Federalism: Theory, Politics and Law
- Elections
- Constitutional Interpretation and Judiciary
- Judicial Remedy in Public Law
- Rights and Liberties including Political Rights, Civil Rights and Economic Rights
- Gender in Constitutions
- State of Emergency and War Powers
- Amending Public Law, doctrine of necessity and theory of basic structure and Constitutionalism

Suggested Readings:

1. Michele Rosenfeld and Andras Sajó, The Oxford Handbook of Comparative Constitutional Law, 2012.
2. D.D. Basu, Comparative Constitutional Law, LexisNexis, 2008
3. M.P. Singh, Comparative Constitutional Law, Eastern Book Company, 2011
4. Hamid Khan and Muhammad Waqar Rana, Comparative Constitutional Law, Pakistan Law House, 2008
5. Granville Austin, Working a Democratic Constitution: A History of the Indian Experience
6. Thomas M. Cooley, The General Principles of Constitutional Law in the United States of America, The Lawbook Exchange Ltd, 2000
7. Mr. Justice B.P. Banerjee and Prof. B.M. Gandhi, Dr. Durga Das Basu Comparative Federalism, Wadhwa Nagpur, 2008.
8. Clive Lewis Q.C., Judicial Remedies in Public Law, Sweet and Maxwell, 2011.
9. Dennis C. Muller, Constitutional Democracy, Oxford University Press, 2000.
10. Emiliós Christodoulidis and Stephen Tierney, Public Law and Politics: The Scope and Limits of Constitutionalism, Ashgate, 2008.

Note:

Instruction for Examiner :

- The paper shall be of 80 marks.
- The time allowed is three hours

- Question paper shall be of two parts
 1. Part A shall be compulsory and consists 8 short answered questions of 2 marks each.
 2. Part B shall consist 8 questions of 16 marks each and candidate must attempt 4 questions in all.

**LL.M.
1st semester
Optional-I**

To be selected from any of the two groups A or B

**LL.M.
1st semester
Optional-II**

To be selected from any of the two groups A or B

**LL.M.
1st semester
Optional-III**

To be selected from any of the two groups A or B

**LL.M.
2nd semester
Compulsory Paper
Law and Justice in Globalizing world**

Course Code: LAW 2005

L – T – P

4 – 1 – 0

External Marks: 80

Internal Marks : 20

Total Credits: 2

Total Marks: 100

Objective: This course is designed to acquaint the students with the conceptual and operational parameters of law and justice in globalizing world, the judicial interpretation and the new and emerging dimensions.

Course Contents-

- Justice, Society and Law.
- Law and morals.
- Legal theories.

- Analytical jurisprudence.
- Critical legal studies.
- Critical race theory.
- Divine law
- Feminist legal theory
- International legal theory
- Concept of justice and injustice.
- Administration of justice.
- Law & economics
- Legalism.
- Legal pluralism, Legal positivism, Legal realism.
- Natural law
- Political jurisprudence
- Rule of Law.

Suggested Readings:

1. Austin John- The Province of Jurisprudence Determined.
2. Geoffrey Revlin- Understanding of Law
3. Andrew Altman- A Liberal Theory of International Justice.
4. Cotterrel,R- The Politics of Jurisprudence.
5. Freeman, M.D.A.- Llyod's Introduction of Jurisprudence.
6. Hart, H.L.- The Concept of Law.
7. Richard, H.- Justice, Legal System and Social Structure.
8. Rawls, Jhon- A Theory of Justice.

Note:

Instruction for Examiner :

- The paper shall be of 80 marks.
- The time allowed is three hours
- Question paper shall be of two parts
 1. Part A shall be compulsory and consists 8 short answered questions of 2 marks each.
 2. Part B shall consist 8 questions of 16 marks each and candidate must attempt 4 questions in all.

LL.M.

2nd semester

Optional-IV

To be selected from any of the two groups A or B

. LL.M.

2nd semester

Optional-V

To be selected from any of the two groups A or B

**LL.M.
2nd semester
Optional-VI**

To be selected from any of the two groups A or B

**LL.M.
2nd semester
Compulsory Paper
Dissertation**

Course Code: LAW 2051

L – T – P

0 – 0 – 0

External Marks: 120

Internal Marks : 30

Total Credits: 5

Total Marks: 150

Objective: Dissertation acquaint the students with the practical aspect of research its conceptual and operational parameters in the field of law and justice in globalizing world, the judicial interpretation and the new and emerging dimensions.

Course content-

In the second semester within 7 days of the commencement of classes the student must apply to the director of the centre for approval of her topic of dissertation and nomination of supervisor. The dissertation must be submitted within one month of the completion of 2nd semester examinations. It should be typed and of at least of 100 pages. The dissertation must be certified by the candidate about its originality and countersigned by the supervisor. The supervisor has to evaluate it for 30 marks based on the research aptitude, knowledge and work done by the student. For rest of 120 marks it shall be evaluated by an outside examiner not below the rank of an associate Professor.

OPTIONAL PAPERS

GROUP- A

**LL.M.
Group- A**

2099
D-18

International Organisation and Humanitarian Law

Course Code: LAW 2006

L – T – P

4 – 1 – 0

External Marks: 80

Internal Marks : 20

Total Credits: 2

Total Marks: 100

Objective: The purpose of this paper to impart the knowledge of International Organizations and the law of armed conflict or law of war and their effects.

Course Contents-

- International organisation
 - Evolution of international organisation
 - Essential of international organisation
 - Legal character of international organisation
- United nation organisation (UNO)
 - UN charter, nature and scope
 - Preamble and its interpretation
 - Purpose of UN charter
 - Principle of UN charter
 - Principle of self determination
 - Membership
- General Assembly
 - Security Council
 - Trusteeship Council
- Secretariat
 - Economic social council
 - International court of justice
- International humanitarian law
 - Geneva Convention (relating to the treatment of prisoner of war) 12 August, 1949.
 - Geneva convention for the amelioration of the condition of the wounded and sick in armed forces in the field , (12 August, 1949)
 - Geneva convention of 12 August, 1949, for the amelioration of the condition of the wounded, sick and ship wrecked members of armed forces at sea.
 - Geneva convention relating to the protection of civilian persons in time of war (12 August 1949)
 - Adoption of an additional distinctive Emblem
 - Additional protocol I : Protection of victims of international armed conflict (8 June 1977)
 - Additional protocol II: history and scope.

Suggested Readings:

1. Assisting the Victims of Armed Conflicts and Other Disasters- Frits Kalshoven

2. Crimes Against Humanity- Geoffrey Robertson
3. Crimes of War- D. Gutman&D. Rieff
4. Development and Principles of I.H.L.- Jean Pictet
5. Dunant's Dream- Caroline Moorehead
6. Freedom's Battle- Gary J. Bass
7. Hard Choices: Moral Dilemmas in Humanitarian Intervention- Jonathan Moore
8. International Humanitarian Law and Armed Conflict: Exploring the Faultlines-M. Schmitt&J. Pejic
9. International Organisation in World Politics (The Making of the Twentieth Century) - David Armstrong, Lorna Lloyd, John Redmond
10. International Organizations: Principles and Issues -A. LeRoy Bennett, James K. Oliver

Note:**Instruction for Examiner :**

- The paper shall be of 80 marks.
- The time allowed is three hours
- Question paper shall be of two parts
 1. Part A shall be compulsory and consists 8 short answered questions of 2 marks each.
 2. Part B shall consist 8 questions of 16 marks each and candidate must attempt 4 questions in all.

LL.M.
Group- A
International Economic Law

Course Code: LAW 2007

L – T – P

4 – 1 – 0

External Marks: 80

Internal Marks : 20

Total Credits: 2

Total Marks: 100

Objective: To impart the knowledge of international trade, commerce and economic laws

Course Contents-

- Historical Perspectives
- United Nations; GATT, Evolution of New International Economics Order (NIEO)
- Essential Components of NIEO, State Acceptance and practice of NIEO principles

- Charter of Economics Rights and Duties
- Sovereignty over wealth and natural resources
- MNCs, Foreign Direct investment (FDI), Transfer of Technology
- Elimination of colonialisation, apartheid, racial discrimination
- Most favoured nation treatment, National Treatment
- North-south gap widened or narrowed?
- International Economic Institutions
- UNCTAD (United Nations Conference on Trade and Development)
- UNCITRAL, GATT: Salient features of GATT 1994
- WTO: Structure, Principles and working, GATS and TRIMs
- Difference between GATT and WTO, India and WTO Anti- Dumping, Subsidies and Countervailing Measures; Dispute Settlement Process.
- International financial co-operation
- Structure and functions of International Monetary Fund, International Bank for Reconstruction and Development, International development association,
- Lending by World Bank, Regional Development Banks Asian Development Bank, Foreign Institutional Investors (FIIs)

Suggested Readings:

1. Myneni Srinivasa Rao, *International Economic Law* (1996), Pioneer Books, New Delhi
2. Arun Goyal(ed.), *WTO in the new Millennium* (2000), Academy of Business Studies, New Delhi-110002
3. Schwarzenberger, *Economic World Order* (1970), Manchester University Press.
4. Jayanta Bagchi, *World Trade Organization: An Indian Perspective* (2000), Eastern Law House, Calcutta

Note:

Instruction for Examiner :

- The paper shall be of 80 marks.
 - The time allowed is three hours
 - Question paper shall be of two parts
1. Part A shall be compulsory and consists 8 short answered questions of 2 marks each.
 2. Part B shall consist 8 questions of 16 marks each and candidate must attempt 4 questions in all.

2097
0-18

LL.M.
Group- A

International Human Rights Law

Course Code: LAW 2008

L – T – P

4 – 1 – 0

External Marks: 80

Internal Marks : 20

Total Credits: 2

Total Marks: 100

Objective: The paper intends to understand the significance and philosophy of human rights along with the mechanisms for their protection across the world.

Course Contents-

- The idea of Human Rights: its conceptualization and philosophy
- The emergence of International Human Rights
- Civil and Political Rights
- Economic, Social and Cultural Rights
- Human Rights for Vulnerable Sections and Women
- The Mechanisms for Protection of Human Rights
- State Responsibility and Jurisdiction for Realization and Protection of Human Rights
- The Practices of contemporary Human Rights Activism
- Human Rights Movements and Human Rights Markets
- The Challenges for Human Rights

Suggested Readings:-

1. UPendar Baxi, The Future of Human Rights, Oxford University Press, 2010.
2. Oliver De Schutter, International Human Rights Law, Cambridge University Press, 2010.
3. Daniel Moekli, Sangeeta Shah and Sandesh Sivakumaran, International Human Rights Law, Oxford University Press, 2010.
4. Dr. Sreenivasulu, Human Rights: Many Sides to a Coin, Regal Publications, 2008.
5. A.H. Robertson and J.G. Merrills, Human Rights in the World: An Introduction to the study of the International Protection of Human Rights, Manchester University Press, 2005.
6. James Griffin, On Human Rights, Oxford University Press, 2008.
7. YSR Murthy, Human Rights Handbook, LexisNexis, 2007.

Note:

Instruction for Examiner :

- The paper shall be of 80 marks.
 - The time allowed is three hours
 - Question paper shall be of two parts
1. Part A shall be compulsory and consists 8 short answered questions of 2 marks each.

2. Part B shall consist 8 questions of 16 marks each and candidate must attempt 4 questions in all.

2100
P-18

LL.M.
Group- A

Private International Law

Course Code: LAW 2009

L – T – P

4 – 1 – 0

External Marks: 80

Internal Marks : 20

Total Credits: 2

Total Marks: 100

Objective: The objective of this course is to study the basic principles governing conflict of laws in their application to various situations.

Course Contents-

- Introduction - Application and subject matter of Private International Law,
 - Distinction with Public International Law,
 - Characterization and theories of characterization,
 - Concept of Renvoi,
 - Application of foreign law.
 - Domicile,
 - Jurisdiction of courts
- Family Law matters
 - Material and formal validity of marriage under Indian and English law ,Choice of law and jurisdiction of courts in matrimonial causes ,dissolution of marriage, grounds of divorce, restitution of conjugal rights, recognition of foreign judgments
- Adoption
 - Recognition of foreign adoptions,
 - Adoption by foreign parents,
 - Jurisdiction under Indian and English law.
- Indian Law relating to foreign judgment
 - Basis of recognition, recognition,
 - Finality, Failure
 - Direct execution of foreign decrees,

Suggested Readings-

1. Dr. Paras Diwan. Private International Law
2. Civil Procedure Code, 1973
3. Hindu Succession Act, 1925
4. The Hague Draft Convention on the Recognition and Enforcement of Foreign Judgments in Civil and Commercial Matters
5. Guidelines for Inter Country Adoptions, 1994

Note:**Instruction for Examiner :**

- The paper shall be of 80 marks.
- The time allowed is three hours
- Question paper shall be of two parts
 1. Part A shall be compulsory and consists 8 short answered questions of 2 marks each.
 2. Part B shall consist 8 questions of 16 marks each and candidate must attempt 4 questions in all.

**LL.M.
Group- A**

International Criminal Law & International Criminal Court

Course Code: LAW 2010

L – T – P

4 – 1 – 0

External Marks: 80

Internal Marks : 20

Total Credits: 2

Total Marks: 100

Objective: The paper intends to know the international aspect of criminal law basically principles of International Criminal Law and about international criminal court.

Course Contents-

- Concept of International Criminal Law
 - Historical Development of International Criminal Law
 - Emergence of various tribunals
 - ✓ Nuremberg Tribunal
 - ✓ Tokyo Tribunal
 - ✓ International Criminal Tribunal for Yugoslavia
 - ✓ International Criminal Tribunal for Rwanda
- Concept of Universal Jurisdiction
- Principles of Criminal Liability including –
 - Nullum Crimen Sine Lege
 - Nullum Peona Sine Lege
 - Principle of Individual Criminal Responsibilities
 - Superior Responsibility or Command Responsibility
- Establishment of International Criminal Court under the Rome Statute 1998
- Jurisdiction and admissibility of ICC
- Concept of Complementary Jurisdiction
- Crimes within the Jurisdiction of the ICC: Genocide, War crimes, Crimes against Humanity and Act of Aggression.

- Power of Referral and Deferral under the Rome Statute.
- Pre-conditions to exercise of Jurisdiction
- Procedure for Prosecution under the ICC

Suggested Readings:

1. Bassiouni, M. Cherif, International Criminal Law, Vol. I, II & III, Transnational Publishers Inc., New York, 1998
2. Kittichaisaree, Kriangsak, International Criminal Law, Oxford University Press, 2002
3. McGoldrick, Dominic, The Permanent International Criminal Court: Legal and Policy Issues, Hart Publishing Oxford and Portland Oregon, 2002
4. Schabas, William A., An introduction to International Criminal Court, Cambridge University Press, 2002

Note:

Instruction for Examiner :

- The paper shall be of 80 marks.
 - The time allowed is three hours
 - Question paper shall be of two parts
1. Part A shall be compulsory and consists 8 short answered questions of 2 marks each.
 2. Part B shall consist 8 questions of 16 marks each and candidate must attempt 4 questions in all.

LL.M.
Group- A
Environmental Law

2096
D-18

Course Code: LAW 2011

L – T – L

4- 1- 0

External Marks: 80

Internal Marks: 20

Total Credits: 2

Total Marks: 100

Course Objectives: The object of this subject is to make the students well acquaint with enacted laws for protection of environment in India.

- Environmental Law: International and National Perspective
 - Introduction
 - International Developments.
 - Sustainable Developments and the role of Judiciary

- Remedies under other Laws
 - ✓ Under Civil Law
 - ✓ Under Criminal Law
 - ✓ Under law of Torts.
- Prevention and Control of Water and Air Pollution
 - The Water (Prevention and Control of Pollution) Act, 1974
 - Air (Prevention and Control of Pollution) Act, 1981
- Protection of Wild Life
 - The Wild Life (Protection) Act, 1972
- General Environmental Legislations
 - Environmental (Protection) Act, 1986
 - Principle of 'No fault' and 'Absolute Liability'
 - National Green Tribunal Act, 2010.

Suggested readings-

1. Environmental Law & Policy in India – Shyam Diwan, Armin Rosencranz
2. Environmental Law in India – P. Leelakrishnan
3. Environmental Law in India – Gurdip Singh
4. Environmental Administration, Law and Judicial Attitude – Paras Diwan, Peeyushi Diwan
5. The Water (Prevention and Control of Pollution) Act, 1974
6. The Air (Prevention and Control of Pollution) Act, 1981
7. The Indian Forest Act, 1927
8. The Forest (Conservation) Act, 1980
9. The Wild Life Protection Act, 1972
10. The Environment (Protection) Act, 1986
11. The Public Liability Insurance Act, 1991
12. The National Environment Tribunal Act, 1995
13. The National Environment Appellate Authority Act, 1997

Note:

Instruction for Examiner :

- The paper shall be of 80 marks.
- The time allowed is three hours
- Question paper shall be of two parts
 1. Part A shall be compulsory and consists 8 short answered questions of 2 marks each.
 2. Part B shall consist 8 questions of 16 marks each and candidate must attempt 4 questions in all.

LL.M.
Group- A

2094
D-18

Public International Law

Course Code: LAW 2012

L – T – P

4 – 1 – 0

External Marks: 80

Internal Marks : 20

Total Credits: 2

Total Marks: 100

Objective: The general objective of this course is to develop the student's grasp of the foundations of international law, its evolution during the twentieth century, and its role in world affairs today.

Course Contents-

- Development of International Law Definitions, Nature of International law
- Legality of International Law - Positive Morality
- Theories as to basis of International Law
- **Sources and Subjects of International Law**
- Subjects of International Law- Various Theories
- **International Law and Municipal Law**
- Monistic Theory, Dualistic Theory, Specific Adoption Theory, Transformation Theory, Delegation Theory
- International Law in Domestic Courts
- **States**
- Theories of Recognition
- State Jurisdiction, Territorial Sovereignty, Civil and Criminal Jurisdiction
- **Diplomatic Relations**
- **Law of the Sea**
- **International Institutions**
- **Settlement of International Dispute**
- **Emerging Areas under International Law**
- Air Space and International Law, Aircraft Hijacking, Outer Space Laws, Star Wars, Piracy, International Terrorism

Suggested Readings:

1. Malcolm Nathan Shaw, *International Law*, Cambridge University Press, 2003
2. Tim Hillier, *Sourcebook on Public International Law*, Routledge, 1998
3. Ian Brownlie, *Principles of Public International Law*, Oxford University Press, 2008
4. Joseph Gabriel Starke, Ivan Anthony Shearer, *Starke's International Law*, Butterworths, 1994
5. Lassa Oppenheim, Robert Jennings and Arthur Watts, *Oppenheim's International Law*, Oxford University Press, USA, 2008
6. S K Kapoor, *International Law and Human Rights*, Central Law Agency, Allahabad, (14th Edn.-2012)
7. H.O. Agarwal, *International Law & Human Rights*, Central Law Publications, 2012
8. Ian Brownlie, *Basic Documents in International Law*, Oxford University Press, 2008

Note:

Instruction for Examiner :

- The paper shall be of 80 marks.
- The time allowed is three hours
- Question paper shall be of two parts
 1. Part A shall be compulsory and consists 8 short answered questions of 2 marks each.
 2. Part B shall consist 8 questions of 16 marks each and candidate must attempt 4 questions in all.

OPTIONAL PAPERS**GROUP- B****LL.M.****Group- B****Competition & Investment Law****Course Code: LAW 2013**

L – T – P

4 – 1 – 0

External Marks: 80

Internal Marks : 20

Total Credits: 2

Total Marks: 100

Objective: This paper focuses on the competition & Investment laws of India in the contest of new economic order

Course Contents-

- Competition Law
 - Background, Prohibitions, Competition Commission of India
- Corporate Finance and Regulatory Framework
 - Security Contract (Regulation) Act, 1956
 - SEBI Act, 1992
 - Depositories Act, 1996
 - The Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002
- Regulatory Framework for Foreign Trade, Multinational Companies
 - Foreign Trade (Development & Regulation) Act, 1992
 - UNCTAD Draft Model on Trans-national Corporations
 - Control and Regulation of foreign companies in India
 - Foreign collaborations and joint ventures.
- Foreign Exchange Management
 - Background, Policies, Authorities

Suggested Readings:

1. Taxman's Student's Guide to Economic Laws
2. Competition Act, 2002
3. Security Contract (Regulation) Act, 1956
4. SEBI Act, 1992
5. Depositories Act, 1996

6. Foreign Trade (Development & Regulation) Act, 1992
7. Foreign Exchange Management Act, 1999
8. Competition Law : Abir Rao & Jayant Kumar
9. Investor Guide to Stock Market : Sanjiv Agarwal
10. Investor Guide to Depositories : Sanjiv Agarwal, Pawan Kumar, Vijay Manisha (Bharat Law House)
11. SEBI guidelines and listing of Companies: V.A. Avadhani
12. Security Market in India : Bal Krishan Marta
13. Capital Issues SEBI & Listing : Dr. Chandrate, Dr. S.D. Irrani
14. Indian Capital Market Challenges And Responses : B.L. Mathur
15. Working of Stock Exchange in India : A. Sudhakar

Note:**Instruction for Examiner :**

- The paper shall be of 80 marks.
 - The time allowed is three hours
 - Question paper shall be of two parts
1. Part A shall be compulsory and consists 8 short answered questions of 2 marks each.
 2. Part B shall consist 8 questions of 16 marks each and candidate must attempt 4 questions in all.

LL.M.**Group- B****Law of Securities & Financial Market****Course Code: LAW 2014**

L – T – P

4 – 1 – 0

External Marks: 80

Internal Marks : 20

Total Credits: 2

Total Marks: 100

Objective: To acquire knowledge and understanding of securities laws and the regulatory framework of financial markets.

Course Contents-**Part A: Financial Market**

- Overview of Capital Market
 1. Indian Capital Market
 2. Authorities Governing Capital Markets in India
 3. Profile of Securities Market
 4. Securities Market Reforms and Regulatory Measures to Promote Investor Confidence
- Overview of Depository System in India
- Capital Market Instruments and Rating
 1. Capital Market Instruments: Equity, Debentures, Preference Shares, Sweat Equity, Non-Voting Shares, Share Warrants

2. Rating and Grading of Instruments: Concept, Scope and Significance, Regulatory Framework.
3. Rating Agencies in India, Rating Methodologies.
4. Securities Market Intermediaries
5. Primary Market and Secondary Market Intermediaries
 - Market Infrastructure Institutions - Stock Exchanges
 1. Functions and Significance of Stock Exchanges
 2. Operations and Trading Mechanism of Stock Exchanges
 3. Settlement of Securities, Stock Market Indices, Risk Management, Surveillance Mechanism at Stock Exchanges,
 - Debt Market- Debt Market: Instruments, Listing, Primary and Secondary Segment
 - Money Market
 1. Growth of Money Market in India : Structure and Institutional mechanism
 2. Money Market Instruments: Treasury Bills, Commercial Bills, Commercial Paper, Factoring Agreements & Discounting of Bill
 - Mutual Funds
 1. Mutual Fund: Introduction, Definitions, Schemes, Risks Involved,
 2. Setting Up of Mutual Funds, Role in Financial Market
 3. Legal & Regulatory Framework
 4. Investor's Rights and Obligations
 - Resource Mobilization in International Capital Market
 1. Listing of Securities Issued Outside India
 - A. Foreign Currency Convertible Bonds
 - B. Global Depository Receipts
 - C. American Depository Receipts
 - D. External Commercial Borrowings
 - Indian Depository Receipts

Part B: Securities Law

- Securities Contracts (Regulation) Act, 1956
- SEBI Act, 1992
 1. Objective, Power and Functions of SEBI
 2. Securities Appellate Tribunal, Appeals, Appearance before SAT
- Depositories Act, 1996
 1. Definitions, Setting up of Depository, its type, Role and Functions
 2. Depository Participants
 3. Admission of Securities
 4. Inspection and Penalties
 5. Internal Audit and Concurrent Audit of Depository Participants
- Issue and Listing of Securities

1. Listing of Securities
2. Issue of Capital and Disclosure Requirements (ICDR)
3. Procedure for Issue of Various Types of Shares and Debentures
4. Delisting of Securities
- Regulatory Framework relating to Securities Market
- An Overview of Law relating to Insider Trading and Takeovers

Suggested Readings:

1. International Investment Arbitration - Campbell McLachlan
2. International Investment Law and General International Law - Rainer Hofmann
3. **International Investment Law: Reconciling Policy and Principle** - Surya Subed
4. **International Investment Law and General International Law: From Clinical Isolation to Systemic Integration?** - Schriften Zur Europaischen.
5. The Law Relating to Financial Crime in the United Kingdom- Karen Harrison&Nicholas Ryder

Note:

Instruction for Examiner :

- The paper shall be of 80 marks.
- The time allowed is three hours
- Question paper shall be of two parts
- 1. Part A shall be compulsory and consists 8 short answered questions of 2 marks each.
- 2. Part B shall consist 8 questions of 16 marks each and candidate must attempt 4 questions in all.

LL.M. $\frac{2101}{0-18}$
Group- B

Banking and Insurance Laws

Course Code: LAW 2015

L – T – P

4 – 1 – 0

External Marks: 80

Internal Marks : 20

Total Credits: 2

Total Marks: 100

Objective: This course is designed to acquaint the students with the conceptual and operational parameters of banking law and insurance law, the judicial interpretation and the new and emerging dimensions of both the insurance as well as banking.

Course Contents-

- **The Evaluation of Banking Services and its History in India**
 - History of Banking in India.
 - Bank nationalization and social control over banking.
 - Various types of Banks and their functions.
 - Contract between banker and customer: their rights and duties.
 - Role and functions of Banking Institutions
- **Lending by Banks and Recent Trends of Banking System in India**
 - Advances, Loans and Securities.
 - Direct, collateral and miscellaneous Securities.
 - Default and recovery.
 - Bank Debt Recovery Tribunals.
 - The Securitization and Reconstruction of Financial Assets and Enforcements of Security Interest Act, 2002 (Definitions, Section 13 – Enforcement of security interest, Section 17 - Right to appeal.)
- **General Principles of Law of Insurance**
 - Definition, nature and history.
 - Contract of insurance and principles.
 - The Risk – commencement, attachment, assignment.
 - Types of insurances.
 - Policy and its Legal Status.
- **Recent Trends in Insurance**
 - Insurance against third party risks (relevant provisions from Motor Vehicles Act, 1988.)
 - Liability Insurance.
 - Consumer Protection and Banking and Insurance Services.
 - The Insurance Act, 1938 and the Insurance Regulatory & Development Authority Act, (IRDA), 2000.
 - Miscellaneous Insurance Schemes: New Dimensions (Group Life Insurance, Mediclaim, Sickness).

Suggested Readings:

1. Tannan, M.L., Tannan's Banking Law and Practice in India, 2008, Wadhwa and Co.
2. Tannan, M.L., Tannan's Banking Law and Practice in India, 2004, India Law House.
3. Tannan: Banking Law and Practice in India (in 3 vols.), 22nd Ed., R. Cambray & Co. Pvt. Ltd.
4. Gupta, S. N., The Banking Law in Theory and Practice (in three volumes), 2006, Universal Law Publishing Co.
5. Sharma, B.R. and Nainta, R.P., Principles of Banking Law and Negotiable Instruments Act 2004, Allahabad Law Agency
6. Nainta, R.P., Baking System, Frauds and Legal Control, 2005, Deep and Deep Publications.
7. Murthy, K.S.N., and Sarma, K.V.S., Modern Law of Insurance in India, 2002, Lexis Nexis Butterworth
8. Birds, John, Modern Insurance Law, 2003, Universal Publishing Co.

9. Shah, M. B., Landmark Judgments on Insurance, 2004, Universal Publishing Co.
10. Mishra, M.N., Law of Insurance Principles and Practice, 2008, Radhakrishan Prakashan
11. Rangarajan, C., Handbook of Insurance and Allied Laws.

Note:**Instruction for Examiner :**

- The paper shall be of 80 marks.
 - The time allowed is three hours
 - Question paper shall be of two parts
1. Part A shall be compulsory and consists 8 short answered questions of 2 marks each.
 2. Part B shall consist 8 questions of 16 marks each and candidate must attempt 4 questions in all.

2093
D18

LL.M.
Group- B

Company Law & Corporate Social Responsibility**Course Code:** LAW 2016

L – T – L

4- 1- 0

External Marks: 80

Internal Marks: 20

Total Credits: 2

Total Marks: 100

Course Objectives: To develop an understanding of the regulation of companies and to provide thorough knowledge of various provisions of the Company Law in India.

- Introduction and In-corporation.
 - Concept of corporate personality
 - Doctrine of ultra vires, Constructive notice, Indoor Management & Lifting of corporate veil.
 - Promoters
- Financial structure
 - Concept of capital and financing of companies
 - Alteration & reduction of share capital, buy back of shares.
 - Debt capital, debentures, bonds, Prospectus.
- Depositories and transfer/transmission
 - Meaning of depositories.
 - De-materialisation and re-materialisation of securities.
 - Transfer/transmission of securities in physical and depository mode.

- Management & control of companies
 - Directors- appointment, removal, loans to directors, powers & duties.
 - Managing Director, whole time director, Company secretary.
- Meetings
 - Kinds of meetings
 - Procedure of meeting
 - Voting, resolutions etc.
 - Distribution of powers of a company between board and general meeting.
 - Sole selling and buying agents- meaning, appointment and reappointment.
- Dividend, investments, loans and deposits
- Accounts and audit
- Business ethics- corporate social responsibility
- Majority rule & minority protection
- Winding up of companies.

Suggested readings-

- Guide of Companies Act- A. Ramaiya.
- Company Law- B.K.Sen Gupta
- Manual on Capital Issues- ICSI Pub.
- Company Law & Practice- A.K.Majumdar.
- Guide to Corporate Laws- V.S.Datey
- Company Law and Practice- P.K.Ghosh & V. Balachandran
- Company Law- Palmer
- Principles of Modern Company Law- L.C.B. Gower
- Circulars & Clarifications on Company Law- Bhargava & Bhargava
- Corporate Laws- Taxmann.

Note:

Instruction for Examiner :

- The paper shall be of 80 marks.
- The time allowed is three hours
- Question paper shall be of two parts
 1. Part A shall be compulsory and consists 8 short answered questions of 2 marks each.
 2. Part B shall consist 8 questions of 16 marks each and candidate must attempt 4 questions in all.

2098
D-18

LL.M.
Group- B

Intellectual Property Rights

Course Code: LAW .2017

L – T – P

4 – 1 – 0

Total Credits: 2

External Marks: 80
Internal Marks : 20

Total Marks: 100

Objective: The objective of this course is to acquaint the students with basics of intellectual property rights with special reference to Indian law and practice.

Course Contents-

- The concept of property, Historical development of IPR, Intellectual Property Rights-National and International Perspective,
- Concept of Patent, Plant Varieties and Farmers Rights Law: Salient features of Patent Act 1970, Patent amendment Act, 1999, 2002 and 2005, Impact of WTO on Indian Patent Law, Legal concepts relating to the protection of plant varieties rights; Procedure for registration of Patent; Rights and privileges; Compulsory licence; Ever greening of Patent
- Trade Marks: Introduction and overview of trade mark; Evolution of trade mark law; Object of trade mark; Features of good trade mark; Different forms of trade mark; Trade mark registry and register of trade marks; Procedure for Registration, Impact of TRIPs agreement on Indian Trade Mark Act, Domain name protection and Disputes
- Geographical Indications: Introduction and overview of geographical indications; Meaning and scope of geographical indications; Important geographical indications of India and their features; Difference between Trade Marks and Geographical Indication of Goods
- Introduction and overview of copyright: History of the concept of copyright and related rights; Nature of copyright: Salient features of Copyright Act; Subject matter of copyright; Author and ownership of copyright; Rights conferred by copyright; Assignment, transmission and relinquishment of copyright; Infringement of copyright; Remedies against infringement of copyright. Concept of plagiarism
- Introduction and overview of Designs Law; Salient features of Designs Law; Procedure for registration; Rights conferred by registration; Copyright in registered designs; Infringement ; Powers and duties and Controller;
- Overview of International Treaties / Conventions on IPR: Salient Features of TRIPS, TRIPS and Indian IPR, Patent cooperation Treaty, Berne Convention: Background, Salient features of Paris Convention, Salient features of Convention of Bio-Diversity: WIPO, WTO, Madrid Convention and Protocol

Note:

Instruction for Examiner :

- The paper shall be of 80 marks.
- The time allowed is three hours

- Question paper shall be of two parts
- 1. Part A shall be compulsory and consists 8 short answered questions of 2 marks each.
- 2. Part B shall consist 8 questions of 16 marks each and candidate must attempt 4 questions in all.

2102
D-18

**LL.M.
Group- B
Commercial Arbitration**

Course Code: LAW 2018

L – T – P

4 – 1 – 0

External Marks: 80

Internal Marks : 20

Total Credits: 2

Total Marks: 100

Objective: To provide the practical and theoretical skills necessary to deal with business problems and dispute resolution including litigation and arbitration, whether in an international or national context.

Course Contents-

- Historical Background of the Commercial Arbitration,
- Basic Conceptions of commercial Arbitration: Commerce, Commercial Arbitration,
- Commercial conciliation, Commercial Mediation, characters ties of Commercial Arbitration.
- Kinds and classifications of commercial Arbitration, factors Responsible for commercial Arbitration,
- Methods and Modes of commercial Arbitration/ conciliation.
- International and National legal Rules and Conventions on Commercial Arbitration/Conciliation, Centres, Institutions,
- Organizations of Commercial Arbitration/ Conciliation. Functioning of the Centres.
- International and National Recognition and Enforcement of Commercial Arbitral Awards, Consequences,
- Effectiveness and Reformation of the Arbitral Awards in present scenario,

Suggested Readings:

1. Rules of ICC, ICA,, ICAC, AAA. LCOIA,
2. The Model law, 1985 with amendments 2010,
3. The Arbitration and Conciliation Act, 1996,
4. P.C. Rao & William Sheffield, ADR What is it and how it works

Note:**Instruction for Examiner :**

- The paper shall be of 80 marks.
 - The time allowed is three hours
 - Question paper shall be of two parts
1. Part A shall be compulsory and consists 8 short answered questions of 2 marks each.
 2. Part B shall consist 8 questions of 16 marks each and candidate must attempt 4 questions in all.

$$\begin{array}{r} 205 \\ \hline D-18 \end{array}$$
LL.M.
Group- B
Employment & Service Law

Course Code: LAW 2019

L – T – P

4 – 1 – 0

External Marks: 80

Internal Marks : 20

Total Credits: 2

Total Marks: 100

Objective: This paper focuses on right of employment and service protection laws.

Course Contents-

- Constitutional right of equality (Articles 14 to 16) in relation to service matters(excluding reservation in the services), Compassionate Appointment,
- Principles of equal pay for equal work Article 323-A of the Constitution
- Administrative Tribunals, their Constitution, powers, jurisdiction and procedure under the Administrative Tribunals Act, 1985.
- Services under the Union and the States (Articles 309-311) including applicability of Article 311 to various categories of non-permanent employee and Article 320, compulsory retirement probation, status and rights of adhoc employees and daily wagers and their regularization.
- Suspension and subsistence allowance (with special reference to CCS (CCA) rules 1965,
- Principles for determination of seniority including a
 - Seniority based on the date of confirmation,
 - Seniority based on quota rota rule,
 - Annual Confidential Report (ACR),

- Deputation.
- Major and Minor Penalties,
- Conduct and procedure of disciplinary departmental enquires (including charge sheet, inspection and supply of copies of documents, production of evidence, enquiry report, hearing if any on the question of penalty and final competent authority (with special reference to CCS (CCA) Rules, 1965).

Suggested readings:

1. A.S. Bhatnagar,(2007)“Guide to Departmental Problems Enquiries, Punishment & appeal”, Orient Law House, New Delhi.
2. A.S. Ramchandaran,(2003) “Law Relating to Departmental Enquiries for Government Servants”, Universal Law Publishing Co.P Ltd,Delhi
3. Narinder Kumar,(2008) “Law relating to Government Services and Management of Discipline Proceedings”, Allahabad Law Agency, Faridabad, Haryana.
4. Ejaz's “Service Law in India”, Ashoka Law House, New Delhi.
5. Justice M. Rama Jois,(2007) “Service Under the State”, The Indian Law Institute, New Delhi.

Note:**Instruction for Examiner :**

- The paper shall be of 80 marks.
 - The time allowed is three hours
 - Question paper shall be of two parts
1. Part A shall be compulsory and consists 8 short answered questions of 2 marks each.
 2. Part B shall consist 8 questions of 16 marks each and candidate must attempt 4 questions in all.

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