

**Devi Ahilya Vishwavidyalaya, Indore, M.P.**

**B.A .LL.B. (Hons) Revised Syllabus**

**B.A.LL.B. (HONS) PART - III SEMESTER - VI  
Paper – I : Political Science-VI**

**Unit – I Policy and Principles**

1. Indian foreign policy
2. Basic principles
3. Internal and External determinants
4. Practice and policy of non-alignment
5. Indian nuclear policy.

**Unit – II International relations after 1945**

1. Nature and development
2. International relations after 1945 (II world war, Cold war-post cold war)
3. Non-Alignment Movement (NAM)
4. World power.
5. North-South & South-South dialogue.

**Unit – III United Nations and N.P.T., C.T.B.T.**

1. United Nations-organization, working.
2. Disarmament N.P.T., C.T.B.T.

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3. International Financial organizations.

**Unit – IV Relations with Other Countries**

Indian relations with-U.S.A., China, Russia, Pakistan,  
Srilanka, Bangladesh, Nepal and Afghanistan.

**Unit – V United Nations, SAARC, India and ASEAN.**

1. India and United Nations
2. SAARC, India and ASEAN. 76
3. India and European Common market
4. Terrorism, India and contemporary international problems.

**Selected Bibliography**

1. Encyclopedia of International Terrorism – Verinder Grover Deep and Deep Publication.
2. Urmila Sharma & S.K. Sharma – International Relation Theory and History Atlantic Publication – New Delhi..
3. K.L. Bhatia – Federalism and Friction in centre state relation Deep and Deep Publication.
4. Surya P. Subedi – Dynamics of foreign policy and law, Oxford.
5. B.S. Murthy – International Relations and organization Eastern Book Company.

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**Paper II : Gender Justice & Feminist Jurisprudence**

**Unit-I**

Women in Pre-Independence India Social and legal inequality, Social reform movement in India, Gandhian movement. Nehru's views – joint family etc. Karachi congress – Fundamental Rights, Resolution., Equality of sexes.

**Unit-II**

Women in Post-Independence India Preamble of the Constitution – Equality provisions in fundamental Rights and Directive Principles of State Policy., Negative Aspects of the Constitution – Exploitation of sex not, mentioned in Article 23. Different personal laws – unequal position of women. Uniform Civil Code towards gender justice. Indian tradition and family ideology: growth of feminism and schools of feminism.

**Unit-III**

Sex Inequality in Inheritance Rights Continuance of feudal Institutions of joint family – women's, inheritance position under Hindu Law., Inheritance right of women under Christian law., Inheritance right of women under Parsi law., Inheritance right of women under Muslim law. Movement towards uniform Civil Code.

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## Unit-IV

Matrimonial relations and its consequences Matrimonial Property., Separation of property., Maintenance of different system of personal law. Division of assets on divorce.

## Unit-V

Social Welfare Laws for Women and Non-implementation of protective labour legislation. Maternity benefits Act. Equal remuneration Act. Factories Act. Inequality in the work place. Additional burden of domestic responsibilities.

### Selected Bibliography :

1. Flevia Agn's et. al. Women and the Law
2. Meynei Hindu Woman & Marriage

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**B.A.LL.B. (HONS) PART - III SEMESTER - VI**

**Paper III : Interpretation Of Statutes And Principal of  
legislation**

**Unit – I :**

Interpretation of Statutes 1. Meaning of the term statute, Kinds of statutes 2. Commencement, operation, repeal of statutes 3. Purpose of interpretation of statutes 4. Meaning of construction and interpretation – their difference

**Unit – II :**

Aids to Interpretation Internal aids 1. Titles 2. Preamble 3. Heading and marginal notes 4. Sections and sub- sections 5. Punctuation marks 6. Illustrative exceptions, provisos and saving clauses 7. Schedules 8. Non - obstante clause External aids 1. Dictionaries 2. Translations 3. Travaux preparatoires 4. Statutes in pari materia 5. Contemporanea Exposition 6. Debates, inquiry commission reports and Law commission reports 7 General Clauses Act

**Unit – III :**

Principles and Rules of Statutory Interpretation 1. Primary rules 2. Literal rule 3. Golden rule 4. Mischief rule (rule in the Heydon's case) 5 Rule of harmonious construction 6. Noscitur a sociis 7. Ejusdem generis 8. Reddendo singula singulis

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#### Unit – IV :

Interpretation with reference to the subject matter and purpose 1. Restrictive and beneficial construction 2. Taxing statutes 3. Penal statutes 4. Welfare legislation and principles of legislation 5. Presumption

#### Unit – V :

Principle of Constitutional Interpretation 1. Harmonious constructions 2. Doctrine of pith and substance 3. Colourable legislation 4. Ancillary powers 5. "Occupied field" 6. Residuary power 7. Doctrine of repugnancy Selected

#### Bibliography

1. G.P. Singh, Principle of Statutory Interpretation, (7th ed.), 1999 Wadhwa Nagpur
2. P.S. Langan (ed.), Maxwell on The interpretation of Statutes (1976, N.M. Tripathi, Bombay)
3. K. Shanmukham, N.S. Bindras' Interpretation of Statutes (1997) The Law Book Co. Allahabad.
4. V. Sarathi, Interpretation of Statutes (1984), Eastern & Co.
5. M.P. Jain, Constitutional Law of India, (1994) Wadhwa & Co
6. M.P. Singh, (ed.) V.N. Shukla's Constitution of India (1994) Eastern Lucknow
7. U. Baxi, Introduction to Justice K.K. Mathews, Democracy Equality and Freedom (19780 Eastern Lucknow.
8. Theories of Legislation by Jeremy Bentham, Tripathi Publication

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**B.A.LL.B. (HONS) PART - III SEMESTER - VI**

**Paper IV : Law Of Crimes -II (Criminal Procedure Code)**

**Unit – I**

1. The rationale of criminal procedure: the importance of fair trial, The constitutional perspectives 2. Pre trial Process: Arrest 3. The distinction between cognizable and non cognizable offences: relevance and adequacy problems 4. Steps to ensure accused's presence at trial: warrant and summons 5. Arrest with and without warrant (Section 70-73 and 41) 6. The absconder status (section 82, 83, and 85) 7. Right of the arrested person Right to know ground of arrest (section 50(1), 55,75) 8. Right to be taken to magistrate without delay (section 56,,57) 9. Right to not being detained for more than twenty- four hours (section 57): Vis-a-vis Article 22 (2) of the constitution of India 10. Right to consult legal practitioner. legal aid and the right to be informed about rights to bail. 11. Right to be examined by a medical practitioner (section 54) Search and Seizure (Pretrial Process) 1. Search warrant (section 83, 94,97, 98) and search without warrant 2. Police search during investigation (section 165, 166, 153) 3. General principles of search (section 100) 4. Seizure (section 102) 5. Constitutional aspects of validity of search and seizure proceedings

**Unit – II**

1. F.I.R. (section 154) 2. Evidentiary value of F.I.R. (see section 145 and 157 of Evidence Act) Pre-trial Process: Magisterial Powers to Take Cognizance 1. Commencement of proceedings- (section 200, 201, 202) 2. Dismissal of complaints (section 203, 204) 3. Bail: concept, purpose: constitutional overtones 86 4. Bailable and non- bailable offences (section 436, 437, 438) 5. Cancellation of bail (section 437 (5). 6. Anticipatory bail (section 438) 7. Appellate bail powers (section 389 (1),

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395 (1), 437 (5)) 8. General principles concerning bond (section 441 - 450)

### Unit – III

1. Conception of fair trial 2. Presumption of innocence 3. Venue of trial 4. Right of the accused to know the accusation (section 221- 224) and accusation be held in the accused's presence 5. Right of cross-examination and offering evidence in defence: the accused statement 6. Right to speedy trial Charge 1. Framing of charge 2. Form and content of charge (section 211, 212, 216) 3. Separate charge for distinct offence (section 218, 219, 220, 221, 223) 4. Discharge – pre- charge evidence Preliminary Pleas to Bar the Trial 1. Jurisdiction (section 26, 177- 189, 461, 462, 479) 2. Time limitations: Rationale and scope (section 468 - 473) 3. Pleas of autrefois acquit and autrefois convict (section 300, and Art 22d) 4. Estoppel 5. Compounding of offences 6. Trial before a Court of Sessions: Procedural Steps and Substantive Rights 7. Summary Trial (Sec 260-265)

### Unit – IV

1. Form and content (section 354) 2. Post conviction orders in lieu of punishment (section 360, 361, 31): emerging penal policy (Plea Bargaining) 3. Compensation and cost (section 357, 358) 87 4. Modes of providing judgement (section 353, 362, 363) Appeal, Review, Revision 1. No appeal in certain cases (section 372, 375, 376) 2. The rationale of appeals, review, revision 3. The multiple ranges of appellate remedies 4. Appeal before Supreme Court of India and High Courts (section 374, 379) and (Article 31, 132, 134, 136 of constitution of India) 5. Appeal to Sessions Court (section 374) 6. Special right to appeal (section 380) 7. Government appeal against sentencing (section 377, 378) 8. Judicial power in disposal of appeal (section 368) 9. Legal aid in appeals 10. Revisional jurisdiction (section 397- 405) 11. Transfer of cases (section 406, 407)

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## Unit – V

1. Nature and magnitude of the problem 2. Causes 3. Juvenile court system 4. Treatment and rehabilitation of juveniles 5. Juvenile and adult crime 6. Legislative and judicial protection of juvenile offender 7. Juvenile justice (Protection and Care) Act 2000.

### Texts & References

1. RatanlalDhirajlal, Criminal Procedure Code (1999), Universal, Delhi
2. ChandrasekharanPillai, ed., Kelkar Lectures on Criminal Procedure (2001), Eastern Lucknow.
3. Principles and commentaries on the Code of Criminal Procedure. 2 Vol. (2000) Universal.
4. Woodroffe: Commentaries on Code of criminal Procedure, 2. vol. (2000) Universal

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**B.A.LL.B. (HONS) PART - III SEMESTER - VI  
OPTIONAL Paper – VI Language (French) – III**

**Unit - I**

1. Lesson Reading
2. Answering Questions
3. Dialogue Writing
4. Adverb of Quantity.
5. Near Future tense

**Unit - II**

1. Article Writing
2. Invitation Writing
3. Name of Sports in French
4. Expressions of time
5. Near past tense

**Unit - III**

1. Weather forecast
2. Place of preposition
3. Negative expressions
4. History of

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France

5. Famous things of France.

**Unit - IV**

1. Name of furniture and gadgets in French
2. Family members
3. Conversation 78
4. Specialised shops
5. Objects in classroom

**Unit - V**

1. All tenses
2. Conjugations
3. Essays
4. Passage Writing

**Select Bibliography**

1. Le Nouveau Sans Frontiers III.

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OPTIONAL Paper VI : Equity And Trust**

**Unit -I**

Introduction 1 The concept of trust: distinction with agency and contract  
2 Origin and growth of equity in England 3 Development of law:  
common law and equity 4 The Maxims of equity 5 Trusts: classification,  
(Including Religious, Constructive Trust, Charitable Trust and Public  
Trust)

**Unit-II**

Definition and Nature of trust under Indian law 1 Obligations and Nature  
of trust 2 Creation of trust: rules 3 Appointment of new trustees 4  
Extinction of trust 5 Fiduciary Relations.

**Unit-III**

Rights and Duties of Trustees Rights - 1 Title deed 2 Reimbursement 3  
Indemnity 4 Seeking direction from court 5 Settlement of accounts 6  
General authority Duties – 1 Execution 2 Acquaintance with the nature  
of property 3 Duties in respect of title 4 Duty of care 5 Conversion 4 6  
Impartiality 7 Prevention of waste 8 Keeping of accounts and giving of  
information 9 Investment 10 Sale

**Unit -IV**

Powers and Liabilities including Disabilities of trustee. 1 Sale 2 Varying  
of Investment 3 Property of minors 4 Giving receipts 5 Power to  
compound, compromise and settle 6 Exercising authority on death or

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disclaimer of one of the trustees 7 Suspension of trustee's power 8 Discharge of trustees. 9 Liability for breach of trust.

### Unit-V

Rights and Liabilities of Beneficiaries 1 Rents and profits 2 Specific execution 3 Inspection and information 4 Transfer 5 Suit for execution 6 To have proper trustees 7 Right to compel the trustee to do the duties 8 Rights on wrongful purchase or acquisition by trustees 9 Follow up of trust properties in the hands of third parties 10 Blending of property by trustee 11 Wrongful application of trust property by partner trustee for partnership purposes. 42

### Select bibliography

1. S. Krishnamurthy Aiyar and Harbans Lal Singh, Principles and Digest of Trusts Laws (1998). Universal Book Agency, Allahabad.
2. R.H. Mandsley and E.H. Bum, Trust and Trustees Cases and materials (1978) Butterworth London.
3. R.E. Megarry and P.V. Baker Snell's principles of Equity (1964) ELBS, Sweet and Maxwell.
4. Philip H. Pettit, Equity and Law of Trust (1970).
5. Iyer N., Indian Trust Act (1997), Delhi Law House, New Delhi.
6. Ahmedullah Khan, The Law of Wakf in India (1991) Delhi Law House, Delhi.
7. Rao. C.R., The Indian Trust Act and Allied Laws (1999).
8. G.P. Singh, Equity Trust, Mortgages and Fiduciary relations, Central Law Agency.
9. B.M. Gandhi, Equity, Trusts and Specific Relief Eastern Book Company.

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OPTIONAL Paper VI : FINANCIAL MARKET  
REGULATION

**UNIT I :Introduction to Financial System**

A) An Overview of Financial System - Structure of Indian financial system, the nature and role of financial system, Relationship between financial system and economic development, Constituents of Financial System – Primary and Secondary, Development of Financial Markets in India, Components of financial system. B) Theories –Prior savings theory, Credit creation theory, Theory of post savings, Financial regulation theory, Financial liberalization theory.

**UNIT :2 Overview of Capital Market**

A) Introduction to Capital Market - Structure and Growth of the Indian Capital Market, Indian Capital Market Forms - Industrial Securities , New Issue markets and Old Issue markets- Introduction, Features, Types and Government Securities (Gilt-edged market)- Introduction, Features, and Types B) Ownership Securities – Equity Shares, Preference Shares, No-par stock- (Introduction, Features and Types) C) Creditorship Securities – Debentures –Introduction, Features, and Types

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### UNIT: 3 Overview of Money Market

Money market- Meaning, Features, Structure of money market, Regulatory framework,- RBI/FIMMDA/FEDAI, Disadvantages of Money market, Characteristics and Features of developed money market, Recent development in money markets-DFHI, STCI B) Money Market Instruments-T Bills, Money at short and call notice, Commercial bills, Promissory notes, Certificate of deposits Commercialpapers, Banker's Acceptance CBLO, IBPC, MMMF and LAF

### UNIT : 4 Overview of Derivatives Market

- A) Derivatives Market - Meaning, Importance and Need for Derivatives Market, Kinds of financial derivatives and financial derivatives in India.
- B) Globalization of Financial Market - Indigenous Bond markets, Foreign Currency Bond Markets, Euro market, FDI Inflows Outflows, Emerging Trends and Challenges in Global Financial Markets and Impact of globalization on financial markets.

### UNIT : 5 : REGULATION AND PRESERVATION OF INTEGRITY OF FINANCIAL MARKETS:

1. Legal aspects of functioning of the financial market
2. Financial market participants - statuses
3. Preservation of integrity of financial markets
4. Disputes and arbitration on financial markets
5. Professional ethics on financial markets

#### 6. Securities and Exchange Board of India (SEBI)

Role and powers

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## SUGGESTED BOOKS :

1. Pathak, Bharathi. V.P.: Indian Financial System, Pearson Education India
2. Singh, Preethi : Dynamics of Indian Financial System, Ane Books Pvt. Ltd.
3. Guruswami, S. Capital Markets, Tata McGraw Hill, New Delhi
4. Khan. M.Y : Indian Financial System, Tata McGraw Hill, New Delhi
5. Avadhani, V.A., Investment And Security Markets in India, Himalaya Publishing House

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