

LL.B. II SEM

Devi Ahilya University ,Indore, M.P.

LL.B. (Hons) Revised Syllabus

LL.B. (HONS) PART - I SEMESTER - II

Paper – I : Law of Crimes-I (I.P.C.)

Unit - I

General 1. Concept of crime 2. Distinction between crime and other wrongs 3. McCauley's draft based essentially on British notions 4. Salient features of the I.P.C. 5. IPC: a reflection of different social and moral values 6. Applicability of I.P.C.- territorial and personal

Unit – II

Element of Criminal Liability Person definition - natural and legal person, Mens rea-evil intention, Recent trends to fix liability without mens rea in certain socio- economic offences, Act in furtherance of guilty intent- common object, Factors negating guilty intention,. Definition of specific terms

Unit – III

Group liability Common Intention, Abetment, Instigation, aiding and conspiracy, Mere act of abetment punishable, Unlawful assembly, Basis of liability, Criminal conspiracy, Rioting as a specific offence, **General Exceptions: sec.76 to 106.**

Unit – IV

Offences against human body 1. Culpable homicide 2. Murder 3. Culpable homicide amounting to murder 4. Grave and sudden provocation 5. Exceeding right to private defence 6. Hurt - grievous and simple 7. Assault and criminal force 8. Wrongful restraint and wrongful confinement- kidnapping- from lawful guardianship, outside India 9. Abduction.10 Rape

Offences Relating to Marriage 1. Theft 2. Robbery, Dacoity 3. Cheating 4. Extortion 5. Mischief 6. Criminal misrepresentation and criminal breach of trust 7. Offences relating to Documents and properties.

Unit-V

Types of Punishment sec.53 to75 1. Death 2. Social relevance of capital punishment 3. Imprisonment- for life, with hard labour, simple imprisonment 4. Forfeiture of property

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5. Fine 6. Discretion of court in awarding punishment 7. Minimum punishment in respect of certain offences

Select Bibliography -

1. K.D. Gaur, Criminal Law: Cases and Materials (1999), Butterworths, India
2. Ratanlal-Dhirajlal, Indian Penal Code (1994 reprint)
3. K.D. Gaur, A Text Book on the Indian Penal Code (1998), Universal Delhi
4. P.S. Achuthan Pillai, Criminal Law (1995) Eastern, Lucknow
5. Hidaythulla, M., et.al. Ratanlal and Dhirajlal, The Indian Penal Code (1994 reprint), Wadhwa Co. Nagpur
6. B.M. Gandhi, Indian Penal Code (1996), Eastern Nagpur

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L.L.B. (HONS) PART - I SEMESTER - II

PAPER II : Family Law II (Muslim Law)

Unit – I

Muslim Law 1. Origin and development of Muslim Law, 2. Who is Muslim, 3. Conversion to Islam, 4. Nature and history of Mohammedan law. 5. Schools of Muslim law and sources of Muslim law.

Unit – II

Marriage 1. Kind of Marriage, (Nikah) (Muta Marriage) 2. Option of puberty, 3. Divorce, 4. Dissolution of Marriage, 5. Marriage Act 1939, 6. Meher (Dowry).

Unit – III

Guardianship 1. Guardianship – elements, types 2. Maintenance-liability

Unit – IV

Will, Gift and Wakf 1. Wills, 2. Gift. 3. Doctrine of musha and pre-emption, 4. Wakf

Unit – V

Parentage and inheritance 1. Parentage and acknowledgement 2. Succession and Death bed transaction

Texts & References

1. Mulla Mohammedan Law.
2. Dr. Paras Diwan Muslim Law in Modem India.
3. Aquil Ahmed Mohammedan Law.
4. Fyzee Introduction to Mohammedan Law.
5. Schat Mohammedan Jurisprudence.

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L.L.B. (HONS) PART - I SEMESTER - II

Paper – III : Constitutional Law-II

Unit - I

Administration of Frinz Area: Administration of Union Territories, The Panchayat and Municipalities, The schedule and tribal areas..

Unit – II

Legislative and Administrative Relations: Relation between the Union and the State, Distribution of legislative power, Administrative relations, Disputes relating to water. Freedom of trade, commerce and intercourse within territory of India.

Unit – III

Finance and Service: Financial provisions: property, contracts, rights, liabilities obligation and Suit, Public service commissions, service under the Union and the States..

Unit – IV

Tribunals and Special other matters: Tribunals,, Elections, Special provisions-relating to certain classes, Official language

Unit – V

Emergency provisions and Amendment. Emergency provisions: Proclamation of emergency, effect of emergency, financial emergency Amendment in the Constitutions.

Texts & References

1. V.N. Shukla- Constitution of India.
2. J.N. Pandey- Constitutional law of India
3. D.D. Basu -Constitution of India.
4. G.P.Tripathi -Constitutional Law New Challenges
5. Kailash Rai -Constitutional Law Of India

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L.L.B. (HONS) PART - I SEMESTER - II

PAPER IV: Labour And Industrial Law – II

Unit - I

Minimum Wages Act , 1948 a. Concept of minimum wage, fair wage, living wage and need based minimum wage a. Constitutional validity of the Minimum wages Act, 1948 b. Procedure for fixation and revision of minimum wages c. Fixation of minimum rates of wage by time rate or by piece rate d. Procedure for hearing and deciding claims

Unit - II

Payment of Wages Act, 1936 a. Object, scope and application of the Act b. Definition of wage c. Responsibility for payment of wages d. Fixation of wage period e. Time of payment of wage f. Deductions which may be made from wages g. Maximum amount of deduction

Unit - III

Workmen's Compensation Act, 1923 a. Definition of dependant, workman, partial disablement and total disablement b. Employer's liability for compensation - Scope of arising out of and in the course of employment - Doctrine of notional extension - When employer is not liable c. Employer's Liability when contract or is engaged d. Amount of compensation e. Distribution of Compensation f. Procedure in proceedings before Commissioner g. Appeals

Unit - IV

Factories Act, 1948 a. Concept of "factory", "manufacturing process" "worker" and "occupier" b. General duties of occupier c. Measures to be taken in factories for health, safety and welfare of workers d. Working hours of adults e.

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Employment of young person and children f. Annual leave with wages g. Additional provisions regulating employment of women in factory.

Unit - V

Law relating to retirement benefits a. Employees Provident Fund and Miscellaneous Provisions Act, 1952; Family Pension Scheme 1971 and Employees Pension Scheme 1995; a.1 The changing rules regarding Employees Provident Fund and Pension Schemes; b. Payment of Gratuity Act, 1972 – Concept of gratuity; Eligibility for payment of gratuity; Determination of gratuity; Forfeiture of gratuity

Selected Bibliography

1. S.C. Srivastava, Commentaries on factories Act, 1948, Universal Law Publishing House, Delhi
2. H.L. Kumar, Workmen's Compensation Act, 1923
3. Dr. G V Goswami, Labour Industrial Laws, 8th Edn. – 2004, Central Law Agency, Allahabad, Part VI
4. K M Pillai, Labour and Industrial Law, 10th Edn- 2005, Allahabad Law Agency, Allahabad, Chapter's 4-6
5. O.P. Malhotra, Industrial Disputes Act, Vol. I & II
6. Indian Law Institute – Cases and Materials on Labour Law and Labour Relations

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L.L.B. (HONS) PART - I SEMESTER – II

Paper – V : Right To Information

Unit – I

Introduction of Right to Information Act 2005: History, Background, Objectives, Preamble of Right to Information Act 2005, Obligation of Public Authorities (Section 3 to 11) Right to Information in Global Perspective: (World right to Know) a. United Nations and the Right to Information b. The Commonwealth and the Right to Information c. The Right to Information in USA d. The Right to Information in UK e. Rome Convention for the Protection of Human rights and Fundamental Freedoms, 1950

Unit – II

Right to Information as Constitutional rights: Protection of Article 19(1) (a), Right to privacy, Contempt of Court, Public Interest vis-à-vis Information

Unit – III

The Central Information Commission: Constitutions, Eligibility criteria and Process of Appointment, Term of office and Condition of Service, Removal of Informational Commissioner

Unit – IV

The State Information Commission: Constitutions, Eligibility criteria and Process of Appointment, Term of office and Condition of Service, Removal of Informational Commissioner

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Unit – V

Power and Function: Information Commission, Appeal and Penalties under Right to Information Act 2005. Breach of Confidentiality and Privacy: The Indian perspective an 'offence' under the Indian Information Technologies Act 2000

Texts & References

1. The Right to Information Act Book, By Shruti Desai
2. The Right to Information Act, 2005 By Dheera Khanawal & Krishna K. Khanawal
3. The Right to Information :Law-Policy-Practice By Rodney D Ryder
4. Handbook on The Right to Information Act By P.K.Das
5. Treaties on The Right to Information Act 2005 By Dr.Hiraj Kumar

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LL.B. (HONS) PART - I SEMESTER - II

PAPER VI : Law Of Contract - II

Unit - I

Indemnity - The Concept – Theories of contract, Need for indemnity to facilitate commercial transactions Method of creating indemnity obligations, Definition of indemnity, Nature and extent of liability of the indemnifier. Commencement of liability of the indemnifier, Situations of various types of indemnity creations, Documents/agreements of indemnity, Nature of indemnity, clauses, Indemnity in case of International transactions, Indemnity by Governments during interstate transactions

Guarantee Concepts, Definition of guarantee: as distinguished from indemnity, Basic essentials for a valid guarantee contract, The place of consideration and the criteria for ascertaining the existence of, consideration in guarantee contracts, Position of minor and validity of guarantee when minor is the principal debtor, creditor or surety.

Continuing guarantee, Nature of surety's liability, Duration and termination of such liability, Illustrative situations of existence of continuing guarantee, Creation and identification of continuing guarantees, Letters of credit and bank guarantee as instances of guarantee transactions.

Rights of surety: Position of surety in the eye of law, Various judicial interpretations to protect the surety, Co-surety and manner of sharing liabilities and rights, Extent of surety's liability Discharge of surety's liability

Unit – II

Bailment Definition of bailment, Kinds of bailees, Duties of bailor and bailee towards each other, Rights of bailor and bailee, Finder of goods as a bailee, Liability towards the true owner, Obligation to keep the goods safe Right to dispose of the goods.

Pledge: comparison with bailment, Commercial utility of pledge transactions, Definition of pledge under the Indian Contract Act, Other statutory regulations (State & Centre) regarding pledge, reasons for the Same, Rights of the pawnee and pawnor. Pawnor's right of sale as compared to that of an ordinary bailee, Pledge by certain specified persons mentioned in the Indian Contract Act

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Unit – III

Agency Identification of different kinds of agency transactions in day to day life in the, Commercial world, Kinds of agents and agencies, Distinction between agent and servant, Essentials of agency transaction, various methods of creation of agency, Delegation, Duties and rights of agent, Scope and extent of agent's authority, Liability of the principal for acts of the agent including misconduct and tort of the Agent, Liability of the agent towards the principal, Personal liability towards the parties Methods of termination of agency contract, Liability of the principal and agent before and after such termination.

Unit – IV

Law Relating to Partnership: Definition and Nature of Partnership/Firm/Duties, Relationship between partners mutual rights duties. Implied Authority of Partners, Emergency. Liability of Partners, Doctrine of Holding out.. Incoming and outgoing partner – their rights liabilities Dissolution – Kinds, consequences. Registration of firm and Effect of non registration.

Unit – V

Sale of Goods Concept of sale as a contract, Illustrative instances of sale of goods and the nature of such contracts, Essentials of contract sale, Essential conditions in every contract of sale Implied terms in contract sale. The rule of caveat emptor and the exceptions thereto under the sale of Goods Act Changing concepts of caveat emptor Effect and meaning of implied warranties in the sale Transfer of title and passing of risk Delivery of goods: various rules regarding delivery of goods Unpaid seller and his rights Remedies for breach of contract

Texts & References

1. Law of contract -S.Kapoor
2. Law of contract- Basantlal babel.
3. Law of contract-Avtaar singh

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L.L.B. (HONS) PART - I SEMESTER - II

PAPER VII : Offence Against Child & Juvenile

Unit - I

Concept of Child and Juvenile 1. Definition and concepts of term child and Juvenile. 2. Causes of offence against child. 3. International protection to child and convention

Unit – II

Offences against Child 1. Child abuse 2. Child labour and forced labour 3. Kidnapping, abduction 4. Abetment of suicide of child 5. Sale of obscene objects to young

Unit – III

Social relations and child 1. Child marriage (Child Marriage Restraint Act) 2. Abandonment of child 3. Custody of Child during matrimonial suit. 4. Obligations to supply necessaries to children

Unit – IV

Protection of Child and Juveniles 1. Under the provisions of constitution (fundamental rights and directive principles) 2. Under IPC, 1860. 3. Under CRPC, 1973. 4. Under Contract Act, 1872 5. Under Juvenile Justice Act, 2001 58

Unit - V

Juvenile Delinquency 1. Juvenile delinquency – Nature, causes, 2. Juvenile Court System, 3. Treatment and rehabilitation of juveniles 4. Legislative and judicial protection of juvenile offender, 5. Juvenile Justice Act, 2001.

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1. Paras Diwan Children & Legal Protection.
2. Savitri Goonesekar Children Law and Justice.
3. O.P. Mishra Law Relating to women & child 59.

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Unit – V

Foreign Trade

Foreign exchange Management Act, c. Export Credit Guarantee Corporation Act – (outlines only –) d. Export Promotion Council – role in promoting

Texts & References

1. HansvamHoultee, The law of International Trade, Sweet & Maxwell, London (2002)
2. Chia – Juicheng, Basic Documents on International Trade Law, Kluwer Law
3. International, London (1999). Robert Howse, Regulation of International Trade,

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