

# COURSE STRUCTURE

Three year LL.B. Revised Course of Sambalpur University  
(Semester system to be effective from Academic Session 2009-10)

## First Semester

Paper -I	Jurisprudence	- 100 Marks
Paper -II	Law of Contract-I	- 100 Marks
Paper -III	Law of Torts, M.V. Accident and Consumer Protection Law	- 100 Marks
Paper -IV	Family Law-I	- 100 Marks
Paper -V	Law of Crimes-I (Indian Penal Code)	- 100 Marks

## Second Semester

Paper-VI	Contract-II (Special Contract)	- 100 Marks
Paper-VII	Family Law - II	- 100 Marks
Paper - VIII	Environmental Law	- 100 Marks
PAPER-IX	Law of Crimes-II(Cr. P. C.)	- 100 Marks
Paper -X	Law of Evidence	- 100 Marks

## Third Semester

Paper -XI	Constitutional Law of India-I	- 100 Marks
Paper - XII	Property Laws	- 100 Marks
Paper - XIII	Administrative Law	- 100 Marks
Paper - XIV	Labour Law	- 100 Marks
Paper-XV	(Clinical Paper-I) Drafting, Pleading and Conveyance	- 100 Marks

## Fourth Semester

Paper - XVI	Constitutional Law of India-II	- 100 Marks
Paper - XVII	Principle of Taxation Law	- 100 Marks
Paper - XVIII	Company Law	- 100 Marks
Paper - XIX	Industrial Law	- 100 Marks
Paper-XX	(Clinical Paper-II) Moot Court exercise and Internship	- 100 Marks

## Fifth Semester

Paper - XXI	Public International Law	- 100 Marks
Paper - XXII	Civil Procedure Code and Limitation Act.	- 100 Marks
Paper -XXIII	Land Laws including Tenure & Tenancy System	- 100 Marks
Paper - XXIV	Intellectual Property Law	- 100 Marks
Paper-XXV	(Clinical Paper-III) Professional Ethics & Professional Accounting system	- 100 Marks

## Sixth Semester

Paper - XXVI	Banking & Insurance Law	- 100 Marks
Paper - XXVII	Women & Criminal Law	- 100 Marks
Paper - XXVIII	Health Law	- 100 Marks
Paper - XXIX	International Human Rights	- 100 Marks
Paper-XXX	(Clinical Paper-IV) Alternative Dispute Resolution	- 100 Marks

## DETAILED SYLLABUS

Three year LL.B. (Semester) Examination of Sambalpur University  
(To be effective from Academic Session 2009-10)

### FIRST SEMESTER (June to November)

#### Paper –I

(100 marks)

#### Jurisprudence

Classification of Law – Definition, Schools of jurisprudence and Methodology – meaning of Law – Sources of Law – State, Sovereign and Administration of Justice Punishment.

Concepts of rights and duties – Possession and Ownership – Liability and Obligation – Persons.

#### Books Recommended:

- |                  |   |                 |
|------------------|---|-----------------|
| 1. Dias          | : | Jurisprudence   |
| 2. H.L.A. Hart   | : | The Concept Law |
| 3. Friedman      | : | Legal Theory    |
| 4. N.M. Tripathy | : | Jurisprudence   |
| 5. R.S. Rao      | : | Jurisprudence.  |

#### Paper –II

(100 marks)

#### Law of Contract-I

Law of Contract- 80 marks.  
Specific Relief Act- 20 marks.

General principles of contract and specific relief. (Sec. 1 to 75 of the Indian Contract Act. 1872 and Specific Relief Act.)

#### Books Recommended:

- |                     |   |                        |
|---------------------|---|------------------------|
| 1. Desai            | : | Indian Contract Act.   |
| 2. Mulla            | : | Indian Contract Act.   |
| 3. Avtar Singh      | : | Law of Contract.       |
| 4. R.K. Bhangia     | : | Indian Contract Act.   |
| 5. Sharma           | : | Indian Contract Act.   |
| 6. Ananda Iyer      | : | Specific Relief .      |
| 7. G.C.V. Subha Rao | : | Law of Specific Relief |

Paper –III

(100 marks)

Law of Torts, M.V. Accident and Consumer Protection Law

Tort – 60 marks

M.V. Accident – 20 marks

Consumer Protection Act. – 20 marks.

A. General Principles: Meaning, Definition, Ingredients and Maxims of Torts.

Distinction between Tort and Crime, Tort and Breach of Contract, Felonius Tort, Torts Actionable perse and Torts' actionable on Proof of Actual Damage, Malice, Motive and Intention in Tort. Disability to sue and to be sued in Torts, Conditions which in general negative liability. Remoteness of Damage. Foreign Torts, general Remedies available in Torts, Damages for Nervous and Mental Shock. Kinds of Damages: Vicarious Liability, Discharge of Torts, Defences to an action in Tort, Joint Torts Feasors.

Specific Wrongs: Trespass to Goods land – Deceit, Negligence, Conspiracy, Nuisance, Strict Liability.

B. M.V. Accidents and The Law

C. Consumer Protection Act, 1986

Books Recommended:

1. Ratanlal & Dhirajlal : Law of Torts.
2. B.S. Sinha : Law of Torts.
3. R.K. Bhangia : Law of Torts.
4. R.S. Rao : Law of Torts.
5. S.K. Kapoor : Law of Torts.

Paper –IV

(100 marks)

Family Law-I  
(Hindu Law)

Sources of and Schools of Law for Hindus. Hindu Marriage Act, 1955. Forms of marriages available to Hindus prior to 1955.

Hindu Adoptions and Maintenance Act, 1956 in comparison with Law of Adoption available to Hindus before 1956.

Hindu Succession Act, 1956 and inheritance with special reference to coparcenary – Joint Family and Partition.

Hindu Minority and Guardianship Act, 1956 with reference to the Guardians and Wards Act, 1890.

Books Recommended:

1. Mulla : Hindu Law
2. Diwan Paras : Hindu Law
3. N.R. Raghavachari : Hindu Law
4. R.D. Agrawal : A Text Book of Hindu Law
5. R.K. Agrawal : Hindu Law
6. K.C. Jena : Uniform Civil Code. A road map through Common Law of Succession for Women.

**Paper -V**  
**Law of Crimes-I**  
**(Indian Penal Code)**

(100 marks)

Preliminary –General Explanations, General Exceptions, Abetment, Criminal Conspiracy, offence against public justice. Attempt to commit offence.

Offences against the State, relating to public servant of contempt of the Lawful Authority of Public Servant affecting public health, convenience, Decency & Morals, relating to religion.

Offences - affecting Human body against property, Relating to documents and to property – Marks relating to Marriage Cruelty by husband of relatives of husband, Deformation of criminal intimidation, insult and annoyance.

**Books Recommended:**

- |                         |                     |
|-------------------------|---------------------|
| 1. Ratanlal & Dhirajlal | Indian Penal Code   |
| 2. Gour K.D.            | Cases and Materials |
| 3. R.S. Rao             | Indian Penal Code   |
| 4. Batuklal             | Indian Penal Code   |
| 5. Bhattacharya         | Indian Penal Code   |
| 6. M.P. Tondon          | Indian Penal Code   |

## SECOND SEMESTER

(December to May)

Paper –VI

(100 marks)

### Contract-II (Specific Contract)

Contract of Indemnity and Guarantee, Bailment, Pledge, Agency -  
Sale of Goods Act, – Partnership Act.

#### Books Recommended:

- |                 |   |                      |
|-----------------|---|----------------------|
| 1. Avatar Singh | : | Law of Contract.     |
| 2. Mulla        | : | Indian Contract Act. |
| 3. R.K. Bhangia | : | Indian Contract Act. |
| 4. M.P. Jain    | : | Law of Contract      |
| 5. R.S. Rao     | : | Law of Contract      |

Paper –VII

(100 marks)

Family Law – II

(Mohammedan Law)

Mohammedan Law – Sources of Muslim Law Marriage, Mehr (dower),  
Dissolution of marriage, matrimonial Reliefs, Parentage.  
Guardianship and Hizamer, Maintenance, Hiba(Gift), Wassiyyat(wills),  
Succession, Wokfs.  
Indian Divorce Act, 1869.  
Indian Succession Act, 1929.

#### Books Recommended:

- |             |   |                           |
|-------------|---|---------------------------|
| 1. Fyzee    | : | Outline of Mohammedan Law |
| 2. Mohmood  | : | Mohammedan Law.           |
| 3. R.S. Rao | : | Mohammedan Law            |
| 4. Mynani   | : | Mohammedan Law            |
| 5. Mulla    | : | Mohammedan Law            |

Paper –VIII

(100 marks)

Environmental Law

The meaning of environment. Legal Principles for Environment  
Protection and Sustainable Development. The Environment (Protection) Act,  
1986. The Water (Prevention and control of pollution) Act, 1974. The Air  
(Prevention and control of pollution) Act, 1981. Protection of wild life.  
Environmental Law implementation System.

#### Books Recommended:

- |                               |   |                    |
|-------------------------------|---|--------------------|
| 1. Jessel                     | : | Environmental Law  |
| 2. Mynani                     | : | Environmental Law. |
| 3. R.S. Rao                   | : | Environmental Law  |
| 4. Swamy                      | : | Environmental Law  |
| 5. A.K. Mishra & R.K. Agrawal | : | Environmental Law  |

**Paper –IX**  
**Law of Crimes-II**  
**(Cr. P. C.)**

(100 marks)

Definition, constitution of criminal court, Power of courts, Arrest of persons, process to compel appearance, process to compel production of things, security for keeping peace and for good behaviors, orders for maintenance of wife, children and parent, Maintenance of public order and Tranquility, Preventive action of the police.

Information to the police and their power to investigate, Jurisdiction of criminal courts- Inquiries and trials conditions requisite for commencement of proceedings, commencement detained in prisons, Evidence in proceedings before Magistrate.

The charge, Trial before a court of sessions, Trial of Warrant case by Magistrate, Trial of Summon cases by Magistrate, summary Trials, Attendance of persons confirmed or detained in prison, evidence in inquiries & Trials.

General provisions as to inquiries and trials, provisions as to accessed persons of unsound mind, provisions as to effecting the administration of justice the judgment, submission of death sentence for confirmation, Appeals, reference and revision, Transfer of criminal cases, Execution, Suspension, Remission and Commutation of sentences, Provisions as to bail and bonds, disposal of property, limitation for taking cognizance against certain offences.

**Books for Reference:**

- |                           |                          |
|---------------------------|--------------------------|
| 1. Ratanlal & Dhirajlal : | Criminal Procedure Code. |
| 2. Sarkar :               | Criminal Procedure Code. |
| 3. S.K. Mishra :          | Criminal Procedure Code. |
| 4. Kelkar :               | Criminal Procedure Code. |
| 5. Reddy :                | Criminal Procedure Code. |

**Paper –X**  
**Law of Evidence**

(100 marks)

Section 1 to 167 of Indian Evidence Act, 1872.

**Books Recommended:**

- |                           |                                   |
|---------------------------|-----------------------------------|
| 1. Ratanlal :             | The Indian Evidence Act.          |
| 2. P.S. Achuthan Pillai : | Law of Evidence.                  |
| 3. Satish Chandra :       | Indian Evidence Act.              |
| 4. Avtar Singh :          | Principles of the Law of Evidence |
| 5. Mynani :               | Law of Evidence                   |
| 6. Sen :                  | Law of Evidence                   |
| 7. Reddy :                | Law of Evidence                   |
| 8. R.S. Rao :             | Law of Evidence                   |
| 9. S.P. Tyagi :           | Law of Evidence                   |

**Paper –IX**  
**Law of Crimes-II**  
**(Cr. P. C.)**

(100 marks)

Definition, constitution of criminal court, Power of courts, Arrest of persons, process to compel appearance, process to compel production of things, security for keeping peace and for good behaviors, orders for maintenance of wife, children and parent, Maintenance of public order and Tranquility, Preventive action of the police.

Information to the police and their power to investigate, Jurisdiction of criminal courts- Inquiries and trials conditions requisite for commencement of proceedings, commencement detained in prisons, Evidence in proceedings before Magistrate.

The charge, Trial before a court of sessions, Trial of Warrant case by Magistrate, Trial of Summon cases by Magistrate, summary Trials, Attendance of persons confirmed or detained in prison, evidence in inquiries & Trials.

General provisions as to inquiries and trials, provisions as to accessed persons of unsound mind, provisions as to effecting the administration of justice the judgment, submission of death sentence for confirmation, Appeals, reference and revision, Transfer of criminal cases, Execution, Suspension, Remission and Commutation of sentences, Provisions as to bail and bonds, disposal of property, limitation for taking cognizance against certain offences.

**Books for Reference:**

- |                           |                          |
|---------------------------|--------------------------|
| 1. Ratanlal & Dhirajlal : | Criminal Procedure Code. |
| 2. Sarkar :               | Criminal Procedure Code. |
| 3. S.K. Mishra :          | Criminal Procedure Code. |
| 4. Kelkar :               | Criminal Procedure Code. |
| 5. Reddy :                | Criminal Procedure Code. |

**Paper –X**  
**Law of Evidence**

(100 marks)

Section 1 to 167 of Indian Evidence Act, 1872.

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| 3. Satish Chandra :       | Indian Evidence Act.              |
| 4. Avtar Singh :          | Principles of the Law of Evidence |
| 5. Mynani :               | Law of Evidence                   |
| 6. Sen :                  | Law of Evidence                   |
| 7. Reddy :                | Law of Evidence                   |
| 8. R.S. Rao :             | Law of Evidence                   |
| 9. S.P. Tyagi :           | Law of Evidence                   |

**THIRD SEMESTER**  
**(June to November)**

**Paper –XI** (100 marks)  
**Constitutional Law of India-I**

Constitutional Development in India. Nature of the Indian Constitution. Salient features- Preamble, Union and the Territories – Citizenship, Fundamental Rights – The Directive Principles - Fundamental Duties.

The Union Executive – The President – Powers and functions of the President – The Prime Minister – Collective Responsibility.

**Books Recommended:**

- |                |   |                                |
|----------------|---|--------------------------------|
| 1. V.N. Shukla | : | The Constitution of India.     |
| 2. D.D. Basu   | : | Shorter Constitution of India. |
| 3. M.P. Jain   | : | Indian Constitutional Law.     |
| 4. J.N. Pandey | : | Constitutional Law of India.   |

**Paper –XII** (100 marks)  
**Property Laws**

Section 1 to 131 of transfer of Property Act (80 marks)

Easement Act – Concept of Easements – Different kinds of Easements  
- Imposition – Acquisition & Transfer of Easement – Disturbance of Easement  
– License. (20 marks)

**Books Recommended:**

- |                |   |               |
|----------------|---|---------------|
| 1. Mulla       | : | T.P. Act.     |
| 2. Mitra       | : | Easement Act. |
| 3. Goel        | : | Easement Act  |
| 4. A. Singh    | : | T.P. Act.     |
| 5. R.S. Rao    | : | T.P. Act.     |
| 6. Subramanyam | : | T.P. Act.     |

**Paper –XIII** (100 marks)  
**Administrative Law**

Nature and scope of Administrative Law- Development of Administrative Law in England and India- Delegated Legislation, Control on Delegated Legislation.

Principles of Natural Justice, Judicial Control of Administrative Action, The writs, Administrative Discretion, Government Liability in Torts and Contracts Public Undertakings – The concept of Ombudsman,

**Books Recommended:**

- |                |   |  |
|----------------|---|--|
| 1. Sathe       | : | Administrative Law.                    |
| 2. Jain        | : | Administrative Law.                    |
| 3. D.D. Basu   | : | Comparative Administrative Law.        |
| 4. I.L.I.      | : | Cases Materials on Administrative Law. |
| 5. H.W.R. Wade | : | Administrative.                        |



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(100 marks)

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The Union Executive – The President – Powers and functions of the President – The Prime Minister – Collective Responsibility.

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| 2. Mitra       | : | Easement Act. |
| 3. Goel        | : | Easement Act  |
| 4. A. Singh    | : | T.P. Act.     |
| 5. R.S. Rao    | : | T.P. Act.     |
| 6. Subramanyam | : | T.P. Act.     |

**Paper –XIII**  
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(100 marks)

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**Books Recommended:**

- |                |   |  |
|----------------|---|--|
| 1. Sathe       | : | Administrative Law.                    |
| 2. Jain        | : | Administrative Law.                    |
| 3. D.D. Basu   | : | Comparative Administrative Law.        |
| 4. I.L.I.      | : | Cases Materials on Administrative Law. |
| 5. H.W.R. Wade | : | Administrative.                        |

**Paper –XIV**  
**Labour Law**

(100 marks)

1. Indian Trade Unions Act, 1926
2. Workmen's Compensation Act, 1923
3. The Factories Act, 1948.
4. The Mines Act, 1952

**Books Recommended:**

- |                 |   |                            |
|-----------------|---|----------------------------|
| 1. P.C. Sarkar  | : | Labour Law of India.       |
| 2. V.G. Goswami | : | Labour and Industrial Law. |
| 3. S.K. Puri    | : | Labour and Industrial Law. |
| 4. S.N. Mishra  | : | Labour and Industrial Law. |
| 5. R.S. Rao     | : | Labour and Industrial Law  |

**Paper –XV**  
**(Clinical Paper-I)**

(100 marks)

**Drafting, Pleading and Conveyance**

**A. Drafting :**

General principles of drafting and relevant substantive rules shall be taught

**B. Pleadings :**

- (i) Civil: Plaint, written statement, Interdictory Application, Original Petition, Affidavit, Execution Petition, Memorandum of Appeal and Revision under Article 226 and 32 of the Constitution of India.
- (ii) Criminal : Complaint, Criminal Miscellaneous petition, Bail Application, Memorandum of Appeal and Revision.
- (iii) Conveyance : Sale Deed, Mortgage Deed, Lease Deed, Gift Deed, Promissory Note, Power of Attorney, Will, Trust Deed.
- (iv) Drafting of writ petition and PIL petition.

The course will be taught class instruction and simulation exercises preferably with assistance of practicing lawayes/ Retired Judges. Apart from teaching the relevant provision of law, the course may include not less than 15 practical exercises in drafting carrying a total of 45 marks (3 marks for each) and 15 exercises in conveyancing carrying another 45 marks ( 3 marks for each exercise) remaining 10 marks will be given for Viva-voce.

**Books Recommended:**

- |                    |   |                                   |
|--------------------|---|-----------------------------------|
| 1. R.S. Rao        | : | Drafting, Pleading & Conveyance.  |
| 2. Syami           | : | Drafting, Pleading & Conveyance.. |
| 3. Majumdar        | : | Drafting, Pleading & Conveyance.  |
| 4. R.N. Chaturvedi | : | Drafting, Pleading & Conveyance.  |
| 5. K.K. Srivastava | : | Drafting, Pleading & Conveyance.  |
| 6. Murali Manohar  | : | Drafting, Pleading & Conveyance.  |

**FOURTH SEMESTER  
(December to May)**

**Paper –XVI  
Constitutional Law of India-II**

(100 marks)

Attorney General – The State Executive Position and Function of the Governor – The Chief Minister.

Parliament –How constituted. The Lok Sabha and the Rajya Sabha – Relation between the two Houses – Legislation – Parliamentary Privileges – Functions of Parliament – The State Legislature.

Centre – State Relations – The Emergency provisions freedom of Trade & Commerce –Service under the Union and the State – Amendment of the constitution - The Basic structure – Doctrine and limitation on amending powers.

The Union Judiciary – Constitution and Powers of the Supreme Court. The writs –Original and Appellate Jurisdiction – Independence of the Judiciary. The High Court - Power functions and Jurisdiction - Public Interest Litigation.

**Books Recommended:**

- |                |   |                                |
|----------------|---|--------------------------------|
| 1. V.N. Shukla | : | The Constitution of India.     |
| 2. D.D.Basu    | : | Shorter Constitution of India. |
| 3. M.P. Jain   | : | Indian Constitutional Law.     |
| 4. J.N. Pandey | : | Constitutional Law of India.   |

**Paper –XVII  
Principle of Taxation Law**

(100 marks)

- |                                    |   |           |
|------------------------------------|---|-----------|
| 1. Income tax                      | - | 60 marks. |
| 2. Central Sales Tax.              | - | 20 marks. |
| 3. Orissa Value Added Tax & Rules. | - | 20 marks. |

**Books Recommended:**

- |                      |   |   |
|----------------------|---|---|
| 1. Mishra            | : | Orissa Sales Tax and Central Sales Tax Act..  |
| 2. Malik             | : | Income Tax Act.                               |
| 3. Mahajan           | : | Central Sales Tax Act , Orissa Sales Tax Act. |
| 4. B.B. Lal          | : | Income Tax Act.                               |
| 5. Gour & Narang     | : | Income Tax Act.                               |
| 6. Kalish Ray        | : | Taxation Law                                  |
| 7. V.K. Singhania    | : | Taxman : Direct Taxes Law & Practice.         |
| 8. S.C. Lal & S. Lal | : | Orissa Value Added Tax, Act & Rules.          |

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(December to May)**

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(100 marks)

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The Union Judiciary – Constitution and Powers of the Supreme Court. The writs –Original and Appellate Jurisdiction – Independence of the Judiciary. The High Court - Power functions and Jurisdiction - Public Interest Litigation.

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| 3. M.P. Jain   | : | Indian Constitutional Law.     |
| 4. J.N. Pandey | : | Constitutional Law of India.   |

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(100 marks)

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|------------------------------------|---|-----------|
| 1. Income tax                      | - | 60 marks. |
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**Books Recommended:**

- |                      |   |   |
|----------------------|---|---|
| 1. Mishra            | : | Orissa Sales Tax and Central Sales Tax Act.   |
| 2. Malik             | : | Income Tax Act.                               |
| 3. Mahajan           | : | Central Sales Tax Act , Orissa Sales Tax Act. |
| 4. B.B. Lal          | : | Income Tax Act.                               |
| 5. Gour & Narang     | : | Income Tax Act.                               |
| 6. Kalish Ray        | : | Taxation Law                                  |
| 7. V.K. Singhania    | : | Taxman : Direct Taxes Law & Practice.         |
| 8. S.C. Lal & S. Lal | : | Orissa Value Added Tax, Act & Rules.          |

**Paper –XVIII**  
**Company Law**

(100 marks)

- General Principles only.
1. Definition, Corporate Personality, Kinds of Company.
  2. Registration and incorporation.
  3. Memorandum of Association, Articles of Association.
  4. Prospectus.
  5. Share – holders, Shares, Share Capital.
  6. Company's Management – Directors – Their Appointment and removal – Their powers & responsibilities – Directors as trustees and agents of the Company.
  7. Dividend, Audit and Account.
  8. Borrowing, Lending, Investment of Contracts, Debentures, winding up proceedings.

**Books Recommended:**

- |                |   |                         |
|----------------|---|-------------------------|
| 1. S.M. Shah   | : | Lectures on Company Law |
| 2. K.M. Ghosh  | : | Company Law             |
| 3. Avtar Singh | : | Company Law             |
| 4. R.S. Rao    | : | Company Law             |
| 5. Sahare      | : | Company Law             |
| 6. Paranjapee  | : | Company Law             |

**Paper –XIX**  
**Industrial Law**

(100 marks)

1. The Industrial Disputes Act, 1947.
2. The Payment of Wages Act, 1936
3. The Payment of Bonus Act, 1965.
4. The E.S.I. Act, 1948.

**Books Recommended:**

- |                 |   |                            |
|-----------------|---|----------------------------|
| 1. P.C. Sarkar  | : | Labour Law of India.       |
| 2. V.G. Goswami | : | Labour and Industrial Law, |
| 3. S.K. Puri    | : | Labour and Industrial Law. |
| 4. S.N. Mishra  | : | Labour and Industrial Law. |

**Paper –XX**  
**(Clinical Paper-II)**

(100 marks)

**Moot Court exercise and Internship**

The paper may have three components of 30 marks each and a viva for 10 marks.

- (i) Moot Court (30 marks). Every student may be required to do at least three moot courts in a year with 10 marks for each. The moot court work will be on assigned problem and it will be evaluated for 5 marks for written submissions and 5 marks for oral advocacy.

- (ii) Observance of Trial in two cases one Civil and one Criminal (30 marks). Students may be required to attend two trials in the course of the last two or three years of LL.B. studies. They will maintain a record and enter the various steps observed during their attendance on different days in the court assignment. This scheme will carry 30 marks.
- (iii) Interviewing technique and Pre trial preparations and internship diary (30 marks). Each student will observe two interviewing sessions of clients at the Lawyer's Office/ Legal Aid Office and record the proceedings in a diary, which will carry 15 marks. Each student will further observe the preparation of documents and court papers by the Advocate and the procedure for the filing of the suit/ petition.. this will be recorded in the diary, which will carry 15 marks.
- (iv) The fourth component of this paper will be Viva Voce examination on all the above three aspects. This will carry 10 marks.

**Books Recommended:**

- 1. Mynani : Moot Court
- 2. Gupta : Moot Court
- 3. Kailash Ray : Moot Court

**FIFTH SEMESTER  
(June to November)**

**Paper –XXI  
Public International Law**

(100 marks)

Definition and Nature of International Law – Sources & Evidence – Relation between Municipal Law and International Law – Sovereignty – Territory –Modern of Acquisition – Jurisdiction in General – Jurisdiction in Land, Sea, Air and outer space –Extradition – Asylum.

Treaty – Formation of Treaty, Operation, Amendment and Termination of Treaties.

State Responsibility:

Pacific Settlement of Disputes. Use of force in International Law. The U.N. Charter. The General Assembly – The Secretary General and the Security Council. The International Court of Justice.

**Books Recommended:**

1. G. Schwarenberger	:	Manual of International Law.
2. D.W. Greg	:	International Law.
3. Stark	:	International Law.
4. M.P. Tandon	:	Public International Law
5. S.K. Kapoor	:	International Law
6. S.K. Verma	:	International Law
7. H.O. Agrawal	:	International Law
8. Brownlie	:	Principles of Public International Law
9. Martin Dixon	:	Text Book on International Law

**Paper –XXII  
Civil Procedure Code and Limitation Act.**

(100 marks)

Civil Procedure Code – 80 marks.  
Indian Limitation Act, 1965 – 20 marks

**Books Recommended:**

1. Mynani	:	Civil Procedure Code.
2. Ajay Kumar	:	Civil Procedure Code.
3. R.S. Rao	:	Civil Procedure Code.
4. Sarkar	:	Civil Procedure Code.
5. Majumdar	:	Civil Procedure Code.
6. M.P. Tandon	:	Civil Procedure Code.

**Paper –XXIII  
Land Laws**

(100 marks)

1. Orissa Land Reforms Act	:	60 marks.
2. Land Acquisition Act	:	20 marks.
3. Orissa Survey and Settlement	:	20 marks.

Books Recommended:

1. G.R. Verma : Orissa Land Reform Manual
2. Mishra : Orissa Land Reform.
3. Awasti : Land Acquisition
4. Beverly : Land Acquisition.

**Paper –XXIV**  
**Intellectual Property Law**

(100 marks)

Unit-I

**Introduction:** Nature of Intellectual Property, Commercial exploitation of I.P., Enforcement of rights and remedies against infringement, Intellectual Property and Economic development, International Character of I.P. (WTO & IP)

Unit-II

**Patent:** Historical overview, Meaning, Object, International Character, How to obtain Patent, Opposition to Grant Patent, Specification, Rights and obligation of Patentee, Transfer of patent Rights, Revocation & Surrender of Patents, Infringement of Patents and Relief.

Unit-III

**Copy Right:** Meaning, Object, Nature, Subject matter, Copy right and GATT, Rights conferred by copy right assignment, Transmission and Relinquishment of copy right, infringement of Copy Right, and Remedies Against infringement of Copy Right.

Unit-IV

**Trade Marks :** Introduction, General, What is Trade Mark, Function of Trade Mark, Evolution and object of Trade Mark Law. What is good Trade Mark? Different forms of protecting Trade Mark. Good will. Criminal Proceeding. Trade Marks becoming generic works. Service Marks. Licensing and Certification of Trade Mark. Different Trade Mark and a Patent.

Licensing of trade Marks and registered Users.

General, Registered User, Character Merchandising, How far Licensing possible. Passing off Action – Distinction between Infringement & passing of action, Offences & Penalties.

**Designs:** Definition of Design, Essentials of Design, Registering of Designs. Rights granted to Design Holders. Infringement of Design.

Books Recommended:

1. The Patent Act – 1970.
2. The Copy Right Act – 1957.
3. Intellectual Property Law – P. Narayan.
4. Intellectual Property Rights – K.K.Acharya.
5. The Trade and Merchandise Marks Act – 1958
6. Intellectual Property – Wadhera
7. Intellectual Property – Mynani
8. Intellectual Property – Singh
9. Intellectual Property – Reddy
10. Intellectual Property - Shivade



**Paper –XXV  
(Clinical Paper-III)**

(100 marks)

**Professional Ethics & Professional Accounting system**

Theory- 80 marks  
Viva-Voce- 20 marks

The course will be taught in association with practicing Lawyers on the basis of the following materials.

- (i) Mr. Krishnamurthy Iyer's books on "Advocacy".
- (ii) The Contempt Law and Practice.
- (iii) The Bar Council Code of Ethics.
- (iv) 50 selected opinions of the Disciplinary Committees of Bar Councils and 10 major judgments of the Supreme Court on the subject.
- (v) Other reading materials as may be prescribed by the University Examination rules of the University shall include assessment through case study, Viva and periodical problem solution besides the written tests.

**Books Recommended:**

1. J.P.S. Sirohi : Professional Ethics, Accountancy for Lawyers and Bar Bench Relation.
2. Mynani : Professional Ethics.
3. R.S. Rao : Professional Ethics.
4. S.P. Gupta : Professional Ethics.
5. Kailash Rai : Professional Ethics.

## SIXTH SEMESTER

(December to May)

Paper XXIV (100 marks)

### Law of Banking and Insurance

#### Law of Banking – 50 marks

- I. Banking system India – Kinds of Banks – Commercial banks, Cooperative banks, Industrial development Banks, Financial Institutions, Regional rural banks.
- II. Banking regulation Laws – Reserve Bank of India Act 1934, Banking Regulation Act 1949 – Powers and functions of the R.B.I. Social control on banks.
- III. Relation between banker and customer – Legal character, Contract between banker and customer, Banks duty towards customer, The banking Ombudsman scheme 1995.

#### Law of Banking and Insurance

- I. Kinds of Insurance contracts – Life insurance, Fire insurance, Marine insurance, Miscellaneous Insurance.
- II. General characteristics of Insurance contracts --- contract of utmost good faith (ubraema fide). Insurable Interest, Contract of Indemnity, Premium, Risk Assignment Nomination.
- III. Insurance Act 1938 – persons entitled to payment, Liability of Insurer, Settlement of claim and payment of money.

#### Books Recommended:

- |                  |   |  |
|------------------|---|--|
| 1. Bharat's      | : | Manual of Insurance Law                |
| 2. G. Kumar      | : | Hand Book of Insurance Law             |
| 3. M.N. Mishra   | : | Law of Insurance                       |
| 4. R.N. Vats     | : | Law Relating to Insurance              |
| 5. Tannan's      | : | Banking Law and Practice in India      |
| 6. Ketan         | : | Law of Banking                         |
| 7. S.N. Gupta    | : | The Banking Law in Theory and Practice |
| 8. R.N. Nagarjun | : | Law of Insurance                       |

**Paper –XXVII**  
**Women & Criminal Law**

(100 marks)

The position of women in India in the past - The constitution of India and the women. Cruelty and Dowry death. Outraging the modesty of a woman. Domestic Violence (Prevention) Act,2005.

Rape, Kidnapping and abduction, custodial rape and victimization, offences relating to marriage, Bigamy, Child marriage, Sati etc.

Sexual Harassment at work place. Indecent Representation of women. Prevention of Immoral Traffic against women.

**Books Recommended:**

1. Indian Penal Code, 1860.
2. Dowry Prohibition Act, 1961.
3. The Immoral Traffic Prevention Act, 1956.
4. The Indecent Representation of Women (Prohibition) Act, 1986.
5. The PNDT Act, 1994.
6. The Child Marriage Prohibition Act,
7. Justice for Women by Anand

**Paper –XXVIII  
Health Law**

(100 marks)

Mental illness and the law, The Me Naughten Rios, Medicine and legal insanity.  
Transplantation of Human organs: The Transplantation of Human Organs Act, 1994.  
Dangerous Diseases and the Law, HIV, AIDS – Law and Ethics Medical confidentiality and AIDS.  
Alcoholism and Drug Addiction.  
Euthanasia and the Law.  
Surrogate Mother, Cloned Human beings – Their property and the rights - Law and Morality.

**Books Recommended:**

1. Indian Penal Code, 1860.
2. The Transplantation of Human Organ Act, 1994
3. Medical Negligence – S.P. Tyagi
4. Medical Jurisprudence – V. Nijhawan
5. Law and Medicine – N. Adhikari
6. Financial Management in Health Care Service – Mc. Lean.
7. Health Care - J. Cyril Kanmony
8. Medical Negligence and Legal Remedies – K. Anup

**Paper –XXIX  
International Human Rights**

(100 marks)

Definition, scope, nature of Human Right, Theory of Human Rights.  
Universal Protection of Human Rights.  
United Nation & Human Rights  
Universal declaration of Human Rights.  
International Bill of Human Rights.  
Measures for implementation of Human Rights.  
Protection of Human Rights of alliance.  
Important world conference on Human Rights  
Key International conventions of Human Rights.

**Books Recommended:**

1. K.C. Joshi : Law Relating to Human Rights.
2. P.H. Parikh : Human Rights.
3. H.O. Agrawal : International Law and Human Rights.
4. L.K. Thakur : International Human Rights.
5. Rahul Rai : Globalization of Human Rights.
6. Umesh Chandra : Human Rights.
7. V. K. Anand : Human Rights.

**Paper –XXX**  
**(Clinical Paper-IV)**  
**Alternative Dispute Resolution**

(100 marks)

Arbitration and Conciliation Act. - 60 marks  
Legal Services- 20 marks  
Viva-Voce- 20 marks.

- (i) Negotiation skills to be learned with simulated program.
- (ii) Conciliation skills
- (iii) Arbitration Law and Practice including International arbitration and Arbitration rules.

The course is required to be conducted by senior legal practitioners through simulation and case studies. Evaluation may also be conducted in practical exercise at least for a significant part of evaluation.  
Books Recommended:

1. Pant
2. Basu
3. Narayan
4. P. C. Rao

Arbitration and Conciliation.  
Arbitration and Conciliation  
Arbitration and Conciliation  
Alternative Dispute Resolution.