

DEPARTMENT OF LAW- UTD  
BARKATULLA VISHVIDHAYALY BHOPAL

I-BALLB (Hon's) sem-III

- 01 Political science-III
- 02 Sociology-III
- 03 Legal Language Including Gen. English
- 04 Family Law-I
- 05 Constitution-II
- 06 Jurisprudence.

II- B.A.LL.B. (Hon's) Sem-IV

- 01 Political Science-IV
- 02 Language-I (Hindi)
- 03 Economics-III
- 04 Company Law.
- 05 Administrative Law
- 06 Family Law-II

## B.A. LL.B. (Hons.) Semester – III

### PAPER – I      POLITICAL SCIENCE –III (MAJOR) (INDIAN GOVERNMENT AND POLICIES)

Maximum Marks - 70  
Minimum Passing Marks - 28

#### UNIT- I

Making and sources of Indian Constitution, preamble, salient features of the Constitution, centre State relations

#### UNIT – II

Fundamentals Rights and duties, directive principles of state policy, Union and State legislature – organization and functions

#### UNIT- III

Union Executives: (President, Prime Minister) powers and functions  
State Executives: (Governor and Chief Minister) power and functions

#### UNIT – IV

Indian Judiciary: Organization, powers and functions, Election Commission of India  
importance of Local self Government (Panchyati Raj System)

#### UNIT – V

Indian party system, influence of religion, caste, regionalism and language on Indian politics

#### Suggested Readings

- |                  |  |
|------------------|--|
| 1. Ashirvadam E. | Modern Political Theory                  |
| 2. Sir E. Barker | Principle of Social and Political Theory |
| 3. Las           | Grammar of Policies                      |
| 4. D. Held       | Political Theory                         |
| 5. Tripti Jain   | Foundations of Politics                  |
| 6. Verma S.P.    | Basic of Political Science               |
| 7. Dr. Om Nagpal | Foundations of Political Science         |

## Paper - II

1. Sociology of law:- nature scope and relevance.  
Sociology of legal professions
2. Relationship between society and law;  
Law and social solidarity
3. Law as an instrument of social change
4. Sociological jurisprudence.
5. Criminology; schools of criminology; Theories crime
6. Social debates in legal justice system
7. Social justice: Gender; tribe; Caste; poverty;  
child labour; etc.
8. Globalization; <sup>law as an agency of globalization</sup> world system theory; Global  
inequality and justice.

Date .....

Sl. No. ....

Page No. ....

- W. Friedmann - Law in a Changing Society
- Julius Stone - Social Dimensions of Law + Justice
- Upendra Basu - The crisis of Indian legal system  
Law and poverty
- B. Sivaramayya - Inequalities and law
- Vernon Fox - Introduction to criminology
- 47<sup>th</sup> Report of Law Commission - Socioeconomic offence
- Indra Dev - Sociology of Law
- N. Rath - Sociology of Globalizations
- Kenichi Ohmae - The end of nation states

Teacher's Signature : \_\_\_\_\_

5

11-11-18

**B.A. LL.B. (HONS.) PART-III SEMESTER - III**  
**PAPER -III LEGAL LANGUAGE/LEGAL WRITING INCLUDING**  
**GENERAL ENGLISH**

**UNIT – I Introduction to Legal Language**

1. Characteristics of Legal Language
2. History of Legal Language
3. Legal Language in India
4. English as a medium of communication for legal transaction in India

**Introduction to oral communication skills**

1. Passive and active listening - questioning - non-verbal communication
2. Listening comprehension
3. Passive and active listening - questioning - non-verbal communication

**UNIT –II Vocabulary**

1. Consulting a dictionary - consulting a thesaurus
2. Synonyms and antonyms - related words - regular vocabulary exercises

**Phonetics Theory and Practice**

1. The phonetic script
2. Consulting a dictionary for pronunciation - exercise with audio aids
3. Reading exercises - stress, accent and intonation suitable for Indian speaker with emphasis on clarity of speech and felicity of expression
4. Reading comprehension principles and practice

**UNIT –III Legal terminology**

1. Terms used in civil law and criminal law
2. Latin words and expressions - law register

#### **UNIT –IV Fundamental principles of Report writing and Legal Writing**

1. Concision - clarity - cogency - simplicity of structure
2. Attention and awareness of practical legal import of sentences
3. Brief writing and drafting of report writing viz-Road accident, convocation held in University, Decision of Court (Civil and Criminal), Minutes of meeting, Complaint to police regarding offence

#### **UNIT –V General Legal writings in English**

1. Writing of case comments
  - (i) Ashby v/s White and others 2 Id Rayon 938
  - (ii) Donoughe v/s Stevenson, House of Lords (1932) Ac 562 (1932)  
All Er Rep.-1
  - (iii) Keshvananda Bharti v/s State of Kerala (AIR 1973 SC 1461)
  - (iv) Mohiri Biwi v/s Dharmdas Ghosh Privy Council (1903) 30  
IA114.
  - (v) Balfour v/s Balfour (1919) 2 KB 57.
  - (vi) Menka Gandhi v/s Union of India AIR 1978 SC 597.
  - (vii) Subhagwanti v/s Delhi Municipal Corporation AIR 1966 SC 1750
2. Essay writing on topics of legal interest
3. General guidelines relating to legal writing

#### **SELECT BIBLIOGRAPHY**

1. Abbet Parry, Seven Lamps of Advocacy
2. Mogha's, Conveyancing
3. Mogha's, Forms and Precedents
4. Mogha's, Pleadings
5. Law and Language
6. Bhatnagar, R.P. & R. Bhargava, Law and Language, New Delhi: Macmillan,
7. Brown, Gordon W. Legal Terminology, New Jersey: Prentice Hall, 1990

8. Cochrane, Michael, *Legal English*, Paris Cujas, 1979
9. Cross, fan et al. *Skills for Lawyers*, Jordan Publishing Co., Bristol.
10. Cutts, Martin, *The Plain English Guide*, Oxford University Press, 1995
11. Garner, Bryan, *A Dictionary of Modern Legal Usage*, New York: OUP, 1987
12. Gibbons, John, (ed.) *Language and the Law*, Longman, 1996 London.
13. Gibbons, John, (ed.) "Language and the Law", *Annual Review of Applied Linguistics* (1999) 19, 156-173.
14. Kelkar, Ashok R. "Communication and Style in Legal Language", *Indian Bar Review* Vol.10 (3) 1993.
16. Lord Denning, "Command of Language", *The Discipline of the Law*, New Delhi: Aditya 1993.
17. Lord Denning, "Plain English", *The Closing Chapter*, New Delhi: Aditya Books, 1993.
18. Melinkoff, David, *The Language of the Law*, Boston: Little Brown & Co., 1963.
19. Molynenux, Hael. *Legal Problems*, Macmillan, London
20. Herbert Brown, *A Selection of Legal Maxims* (Reprint 1998) Sweet and Maxwell.
21. M.C.Setalvad, *My Life, Law Other things*, (2000), Universal, Delhi.
22. Olivercrona, K. "Legal Language and Reality" In M.D.A. Freeman, *Introduction to Jurisprudence*
23. Riley, Alison, *English for Law*, London: Macmillan, 1991.
24. Williams, Glanville, "Language and the Law" in Freeman, pp.1350-53.
25. Thomson, A.J. & A.V. Martinet, *A Practical English Grammar*, Oxford: OUP
26. N.D.7 J.B. Heaton, *Longman Dictionary of Common Errors*
27. Williams, Glanville, *Language and the Law*, in Freeman. PP.1350-53.
28. Williams, Glanville, *Learning The Law*, (2000), Universal, New Delhi:
29. *Black& Law Dictionary*, (2000). Universal, New Delhi.
30. *Broom's Legal Magazines* (2000), Universal, New Delhi.
31. James and Stebbings, *A Dictionary of Legal Quotations*(1997) Universal, New Delhi.
32. *Latin For Lawyers*, (1997), Sweet and Maxwell, Universal, New Delhi.
33. *Trayner's Latin Magazines*, (1997) University, New Delhi.

## B.A. LL.B. (Hons.) Semester – III

### PAPER ~~IV~~ FAMILY LAW - I (HINDU LAW)

Maximum Marks - 70  
Minimum Passing Marks - 28

#### UNIT- I

1. Nature of Hindu Law
2. Hinduism, Origin and Development, Definitions
3. Schools and Sources

#### UNIT – II

1. Marriage
2. Kinds, nullity of marriage
3. Hindu marriage Act 1955
4. Special marriage Act 1954
5. Divorce
6. Judicial separation, Restitution of conjugal rights
7. Group for matrimonial remedies

#### UNIT – III

1. Joint family
2. Coparcenaries, property under *Mitakshara* and *Dayabhag*
3. Partition and Re-union, women estate, *stridhan*

#### UNIT – IV

1. Gifts, wills
2. Hindu adoption and maintenance Act 1956

#### UNIT – V

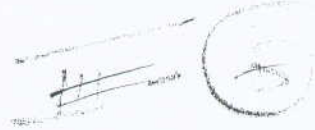
##### Inheritance

1. General rules of Succession
2. Disqualification relating to Succession
3. Hindu Succession Act 1956
4. Religious Endowment

#### Selected Bibliography

1. Paras Diwan, Law of Intestate and Testamentary Succession (1998), Universal
2. Basu, N.D. Law of Succession (2000) Universal
3. Kusem, Marriage and Divorce Law Manual (2000) Universal
4. Machanda. S.C. Law and Practice of Divorce in India (2000) Universal
5. P.V. Kane, History of Dharmasastra Vol.2 pt.1 at 624-632 (1974)

6. Kuppaswami (ed.) Mayne's Hindu Law and Usage Ch. 4 (1986)
7. B.Sivaramaya, Inequalities and the law, (1985)
8. K.C. Daiya, "Population control through family planning in India," Indian Journal of Legal Studies, 85 (1979)
9. J.D.M. Derrett, Hindu Law: Past and Present
10. J.D.M. Derrett, Death of Marriage Law
11. A.A.A. Fyzee outline of Muhammadan Law, (1998)
12. Alladi Kuppaswami, (ed.) Mayne's Hindu Law and Usage, (1970)
13. Paras Diwan, Hindu Law (1985)
14. S.T. Desai (ed.) Mulla's Principal of Hindu Law, (1998)- Butteroths- India
15. Paras Diwan, Family Law: Law of Marriage and Divorce in India (1984)
16. A.M. Bhattachargee, Muslim Law and the Constitution (1994) Eastern Law house Calcutta
17. Paras Diwan, Law of Adoption, Ministry, Guardianship and Custody (2000), Universal



## B.A. LL.B. (Hons.) Semester – III

### PAPER – V CONSTITUTION – II

Maximum Marks - 70  
Minimum Passing Marks - 28

#### UNIT – I

1. Administration of Union Territories
2. The *Panchayat*: and Municipalities
3. The schedule and tribal areas

#### UNIT – II

1. Relation between the Union and the State
2. Distribution of legislative power
3. Administrative relations
4. Disputes relating to water, trade, commerce and intercourse within territory of India

#### UNIT – III

1. Financial provisions: property, contracts, rights, liabilities obligation and suit
2. Public service commissions, service under the Union and the States

#### UNIT IV

1. Tribunals, elections, special provisions, relating to certain classes, official language

#### UNIT – V

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

#### Books recommended:

1. D.D. Basu, Shorter Constitution of India, (1996), Prentic Hall of India, Delhi
2. H.M. Seervai, Constitution of India, vol. 1-3 (1992), Tripathi, Bombay
3. M.P. Singh (ed.), V.N. Shukla, Constitutional Law of India (2000), Oxford
4. Indian Constitution, V.N. Shukla
5. Constitution of India, V.P. Mahajan
6. भारत का संविधान – जय नारायण पाण्डे
7. Bakshi P.M. Constitution of India

## B.A. LL.B. (Hons.) Semester – III

### PAPER – VI JURISPRUDENCE (LEGAL METHOD, INDIAN LEGAL SYSTEM AND BASIC THEORY)

Maximum Marks - 70  
Minimum Passing Marks - 28

#### UNIT - I

##### Introduction

1. Definition of the term 'Jurisprudence'
2. Definition of Law, kinds of law
3. Justice & its kinds

#### UNIT – II

##### Schools of Jurisprudence

1. Natural law school
2. Analytical school
3. Historical school
4. Sociological school
5. Realistic school

#### UNIT - III

##### Source of Law

1. Legislation
2. Precedents: concept of stare deices
3. Customs

#### UNIT- IV

##### Legal Rights: the Concept

1. Rights: kinds, meanings
2. Duty: meaning and kinds
3. Relation between right and duty

##### Personality

1. Nature of personality
2. Status of the unborn, minor, lunatic, drunken and dead persons

## B.A. LL.B. (Hons.) Semester – IV

### PAPER – I POLITICAL SCIENCE – IV (MAJOR) REPRESENTATIVE POLITICAL THINKERS AND IDEOLOGY

Maximum Marks - 70  
Minimum Passing Marks - 28

#### UNIT- I

Greek political thought;  
Plato- Ideal State, communism, education  
Aristotle – State, slavery, revolution

#### UNIT – II

Machiavelli, Jerechy, Bentham, J.S. Mill

#### UNIT – III

Raja Ram Mohan Roy, Swami Vivekanand, M.K. Gandhi, B.R. Ambedkar

#### UNIT – IV

Individualism, Fascism

#### UNIT V

Marxism, Socialism

#### SUGGESTED READINGS

- |                      |                                |
|----------------------|--------------------------------|
| 1. Earnest. Barker   | Plato and Predecessor          |
| 2. George H. Sabine  | Political Theory               |
| 3. Awasthi & Awasthi | Modern Indian Political Theory |
| 4. P. Verma          | Indian Political Theory        |

**B.A. LL.B. (HONS.) PART-II SEMESTER - IV  
PAPER - II (LANGUAGE - I)**

**UNIT - I** भाषा का परिचय एवं संवैधानिक तथा वैधानिक परिप्रेक्ष्य .

1. मानक हिन्दी भाषा,
2. राजभाषा
3. संचार भाषा
4. सृजनात्मक भाषा
5. लक्ष्य भाषा
6. स्रोत भाषा

**UNIT - II** हिन्दी का शब्द भंडार

1. पारिभाषिक शब्दावली
2. प्रशासनिक शब्दावली
3. विधि की शब्दावली
4. तकनीकी शब्दावली
5. वैज्ञानिक शब्दावली

**UNIT - III** वाक्य रचना एवं उसके प्रकार

1. हिन्दी वाक्य रचना
2. वाक्य के प्रकार
3. लिपि की समस्याएँ एवं उनके समाधान
4. विराम चिन्हों का प्रयोग

**UNIT - IV** व्याकरण

1. संज्ञा
2. सर्वनाम
3. क्रिया
4. विशेषण
5. कारक

### UNIT – V निबंध, संक्षेपिका एवं रिपोर्ट लेखन

1. विधिक विषयों एवं समस्याओं पर निबंध लेखन
2. सामान्य समस्याओं पर निबंध लेखन
3. संक्षेपिका लेखन एवं उसके नियम
4. घटनाओं का विवरण लेखन

### SELECT BIBLIOGRAPHY

- |                                  |   |
|----------------------------------|---|
| 1. प्रामाणिक प्रयोजन मूलक हिन्दी | डॉ. पृथ्वीनाथ पाण्डेय                         |
| 2. हिन्दी भाषा और उसका साहित्य   | डॉ. कमलाकान्त                                 |
| 3. हिन्दी भाषा संरचना            | सम्पादक प्रो. त्रिभुवननाथ शुक्ल               |
| 4. हिन्दुस्तानी कहावत कोश        | एस. डब्ल्यू फैलन अनुवाद<br>कृष्णानंद गुप्त    |
| 5. समांतरकोश                     | अरविंदकुमार और कुसुमकुमार                     |
| 6. हिन्दी भाषा का इतिहास         | शिक्षा मंत्रालय भारत सरकार<br>धीरेन्द्र वर्मा |
| 7. हिन्दी भाषा इतिहास और स्वरूप  | डॉ. राजमणि शर्मा                              |

## B.A. LL.B. (Hons.) Semester – IV

### PAPER – III ECONOMICS – III (MINOR)

Maximum Marks - 70  
Minimum Passing Marks - 28

#### UNIT – I

Money – Definition, function and importance, Inflation and deflation: concept and effects

#### UNIT – II

Business cycles: various phases, Keynesian theories of employment – classical approach Keynesian Multiplier and accelerator,

#### UNIT – III

Consumption demand and investment function Banks – definition, and classification commercial banks, their functions, process of credit creation

Central bank functions

Reserve bank of India and its monetary policy

#### UNIT – III

International Trade – difference between internal and International Trade

Comparative cost theory of International Trade

Free trade V/S protection

Balance of trade and balance of payment causes of advance balance of payment and corrective measures

#### UNIT – IV

IBRD (World Bank) and India IMF – its functions

MNCs and their role in India

Capital market regulation – SEBI

#### BOOKS RECOMMENDED

- |                 |                  |
|-----------------|------------------|
| 1. M.L. Seth    | Macro Economics  |
| 2. K.K. Deweth  | Modern Economics |
| 3. P.N. Chouhan | Macro Economics  |
| 4. M.L.         | Macro Economics  |

## B.A. LL.B. (Hons.) Semester ~~IV~~

### PAPER – IV COMPANY LAW

Maximum Marks - 70  
Minimum Passing Marks - 28

#### UNIT - I

##### Meaning of Corporation

1. Theories of corporate personality
2. Creation and exemption of corporations

#### UNIT - II

##### Forms of corporate and non-corporate organization

1. Corporations partnership and other association of persons, state corporations  
Government companies, small scale, co-operative, corporate and joint sectors

#### UNIT - III

##### Law relating to Companies – Public and Private –

1. promoters
2. Need of company for development, formation of a company registration and incorporation
3. Memorandum of association – various clauses – alteration therein – doctrine of ultra virus
4. Articles of association – binding force – alteration– its relation with memorandum of association – doctrine of constructive notice and indoor management – exceptions
5. Prospectus – issue – contents- liability for misstatements in lieu of prospectus
6. Position
7. Shares – general principles of allotment, statutory restrictions transfer of shares – relationship between transferor and transferee
8. Shareholder – who can be? And who cannot be shareholder- modes of becoming shareholder- calls on shares- forfeiture and surrender of shares – lien on shares
9. Share capital – kinds – alteration and reduction of share capital- further issue of capital – conversion of loan and debentures into capital – duties of courts to protect the interests of creditors and share holders

#### UNIT – IV

1. Directors – position- appointment – qualifications – vacation of office – removal – resignation – powers and duties of directors – meeting, registers, loans – remuneration

- of directors – role of nominee directors – companies for loss of office – managing directors and other managerial personnel
2. Meetings – kinds procedure – voting
  3. Dividends payment – capitalization – profit
  4. Audit and accounts
  5. Borrowing powers – powers – effect of unauthorized borrowing – charges and mortgages – investments
  6. Debentures – meaning – fixed and floating charges – kinds of debentures share holder and debenture holder remedies for debenture holders
  7. Protection of minority rights
  8. Protection of oppression and mismanagement – who can apply? Powers of the company, court and of the central Government
  9. Investigations – powers
  10. Private companies – nature and advantages- government companies- holding and subsidiary companies
  11. Winding up –types – by court – reason – ground – who can apply – procedure – powers of liquidator – powers of court – consequences of winding up order voluntary winding up subject to supervisions of courts- liability of past members – payment of liability preferential payment, unclaimed dividends – winding up of unregistered company

## UNIT - V

### Corporate Liability

1. Legal liability of companies – civil and criminal
2. Remedies against them civil, criminal and tortuous – specific relief Act, writs liability under special statutes

### Selected Bibliography

- |                     |  |
|---------------------|--|
| 1. Avtar Singh      | Indian Company Law (1999), eastern Lucknow                 |
| 2. L.C.B. Gower,    | Principles of Modern Company Law (1997) Sweet and Maxwell, |
| 3. Palmer Palmer's  | Company Law (1987), Stevens, London                        |
| 4. R.R. Pennington, | Company Law (1990), Butterworths                           |
| 5. A. Ramiya,       | Guide to the Companies Act, (1998), wadhwa                 |
| 6. S.M. Shah        | Lectures on Company Law (1998), Tripathi, Bombay           |
| 7. Bangia R.K.      | Company Law  |
| 8. Tripathi S.C.    | Modern Company Law   |

3. Corporate personality
4. Dimension of the modern legal personality: Legal personality of non-human beings

## UNIT - V

### Possession and Ownership: the Concept

1. Kinds of possession
2. Kinds of ownership
3. Difference between possession and ownership

### Liability

1. Condition of imposing liability
2. Strict liability
3. Vicarious liability

### Obligation:

1. Nature and kind

### Selected Bibliography

1. Bodenheimer Jurisprudence – The Philosophy and Method of Law (1996), Universal, Delhi
2. Fitzgerald, (ed) Salmond on Jurisprudence (1999) Tripathi, Bombay
3. W. Friedmann, Legal Theory (1999) Universal, Delhi
4. V.D. Mahajan, Jurisprudence and Legal Theory (1996 reprint), Eastern Lucknow
5. M.D.A. Freeman(ed.), Lloyd's introduction to Jurisprudence, (1994), Sweet and Maxwell
6. Paton G.W. Jurisprudence (1972) Oxford, ELBS
7. H.L.A. Hart, The concepts of Law (1970) oxford, ELBS
8. Roscoe pond, Introduction to the philosophy of Law (1998 reprint) Universal Delhi
9. Dias, S.N. Jurisprudence: A Study of Indian Legal Theory (1985), Metropolitain, New Delhi

## B.A. LL.B. (Hons.) Semester – IV

### PAPER V ADMINISTRATIVE LAW

Maximum Marks - 70

Minimum Passing Marks - 28

#### UNIT – I

Meaning, definitions, nature, historical development, sources, relationship with Constitutional law, Droit administrative, rule of law and separation of powers, classification of administrative functions and distinction between them

#### UNIT – II

Delegated legislation and its kinds, administrative directions and distinction between delegated legislation and administrative directions, control over delegated legislation procedural, judicial and parliamentary control, principles of natural justice

#### UNIT – III

Administrative discretion and judicial control of discretionary powers, act of State, tortious and contractual liability of the State

#### UNIT – IV

Government privileges in legal proceedings, Estoppel and Waiver, official secrets and right to information, *lokpal*, *lokayukt* and central Vigilance Commissions, Commission of inquiry

#### UNIT – V

Administrative Tribunals- merits, demerits, reasons for growth, distinction between court and tribunals

Public corporation – classification characteristics, control

Remedies Constitutional and ordinary

#### Books Recommended:

1. G.K. Kwatr : The Arbitration and Conciliation Law of India
2. Avatar Singh : Arbitration and Conciliation
3. Goyal : Arbitration and Conciliation Act
4. Avatar Singh : मध्यस्थ एवं सुलभ एवं अनुक्रम लिपिक
- 5- Inderjeet Malhotra : मध्यस्थ एवं सुलभ अधिनियम 1986
- 6- Harloveleen Kaur : An Introduction to Administration Law
- 7- Kesari U.P.D. : Lectures on Administration Law
- 8- Upadhyaya : Administration Law

## B.A. LL.B. (Hons.) Semester – IV

### PAPER - VI FAMILY LAW II (MUSLIM LAW)

Maximum Marks - 70  
Minimum Passing Marks - 28

#### UNIT – I

Origin and development of Muslim, who is Muslims, conversion to Islam  
Nature and history of Mohammedan law, schools of Muslim law and sources of Muslim law *Siya* and *Sunnie*

#### UNIT – II

1. Marriage, *Iddet*, *Muta* Marriage, option of poverty Divorce, Dissolution of Marriage Act 1939

#### UNIT – III

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

#### UNIT – IV

1. Wills, gift, doctrine of *musha* pre-emption, *wakf*

#### UNIT – V

1. Parentage and acknowledgement
2. Succession and death bed transaction

#### BOOKS RECOMMENDED

- |                    |                                |
|--------------------|--------------------------------|
| 1. अकील अहमद       | मुस्लिम विधि                   |
| 2. Mulla           | Mohammedan Law                 |
| 3. Dr. Paras Diwan | Muslim Law in Modern India     |
| 4. Aquil Ahmed     | Mohammedan Law                 |
| 5. पारस दीपान      | आधुनिक मुस्लिम विधि            |
| 6. शुक्ला          | भारतीय उत्तराधिकार अधिनियम     |
| 5. Fyzee           | Introduction to Mohammedan Law |
| 6. Schat           | Mohammedan Jurisprudence       |
| 7. Coulson         | Principles of Mohammedan       |
| 8. मौर्य           | मुस्लिम विधि                   |
| 9. Jhavala         | Principles of Mohammedan law   |