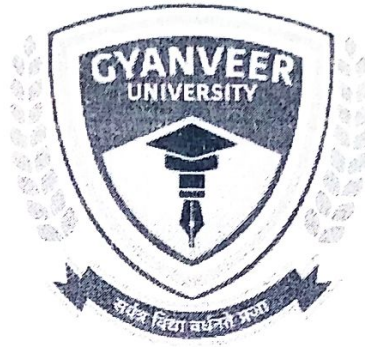


Academic Year: 2023-2024

LL.B



Syllabus & Scheme

Semester – I & II

School of Legal Studies





GYANVEER UNIVERSITY, SAGAR (M.P.)

Scheme of Examination LLB - II Semester

School of Legal Studies (Academic Session 2023-24)

Subject wise distribution of marks and corresponding credits

S. No.	Paper Type	Subject	Subject Code	Paper Name	Maximum Marks Allotted									Total Marks	Contact Periods Per week			Total Credits
					Theory Slot				Practical Slot						L	T	P	
					End Term Exam	Internal Assessment Class test (Descriptive & Objective)/Assignment/Seminar			Internal Assessment			External Assessment						
						FINAL EXAM	Internal Assessment I	Internal Assessment II	Internal Assessment III	Class Interaction	Attendance	Practical/Presentation/Lab Record	Viva Voce					
1	Core Course	LLB	LLB121T	PUBLIC INTERNATIONAL LAW	60	20	20	20	-	-	-	-	-	100	6	0	0	6
2	Core Course		LLB122T	CONSTITUTIONAL LAW -II	60	20	20	20	-	-	-	-	-	100	6	0	0	6
3	Core Course		LLB123T	Family Law - II (Muslim Law)	60	20	20	20	-	-	-	-	-	100	6	0	0	6
4	Core Course		LLB124T	LAW OF CRIMES- II (Indian Penal code)	60	20	20	20	-	-	-	-	-	100	6	0	0	6
5	Elective		LLB125T	LAW OF CONTRACT - II (Special Contract)	60	20	20	20	-	-	-	-	-	100	6	0	0	6

Total of Credit is 6+6+6+6+6 = 30

Note*: Allotment of Marks for Internal Assessment for theory portion is Best of Two / either of two and addition of them.



LL.B SEMESTER – II
LLB121T – PUBLIC INTERNATIONAL LAW

Max. Marks: 100

Time: 3 Hours

Objectives: To give the student a wholesome idea of the origin, nature, development, scope and various principles of International Law and provide the basic knowledge of various concepts which are the foundation of International Law.

Course Content:

Unit-I

(Lecture 12)

- Definition and Nature of International Law
- Origin and Development of International Law
- Sources of International Law

Unit-II

(Lecture 12)

- Relationship between International Law and Municipal Law
- Subjects of International Law
- Position of Individual in International Law

Unit-III

(Lecture 12)

- Nature of State
- Non-State Entities
- Recognition
- State Succession
- State Jurisdiction including Jurisdiction on the High Sea; Acquisition and Loss of territory
- Intervention

Unit-IV

(Lecture 12)

- Nationality
- Extradition
- Asylum
- Diplomatic Agents
- Treaties

Unit-V

(Lecture 12)

- Settlement of International Disputes
- War
- Rules of Land
- Naval and Aerial Warfare Neutrality
- Blockade Prize court
- Purpose and Principles of UNO



Professional Skill development Activities (PSDA)

- Analysis of International Treaties/Convention
- Moot Court
- Discussing Forum

Learning Outcomes: Upon successful completion of the course, the student:

- Will be able to understand wholesome idea of the origin, nature, development, scope and various principles of International Law and provide the basic knowledge of various concepts which are the foundation of International Law.

Book Recommended:

1. Kapoor, S.K. : International Law and Human Rights.
2. Aggarwal, H.O. : International Law and Human Rights
3. Sharma, Surya P. : International Boundary Disputes and International Law- A Policy Oriented Study.
4. Starke, J.G. : An Introduction to International Law.
5. Tandon, M.P. : Public International Law



LL.B SEMESTER – II
LLB122T – CONSTITUTIONAL LAW –II

Max. Marks: 100

Time: 3 Hours

Objectives: To equip the students with knowledge of the Legislative, judicial and Executive Body of State and also the constitution and powers of these body.

Course Content:

Unit-I : Constitutional Organs

(Lecture 12)

1. Parliament –
 - Meaning of Parliament
 - Composition of Parliament
 - Parliamentary Sovereignty
2. Executive power –
 - Power of President and Governor
3. Practice of Law Making

Unit-II : Union and State Government

(Lecture 12)

1. The Union Government (Section 52-123)
2. The State Government (Section 152-213)
3. Parliamentary Privileges (Section 105-194)

Unit-III: Judiciary

(Lecture 12)

1. Supreme Court of India (Section 124-145)
 - Establishment
 - Jurisdiction and Powers
2. High Courts of the states (Section 214-227)
3. Independence of Judiciary

Unit-IV: Distribution of Powers between Centre and state

(Lecture 12)

1. Legislative Relations between union and state (Section 245-255)
2. Administrative Relations between union and state (Section 256-263)
3. Financial Relation between union and state (Section 268-289)
4. Relevant Doctrines :
 - Territorial Nexus
 - Harmonious Construction
 - Pith and Substance
 - Doctrine of Repugancy
 - Colourable Legislation



Unit-V: Emergency Provisions & Amendments:

(Lecture 12)

1. Election (Articles 324-329A)
2. Emergency Provisions (Articles 352-360)
3. Amendment of the Constitution (Articles 368)
 - Procedure of Amendment of Constitution
 - Doctrine of Basic Structure
 - Amendments till now

Professional Skill development Activities (PSDA)

- Drafting a writ petition
- Research for a PIL
- Awareness Camp about fundamental Rights and duties of Citizens

Learning Outcomes: Upon successful completion of the course, the student:

- Will be able to understand & have knowledge of the Legislative, judicial and Executive Body of State and also the constitution and powers of these body.

Book Recommended:

1. Basu, D.D. : Constitution of India
2. Chander Pal : Centre-State Relations and Co-operative Federation
3. Chander Pal : State Autonomy in Indian Federation
4. Diwan, Paras : Constitution of India
5. Gupta, R.K. : Centre-State Fiscal Relations under Indian Constitution.
6. Jain, M.P. : Indian Constitutional Law
7. Seervai, H.M. : Constitutional Law of India
8. Singh Mahendra, P : V.N. Shukla's Constitutional Law of India
9. Narinder Kumar : Constitutional Law of India



LL.B SEMESTER – II
LLB123T – FAMILY LAW – II (Muslim Law)

Max. Marks: 100

Time: 3 Hours

Objectives: To introduce students to the conception origin and development of muslim, source and schools to muslim Law, The course also covers the institutions of marriage, matrimonial remedies, Dower talaq, parentage, Legitimacy, Guardianship, Gift(Hiba), Will, waqf, Law of pre Emption.

Course Content:

Unit-I Conception, Origin And Development of Muslim Law (Lecture-12)

- History and Development of Muslim Law
- Who is a Muslim ?
- Origin of Muslim Law
- Traditions - Sunnah' and Ahadis'
- "Shariat" - Meaning of Religious injections
- Fiqh
- Difference between Shariat and Fiqh

Unit-II: A. Sources of Muslim Law (Lecture-12)

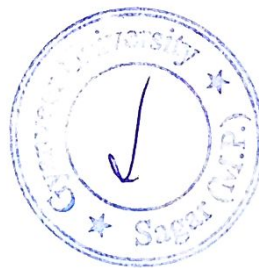
- Primary sources
- Secondary Sources
- Urf or Custom
- Judicial decisions
- Legislation
- Justice, equity and good conscience
- Sources of law according to Shias

B. Schools of Muslim Law (Lecture-12)

- The Sunni Sub-Schools
- Hanafi school
- Maliki school
- Shafii school
- Hanbali school
- The Shia Sub-Schools
- Motazilas
- Points of difference between the Sunni and Shia Schools
- Marriage, Dower, Talaq, Divorce, Dissolution of Muslim Marriage Act, 1939

Unit-III : A. Guardianship (Lecture-12)

- Kinds of Guardianship
- Guardianship of the person



- Guardian of the Property and Guardianship in Marriage

B. Gifts

- How gifts are made
- Who can make gifts
- Object of gift
- Subject matter of gift
- Legitimacy and Acknowledgement

Unit-IV: Maintenance

(Lecture-12)

- Maintenance of Muslim Women
- The Muslim Women's (Protection of Right on Divorce) Act, 1986,
- The Family Courts Act, 1984
 - a. Definitions,
 - b. Establishment of Family Courts,
 - c. Appointment of Judges,
 - d. Association of Social Welfare Agencies,
 - e. Jurisdiction of the Family Courts
 - f. Procedure, Appeals and Miscellaneous.

Unit-V: Muslim Law

(Lecture-12)

- Special Marriage Act, 1954
- Solemnization of Special Marriage
- Registration of Marriage Celebrated in Other Forms
- Consequence of Marriage under this Act
- Restitution of Conjugal Rights and Judicial Separation
- Nullity of Marriage and Divorce.

Professional Skill development Activities (PSDA)

- Drafting a deed of Hiba/wakf/wasiyat
- Preparation of Pleading for Partition Suit

Learning Outcomes: Upon successful completion of the course, the student:

- Will be able to understand the conception origin and development of muslim, source and schools to muslim Law, The course also covers the institutions of marriage, matrimonial remedies, Dower talaq, parentage, Legitimacy, Guardianship, Gift(Hiba), Will, waqf, Law of pre Emption.

Book Recommended:

1. Derrett, J.D.M. : Introduction to Modern Hindu Law
2. Diwan, Paras : Modern Hindu Law
3. Diwan, Paras : Muslim Law in Modern India
4. Fyzee, A.A.A. : Outlines of Mohammedan Law
5. Mulla, D.N. : Principles of Hindu Law
6. Mulla, D.N. : Mohammedan Law
7. Sharma, Basant Kumar : Hindu Law



LL.B SEMESTER – II

LLB124T – LAW OF CRIMES - II (Indian Penal Code)

Max. Marks: 100

Time: 3 Hours

Objectives:

To introduce students to the concepts and principles relating to the procedural aspects of criminal law such as filing of FIR, initiation of investigation, arrest process, rights of the arrestee, trial system, provisions relating to appeal etc.

Course Content:

Unit –I: offence against State and human body -I (Lecture-12)

- offence against state (Section 121 - 130)
- offence against Public Tranquility (Section 141 - 160)
- False evidence (Section 191 - 193)
- Culpable homicide and murder (Section 299 - 311)

Unit –II: offence against body –II (Lecture-12)

- Causing miscarriage etc. (Section 312- 318)
- Hurt and Grievous hurt (Section 319-320)
- wrongful restraint and wrongful confinement (Section 339, 340, 349, 351, 354)
- Kidnapping and Abduction (Section 359-362)

Unit –III: offence against women: (Lecture-12)

- Rape and unnatural offence (Section 375-377)
- cruelty and offence relating to marriage (Section 493-498A)
- Outraging the modesty of women, voyeurism, stalking, acid attack.

Unit – IV : offence against property (Lecture-12)

- Theft, extortion, Robbery and Dacoity (Section 378, 379, 383, 384, 390-396)
- Criminal Misappropriation and criminal breach of trust (Section 403-406, 425, 426)
- cheating and forgery (Section 415-424)
- mischief (Section 425, 426)
- criminal trespass (Section 441-448)

Unit –V : offence Relating to Documents and Criminal Intimidation (Lecture-12)

- Documents, Property mark, Currency and bank notes (Section 463-465)
- Defamation (Section 499-502)
- Criminal Intimidation etc. (Section 503-510)
- Attempt (Section 511)



Professional Skill development Activities (PSDA)

- Case Study
- Drafting Criminal Complaint
- Moot Court
- Jail Visit

Learning Outcomes: Upon successful completion of the course, the student:

- Will be able to understand the conception origin and development of muslim, source and schools to muslim Law, The course also covers the institutions of marriage, matrimonial remedies, Dower talaq, parentage, Legitimacy, Guardianship, Gift(Hiba), Will, waqf, Law of pre Emption.

Book Recommended:

1. Kelkar, R.V. : Outlines of Criminal Procedure
2. Ratanlal Dhirajlal : The Code of Criminal Procedure
3. Tyagi Shorvir : The Code of Criminal Procedure, 1973
4. Mishra, S.N. : The Code of Criminal Procedure



LL.B SEMESTER – II

LLB125T – LAW OF CONTRACT – II (Special Contract)

Max. Marks: 100

Time: 3 Hours

Objectives: To give us a range of useful information, The elements needed to make a valid Special contract. The range of obligations and responsibilities found with a valid special contract And clear the concept of special Contracts, Sale of Goods, Partnership and Negotiable Instruments.

Course Content:

Unit-I : Contract of Indemnity & Guarantee

(Lecture-12)

- **Contract of Indemnity**
 - a. Definition and Scope
 - b. Rights of Indemnity-Holder (Section 124- 125)
- **Contract of Guarantee**
 - a. Definition and Scope
 - b. Essential Features
- Comparison of Contract of Guarantee and Indemnity
- Continuing Guarantee
- Extent of Surety's liability
- Modes of Discharge of Surety
- Rights of Surety against the Creditor
- Principal Debtor and Co- sureties (Section 126-147)

Unit-II: Bailment & Pledge

(Lecture-12)

- **Bailment**
 - a. Definition and Scope
 - b. Essential Features of Bailment
 - c. Kinds of Bailee - Banker, Factor, wharfinger, Attorneys
 - d. Policy - brokers and Carriers
 - e. Duties and Rights of Bailor
 - f. Duties and Rights of Bailee
 - g. Finder of lost goods(Section 148-171).
- **Pledge –**
 - a. Definition and Scope
 - b. Hypothecation and Pledge
 - c. Pledge and Mortgage
 - d. Pawner's Right to Redeem
 - e. Rights of Pawnee
 - f. Who can Pledge- Pledge by Mercantile Agent



- g. Pledge by person in Possession under Voidable Contract
- h. Pledge by Pledgee (Section 172-179)

Unit-III: Agency

(Lecture-12)

- Definition and Scope
- Essential Features of Agency
- Kinds of Agent
- Delegation of Authority- Sub-agent and Substituted Agent
- Modes of Creation of Agency: Agency by Ratification
- Revocation of Authority: Agent's Duty to Principal
- Principal's Duty to Agent
- Effects of Agency on Contracts with third Persons
- Personal Liability of Agent
- Termination of Agency-Revocation
- Renunciation by Operation of Law (Section 182-238)

Unit – IV: Indian Partnership Act

(Lecture-12)

- Nature of Partnership
- Essentials of Partnership (Section 4-8)
- Partnership compared with Co-ownership
- Company
- Joint Hindu Family Business
- Relations of Partner to one another (Section 9-17)
- Relations of Partners to third parties
- Including the Principle of "Holding Out",
- Minor admitted to the Benefits of Partnership (Section 18-30)
- Incoming and outgoing Partners (Section 31-38)
- Disolution of firms - (Section 39-55): Registration of Firm and Effects of Non-Registration (Section 56-71)

Unit – V: A. Sale of Goods

(Lecture-12)

- Concept of sale as a contract
- Essentials of contract of sale
- Effect and meaning of conditions and warranties in a sale
- Implied terms in contract of sale
- The rule of caveat emptor and the exceptions thereto under the Sale of Goods Act.
- Unpaid seller and his rights

B. Negotiable Instruments Act

- The concept
- Various kinds



- Essential requirements to make an instrument negotiable.
- Competent parties for making and negotiation
- Acceptance of the instrument.

Professional Skill development Activities (PSDA)

- Drafting of one document about indemnity/Guarantee/Agency
- Preparation of Partnership deed
- Preparation of Pleading of Negotiable Instruments
- Visit to Bank etc. for examination of documents

Statutory Material

1. Indian Contract Act. 1872 (Section 124-238)
2. Indian Partnership Act. 1932

Learning Outcomes: Upon successful completion of the course, the student:

- Will be able to understand The elements needed to make a valid Special contract.
- Will be able to understand The range of obligations and responsibilities found with a valid special contract And clear the concept of special Contracts, Sale of Goods, Partnership and Negotiable Instruments.

Book Recommended:

1. Anson's : Law of Contract.
2. Chaturvedi A.N. : Lectures on Indian Contract Act.
3. Desai S.T. : Indian Contract Act.
4. Pollock & Mulla : Indian Contract.
5. Avtar Singh : Law of Contract.
6. T.R. Desai : Contract, Sale of Goods and Partnership

