

Subject Code: LM15307DCE

Nuclear Technology: Dilemmas of Legal Controls

Unit 1: Development in Civilian Uses of Nuclear Energy

- 1.1. "Atoms For Peace" and International Atomic Energy Commission (IAEA)
- 1.2. The European Atomic Energy Community (EUROTAM)
- 1.3. Development of nuclear industry at a global level

- 1.4. India's overall energy needs and planning
- 1.5. India's Nuclear Energy Programme
- 1.6. The Atomic Energy Commission Act
- 1.7. Technology transfer and India's nuclear programme

Unit 2: Hazard Aspects of Nuclear Power

- 2.1 Plant Location: Problems of sites
- 2.2 Uranium mining associated hazards

- 2.3 Accidents Potential: e.g. fuel failure, re-circulation pump failures, control valve leaks, failure of shut-down device, metal failure, of electronic monitoring and control systems.
- 2.4 Containment facilities
- 2.5 Occupational hazards for workers at research institutes and nuclear plants
- 2.6 The Regime of legal liability including:
 - 2.6.1 Right to information as to levels of radioactivity
 - 2.6.2 Right to compensation
 - 2.6.3 Right to meaningful "rehabilitation"

Unit 3 Legal Aspects

- 3.1. Secrecy
- 3.2. Minimum public participation
- 3.3. Right to information
- 3.4. Regimes of liability for mass disasters and personal injuries
- 3.5. Environmental: Law regulation of the hazardous aspects of nuclear energy production

Select bibliography

1. Rath, Johannes, Monique Ischi, and Dana Perkins. "Evolution of Different Dual-use Concepts in International and National Law and Its Implications on Research Ethics and Governance." *Science and engineering ethics* (2014): 1-22.
2. Levinson, Daryl J. "Incapacitating the State." Available at SSRN (2014).
3. Fry, James D. *Legal Resolution of Nuclear Non-Proliferation Disputes*. Cambridge University Press, 2013.
4. Nye, Joseph S. "From bombs to bytes: Can our nuclear history inform our cyber future?." *Bulletin of the Atomic Scientists* 69.5 (2013): 8-14.
5. Lawrence, W., and S. Prabhakar. "India's Double Jeopardy–Nuclear Threats and Violent Asymmetric Conflict: Issues and Dilemmas in a Turbulent Region." *Contributions to Conflict Management, Peace Economics and Development* 21 (2013): 35-50.
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7. Christman, Ben. "Environmental Discourses in Public and International Law." *Journal of Environmental Policy & Planning* 15.4 (2013): 579-581.
8. Doyle, I. I., and E. Thomas. "Liberal democracy and nuclear despotism: two ethical foreign policy dilemmas." *Ethics & Global Politics* 6.3 (2013).

In addition to official documents (e.g., Report of the DAE and Regulative Texts, consult, Centre for Science and Environment, *The State of India's environment : 1984-1985 : The Second Citizen's Report* (1985) Also see relevant articles in *Economic and Political Weekly*; and the recent Supreme Court decision on the EEC radioactive butter case

Subject Code: LM15306DCE

Subject: Law of the Sea

Unit 1 – Introduction to the Law of the Sea and Maritime Frontiers

- 1.1. Maritime Law: Basic Concepts and Principles.
- 1.2. Evolution of Maritime Law: Contributions of Seldon, Grotius and Bynkershock.
- 1.3. Evolution of Maritime Law: International and Regional Developments.

Unit 2 – United Nations Convention on Law of Sea

- 2.1. United Nations Conferences on the Law of the Sea.
- 2.2. Territorial Waters: Definitions, Basic Principles and Rights & Duties of States.
- 2.3. Contiguous Zone: Definitions, Basic Principles and Rights & Duties of States.
- 2.4. Exclusive Economic Zone: Definition, Basic Principles and Rights & Duties of States.
- 2.5. Principles for Determination of Maritime Frontiers and Boundaries under the Customary and Conventional Law.
- 2.6. Exploration of Deep Sea-Bed Resources

Unit 3– Law of Sea: Challenges

- 3.1 Sea as a Common Heritage of Mankind – The Future of Law of the Sea.
- 3.2. Land Locked States and the Law of the Sea.
- 3.3. Nuclear Weapons and the Law of the Sea.
- 3.4. International Sea Tribunal to Settle Disputes.

Select bibliography

1. Orrego Vicuna, The Changing International Law of the High seas Fisheries (1999), Cambridge
2. Ian Brownlie, Principles of Public International Law (1998), Clarendon press, Oxford.
3. P. Chandrasekhar Rao, The New law of Maritime Zones (1983) Miling Publications, New Delhi
4. Samir Mankababy, The International Shipping Rules (1986), Croom Helm, London
5. Nagendra Singh, International Maritime law Conventions, Vol.I Navigation (1983) Stevens & Maxwell, London.
6. Myron H. Nordquist and John Norton Moor (eds.), Ocean Policy – New Institutions, Challenges and Opportunities (1999), Kluwer
7. R.P. Anand, Law of the Sea,. Caracas and beyond (1978)
8. D.W. Bowett, Law of the Sea
9. D.W. Bowett, Legal Regime of Islands in International Law
10. John Colombos, International Law of The Sea (1962)

11. J.H. Hargrove, Who Protects the Ocean: Environment and the Development of the Law of the Sea
12. DevendraKaushik, Indian Ocean Towards a Peace Zone (1983)
13. Myres S. McDougal and W. Burke, The Public Order of the Oceans (1962)
14. D.P. P'Connel, International Law of the Sea, Vols. 1 & 11 (1982)

Subject Code: LM15312DCE

Subject: Social Security Law

Unit 1. Social Security : Introduction and Constitutional Perspectives

- 1.1. Meaning
- 1.2. Distinction with labour welfare
- 1.3. Modality: social prescription, social assistance and social insurance
- 1.4. Labour social security as part of the general social security in the welfare state
- 1.5. Constitutional Perspectives
 - 1.5.1 Fundamental Rights : realization of the rights through meaningful social security measures: right to life, the wider dimensions
 - 1.5.2 Right to adequate means of livelihood, free legal aid, public assistance in cases of unemployment, old age, sickness and disablement, maternity relief
- 1.6. Judicial interpretation of the expression "arising out of and in the course of employment"
- 1.7. Employees' state insurance benefits: an improvement over workmen's compensation

Unit 2 Social Security: Law and Practices, the Comparative Perspectives

- 2.1. The United Kingdom
- 2.2. The United States
- 2.3. International Norms on social security for labour

Unit 3 Towards an Ideal Social Security Scheme: the Futuristic

- 3.1. Comprehensive and integrated social security: an utopian concept or a pragmatic approach?
- 3.1.1. Funding
- 3.1.2. Benefits and beneficiaries
- 3.2. Role of trade unions
- 3.2.1. Social security clauses in collective agreements
- 3.2.2. Trade union schemes with its own fund

Select Bibliography

1. R.N.Choudhry, Commentary on the Workmen's Compensation Act 1923 (2000), Orient
2. S.C. Srivastava, Social Security and Labour Laws (1985).
3. R.W. Rideout Principles of Labour Law (1988), Chs. 12,13.
4. H.K. Saharay, Industrial and labour Laws of India (1987) Chs. 7 and 8.
5. Munkman, Employers' Liability (1985), Chs. 1, 2, 3, 22 and 23.
6. Harry Calvert, Social Security Laws (1978)
7. Reports of the National Commission on Labour 1969 (relevant portions)
8. Neeru Sehgal, "Employment of Women and Reproductive Hazards in Workplace", 29 J.I.LI 201 (1987)
9. Prakash Sinha, "Quality of Working Life and Quality of Life", (1982) Indian Journal of Industrial Relations, p. 373
10. Mallik Jyotsna Nath, "Workmen's compensation Act and some Problems of Procedure", 3 J.I.L.I 131 (1961).
11. V.R. Bhattacharya, Some Aspects of Social Security Measures in India (1970).
12. Scruggs, Lyle, and Christian Zimmermann. "Implementation of the Human Right to Social Security around the World: A Preliminary Analysis of National Social Protections Laws." The State of Economic and Social Human Rights: A Global Overview (2013): 117.
13. Social Security Administration. "Historical background and development of social security." (2013).
14. Kauppi, Niilo, and Mikael Rask Madsen, eds. Transnational power elites: the new professionals of governance, law and security. Routledge, 2013.
15. Kim, Catherine. "Posthumously Conceived Children And Their Social Security Benefits Based On State Intestacy Law: How Astrue v. Capato Changes Future Social Security Benefits As Technology Advances." *Loyola of Los Angeles Law Review* 46.3 (2013): 1141.

Subject Code: LM15308DCE

Subject: Science, Technology and Human Rights

Unit 1. Implication of Development of Science and Technology on Human Rights

- 1.1. Right to environment in the development of science and technology
- 1.2. Right to development in the advancement of science and technology
- 1.3. Right to human health and impact of developments in medical sciences

Unit 2. Medicine and the Law

- 2.1. Organ transplantation
- 2.2. Experimentation on human beings
- 2.3. Euthanasia (mercy killing)
- 2.4. Gene therapy

Unit 3. Issue of Human Rights Ethics in Scientific and Technological Development

- 3.1. Sex determination test
- 3.2. Induced abortion
- 3.3. Reproductive technology
- 3.4. Cloning
- 3.5. Invitro fertilization

- 3.6. Artificial insemination
- 3.7. Surrogate motherhood
- 3.8. Impact of Scientific and Technological Progress on Human Rights: Normative Response of the International Community

- 3.8.1 Right to life
- 3.8.2 Right to privacy
- 3.8.3 Right to physical integrity
- 3.8.4 Right to information
- 3.8.4 Right to benefit from scientific and technological progress
- 3.8.5. Right to adequate standard of living

Selected bibliography

1. Diane Rowland, Elezabeth Macdonald, Information Technology Law, (1997).
2. Suresh T. Viswanathan, The Indian Cyber Law, (2000).
3. The International Dimensions of Cyberspace Law (2000), UNESCO Publication.
4. D.P.Mittal, Law of Information Technology (Cyber Law), (2000).
5. Michael Chissick, Alistair Kelman, Electronic Commerce, Law and Practice, (1999).
6. Adwin W. Patterson, Law in a Scientific Age, (1963)
7. Steve Jones, Borin VanLeon, Genetics for Beginners, (1993).
8. Weeramantry, C.G., Human Rights and Scientific and Technology Development, 1990
9. Kamenka, E., Ideas and Ideologies Human Rights (1978)
10. Galtung, Human Rights in Another Key, (1994)
11. Akbar, M.J., Roits After Riots, (1988)
12. Baxi, U. (ed.), Rights to be Human, (1986)
13. Kazmi, F., Human Rights, (1987)
14. Levin L., Human Rights, (1982)
15. Gromley W.P., Human Rights and Environment, (1976)
16. Madhavtirtha, Human Rights, (1953)
17. Beddard H., Human Rights and Europe, (1980)
18. Swarup J., Human Rights and Fundamental Freedoms, (1975)
19. Nagendra Singh, Human Rights and International Cooperation, (1969)
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21. Khare S.C., Human Rights and United Nations, (1977)
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24. Garling M., Human Rights Handbook, (1979)
25. Andrews J.A., Human Rights in Criminal Procedure, (1982)
26. Kalaiah A.B., Human Rights in International Law, (1986)
27. Menon, I. (ed.), Human Rights in International Law, (1985)
28. Robertson, A.B. (ed.), Human Rights in National and International Law, (1970)
29. Lauterpacht, E., International Law and Human Rights, (1968)
30. Robertson, E., Human Rights in the World, (1972)
31. Sohn, Lonis & Burgenthal, International Protection of Human Rights, (1973)
32. Baxi, U., "Human Rights, Accountability and Development", Indian Journal of International Law, 279, (1978)
33. Basu, D.D., Human Rights in Constitutional Law, (1994)
34. Macfarlane, L.J., The Theory and Practice of Human Rights, (1985)
35. Krishna Iyer, V.R., Human Rights - A Judge's Miscellany, (1995)
36. Rama Jois, M., Human Rights: Bharatiya Values, (1998)
37. Scharff, Robert C., and Val Dusek, eds. Philosophy of technology: The technological condition: An anthology. John Wiley & Sons, 2013.
38. Kapczynski, Amy. "Intellectual Property and Human Rights." (2013).
39. Nakamura, Lisa, and Peter Chow-White, eds. Race after the Internet. Routledge, 2013.
40. Baruch, Elaine, Amadeo F. D'Adamo, and Joni Seager. Embryos, ethics, and women's rights: Exploring the new reproductive technologies. Routledge, 2014.

Subject Code: LM15309DCE

Subject: International Humanitarian Law and Refugee Law

Unit 1. Humanization of Warfare.

- 1.1. Amelioration of the wounded and sick
 - 1.1.1. Armed forces in the field
- 1.1.2. Armed forces at sea
 - 1.1.2.1. The shipwrecked
- 1.2. Protection and facilities
 - 1.2.1. Prisoners of war
 - 1.2.2. Civilians in times of War
- 1.2.3. Cultural properties

Unit 2. Control of weapons

- 2.1. Conventional
- 2.2. Chemical
- 2.3. Biological
- 2.4. Nuclear

Unit 3 The Concept of refugees and Humanitarian Law

- 3.1. Definition of refugees and displaced persons - their problems
- 3.2. The UN Relief and Rehabilitation Administration and other International Refugee organizations : international protection.
- 3.3. Protection under national laws
- 3.4. Red Cross - Role
- 3.5. Strategies to combat refugee problem
- 3.5.1. Repatriation, resettlement local integration and rehabilitation.
- 3.5.2. UNHCR - role
- 3.5.3. UNHCR and India

Select bibliography

- 1. B.S.Chimni, International Refugee Law, (2000).
- 2. Jean Yves Calier, Who is a Refugee A Comparative Case Law Study, (1997)
- 3. Kelly Dawn Askin, War Crimes Against Women, (1997).
- 4. M.K.Balachandran, Rose Varghese, Introduction to International Humanitarian Law, (1997).
- 5. Guy S. Goodwin-Gill, The Refugee in International Law, (1996).
- 6. Veral Gowlland- Debbas, The Problem of Refugees in the Light of Contemporary International Law Issues, (1996).
- 7. Anti-personnel Landmines Friend or Foe?, International Committee of Red Cross, (1996).
- 8. Resettlement Handbook, The United Nations High Commissioner for Refugees.
- 9. James C. Hathaway, Hohn A. Dent, Refugee Rights: Report on a Comparative Survey, (1995)
- 10. Law, Refugee. "AUST, ANTHONY, Modern Treaty Law and Practice (3rd edn)[Cambridge University Press, Cambridge, 2013, 468pp, 978-1-107-68590-1,£ 75,(p/bk)] BYERS, MICHAEL, International Law and the Arctic [Cambridge University Press, Cambridge, 2013, 314pp, 978-1-107-04275-9,£ 60,(h/bk)] CARE, GEOFFREY, Migrants and the Courts: A Century of Trial and Error?[Ashgate Publishing." *ICLQ* 63 (2014): 243-245.
- 11. Matthews, Hannah. "The interaction between international human rights law and international humanitarian law: seeking the most effective protection for civilians in non-international armed conflicts." *The International Journal of Human Rights* 17.5-6 (2013): 633-645.
- 12. Danilovich, Alex, and Sabina Insebayeva. "International Humanitarian Law and Raison D'Etat: the Balance Sheet of Kazakhstan's Ratification of the Geneva Convention on Refugees." *International Journal of Refugee Law* 26.1 (2014): 112-129.
- 13. Bouchet-Saulnier, Françoise. *The practical guide to humanitarian law*. Rowman & Littlefield Publishers, 2013.
- 14. Chetail, Vincent. "International Migration Law." *OUP Catalogue* (2014).
- 15. Dinstein, Yoram. *Non-International Armed Conflicts in International Law*. Cambridge University Press, 2014.
- 16. Clapham, Andrew, and Paola Gaeta, eds. *The Oxford Handbook of International Law in Armed Conflict*. Oxford University Press, 2014.

Subject Code : LM15310DCE

Subject: Banking Law

Unit 1`

1.1.Introduction

1.1.1. Nature and development of Banking.

1.1.2 Functions of Banking

1.2. Global Banking institutions

1.3 The Banking (Regulation) Act, 1949. Its main provisions, social control, nationalization of Banks.

Unit 2

2.1.Bankers Customer Relationship

2.2. Negotiable Instruments: - Promisory note, Bill of exchange, cheque, dishonour, presentment. Holder and Holder in due course.

2.3. Bank and Garnishee, Attachment, set off.

Unit 3

3.1. Banker Guarantee

3.2. Letter of Credit.

3.3.SARFEASI Act

Selected Bibliography

1. Basu, A. Review of Current Banking Theory and Practise (1998) Mac millan

2. M. Hapgood (ed.), Pagets' Law of Banking (1989) Butterworths, London

3. R. Goode, Commercial Law, (1995) Penguin, London.

4. Ross Cranston, Principles of Banking Law (1997) Oxford.

5. L.C. Goyle, The Law of Banking and Bankers (1995) Eastern

6. M.L. Tannan, Tannan's Banking Law and Practice in India (1997) India Law House, New Delhi, 2 volumes

7. K.C. Shekhar, Banking Theory and Practice (1998) UBS Publisher Distributors Ltd. New Delhi.

8. M. Dasseesse, S. Isaacs and G. Pen, E.C. Banking Law, (1994) Lloyds of London Press, London

Subject Code; LM15303DCE
Subject: Comparative Criminal Law

Unit 1

- 1.1. Comparative study of the following areas under the English, Indian and American system of criminal jurisprudence.
- 1.2. The nature, purpose and the function of criminal law.
- 2.7 History and development of criminal law with special reference to:
 - 1.3.1. Early English criminal law
 - 1.3.2. Criminal law in ancient India
 - 1.3.3. Mohamadan criminal law
 - 1.3.4. Criminal law in modern India
 - i. Recent developments in criminal jurisprudence in India, England and America
 - b. Principles of criminal responsibility
 - 1.4.1. Actus reus
 - 1.4.2. Mens rea
 - 1.4.2.1. Different degrees of mens rea
 - 1.4.2.2. Intention---direct and oblique intention
 - 1. Difference between motive, intention and desire
 - c. Recklessness
 - 1.5.1 Cunningham recklessness
 - i. Cadwell recklessness
- 1.6. Negligence as a form of mens rea
- 1.7. Liability without fault
 - 1.7.1 Strict liability and vicarious liability

Unit 2

- a. Insanity
- b. Intoxication
- c. Right of private defence
- d. Abetment
- e. Criminal attempt
- f. Conspiracy
- g. Homicide ---murder and manslaughter
- h. The law relating to sexual assault
- i. Kidnapping and false imprisonment
- a. Euthanasia or mercy killing

Unit 3

- 3.1. Theft (Larceny)
- 3.2. Receiving stolen property
 - a. Extortion (blackmail)
 - b. Forgery
 - c. Robbery

Recommended Readings

- | | |
|------------------------------|--|
| (i) Turner | Russel on Crime |
| (ii) Kenny | Outlines of Criminal Law |
| (iii) Jerome Hall | General Principles of Criminal Law |
| (iv) Nigam | Law of Crimes in India |
| (v) Gaur K.D. | Cases and Materials on Criminal Law |
| (vi) Gaur H.S | Penal Law of India |
| (vii) Cross and Jones | Introduction to Criminal Law |
| (viii) Smith and Hogan | Criminal Law |
| (ix) 47 th Report | Law Commission of India |
| (x) Glanville William | Criminal Law |
| (xi) Reid | Criminal Law |
| (xii) Vernon Rich | Law and the administration of Justice. |

Subject Code: LM15313DCE

Subject: Law Relating to Wages and Monetary Benefits

Unit 1. Constitutional Perspectives on Wages

1. Constitutional Perspectives on Wages
 - 1.1. Denial of minimum wage as forced labour
 - 1.2. Constitutionalisation of legal rights: elevation of legal rights to fundamental rights
 - 1.2.1. The constitutional ideals
 - 1.2.1. Right to work
 - 1.2.2. Right to living wage
 - 1.2.3. Right to equal pay for equal work
 - 1.2.4. Workers participation in management: impact on wage determination

Unit 2 Theories and Facets of Wages

- 2.1 Theories of wages
 - 2.1.1. Wages, bonus and dearness allowance
 - 2.1.2 Basic wage
 - 2.1.3 Bonus as deferred wage or share of profits - eligibility
- 2.2. Allowances and concessions

- 2.2.1. House rent allowance
- 2.2.2. City compensatory allowance
- 2.2.3. Educational allowance
- 2.2.4. Conveyance allowance
- 2.2.5. Cash incentives: percentage on turn-over
- Medical allowance
- 2.2.5.1 Leave travel concessions
- 2.2.5.2. Free and subsidized food and products
- 2.2.5.3. Leave encashment
- 2.2.5.4. Overtime allowances

2.2.5.5 Low wages and high perks as a camouflaging stratagem of defeating ceiling on wages

2.3. Wage Differentials: Rational Policy or Unjust Practice?

i. Equality, honoured or violated?

2.3.2. Diminishing the differential: disincentive to initiative and productivity or elimination of irrational disparity in remuneration?

2.3.3 Inter-industry, intra-industry and regional factors

- 2.3.4 Private sector - public sector difference in wages - government servants
- 2.3.5 Capacity of industry and wage fixation
- 2.3.6 Wages, Price and Tax
- 2.3.7 Increase of wages - impact on price
- 2.3.8 Increase in price - impact on wages

Unit 3 National Wage Policy: Problem and Perspectives + International Standardization

- 3.1. National wage policy
- 3.2. Need for integrated approach: income, price and wage
- 3.3. Problems of mixed economy
 - 3.3.1. Capital intensive sector
 - 3.3.2. Labour intensive sector
- 3.4. Wages in Mult-national corporations: impact of globalisation
- 3.5. Role of ILO: conventions and recommendations relating to wages

Selected bibliography

1. O.P. Malhotra, Law of industrial Disputes (1999)
2. R.R. Singh, Labour Economics Chs. 6, 7, 8 and 9 (1971)
3. G.L- Kothari, Wages, Dearness Allowances and Bonus (1968)
4. Y.B. Singh, Industrial Labour in India Part I, (1960)
5. V.V.Giri, Labour Problem in Indian Industry Ch. 6 (1972)
6. Report of the National Commission on Labour 1969 (Relevant Portions)
7. International Labour Office, Wages (1968)
8. International Labour Office, Wage Fixing (1981)
9. International Labour Office, Minimum Wage Fixing (1981)
10. Suresh C. Srivastava, "Payment or Dearness Allowance to Industrial Workers in India" 15 J.I.L.I. 444 (1973)
11. Suresh C. Srivastava, "Machinery for Fixation of Minimum Wage of Sweated Labour in India -Problems and Prospects" 23 J.I.L.I. 495 (1981)
12. R.D. Agarwal, Dynamics of Labour Relations in India (1972)
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14. Madhuri G. Seth, "Bonus in Equity Perspective", 15 Indian Journal of Industrial Relations 119 (1979)
15. Deepak Lal, Theories of Industrial Wage Structures: A Review" 15 Indian Journal of Industrial Relations 167 (1979)
16. C. Mani Sastry, "Wage Structure and Regional Labour Market", 21 Indian Journal of Industrial Relations 344 (1985)
17. Suresh C. Srivastava, "Payment of Dearness Allowance to Industrial Workers in India: The Judicial Approach", 15 J.I.L.I 444 (1973).
18. R.L. Chawla, "Wage Policy and Industrial Relations. A Brazilian Case Study", 17 Indian Journal of Industrial Relations 27 (1981)
19. Mamorsky, Jeffrey D. Employee Benefits Law: ERISA and Beyond. Law Journal Press, 2013.
20. Vaughan-Whitehead, Daniel. "How 'Fair' Are Wage Practices along the Supply Chain? A Global Assessment1." Towards Better Work: Understanding Labour in Apparel Global Value Chains (2014): 68.
21. Gould IV, William B. A primer on American labor law. Cambridge University Press, 2013.
22. Ghosheh, Najati. Wage protection legislation in Africa. ILO, 2013.

Subject Code: LM15317DCE

Sub: Local Self Government

Unit-I

- 1.1 Early period : Historical perspective
- 1.2 Panchayat in Pre-Independence
- 1.3 Post- independence period
- 1.4 Municipalities and corporation
- 1.5 Regulations and Bye-laws
- 1.6 Grass-root planning
- 1.7 Conflict between Constitutional provisions & State Acts
- 1.8 Judicial & Quasi Judicial Powers of the Local Bodies

UNIT-2

- 2.1 Gram swaraj: The Gandhian concept
- 2.2 Constitutional Scheme
- 2.3 Directive Principles
- 2.4 Constitutional -73rd & 74th Amendments
- 2.5 Structure & powers of Local Bodies

UNIT-3

- 3.1 Rule –making powers of state Govt vis- à-vis local Govt
- 3.2 Financial Powers & resources
- 3.3 Conduct of Meetings: Panchayat , committee, Gram sabha, and Municipal Council, Panchayat Boards, Municipal corporations
- 3.4 Institutional & Judicial Control

Selected Bibliography

- Friedman, The State and the Rule of Law in a Mixed Economy
- Neville L. Brown and J.F. Garner, French Administrative Law
- Dicey, Introduction to the Law of the Constitution,
- Ivor Jennings, Law and the Constitution
- Schwartz & Wade, Legal Control of Government
- Davis, Discretionary Justice
- Jain & Jain, Principles of Administrative Law (1986), Tripathi, Bombay
- De Smith, Judicial Review of Administrative Action (1995)
- Indian Law Institute, Government Regulation of Private
- W. Thornhill (ed.), The Growth and Reform of English Local Self-government (1971), Weidenfeld and Nierlson, London
- Radhakumud Mookerji, Local Government in Ancient India (1985), Daya Publishing Delhi.

- M. Venketarangaiya & M. Pattabhiram, Local Government in India (1969) Allied, New Delhi.
- Shuman, Michael. Going local: Creating self-reliant communities in a global age. Routledge, 2013.
- Price, Zachary S. "Dividing Sovereignty in Tribal and Territorial Criminal Jurisdiction." Columbia Law Review (2013): 657-732.
- Faguet, Jean-Paul. "Decentralization and governance." World Development 53 (2014): 2-13.

Subject Code: LM15315DCE

Subject: Biological Diversity and Legal Order

Unit 1. Bio-diversity

- 1.1. Meaning, Biodiversity in Decline
- 1.2. Need for protection of bio-diversity
- 1.3. Dependence of human life on the existence in flora and fauna
- 1.4. Significance of wild life
- 1.5. Forest Produce-Medicinal plants
- 1.6. Plant and micro-organism
- 1.7. Forest Dwellers and the Law

Unit 2. Biodiversity and Legal Regulation

- 2.1. The UN Convention on Biological Diversity, 1992, Nagoya Protocol 2010
- 2.2. The CITES, 1972
- 2.3. The Ramsar Convention, 1971
- 2.4. The World Heritage Convention, 1972
- 2.5. The Convention on Conservation of Migratory Species of Wild Animals, 1979
- 2.6. Development Projects and Destruction of Biodiversity - Concept of Sustainable Development

Unit 3 The Biological Diversity Act, 2002

- 3.1. National Biodiversity Authority – Composition, Powers and Functions
- 3.2. State Biodiversity Board – Composition, Powers and Functions
- 3.3. Regulation of Access to Biodiversity
- 3.4. Traditional Knowledge
- 3.5. Biodiversity Heritage Sites/Biodiversity Fund
- 3.6. Utilization of flora and fauna for bio-medical purposes by Multi-national corporations: Problems of control
- 3.7. Indigenous Communities and Biodiversity Conservation

Selected bibliography

1. Arjun Prasad Nagore, Bibliological Diversity and International Environmental Law (1996) A.P.H. Publishing Corporation, New Delhi.
2. Project Large, Plant Variety Protection and Plant Biotechnology - Options for India (1999), Allied.
3. M.S. Swaminathan, Genetic Conservation: Microbes to Man, Presidential Address at XV International Congress of Genetics, New Delhi, India, December 12-21, 1983
4. Wild Genetic Resources, Earthscan Press Briefing Document No.33, Earthscan, London (1982).
5. K.L.Mehta and R.L. Arora, Plant Genetic Resources of India; their Diversity and Conservation (1982), National Bureau of Plant Genetic Resources, New Delhi.
6. P.N. Bhat et.al., Animal Genetic Resources in India (1981)

7. P.N. Bhat, "Conservation of Animal Genetic Resources in India, "Animal Genetic Resources, Conservation and Management FAO, Rome, (1981).
8. Glenn, H. Patrick. Legal traditions of the world: Sustainable diversity in law. Oxford University Press, 2014.
9. Swanson, Timothy. Global action for biodiversity: an international framework for implementing the convention on biological diversity. Routledge, 2013.
10. Ban, Natalie C., et al. "Systematic conservation planning: a better recipe for managing the high seas for biodiversity conservation and sustainable use." Conservation Letters 7.1 (2014): 41-54.
11. Elbakidze, Marine, et al. "Legal framework for biosphere reserves as learning sites for sustainable development: A comparative analysis of Ukraine and Sweden." Ambio 42.2 (2013): 174-187.
12. Houghton, Katherine. "Identifying new pathways for ocean governance: the role of legal principles in areas beyond national jurisdiction." Marine Policy (2014).

Subject Code: LM15316DCE

Subject: Constitutionalism: Pluralism and Federalism

Unit 1. Constitutionalism

- 1.1 Authoritarianism – Dictatorship
- 1.2 Democracy- Communism
- 1.3 Limited Government- Concept- Limitations on Government Power.
- 1.4 What is a Constitution?
- 1.5 Development of a Democratic Government in England-Historical evolution of Constitutional Government.
- 1.6 Conventions of Constitutionalism – Law and Conventions.

- 1.7 Written Constitutions: USA, Canada, Australia, Sweden, South Africa and India.

Unit 2

- 2.1 Rule of Law: Concept and new horizons
- 2.2 Separation of powers: Montesquieu

- 2.3 Forms of Government
 - 2.3.1. Federal & Unitary
 - 2.3.2. Parliamentary and Presidential
- 2.4 Federal Principle
- 2.5 Judicial Review
- 2.6 New Trends in Federalism
- 2.7 Dynamic of Federalism

Unit 3 Pluralism and International Concern

- 3.1 International Declaration on Human Rights
- 3.2 Convention against Genocide
- 3.3 Protection of Religious, Ethnic and Religious Minorities
- 3.4 State intervention for protection of Human Rights

- 3.5 Right of Self Determination.

Selected Bibliography

- 1. Upendra Baxi, "Law, Democracy and Human Rights"- 5 Lokayan Bulletin 4 (1987)
- 2. V.M. Dandekar "Unitary Elements in a Federal Constitution" 22 E.P.W. 1865 (1988)
- 3. Rajeev Dhavan, "The Press and the Constitutional Guarantee of Free Speech and Expression" 28 J.I.L.I. 299 (1986)
- 4. M.A. Fazal "Drafting A British Bill of Rights" 27 J.I.L.I. 423 (1985)

5. M.P. Jain Indian Constitutional Law (1994), Wadhwa.
6. Jagat Narain "Judicial Law Making and the Place of the Directive Principles in the Indian Constitution," J.I.L.I. 198 (1985).
7. Rhett Ludwikowski, "Judicial Review in the socialist Legal Systems: Current Development" 37 I.C.L.D. 89-108 (1988)
8. S.P. Sathe, Fundamental Rights and Amendment of the Indian Constitution, (1968)
9. H.M. Seervai, Constitutional Law of India (1993), Tripathi, Bomaby.
10. Students should consult relevant volumes of the Annual Survey of Indian Law published by the Indian Law Institute
11. Berman, Paul Schiff. "Beyond Nation-State Constitutions: The Move To The" Societal" And To The" Transnational": Jurisgenerative Constitutionalism: Procedural Principles for Managing Global Legal Pluralism." Ind. J. Global Leg. Stud. 20 (2013): 665-1445.
12. Sweet, Alec Stone. "The Structure of constitutional pluralism: Review of Nico Krisch, Beyond Constitutionalism: The Pluralist Structure of Post-National Law." *International journal of constitutional law* 11.2 (2013): 491-500.
13. Berman, Paul Schiff. "Jurisgenerative Constitutionalism: Deriving Procedural Principles for Managing Global Legal Pluralism." (2013).
14. Krisch, Nico. "Constitutionalism and pluralism A reply to Alec Stone Sweet." *International journal of constitutional law* 11.2 (2013): 501-505.
15. Koskeniemi, Martti. "Globalization and Sovereignty. Rethinking Legality, Legitimacy and Constitutionalism." *International Journal of Constitutional Law* 11.3 (2013): 818-822.
16. Stone Sweet, Alec. "The Structure of Constitutional Pluralism." *International Journal of Constitutional Law* 11.2 (2013): 491-500.
17. Pauwelyn, Joost. "Nico Krisch, Beyond Constitutionalism, The Pluralist Structure of Postnational Law." *European Yearbook of International Economic Law (EYIEL)*, Vol. 4 (2013). Springer Berlin Heidelberg, 2013. 575-581.

Subject Code: LM15304DCE

Subject: Penology: Treatment Of Offenders

Unit 1

- 1.1. Definition of Penology
- 1.2. Retribution
- 1.3. Utilitarian prevention: Deterrence
- 1.4. Utilitarian: Intimidation
- 1.5. Behavioural prevention: Incapacitation
- 1.6. Behavioural prevention: Rehabilitation - Expiation
- 1.7. Classical Hindu and Islamic approaches to punishment.

Unit 2 Sentencing

- 2.1. Principal types of sentences in the Penal Code and special laws
- 2.2. Sentencing in white collar crime
- 2.3. Pre-sentence hearing
- 2.4. Sentencing for habitual offender
- 2.5. Summary punishment
- 2.6. Plea-bargaining
- 2.7. Approaches to Sentencing
- 2.8. Constitutionality of Capital Punishment
- 2.9. Judicial Attitudes Towards Capital Punishment in India - An inquiry through the Statute law and case law.
- 2.10 Law Reform Proposals

2.11 Alternatives to Imprisonment

2.11.1 Probation

2.11.2 Corrective labour

2.11.3 Fines

2.11.4 Collective fines

2.11.5 Reparation by the offender/by the court

Unit 3 : Imprisonment

- 3.1. The state of India's jails today
- 3.2.. The disciplinary regime of Indian prisons
- 3.3. Classification of prisoners
- 3.4. Rights of prisoner and duties of custodial staff.
- 3.5. Deviance by custodial staff
- 3.6. Open prisons
- 3.7. Judicial surveillance - basis - development reforms

Select bibliography

1. S. Chhabbra, *The Quantum of Punishment in Criminal Law* (1970),

2. H.L.A. Hart, Punishment and Responsibility (1968)
 3. Herbert L. Packer, The Limits of Criminal Sanction (1968)
 4. Alf Ross, On Guilt, Responsibility and Punishment (1975)
 1. ue, Criminology (1984) Eastern, Lucknow.
 2. Law Commission of India, Forty-Second Report Ch. 3 (1971)
 3. K.S. Shukla, "Sociology of Deviant Behaviour" in 3 ICSSR Survey of Sociology and Social Anthropology 1969-179 (1986)
 4. Tapas Kumar Banerjee, Background to Indian Criminal Law (1990), R.Campray & Co., Calcutta.
- Fitz, Lincoln Gustav.

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5. Arkar, Madhulina. "Rights and Duties of Prisoners: An Overview about the Global Aspect with Special Emphasis on India." *International Journal of Innovative Research and Development* 3.10 (2014).
6. Herzog-Evans, Martine. "What's in a name: Penological and institutional connotations of probation officers' labelling in Europe." *Published 3 times a year* (2013): 121.
7. Siddiq SNACKEN, SONJA, and DIRK VAN ZYL SMIT. "Distinctive Features of European Penology and Penal Policy-Making." *European Penology?*

Subject Code: LM15314DCE

Subject: Environment and International Legal Order

Unit 1 International Obligations towards Sustainable Development

- 1.1. International financing policy
- 1.2. World environment fund
- 1.3. Global Environmental Facility (GEF)
- 1.3.1 International co-operation
- 1.3.2 Poverty alleviation

Unit 2 Global Environmental Issues and the International Legal Order

- 2.1. Green House Effect, Global Warming
 - 2.1.1. Climate Change Convention, Kyoto Protocol and After
- 2.2. Ozone Depletion
 - 2.2.1. Vienna Convention, Montreal Protocol and After
- 2.3. Pollution from ships
- 2.4 Oil pollution
- 2.3. Nuclear Accidents
- 2.4. Acid rain
- 2.5. Space pollution
- 2.6. Marine Resources and the conservation

Unit 3 .Control of Multinational Corporations and Containment of Environmental Hazards

- 3.1. Problems of liability and control mechanisms
- 3.2. Disaster management at international level
- 3.3. Monopoly of biotechnology by MNCs
- 3.4. Disposal and Dumping of Hazardous Wastes: Basel convention and after

Selected bibliography

- 1 .PriyaKanjjanTrivedi, International Environmental Laws (1996), A.P.H. Publishing Corporation, New Delhi.
- 2.Sir Elworthy and Jane Holder, Environmental Protection: Text and Materials (1997), Butterworths
- 3. Nathali L.T.J. Horbach, Contemporary Developments in Nuclear Energy Law (1999), Kluwer.
- 4. HenrickRingbom (ed.), Competing Norms in the Law of Marine Environmental Protection (1997), Kluwer.
- 5. ClausBosselmann and Benjamin J. Richardson, Environmental Justice and Market Mechanism (1999), Kluwer.
- 6. Jean-Pierre Beurier, New Tehnologies and Law of Marine Environment (2000), Kluwer.
- 7. Richard L.Reversz et.al. (eds.) Environmental Law, the Economy and Sustainable Development (2000), Cambridge.
- 8.DovorVidas, Protecting the Polar Marine Environment (2000), Cambridge.
- 9.AynsleyKellor, International Toxic Risk Management (1999), Cambridge.
- 10.ZhiguoGao, Environmental Regulation of Oil and Gas (1998), Kluwer.

Subject Code: LM15318DCE

Subject: Marriage and Divorces in the conflict of Laws

Unit 1 1.1 Concept of Conflict of Laws

1.2 Marriage in the conflict of Laws

1.3 Domicile and its impact on marriage laws

1.4 Marriage choice between laws of place of celebration and law of domicile

Unit 2

2.1 Divorce in the Conflict of Laws

2.2 Domicile & its impact on divorce

Unit 3

3.1 Conversion & Conflict of Laws

3.2 Effect of matrimonial rights

Selected Bibliography

1. Paras Diwan Indian and English Private International Law (1988)
2. Pearl, David Inter-Personal Conflict of Laws-India, Pakistan and Bangladesh (1981, London)
3. Kumud Desai India Law of Marriage and Divorce (1993)
4. Cheshire and North Private International Law (edited by North and J.J.Faweelt, 1992)
5. Morris The Conflict of Laws (edited by S.D.MC Clean, 1993)
6. Bajpai, Asha. "Across the High Seas Abuse, Desertion, and Violence in Transnational Marriages in India." *Violence against women* 19.10 (2013): 1246-1262.
7. Payne, Joshua. "Taking Your Religion to Court: Exploring the Conflict Between the Capacity of the Individual to Fully Function Within the Family and the Capacity of the Religious Group to Define Itself." (2013).
8. Witte Jr, John, and Joel A. Nichols. "Who Governs the Family: Marriage as a New Test Case of Overlapping Jurisdictions." (2013).

Subject Code: - LM15401DCE

Subject: Comparative Criminal Procedure

Unit 1 Organisation of Courts, Prosecuting Agencies and Pre-trial Procedures

- 1.1. Hierarchy of criminal courts and their jurisdiction
- 1.2. Organisation of prosecuting agencies for prosecuting criminals
- 1.3. Withdrawal of prosecution.

- 1.4 Arrest and questioning of the accused
- 1.5. The rights of the accused
- 1.6 The evidentiary value of statements / articles seized / collected by the police
- 1.7. Right to counsel
- 1.8. Roles of the prosecutor and the judicial officer in investigation.

Unit 2: . Trial Procedures

- 2.1. The accusatory system of trial and the inquisitorial system
- 2.2. Role of the judge, the prosecutor and defence attorney in the trial
- 2.3. Admissibility and inadmissibility of evidence
- 2.4. Expert evidence
- 2.5. Appeal of the court in awarding appropriate punishment.
- 2.6. Plea bargaining

Unit 3 Correction and Aftercare services

- 3.1. Institutional correction of the offenders
- 3.2. General comparison - After - care services in India and France

- 3.3. The role of the court in correctional programmes in India.

Unit 4 Preventive Measures in India and Public Interest Litigation

- 4.1. Provisions in the Criminal Procedure Code
4.2. Special enactments
4.3. Directions for criminal prosecution in Public Interest Litigation

Select bibliography

1. Celia Hampton, Criminal Procedure
2. Wilkins and Cross, Outline of the Law of Evidence
3. Archbold, Pleading, Evidence and Practice in Criminal Cases
4. Sarkar, Law of Evidence
5. K.N.Chandrasekharan Pillai(ed.), R.V. Kelkar's Outlines of Criminal Procedure (2000), Eastern, Lucknow.
6. Patric Devlin, The Criminal Prosecution in England
7. American Series of Foreign Penal Codes Criminal Procedure Code of People's Republic of China.
8. John N. Ferdico, Criminal Procedure (1996), West
9. Sanders & Young, Criminal Justice (1994)
10. Christina Van Den Wyngart, Criminal Procedure Systems in European Community Joel Samaha, Criminal Procedure (1997), West Criminal Procedure Code, 1973
11. The French Code of Criminal Procedure,
12. 14th and 41st Reports of Indian Law Commission.
13. The Paper will be taught with reference, wherever necessary, to the procedures in India, England, US France, Russia and China

Subject Code: LM15402DCE

International Trade Law

Unit- 1 : International Sale of Goods

1. Standard Trade Terms
- 1.1. Formulation of Contract
- 1.2. Performance of the Contract
- 1.3. Acceptance and Rejection of Goods
- 1.4. The Vienna Convention on the International Sale of Goods 1980

Unit- 2: Transportation of Cargo

- 2.1. Transportation of Goods by sea charter parties
- 2.2. Bills of Lading
- 2.3. Hambury and Rotterdam Rules
- 2.4. Liability of the carrier
- 2.5. Carriage of Goods, by Air
- 2.5.1. Warsaw system
- 2.5.2. Documentary Responsibilities
- 2.5.3. Air way bill and negotiability
- 2.5.4. Carrier Liability

Unit- 3

- 3.1. International Carriage of Goods by Rail
- 3.1.1. Carriers' responsibilities and liabilities
- 3.1.2. Carrier Rights
- 3.2. Doctrine of Constructing
- 3.3. Responsibilities and Rights of consignor and consignee
- 3.4. Carriage of Goods by---
- 3.5. Application of CMR
- 3.6. Carriers' Liabilities and Rights

Unit-:4 Dispute Resolution

- 4.1. Civil Jurisdiction
- 4.2. Choice of Law
- 4.3. International Commercial arbitration
- 4.4. Foreign Judgement and Arbitral Awards and their enforcement
- 4.5. Mediation: Indian and EU directives on Mediation in civil and commercial matters
- 4.6. WTO , Procedure for dispute resolution.

Selected Bibliography

1. John H. Jackson – The Jurisprudence of GATT and the WTO, Cambridge University Press, 2000.
2. John H. Jackson – The World Trading System, The MIT Press, Cambridge 1998.
3. Bhagirath Lal Das – The World Trade Organisation, Earthworm Books 1999.
4. Clive M. Schmitthoff- The Law and Practice of International Trade, 10th edition, 2000.

5. Albert Jan Van den Berg- The New York Arbitration Convention 1958 towards a uniform judicial interpretation.
6. Arun Goyal- WTO in the New Millennium, 4th edition. 2000.
7. Christopher Arup- The New World Trade Organization Agreements. Cambridge University Press, 2000.
8. International Legal Materials - 33 ILM 13 (1994).

Subject Code: LM15403DCE

Subject: National Security, Public Order, and Rule of Law

Unit 1. National Security, Public Orders and Rule of Law

- 1.1. Emergency Detention in England - Civil Liberties
- 1.1.1. Subjective satisfaction or objective assessment?
- 1.2. Pre-Independence law.
- 1.3. Preventive Detention and Indian Constitution

- 1.3.1. Article 22 of the Constitution
- 1.3.2 Preventive Detention and Safeguards
- 1.3.3 Declaration of Emergencies
- 1.3.4 1962, 1965 and 1970 Emergencies
- 13.5 1975 Emergency

Unit 2 Exceptional Legislation

- 2.1. COFEPOSA and other legislation to curb economic offenders
- 2.2. TADA: "the draconian law"-comments of NHRC
- 2.3. Special courts and tribunals
 - a. Due process and special legislation
- 2.5 Martial Law
 - 2.5.1 Provisions in English Law
 - 2.5.2 Provisions in the Constitution

Unit 3 Civil Liberties and Emergency

- 3.1. Article 19
- 3.2. Meaning of "Security of State"
- 3.3 Meaning of "Public Order"
- 3.4. Suspension of Article 19 rights on declaration of emergency
- 3.5. President's Right to suspend right to move any court
- 3.6Article 21 - special importance - its non-suspendability
- 3.7. Suspendability -44th amendment

Unit 4 Access to Courts and Emergency

- 4.1. Article 359: ups and downs of judicial review
- 4.2. Constitution (Forty-fourth), Amendment Act, 1978.
- 4.3. Constitution (Fifty-ninth) Amendment Act,. 1988

Select bibliography

(i) G.O. Koppell "The Emergency, The Courts and Indian Democracy" 8 J.I.L.I. 287 (1966)

H.M. Seervai, The Emergency, Future Safeguards and the habeas Corpus: A

(ii) Criticism (1978)

(iii) International Commission of Jurists, Status of Emergency and Human Rights (1984)

(iv) N.C. Chatterji and ParameshwarRao, Emergency and the Law (1966).

Subject Code: LM15404DCE

Subject Code: LM15404DCE

Hindu Law

Unit 1: Sources & Schools of Hindu Law

1.1 Sources of Hindu Law

1.2 Schools of Hindu Law

Unit 2: Marriage and Joint Hindu Family

2.1 Marriage and Joint Hindu Family

2.2 Matrimonial Causes

a) Nullity of Marriage

b) Separation

2.3 The Mitakshara Joint Family

Unit 3: Guardianship

3.1 Guardianship

a. Adoption

Unit 4: Succession & Maintenance

4.1. Maintenance

4.2. Succession

Suggested Readings:

- | | |
|---------------------|-------------------------------|
| 1. S.T.Desai | Mulla Principles of Hindu Law |
| 2. ParasDiwan | Hindu Law |
| 3. Nandan | Hindu Law |
| 4. Saski | Hindu Law Digest |
| 5. Dr. Sir Hari | The Hindu Code |
| 6. Dr. TahirMahmood | Hindu Law |

Subject Code: LM15405DCE
Islamic Legal System-II

Unit 1: Islamic Law and Human Rights

Unit 2: Pluralism in Islamic Law

Unit 3: Islam and Democracy

Unit 4: Scope and Impact of Islamic Law in India

Suggested Readings:

- | | | |
|-------|----------------------------|---|
| i. | Dr. Raiz ul Hassan Gillani | The Reconstruction of Legal Thoughts in Islam (Delhi 1982) |
| ii. | Hamid ullah | Muslim Conduct of State (Lahore 1977) |
| iii. | Maududi | Islamic Law and Constitution (Lahore 1979) |
| iv. | Robbert D. | Baird Religion and Law in Independent India (Delhi 1993) |
| v. | Tahir Mahmood | Muslim Personal Law-Role of the state in the Indian Continent (2 nd ed, Nagpur 1998) |
| vi. | Dippman and others | Islamic Criminal Law and Procedure (Prager 1988) |
| vii. | Majid Khadduri | War and Peace in the Law of Islam , Washington Middle East Institute 1955 |
| viii. | Oudah Abdul Quadir | Criminal Law of Islam |

Subject: Public Utilities Law
Subject Code: LM15408DCE

Unit 1 Public Utilities

- 1.1. Railways, Electricity, Gas, Road Transport, telephone, post and telegraph service, Police, Fire Brigade, Banking service, etc.
- 1.2. Growth and evolution of public utilities and their legislation
- 1.3. Public Utilities - Why Government Monopoly?
 - 1.3.1 Government and Parliamentary Control
 - 1.3.2 Constitutional division of power to legislate.

Unit 2 Public Utilities and Consumer Protection

- 2.1. Exclusion from M.R.T.P. Act
- 2.2. Rights of consumers protected by the Consumer Protection Act
- 2.3. Rights Arising from law of Contract and law of Torts.
- 2.4. Public Utilities And their Employees.
 - 2.4.1. Application of Articles 16 and 311?
 - 2.4.2. Application of Industrial law- right to strike

Unit 3 Public Utilities and Fundamental Rights

- 3.1. The right to equality: the airhostess case.
- 3.2. Are Public utilities "State" for the purpose of article 12 of the Constitution?
- 3.3. Extension of the concept of State

Unit 4 Liabilities

- 4.1. Liabilities and special privileges of public utilities
 - 4.1.1 In contract
 - 4.1.2 In tort
 - 4.1.3 In criminal law

Selected Bibliography

- 1. M. Bakshi, Television and the Law, (1986)
- 2. VasantKelkar, "Business of Postal Service" 33 I.J.PA. pp. 133-141 (1987)
- 3. G. Ramesh, "Characteristic of Large Service Organisation in a Developing Country Like India" 32 I.J.PA. 77 (1986)
- 4. NaliniParanjpe, "Planning for Welfare in the Indian Railways" 31 I.J.PA. 171-180

(1985)

5. Arvind K. Sharrna "Semi-Autonomous Enterprise: Conceptual Portrait - Further Evidence on the Theory of Autonomy" 33 I.J.PA. p. 99-113.
6. S.P. Sathe, Administrative Law (1998)
7. Jain & Jain, Principles of Administrative Law, (1986)
8. JagdishUl, Handbook of electricity Laws, (1978)
9. Bhaumik, The Indian Railways Act, (1981)
10. Law Commission of India, 38th Report : Indian Post Office Act, 1898, (1968)
11. Students should consult relevant volumes of Annual Survey of Indian Law published by the Indian Law Institute (Constitutional Law 1 & 11, Administrative Law, Consumers Protection Law and Labour law).

Subject Code: LM15103DCE

Subject: Juvenile Delinquency

Unit 1

1. Defining and explaining Juvenile Delinquency
 - (i) Defining Juvenile Delinquency
 - (ii) Scope of Juvenile Delinquency
 - (iii) Types of Juvenile Delinquency
 - (iv) Extent of the problem of juvenile delinquency in India.
2. Delinquency and social environment
 - (i) Family functioning and delinquency-the contemporary family as a Socialization agency, the influence of family on delinquent behavior.
 - (ii) The schools and delinquency
 - (iii) Mass media and delinquency with special emphasis upon the influence of television violence on Aggressive Delinquent Behaviour.
 - (iv) Economic pressure and Delinquency
 - (v) Gang Delinquency and Violence.

Unit 2

1. Measures of protection, treatment and rehabilitation of juveniles.
2. Custodial measures-Role of observation homes, children homes and special homes in treatment and rehabilitation of juveniles.
3. Rehabilitation and social reintegration through non-custodial measures
 - (i) Adoption
 - (ii) Foster care
 - (iii) Sponsorship
 - (iv) After care organization
4. Probation- its role in the treatment and rehabilitation of juveniles.
5. Role of family and schools in the treatment and rehabilitation of juveniles.

Unit 3 Judiciary and Juvenile Justice

- (i) Role of the judiciary: juvenile courts and constitutional safeguards.

- (ii) Age determination
- (iii) Issues concerning bail.
- (iv) Legal aid to juveniles-A sine qua non of correctional jurisprudence.
- (v) Social action litigation concerning juvenile justice.

Selected Bibliography

1. National institute of Social Defence, Model Rules under the Juvenile Justice Act, 1986, (1986)
2. K.S. Shukla, Adolescent Offender (1985)
3. United Nations, Beijing Rules on Treatment of Young Offenders (1985)
4. Myron Weiner, The Child and State in India (1990)
5. The United Nations Declaration on the Rights of Children
6. UNICEF periodic materials
7. Siegel, Larry, and Brandon Welsh. Juvenile delinquency: Theory, practice, and law. Cengage Learning, 2014.
8. Peebles, Faith, and Rolf Loeber. "Do individual factors and neighborhood context explain ethnic differences in juvenile delinquency?." Journal of Quantitative Criminology 10.2 (1994): 141-157.
9. Baldry, Anna Costanza. "Bullying and Juvenile Delinquency: Common Risks, Different Outcomes: How to Prevent Recidivism." Organized Crime, Corruption and Crime Prevention. Springer International Publishing, 2014. 3-12.
10. Piquero, Alex R., et al. "Bulletin 2: Criminal Career Patterns (Study Group on the Transitions Between Juvenile Delinquency and Adult Crime)." (2013).
11. Barrett, David E., et al. "Females in the Juvenile Justice System: Influences on Delinquency and Recidivism." Journal of Child and Family Studies (2013): 1-7.

Subject Code: LM15104DCE

Subject: Narcotics and Law

- Unit 1** 1.2 Nature, scope and extent of drug abuse
- Drug** 1.3 Drug abuse with special reference to India
- Abuse** 1.4 Causes of drug abuse.
- 1.5 Problem of juvenile drug abuse
- 1.6 Drug addiction and criminality
- 1.7 Effects of drugs of abuse
- 1.8 Prevention and control of addiction
- 1.9. Legal frame work
- 1.10. Role of community
- 1.11. Role of educational institutions
- 1.12 Role of medical profession
- 1.13 Role of mass media in combating drug addiction
- 1.14 Treatment and Rehabilitation of drug addicts.

Unit 2

- 2.1 Trafficking in Narcotics:
- 2.2 Drug trafficking-A historical perspective
- 2.3 Magnitude of illicit traffic in drugs
- 2.4 Trafficking as an organized crime
- 2.5 Control of trafficking
- 2.6 The international legal regime
- 2.7 International collaboration in combating drug addiction
- 2.8 Analysis of the background, texts and operation of international machinery in combating addiction and trafficking
- 2.9 The SAARC and South-South cooperation

Unit 3

- 3.1 The Indian regulatory system
- 3.2 The sentencing structure and pattern
- 3.3 Forfeiture of the proceeds of drug related crimes
- 3.4 Preventive measures against traffickers
- 3.5 Bail
- 3.6 Efficacy of punitive and preventive laws and proposals for reform
- 3.7 Judicial approaches to sentencing in drug trafficking and dr

Select bibliography

1. H.S. Becker, *Outsiders : The Studies in Sociology of Deviance* (1966)
2. J.A. Incard, C.D. Chambers, (eds.), *Drugs and the Criminal Justice System* (1974)
3. R. Cocken, *Drug Abuse and personality in Young Offenders* (1971)
4. G. Edwards Busch, (ed.) *Drug Problems in Britain : A Review of Ten Years* (1981)
5. P. Kondanram and Y.N. Murthy, "Drug Abuse and Crime : A Preliminary Study"
6. *Indian Journal of Criminology*, 65-68 (1979).
7. P.R. Rajgopat *Violence and Response: A Critique of the Indian Criminal System* (1988)
8. United Nations, *Economic and Social Reports of the Commission on Narcotic Drugs*, United Nations
9. Social Defence, Research Institute (UNSDRI) *Combating Drug Abuse and Related Crimes* (Rome, July 1984, Publication No. 21).
10. Lok Sabha and Rajya Sabha Debates on 1986 Bill on Psychotropic Substances. Useful Journals in this area are:
 - i. The Law and Society Review (USA)
 - ii. Journal of Drug Issues (Tallahassee Florida)
 - iii. International Journal of Addictions (New York)
 - iv. British Journal of Criminology
 - v. Journal of Criminal Law, Criminology and Police Science (Baltimore, Md.)
 - vi. Journal of Criminal Law and Criminology (Chicago, III)
 - vii. International Journal of Offender Therapy and Comparative Criminology (London)
 - viii. Bulletin on Narcotics (United Nations)
11. Beirne, Piers, and Nigel South, eds. *Issues in green criminology*. Routledge, 2013.
12. Christie, Nils. *Crime control as industry*. Routledge, 2013.
13. Chambliss, William J., Raymond Michalowski, and Ronald Kramer, eds. *State crime in the global age*. Willan, 2013
14. Maxfield, Michael, and Earl Babbie. *Research methods for criminal justice and criminology*. Cengage Learning, 2014.
15. Tankebe, Justice. "Viewing things differently: the dimensions of public perceptions of police legitimacy." *Criminology* 51.1 (2013): 103-135.
16. Fu, Jeannia J., et al. "Forced withdrawal from methadone maintenance therapy in criminal justice settings: a critical treatment barrier in the United States." *Journal of substance abuse treatment* 44.5 (2013): 502-505.

Subject: International Law and Contemporary Issues
Subject Code: LM15105DCE

Unit 1 – The New International Economic Order (NIEO)

- 1.1. Background.
- 1.2. Essential Components of NIEO.
- 1.3. State Acceptance and Practice of NIEO Principles – Declaration of the Establishment of a New International Economic Order, 1974.
- 1.4. GATT and WTO.

Unit 2 – The Right to Development

- 2.1. Introduction and Emergence of Right to Development
- 2.2. Evolution of Principles in the Declaration of Right to Development.
- 2.3. The Challenges of Implementing Right to Development.
- 2.4. State Acceptance and Practice.
- 2.5. Critique.

Unit 3 – Towards Sustainable Development

- 3.1 Fundamental Concepts of Sustainable Development.
- 3.2. Treaty Oriented and CIL Oriented Evolution of Sustainable Development.
- 3.3. Our Common Future: The Report of the United Nation Commission on Environment and Development.
- 3.4. Domestication of Sustainable Development Principles.
- 3.5. Proposed Legal Principles for Environmental Protection and Sustainable Development.
- 3.6. Critique.

Selected Bibliography

- Adger, W. Neil and Andrew Jordan (eds). 2009. *Governing Sustainability*. Cambridge: Cambridge University Press.
- Agyeman, Julian, Robert Bullard, and Bob Evans. 2003. “Towards Just Sustainabilities: Perspectives and Possibilities,” in Julian Agyeman, Robert Bullard, and Bob Evans, eds, *Just Sustainabilities: Development in an Unequal World*, Cambridge, MA: MIT Press, pp. 323–32.
- H.W. Singer & J.A. Ansari, Rich and Poor Countries, George Allen & Unwin Publishers, 1982.
- Kellert, Stephen. 2006. *Building for Life: Designing and Understanding the Human–Nature Connection*. Washington, DC: Island Press.
- R. Falk, The End of World Order, Holmes & Meier Publishers, 1983

Subject Code: LM15106DCE

Subject: International Humanitarian Law

Unit 1: International Movement for Humanization of Warfare

- 1.1. Concept of International Humanitarian Law.
- 1.2. Evolution and Development of IHL including Contributions of Classical Writers.
- 1.3. Conventions Based IHL and Customary IHL:
 - 1.3.1. Humanisation of Warfare.
 - 1.3.2. Treatment of Wounded and Sick.
 - 1.3.3. Treatment of Armed Forces in the Field and Sea.
 - 1.3.4. Treatment of Prisoners of War.
 - 1.3.5. Treatment of Women and Children.
 - 1.3.6. Protection and Facilities for Prisoners of Wars.
 - 1.3.7. Civilians at Times of War.
- 1.4. International Efforts to Outlaw Slavery, Slave Trade and Practices Similar to Slavery, Forced Labour and Trafficking in Human Beings.

Unit 2: International and Non-International Armed Conflicts

- 2.1. The Role of Security Council, Economic and Social Council and International Labour Organisation.
- 2.2. Weapons of Mass Destruction and Nuclear Weapons.
- 2.3. Role of International Red Cross Society and Other Organisations.

Unit 3: Implementation of the Right to Self-Determination

- 3.1. Declaration on the Grant of Independence to Colonial Countries and People.
- 3.2. International Refugees.
 - 3.2.1. Definition of Refugees and Displaced Persons and their Problems.
 - 3.2.2. Conventions Relating to Protection of Refugees and Stateless Persons
 - 3.2.3. UN Relief and Rehabilitation Administration.
 - 3.2.4. International Organizations Associated with Refugee Work.
- 3.2.5. Status of refugees in India.

Recommended Books

1. Derek Jinks, Jackson N. Maogoto, and SolonSolomon (Eds.), Applying International Humanitarian Law in Judicial and Quasi-Judicial Bodies: International and Domestic Aspects, T.M.C. Asser Press, 2014.
2. Gurdip Singh, International Law, Educa Books (Macmillan) Publications, 2003.
3. Wallace R; International Human Rights; Sweet and Maxwell Publication.
4. Sieghart, Paul, The International Law of Human Rights; Oxford University Press
5. Hingorani, R, Prisoners of War, Oxford University Press.
6. UNESCO; International Dimensions of Humanitarian Law; Henry Dunant Institute

Select Case Laws

7. Agiza v. Sweden [(2005) 121 HRR 958]
8. Judge v. Canada [(2004) 11 HRR 125]
9. Estrella v. Uruguay [(1983) 2 HRC 93]
10. Guerrero v. Colombia [1982 (1) HRC 112]
11. Aumeeruddy Cziffra v. Mauritius (Mauritian Women Case) [1981 HRC 67]

Subject Code: LM15107DCE

Law, Science and Technology

Unit 1. Introductory : Science and Technology

- 1.1. Conceptions of "Science" Science as natural philosophy and modern science.
- 1.2. The role of legal order in institutionalisation of conceptions of sciences and repression of "Alternate" Sciences.
- 1.3. Notions of technology
- 1.4. Legal order and technological innovation general considerations

Unit 2: Colonization, Science and Technology.

- 2.1. Industrial revolution and colonization.
- 2.2. Creation of the political economy of backwardness through colonizing powers and processes
- 2.3. Displacement of indigenous science and technology during colonization.
- 2.4. Colonial legal order and its role in 2.1 to 2.3.

Unit 3 Technology in the Twentieth Century.

- 3.1. The second industrial revolution: Computers.
- 3.2. The Nuclear technology for peace and war.
- 3.3. Biotechnology.
- 3.4. Space technology.
- 3.5. Role of national & international orders relative to these.
- 3.6 The Emergence of Technological Society and State.
 - 3.6.1. Technology and practice of politics.
 - 3.6.2. Law as social technology.
 - 3.6.3. Notions of technological society.
 - 3.6.4. "Scientism" and notions of scientific temper.

Selected bibliography

- 1. Markandey Katju, Law in the Scientific Era (2000), Universal, New Delhi.
 - 2. Helen Reece (ed.), "Law and Science" in Current Legal Issues (1998) Oxford
 - 3. Philip Grubb, Patents for Chemicals, Pharmaceuticals and Biotechnology (1999) Oxford
 - 4. John Zinian et.al.(ed.) World of Science and the Rule of Law (1986), Oxford
 - 5. Ann Johnston et.al. (ed.) New Technologies and Development (1986) UNESCO.
 - 6. Maie-Wan Ho, Genetic Engineering: Dreams or Nightmare? The Brave New World of Bad Science and Big Business (1997) RESTE, New Delhi.
 - 7. Cees J. Hamelink, The Ethics of Cyberspace (2001), Sage.
 - 8. Nakamura, Lisa, and Peter Chow-White, eds. Race after the Internet. Routledge, 2013.
 - 9. Verheij, Bart, Enrico Francesconi, and Anne Gardner. "ICAIL 2013: The Fourteenth International Conference on Artificial Intelligence and Law." AI Magazine 35.2 (2014): 81-82.
- Slovic, Paul, James Flynn, and Howard Kunreuther, eds. Risk, media and stigma: understanding public challenges to modern science and technology. Routledge, 2013.

Subject Code: LM15109DCE

Subject: Concept and Development Of Human Right

Unit 1: Human Rights: Concept.

Human Rights in Indian Tradition: Ancient, Medieval and Modern.

- 1.1. Human Rights in Western Tradition.
- 1.2. Development of Natural Rights.
- 1.3. Human Rights in International Law and National Law.
- 1.4. Classification of Human Rights: First, Second and Third Generation:
Historical Development.

Unit 2: Human Rights: Politics and Society.

- 2.1. Colonisation, Imperialism and Human Rights.
- 2.2. Power, Practices, Accountability and Transparency.
- 2.3. Liberalization, Privatization and Globalization.
- 2.4. Human Duties: Responsibilities and Obligations.

Unit 3: Human Rights and Judicial Process.

- 3.1 Judicial Activism and Human Rights Protection.
- 3.2. Humanization of Contemporary Law.
- 3.13. Role of Courts and Human Rights Protection.
- 3.4 Human Rights Protection Agencies.
- 23.5 Role of Amnesty International as a Watch Dog of Humanitarian Law.
- 23.6 Role of International Red Cross Society.
- 23.7 Role of Human Rights Watch.
- 23.8 National and State Human Rights Commission in India.

Selected bibliography

1. Angela Hegarty, Siobhan Leonard, Human Rights an Agenda for the 21st Century (1999)
2. Lalit Parmer, Human Rights, (1998).
3. Rama Jois, Human Rights: Bharatiya Values, (1998).
4. David P. Forsythe, Human Rights in International Relations.
5. Lon L. Fuller, The Morality of Law
6. John Finnis, Natural Law and Natural Rights, (1980).
7. Julius Stone, Human Law and Human Justice, (2000), Universal, New Delhi.
8. M.G.Chitkara, Human Rights: Commitment and Betrayal, (1996).
9. V.D. Kulshreshtra, Landmarks in the Indian Legal and Constitutional History, (1995)
10. Robert Lewngat, The Classical Law of India (1998), Oxford
11. Keck, Margaret E., and Kathryn Sikkink. Activists beyond borders: Advocacy networks in international politics. Vol. 35. Ithaca, NY: Cornell University Press,

- 1998.
12. Donnelly, Jack. Universal human rights in theory and practice. Cornell University Press, 2013.
 13. Smith, Rhona. Textbook on international human rights. Oxford University Press, 2013.
 14. Renteln, Alison Dundes. International human rights: universalism versus relativism. Quid Pro Books, 2013.
 15. Delgado Wise, Raúl, Humberto Márquez Covarrubias, and Rubén Puentes. "Reframing the debate on migration, development and human rights." Population, space and place 19.4 (2013): 430-443.
- .

Subject Code: LM15111DCE

Corporate Finance and Security laws

Unit 1. Corporate Finance and Security Laws: Introduction

- 1.1. Meaning, importance and scope of corporation finance
- 1.2. Constitutional perspectives - the entries 37, 38, 43, 44, 45, 46, 47, 52, 82, 85 and 86 of List 1 - Union List; entry 24 of List 11 - State List.
- 1.3. Financial Markets - Capital Market and Money Market
- 1.4. Capital Market Instruments
- 1.5. Capital Market Intermediaries
- 1.6. Stock Exchange Mechanisms
- 1.7. Listing Agreement

Unit II. Protection of Creditors and Investors

- 2.1. Protection of Creditors
- 2.2. Need for creditor protection
- 2.3. Preference in payment
- 2.4. Rights in making company decisions affecting creditor interests
- 2.5. Creditor self-protection
- 2.6. Incorporation of favourable terms in lending contracts
- 2.7. Right to nominate directors
- 2.8. Control over corporate spending
- 2.9. Protection of Investors
- 2.10. Insider Trading

Unit 3: Corporate Fund Raising and Administrative Regulation on Corporate Finance

- 3.1. Depositories – IDR (Indian depository receipts), Depositories Act 1996
- 3.2. FDI and NRI investment - Foreign institutional investments (IMF and World Bank
- 3.3. Administrative Regulation on Corporate Finance
 - 3.3.1. Inspection of accounts
 - 3.3.2. Securities and Exchange Board of India Act, 1992
 - 3.3.4. Securities Contracts (Regulation) Act, 1956
 - 3.3.5. Central Government Control
 - 3.3.6. Control by Registrar of companies
 - 3.3.7. RBI Control

Selected bibliography

1. Alastair Hundson, The Law on Financial Derivatives (1998), Sweet & Maxwell
2. Eil's Ferran, Company Law and Corporate Finance (1999), Oxford.
3. Jonathan Charkham, Fair shares: the Future of Shareholder Power and Responsibility (1999), Oxford.
4. Ramaiya A, Guide to the Companies Act (1998), Vol. I, II and III.
5. H.A.J. Ford and A.P. Austen, Fords' principle of Corporations Law (1999) Butterworths.

6. J.H. Farrar and B.M. Hanniyan, Farrar's company Law (1998) Butterworths
7. Austen R.P., The Law of Public Company Finance (1986) LBC
8. R.M. Goode, Legal Problems of Credit and Security (1988) Sweet and Maxwell
9. Altman and Subrahmanyam, Recent Advances in Corporate Finance (1985) LBC Gilbert Harold, Corporation Finance (1956)
10. Henry E. Hoagland, Corporation Finance (1947)
11. Maryin M. Kristein, Corporate Finance (1975)
12. R.C. Osborn, Corporation Finance (1959)
13. S.C. Kuchhal Corporation finance : Principles and Problems (6th ed. 1966)
14. V.G. Kulkarni, Corporate Finance (1961)
15. Y.D. Kulshreshta, Government Regulation of Financial management of Private Corporate Sector in India (1986)
16. Journals - Journal of Indian Law Institute, Journal of Business Law, Chartered Secretary, Company Law Journal, Law and Contemporary Problems.
17. Statutory Materials - Companies Act and laws relating SEBI, depositories, industrial financing and information technology.
18. Ehrhardt, Michael, and Eugene Brigham. Corporate finance: A focused approach. Cengage Learning, 2013.
19. Moffett, Michael, Arthur Stonehill, and David Eiteman. Fundamentals of multinational finance. Pearson Higher Ed, 2014.
20. Ferran, Eilís, and Look Chan Ho. Principles of corporate finance law. Oxford University Press, 2014.
21. Solnik, Bruno, and Dennis McLeavey. Global investments. Pearson Higher Ed, 2014.

Subject Code: LM15112DCE

Subject: Collective Bargaining

Unit 1: Introduction

- 1.1. Freedom of Organization
 - 1.1.1 International norms: right to association of industrial and unorganised labour
 - 1.1.2 Right to association in India: the constitutional and legal aspects
- 1.2. Collective Bargaining Conceptual and Processual Issues
 - 1.2.1 Conception of collective bargaining: a comparative appraisal
 - 1.2.2 Methodological aspects
- 1.3 Bargaining Process
 - 1.3.1 Empirical Indian studies
 - 1.3.2 Types of bargaining: plant level, industry level and national level

Unit 2 . Collective Bargaining

- 2.1 Legal Control of Collective Bargaining Endeavours
 - 2.1.2. Strike (pen-down, tool down, go slow, work to rule, stay in, sit in, picketing)
 - 2.1.3. Gherao
 - 2.1.4. Lock out
- 2.2 Factors Affecting on Collective Bargaining
 - 2.2.1 Multi-unionism
 - 2.2.2 Other factors
 - 2.2.3 Conditions for successful functioning: comparative analysis

Unit 3 Economic and Political Implications of Collective Bargaining

- 3.1 Collective Bargaining and Political Processes
- 3.2 Policies towards workers, participation in management - role of state.
- 3.3 Wage policy
- 3.4. Work discipline
- 3.5. National income and profit

Selected bibliography

1. Gillian S.Morris and Timothy J.Archer, Collective Labour Law (2000), Oxford
2. Nick Humphrey, Trade Union Law (1997), Blackstone, London
3. John Bowers and Simon Hentyball, Text book on Labour Law (1998), Blackstone, London
4. Stephen Dery and Richard Mitchell, Employment Relations Individualisation and Union Exclusion (1999), Blackston, London
5. Roger Blanpain, Chris Engels(Eds.), Comparative Labour Law and Industrial Relations in Industrialised Market Economies (1999) Kluver
6. Indian Law Institute, Labour Law and Labour Relations, (1987)
7. ILO, Collective Bargaining
8. ILO, Collective Bargaining in Industrialised Market Economies
9. Mary Sur, Collective Bargaining (1965)
10. R.W. Rideout, Principles of Labour Law, Chs. 8,9 and 10 (1983)
11. Otto Kahn-Freund, Labour and the Law, (1977)

12. A.V. Rajagopalan, "Approaches to collective Bargaining - Intricacies" 1982 Vol. II Labour Law Notes P.J. 42
13. B.R. Patil, "Sectionalised Bargaining in Textile Industry in Coimbatore" 20 Indian Journal of Industrial Relations 44. (1985)
14. Elias T. Ramos, "Growth of Collective Bargaining in the Philippines, 1953-74", 14 Indian Journal of Industrial Relations 559 (1987)
15. T.O. Ekechukwu, "Collective Bargaining and Process of Settling Industrial Disputes in Nigeria" 18 Indian Journal of industrial Relations 607 (1983)
16. Y.R.K. Reddy, "Determination of collective Bargaining Agency Search for a Procedure" 14 Indian Journal of Industrial Relations
17. Sahab Dayat "Revival of Collective Bargaining in India: Some Recent Evidence" 17 Indian Journal 'of industrial Relations 329 (1982)
18. Agrawal, Ashok K. Enhancing the Student Success Agenda in Achieving the Dream Colleges with Faculty Collective Bargaining. Diss. University Of Maryland University College, 2014.
19. Kochan, T., and Boaz Tamir. "Collective bargaining and new technology: some preliminary propositions." New Technology: International Perspective on Human Resources and Industrial Relations: International Perspectives on Human Resources and Industrial Relations (2013): 60.
20. Müller, Torsten, and Thorsten Schulten. "A new European interventionism? The impact of the new European economic governance on wages and collective bargaining." *David Wirtschaftsdemokratie* 395 (2013).

Subject code: LM15110DCE

Subject: Intellectual Property Rights -I

Unit 1: Copyright

- 1.1. Nature , scope and domain of copyright-National /International Perspective
- 1.2. Subject matter of copyright
- 1.3. Idea –Expression Dichotomy Enforcement of copyright
- 1.4. Copy Right Infringement
- 1.5. Copyright licensing and Assignment
- 1.6. Copyright and Internet
- 1.7. Databases and Computer generated Works
- 1.8 Jurisdictional Issues in Copyright

Unit 2 Neighboring Rights

- 2.1. Nature and scope
- 2.2. International Legal Framework
- 2.3. Neighboring Rights in India-Recent Development .

Unit 3: Industrial Designs

- 3.1. Nature of Industrial Designs
- 3.2. Nature of Industrial Designs
- 3.3. The Designs Act 2000
- 3.4. The Designs Act and the Copyright Law

Selected Bibliography

1. Special attention should be given to literature of the U.N. System, WIPO and the UNESCO.
2. Terence P. Stewart (ed.), The GATT Uruguay Round: A Negotiating History (1986-1994) the End Game (Part - 1)(1999), Kluwer
3. Iver P. Cooper, Biotechnology and Law (1998), Clerk Boardman Callaghan, New York.
4. David Bainbridge, Software Copyright Law (1999), Butterworths
5. Sookman, Computer Law (1998), Carswell
6. Carlos M. Correa(ed.), Intellectual Property and International Trade (1998), Kluwer
7. Patent Co-operation Treaty Hand Book (1998), Sweet and Maxwell
8. Christopher Wadlow, The Law Of Passing-Off (1998), Sweet and Maxwell
9. W.R.Cornish, Intellectual Property Law (1999), Sweet and Maxwell
10. Waelde, Charlotte, et al. Contemporary intellectual property: Law and policy. Oxford University Press, 2013.
11. Sharma, Dushyant Kumar. "Intellectual Property and the Need to Protect it." Indian J. Sci. Res 9.1 (2014): 084-087.

12. Cimoli, Mario, et al., eds. Intellectual Property Rights: Legal and Economic Challenges for Development. Oxford University Press, 2014.
13. Aplin, Tanya, and Jennifer Davis. Intellectual property law: text, cases, and materials. Oxford University Press, 2013.
14. Aplin, Tanya, and Jennifer Davis. Intellectual property law: text, cases, and materials. Oxford University Press, 2013.
15. May, Christopher. The Global Political Economy of Intellectual Property Rights: The New Enclosures?. Vol. 3. Routledge, 2013.

Subject code: LM15124DCE

Subject: Intellectual Property Rights –II

Unit 1:

- 1.1. Patent Regime: International Perspective
- 1.2. Nature and Scope of Patent :National /International
- 1.3. Procedure for obtaining patents
- 1.4. Rights and Duties of Patent –holder
- 1.5. Limitations and Exceptions
- 1.6. Plant and Biotechnology Patents
- 1.7. Patenting of other life forms
- 1.8. Infringement of Patent Rights and Remedies Thereof

Unit 2: Trademarks

- 2.1. Nature and scope of Trademark: National /International
- 2.2. Trademark and Consumer protection
- 2.3. Registration of Trademarks
- 2.4. Trademarks and Domain Names
- 2.5. Infringement of Trademarks and Remedies thereof.
- 2.6. Non-Conventional Trademarks

Unit 3: Geographical Indications and Plant Breeder's Rights

- 3.1. The Geographical Indications of Goods (Registrations and Protection) Act
- 3.2. The Protection of Plant variety and Farmers' Rights Act 2001

Selected Bibliography

1. Special attention should be given to literature of the U.N. System, WIPO and the UNESCO.
2. Terence P. Stewart (ed.), The GATT Uruguay Round: A Negotiating History (1986-1994) the End Game (Part - 1)(1999), Kluwer
3. Iver P. Cooper, Biotechnology and Law (1998), Clerk Boardman Callaghan, New York.
4. David Bainbridge, Software Copyright Law (1999), Butterworths
5. Sookman, Computer Law (1998), Carswell
6. Carlos M. Correa(ed.), Intellectual Property and International Trade (1998), Kluwer
7. Patent Co-operation Treaty Hand Book (1998), Sweet and Maxwell
8. Christopher Wadlow, The Law Of Passing-Off (1998), Sweet and Maxwell
9. W.R.Cornish, Intellectual Property Law (1999), Sweet and Maxwell
10. Waelde, Charlotte, et al. Contemporary intellectual property: Law and policy. Oxford University Press, 2013.
11. Sharma, Dushyant Kumar. "Intellectual Property and the Need to Protect it." Indian J. Sci. Res 9.1 (2014): 084-087.
12. Cimoli, Mario, et al., eds. Intellectual Property Rights: Legal and Economic Challenges for Development. Oxford University Press, 2014.
13. Aplin, Tanya, and Jennifer Davis. Intellectual property law: text, cases, and materials. Oxford University Press, 2013.
14. Aplin, Tanya, and Jennifer Davis. Intellectual property law: text, cases, and materials. Oxford University Press, 2013.

15. May, Christopher. *The Global Political Economy of Intellectual Property Rights: The New Enclosures?*. Vol. 3. Routledge, 2013.
16. Dreyfuss, Rochelle Cooper, and Susy Frankel. "From Incentive to Commodity to Asset: How International Law is Reconceptualizing Intellectual Property." *Michigan Journal of International Law* 36 (2014): 14-53.
- Yu, Peter K. "Clusters and Links in Asian Intellectual Property Law." (2014).

Subject Code: LM15113DCE

Subject: Industrial Adjudication

Unit 1. Constitutional Perspectives and Foundations

- 1.1. Constitutional authorization for institutional framework (legislative entries, Article 323. B)
- 1.2. Constitutional goals protecting capital and labour enshrined in the fundamental rights and fundamental duties and the directive principles

Unit 2. Access to Adjudicatory Justice

- 2.1. al discretion: time, expediency and matters for adjudication
 - Limitations on discretion
 - 2.1.1. Political overtones and pressure tactics
 - 2.1.2. Judicial restraint or liberalism, the ideal juristic approach
 - 2.1.3. Direct access to adjudicatory authority by employer and employee: problems and perspectives
 - 2.1.4.
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Extent of
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2.2. International norms

2.3. Comparative overview of access to adjudicatory process in the U.K. and Australia

Unit 3. Adjudicatory Process [Lectures:16]

- 3.1. Industrial adjudication as a modality of harmonising interests of capital and labour
- 3.2. Impact on employer's prerogatives and employee's rights
- 3.3. Silence of the statute on criteria for adjudication
- 3.4. Equity and justice as guiding principle
- 3.5. Industrial conflicts and the vistas of decisional process: a comparative probe
- 3.6. Post-natal control by government over adjudication

3.7. Judicial Review of the Adjudicatory Process

Selected Bibliography

1. Malhotra, The Law of Industrial Disputes, Vol. 1, (1988).
2. ILI, Labour Law and Labour Relations, Parts 11, IV, VI, VII, IX, and XI.
3. Rideout, Principles of labour Law (1983), Ch. 4, 5 & 6.
4. Russel A. Smith, et al. Collective Bargaining and Labour Arbitration, (1970) Part-II.
5. Robert A. Gorman, Basic Text on Labour Law, Ch. 23, 24 and 25 (1976).
6. Relevant portions of the Report of the National Commission on labour.

7. I.P. Massey, "A legal Conundrum in Labour Law", 14 JILI 386 (1972).
8. S.C. Srivastava, "Voluntary Labour Arbitration: Law and Policy", 23, JILI 349, (1981).
9. Arjun P. Aggarwal "Conciliation and Arbitration of Labour disputes in Australia" J.I.L.I 30 (1966).
10. D.C. Jain, "Meaning of Industry: Wilderness of Conjectural Justice" (1986) 3. S.C.C. Journal 1.
11. T.N. Singh, "Futuristic Industrial Jurisprudence a Poser", (1986) 3 S.C.C. Journal 15.
12. Chaturvedi.R.G., Law and Procedure of Departmental Enquiries and Disciplinary Actions (1997) U. Baxi (ed.), Inconvenient Forum and Convenient Catastrophe The Bhopal Case, (1986) U. Baxi & T. Paul(eds.), Mass Disasters and Multinational Liability (1986)
13. U. Baxi & A. Dhandba, Valiant Victims and Lethal Litigation: The Bhopal Case (1989)
14. Indian Law Institute, Law of international Trade Transactions, (1973)
15. Saini, Debi S. "Indian Industrial Relations Law: Case for Reform." A REVIEW OF ECONOMIC & SOCIAL DEVELOPMENT 50.1 (2014): 118.
16. Gupta, Abhishek. "Industrial Revolution and Management in India." Issues 1.2 (2013).
17. Mohamed, Ali, and Ashgar Ali. Dismissal from employment and remedies. LexisNexis Malaysia Sdn Bhd, 2014.
18. Hall, Peter A., et al., eds. The Politics of Representation in the Global Age: Identification, Mobilization, and Adjudication. Cambridge University Press, 2014.
19. Lewis, David. "Resolving whistleblowing disputes in the public interest: is tribunal adjudication the best that can be offered?." Industrial Law Journal 42.1 (2013): 35-53.

Subject Code: LM15114DCE

ENVIRONMENT AND DEVELOPMENT: LAW AND POLICY

Unit 1. The Idea of Environment and Development

- 1.1. Concept of Environment – National and International Perspective
- 1.2. Ancient and medieval writings
- 1.3. Modern concept: Conflicting dimension
- 1.4. Theories of development
 - 1.4.1 Right to development
 - 1.4.2. Sustainable development - national and international perspectives

Unit 2. Constitutional Perspectives and Population, Environment and Development

- 2.1. Population explosion and environmental impact
- 2.2 Population and development
- 2.3. Population and sustainable development
- 2.4. Fundamental Rights ,Right to environment
 - Enforcement of the right
- 2.5. Directive principles and fundamental duties
- 2.6. Legislative power

Unit 3. Environment: Emerging concepts and challenges

- 3.1.Common Property
- 3.2. Inter-generational equity
- 3.3 Polluter pays principle: Absolute liability of hazardous industry
- 3.4. Precautionary principle
- 3.5.Public trust doctrine

Selected Bibliography

- 1. C.M. Abraham, Environmental Jurisprudence in India (1999), Kluwer
- 2. Madhav Gadgil and Ramachandra Guha, This Fissured Island: An Ecological History of India
- 3. (1996), Oxford.
- 4. R.B. singh & Suresh Misra, Environmental Law in India (1996), Concept Publishing Co., New Delhi.
- 5. Kailash Thakur, Environmental Protection: Law and Policy in India (1997), Deep & Deep Publications, New Delhi.
- 6. Richard L. Riversz, et. al. (eds.), Environmental Law, the Economy and Sustainable Development (2000), Cambridge.
- 7. Christopher D.Stone, Should Trees Have Standing and other Essays on Law, Morals and the Environment (1996), Oceana
- 8. Stuart Bell and Donald McGillivray, Environmental Law (2000), Blackstone Press.

9. Charles A.R. Webster, Environmental Health Law (1981)
 10. Leelakrishnan, P et. al. (eds.) Law and Environment (1990), Eastern
 11. Leelakrishnan, P, The Environmental Law in India (1999), Butterworths-India
 12. Department of Science and Technology, Government of India, Report of the Committee for Recommending Legislative Measures and Administrative Machinery for Ensuring Environmental Protection (1980) (Tiwari Committee Report).
 13. Thomas J. Schoenbaum, Environmental Policy Law (1992), Foundation Press, Inc. Westbury, New York.
 14. Darryl D'Monte, Temples or Tombs Industry versus Environment: Three Controversies (1985), Centre for Science and Environment, New Delhi
 15. Indian Journal of Public Administration, Special Number on Environment and Administration, July- September 1988, Vol. XXXV, No.3, pp.353-801
 16. Khosho, Environmental Concerns and Strategies (1988), Ashish, Delhi
 17. Centre for Science and Environment, The State of India's Environment 1982, The State of India's Environment 1984-85 and The State of Indian Environment 1999-2000.
- World Commission on Environment and Development, Our Common Future (1987), Oxford

Subject Code: LM15115DCE

Subject: Resource Management and the Law

Unit 1. Natural Resources: Water and Land

- 1.1. Natural Resources, concept, types, need for conservation
- 1.2. Water – water quality and management of water courses
 - 1.2.1. Aquaculture and fishing: regulation
 - 1.2.2. Irrigation – Helsinki Convention
 - 1.2.3. Ground water management
 - 1.2.4. Interstate water management and disputes
- 1.3. Land - Controls on land development
 - 1.3.1. Eco-friendly land planning: conservation, utilisation and conversion.
 - 1.3.2. Mining and quarrying

Unit 2: Concepts of Common Property and State Property

- 2.1. Common Property and State Property
- 2.2. Forest Management and Law
- 2.3. Wildlife Conservation
- 2.4. Common facilities and the right to use: roads, parks, pathways, lakes, rivers, Natural heritage - Tribal habitat
- 2.5. Historical monuments
- 2.6. Wet lands: Wise use concept

Unit 3: Energy

- 3.1. Sources
- 3.2. Conventional Energy – hydroelectric, thermal and nuclear
- 3.3. Non-Conventional – Solar, wind, tidal, biogas and biofuel
- 3.2. Energy related environmental problems: tapping, transmission and utilization, indiscriminate use

Selected bibliography

- 1. Kailash Thakur, Environmental Protection: Law and Policy in India (1997), Deep & Deep publications, New Delhi
- 2. WCED, Our Forest, Our Future (1999), Cambridge
- 3. Abraham C.M. Environmental Jurisprudence in India (1999), Cluwer.
- 4. Diwedi, India's Environmental Policies, Programmes and Stewardship (1999), Mc.Millan.
- 5. Enid M.Barron, et.al. (eds.), Royal Commission on Environmental Pollution, London, U.K.(1998), Kluwer.
- 6. David B Wilkins, Animal Welfare in Europe (1997), Kluwer
- 7. Mark Austen and Tamara Richards, Basic Legal Documents on International Animal Welfare and Wild Life Conservation (2000), Kluwer.
- 8. Jack Grosse, Protection and Management of Our Natural Resources, Wild Life and Habitat (1997), Oceana.
- 9. 9. Enid.M.Barson and Ilga Nielson (eds.) Agriculture and Sustainable Use in Europe (1998), Kluwer.
- 10. . Trever Hella Well, Blackston's Guide to Contaminated Land (2000), Blackstone Press.
- 11. 11. Leelakrishnan, P et. al. (eds.), Law and Environment (1990)
- 12. 12. Leelakrishnan, P, The Environmental Law in India (1999), Butterworths - India

13. 13. Frodorick R.Anderson, et.al. Environmental Improvement through Economic Incentives (1977)
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Subject Code: LM15116DCE

Subject: Union-State Financial Relations

Unit 1. Federalism

- 1.1. Essentials of Federalism
- 1.2. Models of Federal Government - U.S.A., Australia, Canada
- 1.3. Evolution of federal government in India
- 1.4. Federalism in India
 - 1.4.1. Application of Federal Principle in Indian Constitution
 - 1.4.2. Model of Jammu and Kashmir
 - 1.4.3. Factors responsible for sub-ordination of states
 - 1.4.4. Sarkaria Commission Report

Unit 2. Distribution of Legislative Power/Administrative Power /Fiscal Powers

- 2.1. Distribution of Legislative power
 - 2.1.1. Territorial Jurisdiction to Legislate
 - 2.1.2. Three Lists
 - 2.1.3. Residuary Powers
 - 2.1.4. Central Control Over state legislations
- 2.2. Distribution of Administrative Powers
 - 2.2.1 Centre-State Administrative Coordination
 - 2.2.2. Power to carry on trade
 - 2.2.3 States not to impede Centre
 - 2.2.4. Centre's directive to the State

Unit 3 Financial Relations

- 3.1. Distribution of Tax Revenues
 - 3.1.1. Tax-Sharing under the Constitution
 - 3.1.2. Finance Commission - Specific purpose grants (Article 282)
- 3.2. Borrowing Power of the State
 - 3.2.1. Borrowing by the Government of India
 - 3.2.2. Borrowing by the States
- 3.3. Inter-State Trade and Commerce
 - 3.3.1. Freedom of Inter-State trade and commerce
 - 3.3.2. Restrictions on legislative power of the Union and States with regard

to trade & commerce

3.4. Planning and Financial Relations

3.4.1. Planning Commission

3.4.2. National Development Council

3.4.3. Plan grants

3.5. Co-operative Federalism

3.5.1. Full faith and credit

3.5.2. Inter- State Council

3.5.4. Inter-State disputes

3.5.3. Zonal Councils

Selected bibliography

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18. M.P. Jain, Indian constitutional Law (1994), Wadhwa.
19. K. Subba Rao, The Indian Federation (1969)
20. K.C. Wheare, Federal Governement (1963)
21. Students should consult relevant volumes of the Annual Survey of Indian Law published by the Indian Law Institute (Constitutional Law II)
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India." *Maritime Affairs: Journal of the National Maritime Foundation of India* 9.2 (2013): 20-41.

Subject Code: LM15117DCE

Civil Liberties

Unit 1: Fundamental Rights Jurisprudence as Incorporating Directive Principles

- 1.1. The dichotomy of Fundamental Rights (F.R.) and Directive Principles (D.P.)
- 1.2. The interaction between F.R. and D.P.
- 1.3. Resultant expansion of basic needs oriented human rights in India

Unit 2: Right not be Subject to Torture, Inhuman or Cruel Treatment

- 2.1. Conceptions of torture, third-degree methods
- 2.2. "Justifications" for it
- 2.3. Outlawry of torture at international and constitutional law level
- 2.4. Incidence of torture in India
- 2.5. Judicial attitudes
- 2.6. Law Reform - proposed and pending

Unit 3 Freedom & Independence of the Judiciary

- 3.1 Free Press - Its role in protecting human rights
- 3.2 Right of association
- 3.3 Right to due process of law
- 3.4 Access and Distributive Justice
- 3.5 Minority Rights
 - 3.5.1 Conception of minorities
 - 3.5.2 Scope of protection
 - 3.5.3 The position of minority "Woman" and their basic rights
 - 3.5.4 Communal Riots as Involving violation of Rights
- 3.6 Independence of the Judiciary

Selected bibliography

1. M.J. Akbar, Riots After Riots (1988)
2. U.Baxi (ed.), The Right to be Human (1986)
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8. H. Beddard, Human Rights and Europe (1980)
9. Nagendra Singh, Human Rights and International Co-operation (1969)
10. S.C. Kashyap, Human Rights and Parliament (1978)
11. S.C. Khare, Human Rights and United Nations (1977)
12. Moskowitz, Human Rights and World Order (1958)
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14. Menon (ed.), Human Rights in International Law (1985)
15. A.B. Robertson (ed), Human Rights in National and International Law (1970)
16. Upendra Baxi, "Human Rights, Accountability and Development" Indian Journal of international
law 279 (1978)

Subject Code: LM15119DCE

Subject: Family and Matrimonial Laws-I

Unit –1 Status of Personal Laws

- 1.1 Status of Personal Laws during British Period
- 1.2 Person Laws under the Constitution of India
- 1.3 Muslim Personal Law
- 1.4 Hindu Personal Law

Unit–2 Personal Laws & Judicial Approach

- 2.1 Interpretation of Muslim Personal Law
- 2.2 Interpretation of Hindu Personal Law

Unit –3 Personal Law Reforms

- 3.1 Reforms in Hindu Personal Law
- 3.2 Uniform Civil Code
- 3.3 Future of Personal Laws

Selected bibliography

- 1. M.Abdal Ali, The family structure in Islam (Washington 1977)
- 2. Asaf, A.A. Fyzee, Outlines of Muhammedan Law (1988)
- 3. Tahir Mahmood, The Muslim Law in India
- 4. Tahir Mahmood, Personal Law in Islamic countries (A L R Delhi, 1987)
- 5. N.J. Coulson, Succession in the Muslim Family (Loiden, 1971)
- 6. Menski, Werner. Modern Indian family law. Routledge, 2013.
- 7. Moosa, Al-Rahim, and Denise Helly. "7 An analysis of British judicial treatment of Islamic divorces, 1997–2009." Muslim Family Law in Western Courts (2014): 130.
- 8. Vatuk, Sylvia. "3 The Application of Muslim Personal Law in India." Adjudicating Family Law in Muslim Courts: Cases from the Contemporary Muslim World (2013): 48.
- 9. Wen, Lu Chun Wang. "Discussion on Muslim law Cultural Change." (2014).
- 10. Lowry, Evan M. "Where Angels Fear to Tread: Islamic Arbitration in Probate and Family Law, a Practical Perspective." Suffolk UL Rev. 46 (2013): 159.
- 11. Al-Krenawi, Alean. "Dealing with Polygamous Families and Changing the Rules." Psychosocial Impact of Polygamy in the Middle East. Springer New York, 2014. 147-157.
- 12. Siddiqui, Mazharrudin, Status of Women in Islam, Adam publishers, Delhi

Subject Code: LM15108DCE

Subject: Law, Science and Medicine

Unit 1: The Regulation and Organization of Medical Education and Profession in India

- 1.1. Medical education: Dilemmas of federalism and judicial review
- 1.2. Medical education, rural health and family planning
- 1.3. Organization of medical research under governmental auspices
- 1.4. Bhopal catastrophe and ICMR 2.5 "Health for All" by 2000 A.D.
- 1.5. Article 21 of the Constitution and the foregoing aspects

Unit 2. The Regulation of Pharmaceutical Industry

- 2.1. Select problems under the Drugs Act
- 2.2 The Hathi Committee Report and aftermath on essential drugs
- 2.3 Regulation of research and development
- 2.4 Public sector in pharmaceuticals
- 2.5 MRTP Aspects
- 2.6 Advertising and consumer protection
- 2.7 Regulation of drug-testing procedures in India
- 2.8 Multinational drug industry in India: Patent law aspects and dumping of unsafe
- 2.9 Drugs

Unit 3: Experimentation and Regulation

- 3.1 The Doctrine of "Informed Consent"
- 3.2 Experimental Abuses
- 3.3 Experimentation on Foetuses and Children
- 3.4 Experimentation on People in Custody, including psychiatric Custody
- 3.5 Proper Role for Experimentation on Animals
- 3.6 The Physician-Patient Relationship
 - 3.6.1 Confidentiality and Privilege
 - 3.6.2 Patient's right of full disclosure of course of therapy including side effects of drugs
Medical malpractice
 - 3.6.3 Health insurance
 - 3.6.4 The law relating to medico-legal cases with special reference to (i) road accidents,
(ii) sexual assaults and (iii) mass disasters (e.g. Bhopal)

Selected Bibliography

The materials for the course will have to be designed by a thorough study of legislative texts as well as reported judicial discussion in each area. In addition. WHO materials should also be consulted

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2. Lokojan Bulletin, Special Issue. Bhopal -An Interim Appraisal (Jan-April, 1988)
3. Centre for Science and Environment, The State of India's Environment. The Second Citizen's Report (1985)
4. Socialist Health Review (published from Bombay).
5. Dkina Melrose, Bitter Pills: Medicines and The Third World Poor (1982), Proceedings

- of the World Congress on Law and Medicine held at Delhi (1984)
6. Pragya Kumar, Medical Education in India (1987).
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 9. Leestma, Jan E. *Forensic neuropathology*. Crc Press, 2014.
 10. Walker, Rebecca L., et al. "Genomic Research with the Newly Dead: A Crossroads for Ethics and Policy." *The Journal of Law, Medicine & Ethics* 42.2 (2014): 220-231.
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Subject Code: LM15214DCE

Subject: Labour, Gender and the Law

Unit 1. Women Labour: Introductory.

- 1.1. Sex ratio in employment in modern sectors.
- 1.2. Female labour in unorganized subsistence sector.
- 1.3. Self-employed women.
- 1.4. "Housewifification" process: Quantification of domestic and family work and services.
- 1.5. Self -Employed Women.
- 1.6. SEWA: A success story?
- 1.7. Position of self-employed women at laws.
- 1.8. Need for law reform.

Unit 2. Paternalistic Legislation and Employment of women

- 2.1. Hours of work legislation and exclusion of women from the labour force.
- 2.2. Hazardous operations and women labour exclusion.
- 2.3. Home-based production and exploitation of women's labour, with special reference to Beedi and Cigar Workers' Act.
- 2.4. Case Studies of Female Agricultural Labour.
- 2.4.1 Maria Mies study of Andhra Pradesh.
- 2.4.2 Manish Gupta and Anita Barkar study of women's work, fatality and access to health Care in Pune District.
- 2.4.3. M. Mies' study of the lace makers of Nagpur.

Unit 3. Legal and Jurisprudential Questions Arising from the Case Studies

- 3.1 The anti-women model of development and planning - Consonance with constitutional obligations with the state.
- 3.2. The enforcement of equalitarian laws.
- 3.3. Associational rights of working women, legal repression and fundamental rights.
- 3.4. Law reform and social action for amelioration of the situation.

Selected Bibliography

1. U. Baxi, Law and Poverty: Critical Essays (1988).
2. Government of India, National Commission on Self - Employed Women (1988).
3. Government of India, Towards Equality: Report of the Committee on the Status of Women (1975) Ministry of Social welfare.
4. Manisha Gupta & Anita Borkar, Women's Work Fertility and Access to Health Care (1988) , the Foundation for Research in Community Health, Bombay.
5. Mitra, L. Pathok, S. Mukedi, The Status of Women: Shift in Occupational Participation (1980).
6. Maria Mies, The Lace-makers of Narsapur: Indian Housewives Prepare for the World Market, (1982).

Maria Mies, Indian Women in Subsistence and Agricultural Labour (1987).

Subject Code: LM15215DCE

Subject Code: LM15217DCE

Subject: The Constitution of J&K, 1957

Unit 1:

- 1.1 The Jammu and Kashmir Constitution Act 1939
- 1.2 Kashmir Problem and Security Council
- 1.3 Instrument of Accession

Unit 2 The Constitution of India in relation to Kashmir

- 2.1. Art.370
- 2.2. The Constitution (Application to J&K) Order 1950
- 2.3. Delhi Agreement
- 2.4 The Constitution (Application to J&K) Order 1954

Unit 3

- 3.1 Permanent Residents under the J&K Constitution
- 3.2 Fundamental Rights: Application under the J&K Constitution
- 3.3 Directive Principles of State Policy under J&K Constitution
- 3.4 Provisions of the Indian constitution supplementing the J&K Constitution

Selected Bibliography

- 1. A.S.Anand, The Constitution of J&K-Its development and Comments (8th Ed.2016)
- 2. S.K.Sharma, The Constitution of Jammu and Kashmir (2013)
- 3. R.P.Sethi, Commentary on Constitution of Jammu and Kashmir (2005)
- 4. A.G.Noorani- Article 370 – A Constitutional History of Jammu and Kashmir (2001)
- 5. State Autonomy Committee Report
- 6. The Jammu and Kashmir Constituent Assembly Debates (1st Ed.2015)

Subject Code: LM15203DCE

Subject: Collective Violence And Criminal Justice System

Unit 1. Introductory, Agrarian Violence and Repression

- 1.1. Notions of "force", "coercion", "violence"
- 1.2. Distinctions: "symbolic" violence, "institutionalised" violence, "structural violence"
- 1.3. Legal order as a coercive normative order
- 1.4. Force-monopoly of modern law
- 1.5. "Constitutional" and "criminal" speech: Speech as incitement to violence

- 1.6. "Collective political violence" and legal order
- 1.7. Notion of legal and extra-legal "repression"

- 1.8 Agrarian Violence and Repression
 - 1.8.1 The nature and scope of agrarian violence in the 18-19 centuries India
 - 1.8.2 Colonial legal order as a causative factor of collective political (agrarian) violence
 - 1.8.3 The Telangana struggle and the legal order
 - 1.8.4 The Report of the Indian Human Rights Commission on Arwal Massacre

Unit 2 Violence against the Scheduled Castes

- 2.1. Notion of Atrocities
- 2.2. Incidence of Atrocities
- 2.3. Uses of Criminal Law to combat Atrocities or contain aftermath of Atrocities
- 2.4. Violence Against Women

Unit 3 Communal Violence

- 3.1 Incidence and courses of "communal" violence
- 3.2 Findings of various commissions of enquiry
- 3.3 The role of police and para-military systems in dealing with communal violence

Selected Bibliography

1. U. Baxi, "Dissent, Development and Violence" in R. Meagher (ed.) Law and Social Change: Indo- American Reflections 92 (1988)
2. U. Baxi (ed.), Law and Poverty: Critical Essays, (1988)
3. A.R. Desai, (ed.) Peasant Struggles in India, (1979)
4. A.R. Desai, Agrarian Struggles in India: After Independence (1986) A.R. Desai, Violation of democratic Rights in India (1986)
5. D.A. Dhangare, Peasant Movement in India: 1920-1950 (1983)
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7. T. Honderich, Violence for Equality (1980)
8. Mark Juergensmeyer, "The Logic of Religious Violence: The Case of Punjab" 22 Contributions to Indian Sociology 65 (1988)
10. Rajni Kothari, State Against Democracy (1987)
11. G. Shah, Ethnic Minorities and Nation Building: Indian Experience (1984)
12. K.S. Shukla, "Sociology of Deviant Behaviour," in 3 ICSSR Survey of Sociology and Social Anthropology 1969-1979 (1986)

Subject Code: LM15204DCE

Subject: Socio-Economic offences:

Unit 1

- 1.1 Evolution of the concept of Socio-Economic offences.
- 1.2 Emergence of Socio-Economic offences in India.
- 1.3 Comparison of Socio- Economic offences with 'white Collar' crimes.
- 1.4 Criminological explanation of Socio-Economic offences: Study of causes with special reference to social dis-organization and economic theories. Sutherland's differential association theory and its application to India.
- 1.5 Nature and extent of Socio-Economic offences in India, prominent patterns and incidences. Tax evasion and Tax avoidance.

Unit 2

- 2.1 Sutherland's concept of WCC. Its criticism. Causes of failure of enforcement of laws against White Collar Criminals.
- 2.2 New Criminal Jurisprudence under socio-Economic offences:
 - (a) Principles of liability: Strict, Vicarious and corporate.
 - (b) Burden of Proof.
- a. Special enforcement procedure, sentencing policy and practices with respect to Socio Economic offences. Difficulties in enforcement of laws.

Unit 3 Study of selected legislation pertaining to Socio-Economic offences

- 3.1 Prevention of Food Adulteration Act, 1954.
- 3.2 Essential Commodities act, 1955
- 3.3 Prevention of Corruption Act, 1988.
- 3.4 Dowry Prohibition Act, 1961.
- 3.5 The Foreign Exchange Management Act, 1999.
- 3.6 The Immoral Traffic (Prevention) Act, 1956.
- 3.7. Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989.

Selected Bibliography

- a. Cambridge University Press, 2001, White Collar Crime Explosion: How to protect yourself and Your Company from prosecution.
- b. Mishra, Girish, 1998, White-collar Crimes, Gyan Publishing House, New Delhi.
- c. Rakesh, M, 1994, Computer Crimes: Concept, Control and Prevention, Goyal Sysmam Computers Pvt. Ltd Bombay.

- d. Sachdeva, Updesh Singh, 1987, Frauds & bankers, UDH Publishing House.
- e. Coleman, James W., 1985, Criminal Elite: The Sociology of White collar Crimes, St. Martin's Press Inc. New York.
- f. Bologna, J ac, 1984, Corporate Fraud, Butterworth Publishers.
- g. Clinard, Marshall b. 1983, Corporate Ethics & Crime, Sage Publications.
- h. Clinard, B & Yeager (Peter, 1980, Corporate Crime. McMillan Publishing Co.
- i. I. Sutherland, white collar crime, Holt & Rinehart M. Y. 1961.
- j. Donald R. Coessey & A. Ward, Delinquency, Crime and Social Process, Harper & Row, N.Y. (1969).
- k. Herman Mannheim, Criminal Justice and Social Reconstruction Keoan Paul (1946).
- l. K.P. Chakravarty, Prevention of Corruption in Public Services, vora Prakashan (1978).
- m. Mahesh Chandra, Socio-Economic Crimes, Tripathi (1979).
- n. AP. Mathur, Commentaries on Prevention of Food Adulteration Act, Eastern Book (1982).
- o. S.K. Clore, Economic Offences.
- p. Aubert, v. 'White Collar Crime and Social Offences in Business, Politics and Professions (1962).
- q. Geis, Gilbert et al. White collar Crime Offences in Business, Politics and professions (1977).
- r. Siddique, Ahmed 'Criminology: problems & perspectives', Eastern book co. 3rd Ed (1993), Chapters I, III, XI, XII, XIII.
- s. Pennisky, Herold E., from White-Collar Crime to Explanation redefinition of a field, 65 Journal of Criminal Law & Criminology 225 (1974).
- t. Newman, Donal J. White Collar Crime, 23 Law & Contemporary Problems 735 (1955).
- u. Kartz, Alan M, The Law Against Food Adulteration: A current Assessment and proposal for Enforcement Alternative, 19JILI 63 (1977).
- v. Pande, B.B. 'Nature and Dimensions of Privileged class Deviance" in Shukla, K.S. (Ed.),.
- w. The Other side of Development 135 (1987) Sage Publication Pvt. Delhi, India.
- x. Pati, P.C. 'Corruption in India: Measurers for its prevention with reference to prevention of corruption Act, 1988', 45 Cri. L.J. 51 (2005).
- y. Report of the law Commission of India (29th and 4th). Santhanam Committee Report on Prevention of Corruption in Central Government.

Subject Code: LM15205DCE
Subject: Law and Diplomacy

Unit 1 – Contemporary International System

- 1.1. Introduction to Diplomacy – Definitions, Concepts and Features.
- 1.2. Evolution of Diplomacy as an Ingredient of International Politics
- 1.3. Balance of Power and its Variations.
- 1.4. Diplomacy and Foreign Policy.
- 1.5. Impact of Technology on the Conduct of Diplomacy.
- 1.6. Impact of Nuclear Weapons and Military Alliances on the Conduct of Diplomacy.
- 1.7. Secret v. Open Diplomacy.

Unit 2 – Diplomacy in Contemporary World and Resources

- 2.1. Cold War
 - 2.1.1. Introduction.
 - 2.1.2. Major Players and Balance of Power.
 - 2.1.3. Impact on Diplomacy.
 - 2.1.4. Non-Aligned Movement, Cold War and Diplomacy.
 - 2.1.5. Post Cold War International System
- 2.2. New and Neglected Actors in the International System.
- 2.3. Diplomacy in the United Nations.
- 2.4. Diplomacy and Third World Countries.
- 2.5. Diplomacy through Mass Media and Propaganda.

Unit 3 – Crisis Management

- 3.1 Nuclear Crisis.
 - 3.1.1. Iran Nuclear Crisis.
 - 3.1.2. North Korea Nuclear Crisis.
- 3.2. Refugee Crisis around the World.
- 3.3. Climate Change Crisis.
- 3.4. Israel – Palestine Conflict.
- 3.5. Syria Conflict.
- 3.6. Nicaragua.
- 3.7. Namibia.
- 3.8. Iran-Iraq Conflict.
- 3.9. Kashmir Dispute.

Selected Bibliography

- (i) A.Ball, Modern Intentional Negotiations (1969)
- (ii) I.Clark, Reform and Resistance in International Order (1980)
- (iii) I.Clark, "The Satisfied and' the Dissatisfied States Negotiate International Law: A Case Study,"
- (iv) World Politics 20-41 (1965)
- (v) H.Nicolson, Diplomacy (1969)
- (vi) J.Stone, Law and Nations (1974)
- (vii) L.Hanken, How Nations Behave (1968)

- (viii) R.L.Friedheim, Parliamentary Diplomacy - A Survey (1976)
- (ix) R.P.Anand, International Courts and Contemporary Conflict (1979)
- (x) Theodore A. Coulombis and James H. Wolfe "Introduction to International Relation
– Power and Justice.

Subject Code: LM15206DCE

Subject: International Organizations : Law, Practice And Future

Unit 1: Introduction and Evolution of International Organizations

- 1.1. Relationship between International Law and International Organisations:
International Institutions as Subjects of International Law.
- 1.2. Relationship between International Politics and International Law.
- 1.3. Evolution of International Institutions.
- 1.4. Introduction to International Organisations
 - 1.4.1. International Security Organisations and Agencies.
 - 1.4.2. International Economic Organisations.
 - 1.4.3. International Human Rights Organisation.
 - 1.4.4. International Judicial System.
- 1.5. Non-Aligned Movement and its Impact on Voting in the various Organs of United Nations.
- 1.6. India and United Nations.

Unit 2: Special Agencies and Non-Governmental Organisations

- 2.1 Constitution and Functions of Specialized Agencies.
- 2.2 Role of Various Agencies under United Nations.
- 2.3 Select Studies of NGOs serving as Consultants.
- 2.4. Amnesty International, ICRC, International Panel on Climate Change.
- 2.5 International Commission of Jurists.

Unit 3: Peaceful Change through United Nations.

- 3.1 Dispute Settlement Mechanism of the United Nations.
- 3.2. UN Operational Programmes in the Social Field.
- 3.3. UN Operational Programmes in the Economic Field.
- 3.4. Role of ECOSOC in Bringing Peaceful Change.
- 3.5. Role of International Court of Justice.
- 3.6. Anti-Colonial Consensus.
- 3.7. Disarmament and Human Rights.

Selected Bibliography

1. D.W. Bowett, Law of International Institutions, (1982)
2. Ingrid Detter, Law Making by the International Organisation, (1965)
3. Stephen S. Goodspeed, Nature and Function of International Organisation, (1967)
4. Wilfred Jenks, The proper Law of International Organisations, (1962)
5. E.P. Walters, History of the League of Nations (1965)
6. D.W. Bowett, United Nations Forces: A Legal Study (1969)
7. Leland M. Goodrich, Charter of the United Nations (1969)
8. Leland M. Goodrich, United Nations in a Changing World (1974).
9. Rosalyn Higgins, Development of International Law through Political Organs of the United Nations (1963)
10. Hans Kelsen, Law of the United Nations (1954)
11. Rahmathullah Khan, Implied Powers of the United Nations (1970)
12. Edward Macwhinney, United Nations Law Making (1984)
13. M.S. Rajan, United Nations and Domestic Jurisdiction (1961)

Subject Code: LM15216DCE

Subject: Prevention and Control Of Pollution

Unit 1. Pollution

- 1.1. Meaning and definitions of Air, Water and Environmental Pollution.
- 1.2. Sources of Air/Water pollution
- 1.3. Machinery for prevention and control of pollution under Air, Water Acts:
Composition Powers and Functions
- 1.4. Water and Air Pollution Control: Standards, Control Areas, Consent Mechanism
- 1.5. Procedural aspects of pollution control under the Air, Water and EPA
- 1.6. Conflicts of Jurisdiction and critique of existing law
- 1.7. Penalties.

Unit 2. Noise Pollution

- 2.1 Sources and Effects
- 2.2 Different Legal Control
- 2.3 Need for Specific Law

Unit 3. Sanctions against Pollution

- 3.1. Efficacy of criminal and civil sanctions
- 3.2. Corporate liability, civil and criminal
 - 3.2.1. Should penalties be prohibitive?
 - 3.2.2. Civil liability, compensatory and penal
 - 3.2.3. Administrative compensation system
- 3.3. Incentives to pollution control

Selected Bibliography

1. Kailash Thakur, Environmental Protection Law and Policy in India (1997), Deep & Deep publications, New Delhi
2. Enid.M.Barson and Ilga Nielson (eds.), Agriculture and Sustainable Use in Europe (1998), Kluwer.
3. John F.Mc.Eldownery and Sharron Mc.Eldownery, Environmental Law and Regulation (2000), Blackstone Press.
4. Leelakrishnan, P et. al. (eds.), Law and Environment (1990)
5. Leelakrishnan, P. The Environmental Law in India (1999), Butterworths
6. Frodorick R.Anderson, et.al. Environmental Improvement Through Economic Incentives (1977)
7. David Hughes, Environmental Law (1999), Butterworths, London
8. Daniel R. Mandekar, Environmental and Land Controls Registration (1976), Bobbs-Merril, New York
9. Indian Law Institute, Mass Disasters and Multinational Liability: The Bhopal Case (1986),
10. Inconvenient Forum and Convenient Catastrophe: The Bhopal Case (1986).
11. Armin Rozencranz, et.al. (eds.) Environmental Policy and Law in India (2000), Butterworths India.

Subject Code: LM15218DCE

Subject: Mass Media Law

Unit 1. Mass media - Types of - Press Films, Radio Television

- 1.1. Ownership patterns - Press - Private - Public
- 1.2. Ownership patterns - Films - Private
- 1.3. Ownership patterns - Radio & Television, Public
- 1.4. Difference between visual and non- Visual Media- impact on Peoples minds.
- 1.5. Press - Freedom of Speech and Expression - Article 19 (1) (a)
 - 1.5.1 Includes Freedom of the Press.
 - 1.5.2 Laws of defamation, obscenity, blasphemy and sedition.
 - 1.5.3 The relating to employees wages and service conditions,
 - 1.5.4 Price and Page Schedule Regulation
 - 1.5.5 Newsprint Control Order
 - 1.5.6 Advertisement - is it included within freedom of speech and expression?
 - 1.5.7 Press and the Monopolies and Restrictive Trade Practices Act.
 - 1.5.8 Films - How far included in freedom in of speech and expression?

- 1.5.9 Censorship of films - constitutionality
- 1.5.10. The Abbas Case.
- 1.5.11. Difference between films and Press - why pre-censorship valid for films but not for the press?
- 1.5.12. Censorship under the Cinematograph Act.

Unit: 2 Radio and Television - Government monopoly and Constitutional Restrictions

- 2.1. Why Government department ?
- 2.2. Should there be an autonomous corporation?
- 2.3 Effect of television on people.
- 2.4. Report of the Chanda Committee.
- 2.5. Government policy.
- 2.5.1. Commercial advertisement.
- 2.5.2. Internal Scrutiny of serials, etc.
- 2.6. Judicial Review of Doordarshan decisions: Freedom to telecast.

Unit 3 Constitutional Restrictions

- 3.1. Radio and television subject to law of defamation and obscenity.
- 3.2.. Power to legislate - Article 246 read with the Seventh Schedule.
- 3.3. Power to impose tax - licensing and licence fee

Selected Bibliography

- 1. M.P. Jain, Constitutional Law of India (1994) Wadhwa.
- 2. H.M. Seervai, Constitutional Law of India Vol.I (1991) Tripathi, Bombay.
- 3. John B. Howard, "The Social Accountability of Public Enterprises" in Law and Community Controls in New Development Strategies (International Center for law in Development 1980).
- 4. Bruce Michael Boyd, "Film Censorship in India: A Reasonable Restriction on Freedom of Speech and Expression ". 14 J.I.L.I. 501 (1 972).
- 5. Rajeev Dhavan "On the Law of the Press in India" 26 J.I.L.I. 288 (1984).
- 6. Rajeev Dhavan, "Legitimizing Government Rhetoric: Reflections on Some Aspects of the Second Press Commission" 26 J.I.L.I. 391 (1984).
- 7. Soli Sorabjee, Law of Press Censorship in India (1976).
- 8. Justice E.S. Venkaramiah, Freedom of Press: Some Recent Trends (1984).
- 9. D D. Basu, The Law of Press of India (1980).

Students should consult relevant volumes of the Annual Survey of Indian Law published by the Indian Law Institute. (Constitutional Law 1 & 11, Administrative Law and Public Interest litigation)

Subject Code: LM15219DCE

Subject: Islamic Jurisprudence II (Concepts)

Unit 1

1.1 State

1.2 Sovereignty

Unit 2

2.1 Rights and Duties

2.2. Possession

2.3. Ownership

Unit 3

3.1 Islamic Law and Social Change

3.2 Islamic Law and Humanitarian Law- Comparison and Correlation

Suggested Readings:

1. Subhi Mahmassani: Philosophy of Jurisprudence in Islam(Lieden 1961)
2. Abdur Rahim : General Principles of Mohammadan Jurisprudence (Madras, 1911)
3. Kemal A.Faruki: Islamic Jurisprudence
4. Dr. Mohammad Muslehudin: Philosophy of Islamic Laws and the Orientlists
5. C.G.Veerantray : Islamic Jurisprudence International Perspective (Macmuilians, 1988)

Subject Code: LM15220DCE

Subject: Family and Matrimonial Laws -III

Unit 1: Law Relating to Inheritance

- 1.1 Islamic Rules of Inheritance
- 1.2 Classes of Heirs.
- 1.3 Women's Share

Unit 2 Law relating to Succession

- 2.1 Hindu Succession Act, 1956
- 2.2 Women's Estate

Unit 3

3.1 Indian Succession Act, 1925

Suggested readings:

- 1. M.Abdal Ali The family structure in Islam (Washington 1977)
- 2. Asaf, A.A.Fyze Outlines of Muhammedan Law (1988)
- 3. Tahir Mahmood The Muslim Law in India
- 4. Tahir Mahmood Personal Law in Islamic countries (A L R Delhi, 1987)
- 5. N.J.Coulson Succession in the Muslim Family (Loiden, 1971)

Subject Code: LM15215DCE

Subject: Environmental Legislation

Unit 1. General Laws on Environmental Concern

- 1.1. Code of Criminal Procedure : Public nuisance
- 1.2. Provisions in the Indian Penal code
- 1.3. Local bodies law : an overview
- 1.4. Environment (Protection) Act, 1986
 - 1.4.1. 'Necessary and proper clause' : concentration of power on the Central Government
 - 1.4.2. Delegated legislation: power to make rules, regulation and to issue directions
 - 1.4.3. Delegation of powers

Unit 2. Coastal Zone Management

- 2.1. Sea erosion
- 2.2. CRZ Notification
 - 2.2.1. Prohibitions and exemptions
 - 2.2.2. Permissible activities
 - 2.2.3. Classification of zones
 - 2.2.4. Regulation of sea resorts
 - 2.2.4.1. Eco-tourism
 - 2.2.5. Coastal zone management plans

Unit 3: Environmental Disasters and Legal Control

- 3.1. Laws on Hazardous Substance
- 3.2. Preparedness on Environmental Disasters
- 3.3. Emerging Legal Controls
 - 3.3.1. Eco-mark
 - 3.3.2. Environmental audit
 - 3.3.3. Environment Impact Assessment
 - 3.3.4. Public participation in environmental decision making
 - 3.3.5. Environment information

Selected Bibliography

- 1. Leelakrishnan, P et. al. (eds.), Law and Environment (1990), Eastern, Lucknow
- 2. Leelakrishnan, P, The Environmental Law in India (1999), Butterworths, India.
- 3. Department of Science and Technology, Government of India, Report of the Committee for Recommending Legislative Measures and Administrative Machinery for Ensuring Environmental Protection (1980) (Tiwari Committee Report).
- 4. Indian Law Institute, Environment Protection Act: An Agenda for Implementation (1987)
- 5. Indian Journal of Public Administration, Special Number on Environment and Administration, July-September 1988, Vol. XXXV, No.3
- 6. Findley, R.W. and Farber, D.A., Environmental Law
- 7. David Hughes, Environmental Law (1999), Butterworths, London
- 8. Armin Rozencranz, et.al. (eds.), Environmental Policy and Law in India (2000), Oxford

Subject Code: LM15207DCE

Subject: The Electronics Revolution and Legal Order
Unit 1. Introductory

- 1.1. Notion of artificial intelligence,
- 1.2. Growth of computer science and technology
- 1.3. "Hardware" and "Software"
- 1.4. Organization of R & D and of international market for computer systems
- 1.5. The overall Indian position.

- 1.6 Can computers think?
- 1.7 Appropriation of human functions by a machine actuality, potentiality, "appropriateness".

Unit 2: The Law: Intellectual Property

- 2.1. Law relating to protection of computer software
- 2.2 Law relating to patenting of hardware
- 2.3 Regulation of transfer of computer technology (Unfair Means, Restrictive Trade Practices)

Unit 3: Potential for invasion of Privacy and Liability Issues

- 3.1. Central data banks and privacy rights
- 3.2. Consumer Credit, privacy rights and computer systems
- 3.3 Computer fraud
- 3.4 Computer non-feasance and liability for damages
- 3.5. Jurimetrics and computer analysis

Selected Bibliography

Cees J. Hamelink, *The Ethics of Cyberspace* (2001), Sage

- (i) Markandey Katju, *Law in the Scientific Era* (2000), Universal, New Delhi.
- (ii) John Zinian et.al.(ed.) *World of Science and the Rule of Law* (1986), Oxford
- (iii) Ann Johnston et.al. (ed.) *New Technologies and Development* (1986) UNESCO.

Maie-Wan Ho, *Genetic Engineering: Dreams or Nightmare? The Brave New World of Bad Science and Big Business* (1997) RESTE, New Delhi.

Subject Code: LM15208DCE

Subject: Biotechnology and Legal Regulation

Unit 1 Introductory, Biotechnology Agro Business and Biological Diversity

- 1.1. Decoding the Structure of the DNA/RNA
- 1.2. The Technology of Splicing
- 1.3. Cloning
- 1.4. Cell-Fusion
- 1.5. Genetic Engineering
- 1.6. The Case For and Against Genetic Engineering
 - 1.6.1 The problem of biohazards in recombinant DNA Research
 - 1.6.2 Men should not play God and create new forms of life unknown to nature
 - 1.6.3 Social responsibility of scientists
 - 1.6.4 Multi-national and imperialist appropriation and use of biotechnology
 - 1.6.5 Failures of self-regulation and vicissitudes of legal regulation
 - 1.6.6 Plant Genetic Resources in Nature: Abundance of biological diversity
 - 1.6.7 The Genetic mutation of Seed: Seed industry at global level: Indian Seeds Act, 1966
 - 1.6.8 The Impact of Biotechnology on Biological Diversity: Erosion of plant genetic resources
 - 1.6.9 Agro-business and reckless commercial exploitation of biotechnology

- 16.10 Bhopal green revolution and biotechnology
- 1.6.11 Impact of fertilizer and pesticides on agricultural workers

Unit 2. Legal

Regulation of Regulation of government sponsored research

Biotechnolog Regulation of Private R & D

y Regulation of deliberate release of genetically mutated micro-organisms

Regulation of accidental release of genetically mutated micro-organisms

Comparative perspectives

2.1..

2.2.

2.3.

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2.5.1

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2.5.3

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U.S.A

U.K

INDIA

Progress of
biotechnology
and legal
regulation in
India

Genetic Markers: Diagnostic biotechnology
Conquest of disease
Genetic screening: Prevention of genetic disease and mental retardation
Genetic screening: Uses and abuses of amniocentesis
Cloning of human beings
Obsolescence and resilience of law

Unit 3.
Bi
otechnology
gy and
Human
Health

3.1.

3.2

3.3

3.4.

3.5

3.6

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Selected Bibliography

1. U.Baxi, *Biotechnology and Legal Order: Dilemmas of the Future of Law and Human Nature* (1993).
2. D. Bull, *A Growing Problem : Pesticide and the Third World Poor* (1982)
3. J. Doyle, *Altered Harvest, Agriculture, Genetics and Fate of The World's Food Supply* (1986) .
4. Z. Harsanyi & R. Hutton, *Genetic Prophecy: Beyond the Double Helix* (1987)
5. United Nations, *Our Common Future : The World Commission on Environment and Development* (1987) .
6. *Symposium on Biotechnology and Law*, 11 *Rutgers Computer and Technology Law Journal* (1985)

Subject Code: LM15209DCE

Subject: Human Rights and International Order

Unit 1 Development of the Concept of Human Rights under International Law

- 1.1. Meaning and Concept of Human Rights.
- 1.2. International Instruments on Human Rights.
- 1.3. Evolution of Human Rights.
- 1.4. International Enforcement of Human Rights.

Unit 2 – Role of Regional Organizations

- 2.1. European Convention on Human Rights.
 - 2.1.1. Rights, Principles and Limitations.
 - 2.1.2. European Court of Human Rights.
- 2.2. American Convention on Human Rights.
- 2.3. African Convention on Human Rights.
- 2.4. Other Regional Conventions.

Unit –3– Protection Agencies And Mechanisms

- 3.1 United Nations Agencies Associated with Human Rights.
 - 3.1.1. United Nations Human Rights Council.
 - 3.1.2. United Nations High Commissioner for Refugees.
 - 3.1.3. International Labour Organization.
 - 3.1.4. UNESCO
 - 3.1.4. UNICEF
- 3.2. International and National NGOs associated with Human Rights.
- 3.3. National and State Human Rights Commissions.

Selected Bibliography

- 1. Benedetto Conforti and Francesco Francioni, Enforcing International Human Rights in Domestic Courts, (1997).
- 2. Francisco Forrest Martin, International Human Rights Law and Practice, (1997).
- 3. Luck Clements, European Human Rights Taking a Case under the Convention, (1994).
- 4. Evelyn A. Ankumah, The African Commission on Human Rights and People's Rights, (1996).
- 5. R.K.Sinha, Human Rights of the World,(1997).
- 6. Philip Alston, The United Nations and Human Rights A Critical Appraisal, (1992).
- 7. R.S.Sharma and R.K.Sinha, Perspectives in Human Rights Development, (1997).
- 8. The Human Rights Watch Global Report on Women's Human Rights, (2000), Oxford.
- 9. B.P.SinghSeghal, Human Rights in India, (1996).
- 10. ChandanBala, International Court of Justice: Its Functioning and Settlement of International Disputes, (1997)

Subject: Code: LM15213DCE

Subject: Law Relating to Civil Servants

Unit 1. Civil Servants: Constitutional Dimensions, Recruitment and Promotion

- 1.1. Civil servants and the fundamental rights - Historical and comparative perspectives
- 1.2. Equality and protective discrimination: principles and practices
- 1.3. Service Regulations - the constitutional bases - formulation of service rules - doctrine of pleasure.
- 1.4. Limitations on doctrine of pleasure
 - 1.4.1. Action only be an authority not subordinate to the appointing authority
 - 1.4.2. Opportunity of being heard and its exceptions

1.5 Recruitment and Promotion

1.5.1 Central and state agencies for recruitment

1.5.2 Methods, qualification

Unit 2 Special Categories of Services

- 2.1. Judicial services: subordinate judiciary - judicial officers and servants: appointment and conditions of service
- 2.2. Officers and servants of the Supreme Court and the High Courts: recruitment, promotion, conditions of service and disciplinary action
- 2.3. All India services. objects, regulation of recruitment and conditions of service, disciplinary proceedings

Unit 3 Settlement of Disputes over Service Matters

- 3.1. Departmental remedies: representation, review, revision and appeal : role of service organisations
- 3.2. Remedy before the Administrative Tribunal: jurisdiction, scope and procedure - merits and demerits - exclusion of jurisdiction of courts
- 3.3. Judicial review of service matters -jurisdiction, of the Supreme Court and High Courts
- 3.4. Comparative position in England, United States and France.

Selected Bibliography

1. Students are to study the state laws and rules relating to service matters, make empirical investigations and write a paper on a significant problem.
2. ILI (by Justice M. Rama Jois), Services Under the State (1987)
3. N. Narayanan Nair, The Civil Servant under the Law and the Constitution (1973)
4. K. K. Goyal, Administrative Tribunals Act (1985)
5. Seervai, Constitutional Law of India
6. Arjun P. Aggarwal Freedom of Association in Public Employment", 14 JILI (1972)
7. C.K. Kochukoshy, "All India Services-Their Role and Future", 1972 I.J.P.A. 67
8. Douglas Vass, "The Public Service in modern Society", 1983 I.J.P.A. 970
9. Z.M.S. Siddiqi, "Sanctions for the breach of contracts of service," 25 J.I.L.I. 359 (1983)
10. O.P. Motilal, "Compulsory Retirement", 1975 I.J.P.A. 47
11. D.S. Chopra, "Doctrine of Pleasure-its scope implication and limitations", 1975 I.J.P.A.92
12. G. C. V. Subba Rao, "The O.N.G.C. Case and New Horizons in Public Services Law", 1975 S.C.J. 29

Subject Code: LM15211DCE

Subject: Law of Export Import Regulation

Unit 1

- 1.1. State control over import and export of goods - from rigidity to liberalisation.
- 1.2. Impact of regulation on economy.
- 1.3. The Basic Needs of Export and Import Trade
 - 1.3.1 Goods
 - 1.3.2 Services
 - 1.3.3 Transportation

- 1.4. WTO agreement
- 1.5. WTO and tariff restrictions
- 1.6. WTO and non-tariff restrictions
- 1.7. Investment and transfer of technology
- 1.8. Quota restriction and anti-dumping
- 1.9. Permissible regulations
- 1.10. Quarantine regulation
- 1.11. Dumping of discarded technology and goods in international market
- 1.12. Reduction of subsidies and counter measures.

Unit 2 General Law on Control of Imports and Exports

- 2.1. General scheme
- 2.2. Legislative control
 - 2.2.1. Power of control: Central government and RBI
 - 2.2.2. Foreign Trade Development and Regulation Act 1992
 - 2.2.3. Restrictions under customs law
 - 2.2.4. Prohibition and penalties
- 2.3. Export-Import formulation: guiding features
 - 2.3.1. Control under FEMA
 - 2.3.2. Foreign exchange and currency
 - 2.3.2.1. Import of goods
 - 2.3.2.3. Export promotion councils
 - 2.3.2.3. Export oriented units and export processing zones

- 2.4 Law Relating to Customs
 - 2.4.1 Prohibition on importation and exportation of goods
 - 2.4.2 Control of smuggling activities in export-import trade
 - 2.4.3 Levy of, and exemption from, customs duties
 - 2.4.4 Clearance of imported goods and export goods
 - 2.4.5 Conveyance and warehousing of goods

Unit 3 Regulation on Investment and Technology Transfer

- 3.1. Borrowing and lending of money and foreign currency
- 3.2. Securities abroad - issue of
- 3.3. Immovable property - purchase abroad
- 3.4. Establishment of business outside
- 3.5. Issue of derivatives and foreign securities - GDR(global depositories receipts),
(American depository receipts)
- 3.6. Investment in Indian banks
- 3.7. Repatriation and surrender of foreign securities

- 3.8. Technology transfer
- 3.8.1. Restrictive terms in technology transfer agreements
- 3.8.2 Automatic approval schemes

Selected Bibliography

1. Government of India, Handbook of Import Export Procedures, (Refer to the latest edition)
 2. Government of India Import and Export Policy (1997 -2002)
 3. The Students should consult the relevant volumes of the Annual Survey of Indian Law, Published by the Indian law Institute, New Delhi.
 4. Foreign Trade Development and Regulation Act 1992 and Rules
 5. Foreign Exchange Management Act 1999
 6. Marine Products Export Development Authority Act 1972
 7. Customs Manual (Latest edition)
- Final Treaty of GATT, 1994.

Subject Code: LM15212DCE

Subject: Consumer and the Law

Unit – 1

- 1.1. Genesis, Evolution and Development of Law relating to consumer interest
- 1.2. Common law principles and consumer justice.
- 1.3. Standard form of contract
- 1.4. Caveat emptor
- 1.5. Privity of contract
- 1.6. Liability Standards: Civil, Criminal
- 1.7. Consumer Protection Act, 1986
- 1.8. Concepts
- 1.9. Consumer rights
- 1.10. Consumer council
- 1.11. Consumer of Goods and Consumer of services
- 1.12. Complaint, Complainant and locus standi of voluntary consumer organizations
- 1.13. Consumer dispute
- 1.14. Restrictive trade practices
- 1.15. Unfair trade Practices
- 1.16. Specific Consumer Services
- 1.16.1. Medical Service
- 1.16.2. Education Service
- 1.16.3. Statutory Services

Unit – 2 Consumer Protection Act – Institutional frame work and Judicial Approach

- 2.1. Constitution of District Forum
- 2.2. Constitution of State Commission
- 2.3. Constitution of National Commission
- 2.4. Qualifications and Disqualifications of members of Consumer Fora
- 2.5. Selection Committee for the appointment of the members of consumer fora
- 2.6. Power of the consumer fora
- 2.7. An overview of the J&K Consumer Protection Act 1987

Unit 3. Specific Consumer Legislations

- 3.1. Some Specific Consumer Legislations
- 3.1.1. Food Safety and Standards Act 2006,
- 3.2. Essential Commodities Act
- 3.3. Weight and Measure Act
- 3.4. Food Adulteration Act

Selected Bibliography

1. A.D.Neale and D.G.Goyder: The Anti Trust Laws of the USA (3rd Ed. 1980)
2. Areeda Philip : Anti Trust Analysis: problems text, Cases (3rd Ed. 1981)
3. Robert H.Bok: The Anti Trust Paradox: A Policy at war with itself (N.Y.Basic, 1978)

4. James, Cunningham: The competition Act (Sweet and Maxwell London)
5. Donald and Haydon: Trade Practices Law Vol.1(Law Book Company Sydney) 1978
6. Wilberforce, Campbell: The law of restrictive trade practices and monopolies (sweet and Maxwell)1966
7. Atiyah P.S: The sale of Goods
8. Chalmer's : Sale of Goods
9. Williston: Williston on Sale
10. Graveson R.H: The uniform laws on International Sales
11. Hassan S.M: A socio Economic Re-evaluation of Tort Law of Liability for Personal Injuries
12. Prosser William L.: Law of Tort
13. Salmond: Torts, 14th Ed
14. Clark and Lindsell: Torts, 12th Ed.
15. Baven: Negligence 4th Ed.
16. Charles worth: Negligence 4th Ed.
17. Azmi S.S.H : Sale of Goods and Consumer Protection in India
18. Saraf D.N: Consumer Protection in India alongwith supplement
19. Farooq Ahmad: Consumer Protection Law in India
20. Farooq Ahmad & Mushtaq Ahmad : Law on Consumer Services
21. Areeda and Turner: Predatory Pricing and Related Practices under section 2 of the Sherman Act, 1974-75/88 HLR 697

Related Articles:

1. Saraf D.N: Monopolies and Restrictive Trade Practice commission in action, some reflections fo consumer protection 31, JILI 1989
2. Saraf D.N: Some facets of consumer justice through consumer disputes rederssal agencies JILI 34(1992)
3. Sexana I.C: Consumer Protection Act : A view point JILI Vol30(1989)
4. Singh S.N.: Consumer Protection Legislation Critique JILI, Vol2, 380
5. Farooq Ahmad: False and Misleading Advertisements: Legal Perspectives JILI (1996)
6. Verma D.P.S: Regulation of Resale Price Maintenance 21 JILI74 (1979)

Reports:

1. Reports of the monopolies inquiry commission, 1965
2. Reports of the high powered –expert commission on companies and MRTP Acts, 1978
3. Annual report of the commission and department of company affairs in the working of MRTPC
4. English) report of monopolies and mergers, commission on Discriminatory discounts and tying agreements (1982) 45 MCRP
5. (UK)Report of the monopolies and restrictive practices commission on collective discrimination (1955)

Statutes:

USA: Sherman Act 1890
 Clayton Act 1914
 Federal Trade Commission Act, 1914
 English Restrictive Trade Practices Act, 1976
 Resale Price Act, 1974
 Competition Act, 2002
 English Consumer Protection Act, 1987

(Indian Monopolies and Restrictive Trade Practices Act, 1969)

Monopolies and restrictive Trade Practices Commission Regulation, 1973

Consumer Protection Act, 1986

Subject Code: LM15210DCE

**Subject: Human Rights Of Disadvantaged Groups: Problems and
Issues in the Protection and Enforcement**

Unit 1. Concept of Disadvantaged Groups

- a. Women as a disadvantaged group
- b. Children as disadvantaged group
- c. Refugees as disadvantaged group

Unit 2 Emerging Human Rights Jurisprudence and the Role of the Judiciary

- 2.1. Rights of women
- 2.2. Rights of the child
- 2.3. Rights of prisoners
- 2.4. Rights of Dalits
- 2.5. The tribal and other indigenous people
- 2.6. The mentally ill
- 2.7. The stateless persons
- 2.8 The unorganised labour
- 2.9 'Aids' victims
- 2.10 Rights of minorities

Unit 3 Enforcement of Human Rights

3.1. Protection Laws of the Disadvantaged Groups: Problems and Issues

3.2 Future Perspectives of the Human Rights of the Disadvantaged

Selected Bibliography

- i. G.S Bhargava and R.M.Pal, Human Rights of Dalit Societal Violation, (1999).
- ii. Geraldine Van Bueren, The International Law on the Rights of the Child, (1998).
- iii. Prabhat Chandra Tripathi, Crime Against Working Women, (1998).
- iv. Paras Diwan and Piyush Diwan, Women and Legal Protection
- v. Philip Alston (et.al.), Children, Rights and the Law.
- vi. Kelly D. Askin, Doreen M. Koenig, Women and International Human Rights Law, (1999).
- vii. N.K.Chadrabarti, Juvenile Justice in the Administration of Criminal Justice, (1999).
- viii. Rebecca Wallace, International Human Rights, Text and Materials, (1997).
- ix. Janaki Nair, Women and Law in Colonial India, (1996).
10. Simon Creighton, Vicky King, Prisons and the Law, (1996)

Subject Code: LM15320GE

Subject: Cyber Law

Unit – 1

- 1.1. Evolution of internet and modes of communication
- 1.2. Genesis, Object and scope of information Technology Act
- 1.3. Authentication of electronic record
 - 1.3.1. Digital signature
 - 1.3.2. Hash function
 - 1.3.3. Electronic signature
- 1.4. E-commerce
- 1.5 Validity of Electronic Contracts
- 1.6. Attribution, Time & Place of Dispatch & Receipt of electronic record

Unit–2

- 2.1 Certifying Authority, Functions & Powers of Controller
- 2.2 Penalties, Compensation, Adjudication, & Cyber Appellate Tribunal & its Jurisdiction
- 2.3 Cyber Crimes, its types & measure for preventing Cyber Crimes

Selected Bibliography

1. Crees J Hamelink, The Ethics of Cyberspace (2001) Sage
2. Markandey Katiju, Law in Scientific Era (2001), Universal , New Delhi
3. Farooq Ahmad, Cyber Law in India (2002) Pioneer Book Publisher Delhi
4. Nandan Kamath, The Law Relating Computer (2012), Universal, New Delhi

Subject: LM15120GE

Subject: Fundamentals of Banking Law

Unit 1

- 1.1. Organization, operation and functions of Bank
- 1.2. Banker-Customer relationship
- 1.3. Bank Guarantee
- 1.4. Letters of Credit

Unit 2

- 2.1. Nature of Negotiable Instrument
- 2.2. Definition and nature of Promissory notes, Bill of Exchange and Cheques
- 2.3. Holder and Holder-in-due course
- 2.4. Endorsement
- 2.5. Negotiation, Presentment, Dishonour

Selected Bibliography

- 1. Tannan, Mohan Lal, C. R. Datta, and Parvinrai Mulwantrai Bakshi. *Tannan's Banking Law and Practice in India*. India Law House, 2002.
- 2. Goyal, Krishna A., and Vijay Joshi. "Indian banking industry: Challenges and opportunities." *International Journal of Business Research and Management* 3.1 (2012): 18-28.
- 3. Avtar Singh, *Laws of Banking and Negotiable Instruments: An Introduction*. Eastern Book Company, 2007
- 4. P.N. Varshney, H. C. Sarkar, *Banking Law and Practice*. Chand publishers

Subject Code: LM15221GE
Fundamentals of the Law of Crimes.

Unit 1

1.1. Introduction to Criminal Law:

- (a) Purpose and Scope of Criminal law
- (b) Nature and Concept of crime

1.2. Elements of Criminal liability

- (a) Actus Reus
- (b) Mens rea-Importance of mens rea and recent trends to fix liability without mens rea in certain socio-economic offences.

1.3. Group liability under section 34 and 149 of the IPC

Unit –2 Specific Offences Against Human Body & Property

- i) Specific Offences Against Human Body
 - a) Culpable Homicide and Murder
- ii) Offences against Property
 - (a) Theft: Section 378 & 379
 - (b) Extortion: Section 383 & 384
 - (c) Robbery: Section 390 and 392
 - (d) Dacoity: Section 391 & 395.

Select Bibliography

1. Gaur K.D: Cases and Materials on Criminal Law
2. Gaur H.S: Penal Law of India
3. Pillai, P.S: Criminal Law
4. S.N. Mishr: Indian Penal Code
5. Nigam R.C. Law of Crimes in India.
6. 47th Report Law Commission of India
7. 226th Report:Law Commission of India.
8. Glanville William: Criminal Law

Subject: LM15222GE

Subject: Fundamentals of Business Law

Unit 1

- 1.1 Essentials of Contract: Offer, acceptance, consideration
- 1.2. Concept of free consent and minor's contract.
- 1.3 Partnership Act: Partnership: Essentials, Relationship of partners with one another

Unit 2

- 2.1. Sale of Goods Act: Essentials of Contract of Sale, Rule of Caveat Emptor
- 2.2. Company Law: Nature of Company, Winding up: Winding up by Tribunal.

Selected Bibliography

- 1. Avtar Singh Indian Company Law (1999).
- 2. L.C.B. Gower, Principles of Modern Company Law (1997)
- 3. Palmer, Palmers Company Law (1987)
- 4. A. Ramaiya, Guide to the Companies Act (1998)
- 5. S.M. Shah Lectures on Company Law

Subject Code: LM15413GE

Subject: Tax planning and law

Unit 1 Direct tax

- 1.1. Nature and scope of Tax Planning
- 1.2. Direct Tax Code : salient features
- 1.3. Heads of Income
- 1.4. Procedure for Assessment
- 1.5. Appeal, Revision and Review
- 1.6. Settlement of tax disputes

Unit 2 : Indirect tax

- 2.1. General principles of GST
- 2.2. Need for GST
- 2.3. Chargeability of tax under GST
- 2.4. Taxable person/event
- 2.5. Subsuming of existing taxes
- 2.6. Emerging issues

Selected Bibliography

1. Ram Niwas and Lakhota, Subhash Lakhota : How to Save Income Tax through Tax Planning: Practical and Time-Tested Methods for Saving Income Tax , 29th ed(2015)
2. Rafi M : Indirect Taxes : Central Excise, Customs, Service Tax and VAT (English) 10th Edition (Paperback) Bharat Law House Pvt Ltd. 2013
3. Ravi Gupta , Girish Ahuja: Systematic Approach to Taxation Containing Income Tax & Indirect Taxes (English) 32nd Edition 2014
4. Kanga and Palkhivala: The Law and Practice of Income Tax 10th ed (2013)
5. B.C.Datta: Laymen's Guide to GST 1st Ed(2011)
6. Sumit Dutt Majumder: GST in India, first ed(2014)
7. Direct Tax Code 2014 [Bare Act]
8. Goods And Services Tax 2014 [Bare Act]

Tutorials [filing of return, e-return, assessment, preparation of VAT bills etc. visit to offices of chartered accountant / tax consultant/ income tax authorities/commercial tax authorities in the state of J&K] [16 days]

Subject Code: LM15407GE

Subject: Service Law and Practice

Unit – 1

- 1.1 Introduction to service law ,constitutional safeguards
- 1.2 Salient features of Civil Service Regulations in J&K
- 1.3 University calendar relating to service matters

Unit – II

- 2.1 J&K civil service employees conduct rules 1979
- 2.2 J&K civil service (classification &control) rules 1956

Selected Bibliography

- 1. Imtiyaz Hussain, Service Laws in J&K
- 2. Aijaj Ahmad, Service Law Referencer
- 3. University Calendar vol 1 and II
- 4. J&K Financial Code
- 5. J&K Civil Service (classification and control) Rules 1956

Tutorials – application of service rules in different departments/institutions working in the state

Subject: LM15118GE

Subject: Islamic Jurisprudence I

Unit 1: Introductory [

- 1.1. Concept of law in Islam
- 1.2. Sources of Islamic Law

Unit 2: Development of Islamic Law

- 2.1. Schools of Islamic Law
- 2.2. Contemporary Trends
 - 2.2.1. Life and Property Insurance
 - 2.2.2 Islamic Banking
 - 2.2.3 Organ Transplantation

Suggested Readings:

1. Subhi Mahmassani: Philosophy of Jurisprudence in Islam (Lieden 1961)
2. Abdur Rahim: General Principles of Mohammadan Jurisprudence (Madras 1911)
3. Shacht Joseph: Origin of Mohammadan Jurisprudence (Oxford, 1959)
4. Shacht Joseph: Introduction of Islamic Law, Oxford (1964)
5. Al Khudri: History of development of Islamic Law
6. Ahmed Hassan: Ijma, Qayas as sources of Islamic Law, Islamic Research Institute Islamabad
7. I.A.K. Nyazee: Theories of Islamic Law (IRI, Islamabad)
8. Welton, Mark D. "Modern Perspectives on Islamic Law by Ann Black, Hossein Esmaeili, Nadirsyah Hosen (review)." The Middle East Journal 68.2 (2014): 333-333.
9. Mahmoud, Mahgoub El-Tigani. Sources of Islamic Jurisprudence: Justice and Law in Islam. 2014.
10. Sachedina, Abdulaziz. "Law And Ethics In Islamic Bioethics." QScience Proceedings 2014 (2014).
11. Ramli, M. A. "Postmodernism approach in Islamic jurisprudence (fiqh)." Middle-East Journal of Scientific Research 13.1 (2013): 33-40.
12. Lewis, Mervyn K., Mohamed Ariff, and Shamsher Mohamad, eds. Risk and Regulation of Islamic Banking. Edward Elgar Publishing, 2014.
13. Siddiqui, Najatullah Siddiqui, Interest free banking in Islam, Markazi Maktaba Islami, Delhi

Subject Code: LM15319DCE
Subject: Islamic Legal System

Unit 1:

- 1.1 Constitutional Law
- 1.2. Islamic Law and Human Rights
- 1.3 Islamic International Law
- 1.4 Pluralism in Islamic Law

Unit 2:

- 2.1 Islamic Law and the Crimes
- 2.2 Islamic Law of Torts
- 2.3. Islam and Democracy

Unit III:

- 3.1 Scope and Impact of Islamic Law in India

Suggested Readings:

- 1. Dr. Raiz ul Hassan Gillani The Reconstruction of Legal Thoughts in Islam (Delhi 1982)
- 2. Hamid ullah Muslim Conduct of State (Lahore 1977)
- 3. Maududi Islamic Law and Constitution (Lahore 1979)
- 4. Robbert D. Baird Religion and Law in Independent India (Delhi 1993)
- 5. Tahir Mahmood Muslim Personal Law-Role of the state in the Indian Continent (2nd ed, Nagpur 1998)
- 6. Dippman and others Islamic Criminal Law and Procedure (Prager 1988)
- 7. Majid Khadduri War and Peace in the Law of Islam , Washington Middle East Institute 1955
- 8. Oudah Abdul Quadir Criminal Law of Islam
- 9. Amien, Waheeda. "The viability for women's rights of incorporating Islamic inheritance laws into the South African legal system." *Acta Juridica: South African law of succession and trusts-the past meeting the present and thoughts for the future*. Sabinet Online, 2014.
- 10. Adil, Mohamed Azam Mohamed, and Nisar Mohammad Ahmad. "Islamic Law and Human Rights in Malaysia." *Islam and Civilisational Renewal (ICR)* 5.1 (2014).
- 11. Lubis, Nur A. Fadhil. "ISLAMIC LEGAL STUDIES IN INDONESIA: Some Notes on Contemporary Challenges 1." (2013).
- 12. Mir-Hosseini, Ziba, ed. *Gender and Equality in Muslim Family Law: Justice and Ethics in the Islamic Legal Process*. Vol. 5. IB Tauris, 2013.
- 13. Munir, Muhammad. "The Law of Khul'in Islamic Law and the Legal System of Pakistan: The Sunnah of the Prophet or Judicial Ijtihad?." *Available at SSRN 2441564* (2014).
- 14. Aziz, Muhammad Ridhwan Ab. "Islamic Banking and Finance in Malaysia: System, Issues and Challenges." (2013).

Subject Code: LM15321GE

Subject: Women and Law

Unit 1

- 1.1. Constitutional Protection to Women
- 1.2 Pre-conception and pre-natal diagnostic Techniques (Prohibition) Act
- 1.3 Domestic Violence Act

Unit 2

- 2.1. Dowry Prohibition Act
- 2.2. Sexual Harassment Act

Selected Bibliography

- 1. Bartlett, Katharine T., and Rosanne Kennedy. *Feminist legal theory: readings in law and gender*. Westview Pr, 1991.
- 2. Van Wormer, Katherine S., and Clemens Bartollas. *Women and the criminal justice system*. Boston: Allyn and Bacon, 2000.
- 3. Epstein, Cynthia Fuchs. *Women in law*. University of Illinois Press, 1993.
- 4. Fredman, Sandra, and Fredman. *Women and the Law*. Oxford: Clarendon Press, 1997.
- 5. Edwards, Susan SM. *Policing 'domestic' violence: Women, the law and the state*. Sage Publications, Inc, 1989.
- 6. Coulson, Noel, and Doreen Hinchcliffe. "Women and law: reform in contemporary Islam." (1978): 37-51

Subject Code: LM15411OE

The Whistle Blowers Act, 2011

The paper shall introduce the learner to the basic concept of the Whistle Blowers Act . It shall give an overview of the provisions of the legislation.

The paper shall be of the pattern as provided in the annexure

Unit 1:

- a. Overview of Act
- b. Public Interest Disclosure
- c. Procedure on Receipts of Complaint

Unit 2:

- 2.1 Protection under Act
- 2.2. Offences and Penalties
- 2.3. Functions of Competent Authority

Select bibliography

The Whistle Blowers Protection Bill, 2011

Subject Code: LM15121OE

Subject: Fundamentals of Constitutional Law

Unit-1

- 1.1 Introduction of Constitutional Law
- 1.2 Salient Features of Indian Constitution
- 1.3 Fundamental Rights (Chapter III)

Unit 2

- 2.1. Directive Principles of State Policy (Chapter IV)
- 2.2 Distribution of Legislative Powers between the Centre and the State
- 2.3. Special Status of Jammu and Kashmir (Article.370)

LEADINGCASES

- 1. P.Mohan Pillai v. State of Kerala & Ors 2007(3) SCALE 548
- 2. Pradeep Kumar Biswas v. Indian Institute of chemical Biology 2002 5 SCC 111
- 3. Lt. Governor of Delhi v. V.K. Sodi AIR 2007 SC 2885
- 4. Air India Cabin Crew Assn v. Yesaswinee Merchant 2003 111 LLJ SC1
- 5. M. Nagraj v. Union of India 2006 8SCC 212
- 6. State of Bihar v. Project Uchala Vidya Sikshak (2006) 2SCC 545
- 7. Electricity Board Rajasthan V. Mohan Lal AIR 1967 SC 1857
- 8. R.D. Shetty V. The International Airport Authority AIR 1979 SC 1628.
- 9. Sodan Singh V. New Delhi Municipal Committee AIR 1984 SC 1966.
- 10. Ajay Hashia V. Khalid Mujib AIR 1981 SC 487.
- 11. State of West Bengal V. Anwasr Ali Sarkar AIR 1952 SC 75.
- 12. Kathi Ranni Rawat V.State of Saurashtra AIR 1952 SC 123.
- 13. In re Special Court Bill, 1978, AIR 1979 SC 478.
- 14. Air India V.Nargesh Meerza AIR 1981 SC 1829.
- 15. Indra Sawhney V.Union of India AIR 1993 SC 477.
- 16. L.I.C. India V.M.D. Shah(1992) 3 SCC 615.
- 17. Bijoe Emmanuel V. State of Kerala(1986) 3 SCC 615.
- 18. Mohni Jain V.State of Karnataka (1993) 1 SCC 666.
- 19. Unni Krishnan V State of A.P (1993) 1 SCC 645.
- 20. A.K. Gopalan V. State of Madras AIR 1950 SC 597.
- 21. Kharak Singh V.State of U.P. AIR 1963 SC1295.
- 22. Francis Coralie V.Union Territory of Delhi AIR 1978 SC 597.
- 23. Manika Gandhi V.Union of India AIR 1981 SC 746.
- 24. Ministry of I &B V. Cricket Association of West Bengal 1995 2SCC161.
- 25. Shankri Prasad V. Union of India 1951 SC 455.
- 26. Sajjan Singh V. State of Rajasthan AIR 1965 SC 845.
- 27. Golak Nath V. State of Punjab AIR 1971 SC 1643.
- 28. Kesavananda Bharati V. State of Kerala AIR 1973 SC 1461.
- 29. Minerva Mills V. Union of India AIR 1980 SC1789.
- 30. A.D.M. Jabalpur V. S.Shukla AIR 1976 SC 1207
- 31. Mr. "X" v Hospital Z AIR 1999. SC 495
- 32. Ahmadabad Municipal Corporation v Nawab Khan Gulab Khan (1997) II SCC 21
- 33. D.K.V. Basu v State of West Bengal (1997) I SCC 416.
- 34. Vishaka v State of Rajasthan AIR 1997 SC 3011.

35. T.A Pai Faindatren v. State of Karnataka (2003) 8SCC 481
36. Union of India v. Association for Democratic Reforms (2000) 5 SCC 294
37. Air India Cabin Crew Association v. Yeshaswinee Merchant (2003) 6 SCC 277
38. Islamic Academy of Education v. State of Karnataka (2003) 6 SCC 697.
39. Ramjawaya V, State of Punjab AIR 1955 SC 549.
40. U.N.Rao V. Indira Gandhi AIR 1971
41. Shamsher Singh V. State of Punjab AIR 1955 SC 556.
42. A.K.Roy V. Union of India 1982 SC 710.

Selected Bibliography

- 1 D.D. Basu Commentary on Constitution of India.
2. M.P.Jain Indian Constitutional Law.
3. M.P. Singh Shukla's Constitutional Law.
4. H.M. Seervai Constitution of India.
5. K .C. Wheare Modern Constitution .
6. Dicey Law of the Constitution.

Subject Code: LM15322OE

Subject: Human Rights

Unit 1

International Instruments for the protection of Human Rights

- 1.1. Concept of Human Rights
- 1.2. UN Charter
- 1.3. Universal Declaration of Human Rights
- 1.4. Covenant on Civil and Political Rights
- 1.5. Covenant on Economic, Social and Cultural rights

Unit 2

- 2.1 International Human Rights Instruments and India's obligation
- 2.2 Protection of Human Rights Act, 1993
- 2.3 Human Rights and Indian Constitution
- 2.4 Human Rights and Criminal Jurisprudence
- 2.5 Human Rights: Islamic Perspective

Selected Bibliography

2. Angela Hegarty, Siobhan Leonard, Human Rights an Agenda for the 21st Century (1999)
3. Lalit Parmer, Human Rights, (1998).
4. Rama Jois, Human Rights: Bharatiya Values, (1998).
5. David P. Forsythe, Human Rights in International Relations.
6. Lon L. Fuller, The Morality of Law
7. John Finnis, Natural Law and Natural Rights, (1980).
8. Julius Stone, Human Law and Human Justice, (2000), Universal, New Delhi.
9. M.G.Chitkara, Human Rights: Commitment and Betrayal, (1996).
10. V.D.Kulshreshtra, Landmarks in the Indian Legal and Constitutional History, (1995)
11. Robert Lewngat, The Classical Law of India (1998), Oxford

Subject Code: LM15412OE

Jammu and Kashmir Right to Information Act, 2009

The paper shall introduce the learner to the basic concept of Right to Information . It shall give an overview of the provisions of the legislation.

The paper shall be of the pattern as provided in the annexure.

Unit 1:

- 3.1 Overview of RTI Act, 2009
- 3.2 Definitions
- 3.3 Procedure for Applications
- 3.4 Exception under RTI Act, 2009

Unit 2:

- 2.1. Appeals and Penalties
- 2.2. Right to Information and Good Governance
- 2.3. Obligations of Public Authorities
 - 2.3.1. Public Authority covered and exempted from the Act.
- 2.4. State Information Commission
 - 2.4.1 Powers and Functions
 - 2.4.2. Second Appeal Process and Complaints to State Information Commission
- 2.5. Supreme Court and J&K High Court

Select bibliography

1. J&K RTI Act 2004, Government of Jammu & Kashmir, GAD. Retrieved 2007-09-14.
2. SRO 181, Right to Information Rules , Government of Jammu & Kashmir. Retrieved 2008-10-29.
3. State Level RTI: Jammu and Kashmir, Commonwealth Human Rights Initiative (Delhi Office). Retrieved 2008-10-29.
4. Bukhari, Shujaat, J&K RTI Act amended, State to have Information Commission soon, The Hindu (newspaper) (Chennai, India). Retrieved 2008-10-29.
5. Nayak, Venkatesh. Jammu and Kashmir Right to Information (Amendment) Bill, 2007: An Analysis with Recommendations for Improvement, Commonwealth Human Rights Initiative (Delhi Office). Retrieved 2008-10-29.

Subject Code: LM15122OE

Jammu and Kashmir Public Services Guarantee Act, 2011

The paper shall introduce the learner to the basic concept of Public Services Guarantee Act 2011. It shall give an overview of the provisions of the legislation.

Unit 1.

- 1.1. Overview
- 1.2. Definitions
- 1.3. Procedure for Application

Unit 2

- 2.1. Right to Public Services and Good Governance
- 2.2. Powers and Functions of Authorities
- 2.3. Penalties, Other Functions of Appellate Authorities

References:

- 1. Jammu and Kashmir Public Services Guarantee Act, 2011

Subject Code: LM15223OE

Subject: Intellectual Property Rights [Law and Practice]

Unit - 1

- 2.2.** Fundamentals of IPR – Meaning, Scope and Extent **[Lectures:8]**
- 2.3. Copyright Law – Copyrightable works, Infringement of copyright, enforcement of copyright claims , digital copyright
- 2.4. Patent law – patentable works, maintenance of patent claim, enforcement and remedies under patent law , Patent Cooperation Treaty(PCT), TRIPS

Unit 2

- 2.1. Trademarks and Domain names: Meaning, scope and enforcement
 - a. IPR and Technology : introduction, scope and domain.

Selected Bibliography

- 1. Deepa Goel : IPR Biosafety and Bioethics Paperback – Pearson Education; First edition (2013)
- 2. E. T. Lokganathan Intellectual Property Rights (IPRs): TRIPS Agreement & Indian Laws – 2012
- 3. A.K. Narasani, K.C. Kankanala , V. Radhakrishnan ; Indian Patent Law and Practice (Oxford India Paperbacks) Paperback – 2012
- 4. V.K. Ahuja : Law Relating to IPRS , 1st Ed (2010) Lexis Nexis
- 5. B.L.wadhera : law Relating to Intellectual Property, 2012 (5th ed) Universal law publishing Delhi
- 6. Chris Reed : Computer Law,

Tutorials- survey of copyright enforcement in the state of J&K: survey of patents/trademarks in the state, visit to enforcement agencies/ authorities

Subject Code: LM15224OE

Subject: Consumer Protection Law

Unit 1

2.1. Introduction

2.2. Definitions and scope

2.2.1. Who is a consumer

2.2.2. Consumer of Goods

2.2.3. Meaning of Goods; Defect in Goods

2.2.4. Commercial purpose of Goods

1.3. Service

1.1.1. Deficiency – meaning

1.1.2. Contract of Personal Service

1.1.3. Professional services

Unit 2

2.1. Enforcement of Consumer Rights

a. Consumer fora under CPA: jurisdiction, powers and functions

b. Remedies

Leading Cases

- 1) Lucknow Development Authority V. M.K. Gupta 1994 SCC 243, 252, (1994) ICPR 469 (SC)
- 2) Consumer Unity and Trust Society V. State of Rajasthan (1990) 1 Comp.L.J.314.
- 3) A.C. Modagi V. Cross Well Tailor. (1991) II CPR 432 NCDRC; 1991 II CPT 586 NCDRC.
- 4) P.B. Khait Mazdoor Sangh V. State of West Bengal 1996 SC 2426.
- 5) V.P. Shanta V. Indian Medical Association AIR 1995 SC.

Select Bibliography

1. Farooq Ahmad Consumer Protection Law in India (Problems & Prospects)
2. Avtar Singh Law of Consumer Protection (Principles and Practices)
3. Gurjeet Singh The Law of Consumer Protection in India (Justice within Reach)
4. Farooq Ahmad & Law on Consumer Services (2003) (Valley Publishers) Mushtaq Ahmad Dar

Subject Code: LM15301CR

Subject: Law and Justice in a Globalizing World

Unit 1 Introduction to law and Justice

- 1.1. Nature and meaning of Law
- 1.2 Relationship of law and justice: justice as function and purpose of Law.
- 1.3 Meaning and Theories of Justice.
- 1.4 Kinds of Justice.

Unit 2: Effect of globalization on Law and justice

- 2.1 Globalization: Meaning, objectives and need.
- 2.2 State sovereignty in a Globalizing World.
- 2.3 Welfare state and social jurisprudence.

Unit 3 Legal Theory

- 3.1 Amartya sen's idea of justice: its relevance in the light of justice and world.
- 3.2. Liberalism and the idea of just society in late Modernity: John Rawls and a theory of Justice
- 3.3. The Radical free market philosophy of Robert Nozick.

Unit 4 Changing Legal concepts

- 4.1. Social, political and economic dimensions of Globalization.
- 4.2. Impact of globalization on Human rights and trade law.
- 4.3 Special Economic Zone (SEZ): Need, Law and Challenges.
- 4.4 Environmental Jurisprudence and sustainable development.

Selected Bibliography:

- 1 Legal Theory by W. Friedmann, Universal Law Publishing Co., Delhi
- 2 Law in a changing society by W. Friedmann, Universal Law Publishing Co., Delhi
- 3 Theory of Justice by John Rawls, Universal Law Publishing Co., Delhi
- 4 Human law and Human Justice by Julius Stone, Universal Law Publishing Co., Delhi
- 5 The Province and Function of Law, Universal Law Publishing Co., Delhi
- 6 Jurisprudence the Philosophy and Method of the Law, Bodenheirner, Universal Law Publishing Co., Delhi
- 7 Legal System and Lawyers' Reasoning by Julius Stone, Universal Law Publishing Co., Delhi
- 8 Concept of Law by HLA Hart, Oxford University Press
- 9 On Law and Justice by Alf Ross, University of California Press
- 10 Pure theory of Law by Hans Kelsen, University of California Press
- 11 Law's Empire by Ronald Dworkin, Harvard University press
- 12 Interpretation of Law in the Global World: From Particularism to a Universal Approach, Edited by Joanna Jemielniak & Przemyslaw Miklaszewicz Springer Berlin Heidelberg
- 13. Law and Society in Modern India by Marc Galanter, Oxford

Subject Code: LM15201CR

Subject: Judicial Process

Unit 1: Nature of judicial process

- 1.1. Judicial process as an instrument of social ordering
- 1.2. Judicial process and creativity in law - common law model - Legal Reasoning and growth of law - change and stability.
- 1.3. The tools and techniques of judicial creativity and precedent.
- 1.4. Legal development and creativity through legal reasoning under statutory and codified systems.

Unit 2 Special Dimensions of Judicial Process in Constitutional Adjudications

- 2.1. Notions of judicial review
- 2.2. 'Role' in constitutional adjudication - various theories of judicial role.
- 2.3. Tools and techniques in policy-making and creativity in constitutional adjudication.
- 2.4. Varieties of judicial and juristic activism
- 2.5. Problems of accountability and judicial law-making.

Unit 3 Judicial Process in India

- 3.1. Indian debate on the role of judges and on the notion of judicial review.
- 3.2. The "independence" of judiciary and the "political" nature of judicial process
- 3.3. Judicial activism and creativity of the Supreme Court - the tools and techniques of creativity.
- 3.4. Judicial process in pursuit of constitutional goals and values - new dimensions of
- 3.5. judicial activism and structural challenges
Institutional liability of courts and judicial activism - scope and limits.

Unit 4. Relation between Law and Justice [Lectures:14]

- 4.1. Equivalence Theories - Justice as nothing more than the positive law of the stronger class
- 4.2. Dependency theories - For its realisation justice depends on law, but justice is not the same as law.
- 4.3. The independence of justice theories - means to end relationship of law and justice
The relationship in the context of the Indian constitutional ordering.
- 4.4. Analysis of selected cases of the Supreme Court where the judicial process can be seen as influenced by theories of justice.

Selected Bibliography

1. Julius Store, The Province and Function of Law, Part II, Chs. 1. 8-16 (2000), Universal, New Delhi.
2. Cardozo, The Nature of Judicial Process (1995) Universal, New Delhi
3. Henry J.Abraham, The Judicial Process (1998), Oxford.
4. J.Stone, Precedent and the Law: Dynamics of Common Law Growth (1985) Butterworths
5. W.Friedmann, Legal Theory (1960), Stevens, London
6. Bodenheimer, Jurisprudence - the Philosophy and Method of the Law (1997), Universal, Delhi
7. J..Stone, Legal System and Lawyers' Reasonings (1999), Universal, Delhi
8. U.Baxi, The Indian Supreme Court and Politics (1980), Eastern ,Lucknow.
9. Rajeev Dhavan, The Supreme Court of India - A Socio -Legal Critique of its Juristic Techniques (1977), Tripathi, Bombay.
10. John Rawls, A Theory of Justice (2000), Universal, Delhi
11. Edward H.Levi, An Introduction to Legal Reasoning (1970), University of Chicago