

Maharshi Dayanand University Rohtak



P-175

Ordinances, Syllabus and Courses of Reading for LL.B. Part-V Examination

Session—1997-98

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Scheme of Examination

LL.B. Vth Year

		Maximum Marks	Time
Paper-I	The Code of Civil Procedure (As Amended Up-to-Date), 1908	100	3 Hrs.
Paper-II	Pleading Conveyancing Professional Ethics and High Court Rules.	100	3 Hrs.
Paper-III	Law of Evidence & Indian Limitation Act, 1963	100	3 Hrs.
Paper-IV	Law Relating to Transfer of Property and Easements	100	3 Hrs.
Paper-V & VI	Any two of the following:		
i)	Principles of Legislation, Statutory Interpretation and Legal Research	100	3 Hrs.
ii)	Minor Acts and Socio-Economic Offences	100	3 Hrs.
iii)	Taxation Law	100	3 Hrs.
iv)	Panchayat and Land Laws	100	3 Hrs.
v)	Law of Trade Marks, Copy Right and Patents	100	3 Hrs.
vi)	Equity, Trusts and Specific Relief Act	100	3 Hrs.
vii)	Law & Poverty	100	3 Hrs.

Paper-I Civil Procedure Code

Maximum Marks: 100

Time : 3 Hours

Note : Ten questions will be set with two questions from each unit. The candidate shall be required to attempt five questions in all selecting one question from each unit. All questions shall carry equal marks.

- Unit-I**
- a) Preliminary (Sections 1-8).
 - b) Jurisdiction of the Courts, Res-Subjudice and Res Judicata (Sections 9-14).
 - c) Place of Suing (Sections 15-25).
 - d) Gulab Chand Chhottalal Parikh v. State of Gujrat A.I.R.1965 S.C. 1153.
- Unit-II**
- a) Institution of Suits, Summons and Power to Order Discovery (Sections 26-32).
 - b) Interest and Cost (Sections 34-35-B).
 - c) Order I to Order VI.
- Unit-III**
- a) Order VII to Order XV.
 - b) Miscellaneous (Sections 132 to 152).
- Unit-IV**
- a) Order XVI to Order XX and Order XXXIX
 - b) Execution of Decree (Sections 36-74)
 - c) Incidental Proceedings-Commissions (Sections 75 to 78 read with Order XXVI)
 - d) Suits in Particular Cases (Sections 79-82)
 - e) Suits Relating to Public Matters (Sections 91-92)
 - f) Hira Lal Patni v. Sri Kali Nath, A.I.R. 1962 S.C. 199
 - g) Bhavan Vaja v. Solanki Hanuji, A.I.R. 1972. S.C. 1371
- Unit-V**
- a) Appeal (Sections 96-109 and Order XLI to Order XLIII)
 - b) Reference Review and Revision (Sections 113-115 and Orders XLVI to XLVII)
 - c) State of Punjab v. Nathu Ram A.I.R. 1962 S.C. 89
 - d) Chhajju Ram v. Neki, 49 Indian Appeals 144; 1922 P.C. 112; 72 Indian Cases 566.

- Note:*
- i) *Not more than one question shall be set directly on prescribed case law.*
 - ii) *The Court Fee Act and the Suits Valuation Act is excluded from the syllabus and other parts of The Code of Civil Procedure are added at the relevant place.*

Books Recommended

Takwani, C.K., Civil Procedure

Mulla, D.F.; The Code of Civil Procedure, 1908;
Sarkar; The Law of Civil Procedure.**Paper-II Pleadings, Conveyancing, Professional Ethics and High Court Rules**

Max. Marks: 100

Time : 3 Hours

Note : Ten questions will be set with two questions from each unit. The candidate will be required to attempt five questions in all selecting one question from each unit. All questions shall carry equal marks.

Unit-I Pleadings

- a) Fundamental rules of pleading (i) Civil (ii) Criminal
- b) Model plaint
- c) Model written statement
- d) Model interlocutory application (Civil)
- e) Amendment of pleading (application under ord. 6 R. 17 C.P.C.)
- f) Writs

Unit-II

- a) Model petitions
- b) Execution petition (Civil)
- c) Memorandum of appeal (Civil)
- d) Revision petition (Criminal & Civil)
- e) Criminal complaints
- f) Bail application
- g) Anticipatory Bail application
- h) Petition under Hindu Marriage Act
- i) Petition under Motor Vehicle Act for claims arising out of accidents

Unit-III Conveyancing

- a) Sale deed
- b) Mortgage deed
- c) Lease deed
- d) Gift deed
- e) Promissory Note and Receipt
- f) Will

- g) Power of Attorney (Special and general)
 - h) Affidavits
 - i) Notice
- Unit-IV**
- a) Nature of legal profession.
 - b) Rights, privileges and duties of Advocate
 - c) Preparation of case and fee
 - d) Necessity for an ethical code
 - e) Standard of professional conduct
- Unit-V**
- a) Conduct of Advocates, professional misconduct, power and procedure of disciplinary Committee, appeals.
 - b) Punjab and Haryana High Court rules and orders.
- Vol.V** Consisting of chapter (i) Part (C&D); Ch. (III) Part (A,B,C,); Ch. (IV) (E)

Books Recommended

- | | |
|---|--|
| Moga, P.C. | The Law of pleading in India |
| Chaturvedi A.N. | Pleading conveyancing and drafting and legal professional Ethics |
| B.P.Singh | Pleading conveyancing and drafting. |
| Punjab & Haryana High Court rules and orders. | |
| Vol.V; | |
| Advocate Act 1961. | |

Paper-III Law of Evidence & Indian Limitation Act, 1963

Max. Marks : 100

Time : 3 Hours

Note : The entire syllabus is divided into five units. Ten questions will be set with two questions from each unit. The candidate shall be required to attempt five questions in all selecting one question from each unit. All questions carry equal marks.

Part-A

Unit-I Indian Evidence Act, 1872

I Section 1 to 30

II Leading cases

1.Palvinder Kaur V. State of Punjab AIR 1952 SC 354

Unit-II Indian Evidence Act, 1872

I Section 31 to 65

II Leading cases

1. Pkala Narayan Swami V. The King-Empror
(1939) 66 1A 66, LXVI LR 66; AIR 1939 PC 47**Unit-III Indian Evidence Act, 1872**

1. Section 66 to 117

2. Leading cases

i) Bai Hira Devi V. Official Assignee Bombay, AIR 1958
SC 448 (1958) SCP 1384.**Unit-IV Indian Evidence Act, 1872**

i) Sections 118 to 167

ii) Leading cases

Bhubani Sahu V. The King, (1949)
76 1A 147, AIR 1949 PC 257**PART-B (Indian Limitations Act, 1963)****Unit-V i) History, Nature and importance of limitations Act**

ii) Sections 1 to 32 (excluding all Articles and Schedules)

Leading cases

Ram Lal V. Rewa Coal Mines Ltd. AIR 1962 SC 361;
(1961) II SCJ 556**Books Recommended**

- | | |
|-----------------------------|---|
| 1. C.D.Field | Law of Evidence, Fields Law of Evidence |
| 2. Ratan Lal, Dhiraj Lal | The Law of Evidence |
| 3. G.S.Pande | The Law of Evidence |
| 4. Avtar Singh | The Principles of Law of Evidence Act |
| 5. Woodsoffee and Ameer Ali | Law of Evidence (11th Ed.) |
| Limitations Act | |
| 1. B.B.Mitra | The Limitations Act, 1963 |
| 2. Sanjiva Row | The Limitation Act, 1963, Vol. I |
| 3. J.P.Singhal | The Limitation Act |
| 4. J.D.Jain | Indian Limitation Act |

Note: Not more than one question shall be set directly on prescribed cases.

Paper-IV Law Relating to Transfer of Property and Easements

Max. Marks : 100

Time : 3 Hours

Note : Ten questions will be set with two questions from each unit. The candidate shall be required to attempt five questions in all selecting one question from each unit. All questions shall carry equal marks.

Unit-I T.P.A, 1882 (Sections-1-35)

Unit-II T.P.A, 1882 (Sections-36-53A)

Leading Cases: 1) Ram Prasad Vs. Ram Mohit Hazara & other AIR 1967 SC 744.

Unit-III TP.A, 1882 (Sections-54-57,58-82)

Leading Cases : 1) Seth Ganga Dhar Vs. Shankar Lal & Others AIR 1958 SC 770.

2) Juma Masjid Vs. Kodimaniandra Deviah & Others AIR 1962, SC 847

Unit-IV T.P.A, 1882 (Sections 100-101, 105-129)

Leading Cases: 1) Shanta Bai Vs. State of Bombay, AIR 1958 SC 532

2) Mathura Lal Vs. Kishar Bai, AIR 1971 SC 310.

Unit-V Nature, extent and kinds of Easements (Sec.1-7 of I.E. Act) imposition and aquisition of Easements Section 8,9,12,15,17,18,19) Definition of License (Section 52) Difference between Lease and License.

Books Recommended

- | | |
|----------------|----------------------------------|
| 1. D.F.Mulla | Transfer of Property Act |
| 2. Shah S.M. | Lectures of Transfer of Property |
| 3. Shukla S.N. | Transfer of Property |
| 4. Lahri S.M. | Transfer of Property Act |
| 5. Desai | The Indian Easement Act 1989 |

Paper-IV Principles of Legislation, Statutory Interpretation and Legal Research

Max. Marks : 100

Time : 3 Hours

Note : Two questions of equal marks from each Unit from the prescribed syllabus will be set, out of which any one question from each unit will be required to be attempted by the students.

- Unit-I** Basic Principles of interpretation; Rule of Literal interpretation; Regard to consequences; Golden Rule; Mischief Rule; Harmonious construction.
- Unit-II** Internal aids to construction; Preamble, Proviso and Definition clauses; External aids of interpretation; Parliamentary history; Reference to other statutes; Aids of foreign decisions.
- Unit-III** Mandatory and directory provisions; Operation, expiry and repeal of statutes; Consequences of repeal; Constitutional limits of delegated legislation; Judicial control of delegated legislation.
- Unit-IV** Interpretation of penal and taxing statutes; ejusdem generis; noscitur a sociis; reddendo singula singulis; significance of legal research; types of legal research; using a Law library; law reporting in India.
- Unit-V** Relation between Law and Public opinion; Law and Public opinion in 19th and 20th centuries with special reference to India; Bentham's principles of legislation; Impact of the Indian Constitution on Socio-economic legislations; Legislative reforms and the Indian Public opinion.

Books Recommended

- | | | |
|----|---|--|
| 1. | A.V.Dicey | Law and Public Opinion in England (Lectures I,II & VI) |
| 2. | G.P.Singh | Principles of Statutory Interpretation |
| 3. | Jagdish Swaroop | Legislation and Interpretation |
| 4. | Maxwell | Interpretation of Statutes |
| 5. | Vepa P. Sarathi | Interpretation of Statutes |
| 6. | Journal of Indian Law Institute (1982) Vol. 24. | |

Minor Acts and Socio-Economic Offences

Max. Marks : 100

Time : 3 Hours

Note : Ten questions shall be set with two questions from each unit. The candidate shall be required to attempt five questions in all selecting one question from each unit. All questions shall carry equal marks.

Unit-I Indian Arbitration Act, 1940 (Ch. 1 to 5)

- Cases :** 1. Vengumma Vs Vengumma, AIR, 1953 SC 21.
2. Satish Kumar Vs Surinder Kumar AIR 1970 SC 833.

Unit-II Haryana Rent Control and Eviction Act, 1973.

Indian Registration Act, 1908 (SS 1 to 77)

- Case:** 1. Krishana Avtar Gupta Vs Chameli Devi (1990-91) PLP.161.

Unit-III Prevention of Food Adulteration Act, 1954.

- Case :** 1. Budh Ram Vs State of Haryana 1985 Cr. L.C. 311.

Unit-IV Protection of Civil Rights Act, 1955

Dowry Prohibition Act, 1961.

- Case :** Pratibha Rani Vs. Suraj Kumar AIR 1985 SC 628

Unit-V Prevention of Corruption Act, 1988.

- Cases:** Prabhakar Balkrishana Samant. Vs Abdul Rahman Antulay AIR 1984 SC 684.

Books Recommended

1. A.Bhattacharjee Commentary on Prevention of Food Adulteration Act, 1954.
2. Bare Acts
3. Bedi & Bedi Haryana Rent Control and Eviction Act.
4. Dayal Registration Act.
5. Kapoor Indian Registration Act, 1908.
6. K.C.Mehrotra Prevention of Corruption Act.
7. Vishnu Swarup Protection of Civil Rights Act, 1955.

Note: Not more than one question shall be set directly on the prescribed leading cases.

Taxation Laws

Max. Marks : 100

Time: 3 Hours

Note : Ten questions shall be set with two questions from each unit. The candidate shall be required to attempt five questions in all selecting one question from each unit. All questions shall carry equal marks.

Unit-I

1. Concept; Income; Agricultural Income, Previous Year, Assessment Year, Assessee and Person.
2. Charge of Income Tax, Total Income, Residence of Individual, Firms, Hindu Undivided Family and Companies.
3. Capital receipts and revenue receipts, capital expenditure and revenue expenditure, capital loss and revenue loss.
4. Income of other persons to be included in the assessee's total income.
5. Leading case: CIT V. Raja Benoy Kumar Sahas Roy, (1957) 32 ITR 406 (S.C.)

Unit-II

6. Heads of Income
 - a) Salary
 - b) Income from House Property
 - c) Profits and gains from Business or Profession
 - d) Capital Gains
7. Set off and carry forward of losses.
8. Income Tax Authorities.

Unit-III

9. Procedure for Assessment and Reassessment.
10. Appeals, Reference and Revisions.
11. Penalties
12. Leading Cases:
 - (i) R.C. Mitter & Sons Vs CIT(1959) 36 ITR 194 (S.C.)
 - (ii) M/S Garden Silk Weaving Factory Vs CIT, 144 ITR 613
 - (iii) Ahmad Ibrahim Sahigh Dhoraj : Vs CWT,(1981) 129 ITR 314 (S.C.)

Unit-IV

13. Wealth Tax Act, 1957.
14. N.V. Narendernath Vs CWT 74 ITR 190.

Unit-V

15. Gift Tax Act, 1958.

16. CWT, V. Getti Chettiar 82 ITR 509.

17. Central Sales Tax Act, 1956 (Chapter I, II, III)

Books Recommended

- | | |
|-------------------------|--|
| 1. Kanga & Palkiwala | Law and Practice of Income Tax. |
| 2. Kailash Rai | Law of Income Tax in India. |
| 3. Kailash Rai | Taxation Laws |
| 4. V.S. Sundram | Law of Income Tax in India. |
| 5. Sampath Iyenger | Three New Taxes |
| 6. S. Bhattacharya | Indian Income Tax |
| 7. V.P. Balasubramanian | Law and Practice of Wealth Tax and Gift Tax. |

Note : Not more than one question shall be set directly on the prescribed leading cases.

Panchayat and Land Laws

Max. Marks : 100

Time : 3 Hours.

Note : The entire syllabus is divided into five units. The questions shall be set with two questions from each unit. The candidates shall be required to attempt 5 questions in all selecting one question from each unit. All questions carry equal marks. Questions may be asked from case law also.

The Gram Panchayat Act of Haryana 1994 Divided into two-Units-Unit-I & Unit-II

Unit-I Chapters-I, III, IV, V & VI

Sections 1-54 (Gram Panchyat Act-1994)

Case : Smt. Sandya & others Vs Shamsher Singh PLR-1990.

Unit-II Chapters VII, VIII, IX, X, XI and XII

Sections-55-160 (The Gram Panchayat Act 1994)

Case : Chhote Khan & others Vs Malkhan & others AIR 1954 SC 575

Unit-III Punjab Tenancy Act, 1887.

Chapters-I, II, III, IV, VI & VII

Sections-1-26, 29-32, 39-46, 61-68, 82-84.

Case : Sardara Singh & others Vs Hukam Singh & others PLR 1971 p. 441.

Unit-IV The Haryana Ceiling on Land Holdings Act 1972.

(Sections 1-18) and

The Haryana and Punjab Village Common Lands Act 1961 (Sections 1-16)

Case : Gurmeet Singh Vs Prem Kumar PLR 1970 p. 365.

Unit-V The Punjab Land Revenue Act- 1887.

Chapters-II, IV, V, VI and IX

Cases- i) Hari Ram & others Vs Sant Ram & others PLR 1954

ii) Jaipal Singh & others Vs Smt. Kapur Kaur PLR 1967 p. 852.

Books Recommended

- | | |
|------------------|--|
| 1. Dr. Badruddin | Land Revenue Law cases and comment |
| 2. Jain | Haryana Ceiling on Land Holdings Act, 1972. |
| 3. Doabia | Haryana Local Acts. |
| 4. Dr. Badruddin | Bhumi Panchayat and Nagar Palika (unpublished) Sambanohit Kannon in Hindi. |

Paper-VI & VII A Law of Trade Marks, Copy Right and Patents

Maximum Marks. : 100

Time : 3 Hrs.

Part-I The Trade and Merchandise Act, 1958

Note : The entire syllabus is divided into five units. Ten questions shall be set with two questions from each unit. The candidates shall be required to attempt 5 questions in all selecting one question from each unit. All questions shall carry equal marks.

Unit-I Chapters I to IV of the Act

Unit-II Chapters V to VIII of the Act.

S.P.Jain Vs Sheoanam Prasad, AIR 1972 SC 2488

Amrit Dhara Pharmacy Vs S.D. Gupta, AIR 1963 SC 449

Prem Nath Vs Registrar of Trade Marks, AIR 1972

Part-II The Copy Right Act, 1957**Unit-III Chapters I to VI of the Act.****Unit-IV Chapters VII, VIII, IX, X, XI, XII and Chapter XIV of the Act.**

Jagdish Prasad Vs Parmeshwar Prasad, AIR 1966 Pat. 33

Khem Raj Vs Garh and Co. AIR 1975 Delhi. 130

Part-III The Patent Act, 1970**Unit-V The Patent Act, 1970 (Excluding Chapters XX, XXI, XXII and XXIII only)**

Bombay Agarwal Co. Vs Ram Chand AIR 1953 Nag. 154

Books Recommended

1. The Three Base Acts

2. P.Narayanan

Narayanan on Trade Marks and
Passing off.

3. Iyengar

Copy Right Act

4. P.Narayanan

Patent Law

5. Dr. K.K.Puri

Law of Patent System in India

Paper- VI & VII A² Equity, Trusts And Specific Relief Act

Max. Marks : 100

Time : 3 Hours

*Note : Ten questions shall be set with two questions from each Unit.
The candidates shall be required to attempt five questions at
all, selecting one question from each Unit. All questions shall
carry equal Marks.*

Unit-I i) Concept of Equity, Origin, History & Development of
'equity' in England;

ii) Concept of Equity under the Indian Legal System.

Unit-II Maxims and Principles of Equity

1. Equity will not suffer a wrong without a remedy

2. Equity follows the Law

3. He who seeks Equity must do Equity
4. He who comes into Equity must come with clean hands
5. Delay defeats Equity
6. Equality is Equity
7. Equity looks to the intent rather to the form
8. Equity looks on that as done which ought to have been done
9. Equity imputes an intention to fulfil obligation
10. Equity acts in personam
11. Where the Equities are equal the first in time shall prevail
12. Where there is equal Equity, the law shall prevail

Unit-III Trusts-Indian Trust Act, 1882

1. Concepts, Classification and kinds of Trusts
2. Creation of Trusts
3. Appointment, Retirement and Removal of Trustees
4. Duties and Liabilities of Trustees
5. Rights and Powers of Trustees
6. Official Trustee, West Bengal and others Vs. Sachindra Nath Chatterji & others (1969) 3 SCR 92

Unit-IV

7. Rights and Liabilities of Beneficiaries
8. Extinction of Trusts
9. Obligations in the nature of Trust - Fiduciary Relations
10. Saraswathi Ammal Vs Rajagopal Ammal, AIR 1953 SC 491
11. Allahabad Bank Ltd. Vs The Commissioner of Income Tax W.B. AIR 1953 SC 476

Unit-V The Specific Relief Act - 1963

1. Recovery of Possession of Property
2. Specific Performance of Contracts

3. Rescission of Contracts
4. Declaratory Decrees
5. Rectification and Cancellation of Instruments
6. Preventive Relief - Injunctions (a) Temporary and (b) Perpetual injunctions
7. Som N.Barman Vs S.P.Raju, AIR 1970 SC 846
8. M.L.Devender Singh Vs Syed Khaja AIR 1973 SC 2457
9. The Municipal Corporation of Delhi Vs Suresh Chandra AIR 1976 SC 2621.

Books Recommended

- | | |
|---------------------------|--|
| 1. Ahmad, Aquil | Equity Trusts and Specific Relief |
| 2. Desai, S.T. | Equity, Trusts and Specific Relief |
| 3. Singh, C.P. | Principles of Equity |
| 4. Snell | Principles of Equity |
| 5. Subba Rao, G.C.V. | Law of Specific Relief |
| 6. Tandon, M.P. | Principles of Equity with Trusts and Specific Relief |
| 7. Hanbury & Maudsley | Modern Equity |
| 8. Jhabvala, Noshirvan, H | The Elements of Equity. |

Paper-VI & VII A Law & Poverty

Max. Marks : 100

Time : 3 Hours.

Note : Ten questions shall be set with two questions from each Unit. The candidates shall be required to attempt five questions at all, selecting one question from each Unit. All questions shall carry equal marks.

Unit-1

1. Relevance of eradication of Poverty under the Constitution Preamble, Fundamental Rights, Directive Principles of State Policy.
2. Causes of Poverty, measurement of Poverty-who are the poor. What are basic needs.

Unit-2

1. Justice-meaning and concepts-Aristotle Rawls : Theory of Justice-equalitarian, meritarian and Proportional concepts of equity-Social Justice-Constitutional conception of Social Justice.
2. Application of proportional concept of equality-reservations test of backwardness.

Unit-3

Untouchability-background Art. 17 of the Constitution-Protection of Civil Rights Act, 1955 - Separate but equal doctrine problem relating to tabooism, over discrimination, private property' and on the ground of untouchability-the SC OPC and purpose of amendments in 1976-Mangala's case.

Unit-4

1. Bonded Labour-Bonded Labour Abolition Act, 1976, enactments prior to Bonded Labour Abolition Act, 1976, Features of the Act-Prospectus relating to abolition of system-Public Interest Litigation-Bandhua Mukti Morcha Case.
2. Slum dwellers and pavement dweller-Olga Telhs Case.
3. Bandhua Mukti Morcha Vs Union of India, AIR 1984 SC 80.

Unit- 5

1. Legal aid and the scheme for the poorest of the poor.
2. Legal Services Authorites Act 1987.
3. Kishan Pattanayak and others Vs State of Orissa AIR 1989 SC 677.

Books Recommended

- | | |
|--------------------------------------|--|
| 1. Dr. Juneja, P.C. | Equal Access to Justice (1993). |
| 2. Frasad Anirudh | Social Engineering and Constitutional Protection of weaker section in India. |
| 3. Singhvi L.M. | Law and Poverty cases and material (1973) |
| 4. Sharma B.R. | Social economic Justice under Indian Constitution (1984) |
| 5. Hegde, K.S. | Directive Principles of State Policy in the Constitution of India (1987) |
| 6. Markamdom K.G. | Directive Principles of State Policy in Indian Constitution (1987) |
| 7. Baxi, Upendra ed | Law & Poverty-Critical Eassay (1986) |
| 8. Singh Tarlok | Poverty and Social Change |
| 9. Mark Gallantar, | Competing in Equalities, 1984 |
| 10. Law and Society Review (1968-69) | Special issue on India. |

Paper-V Moot Court, Court Visit, Legal Aid and Viva-Voce

Max. Marks : 100

Time : 3 Hours.

A. Moot Courts

For the purpose of Moot courts, group shall be formed and cases involving several issues be assigned to each group. The Moot Courts will aim at imparting practical training in Courts practice i.e. preparation of brief and actual argument of the points involved. The cooperation of courts and advocates may be sought specially in the matter of getting copies of the paper books of cases which have been decided by various Courts. The Courts shall emphasize points of courts craft and decorum attendance at such Moot Courts shall be compulsory. Each student shall be required to maintain a regular record of the preparation for the Moots.

B. Legal Aid Clinic

Evaluation will be made on the basis of day today work as recorded in a practical book. Students, participation in Legal Aid and Para Legal services will be carefully evaluated.

C. Courts Visits

The students will be required to keep a record of the court visits (including possibly visits to chambers of senior lawyers and law officers includings police station Legal Aid Camps Tribunals etc.

Viva-voce will be conducted by a Board consisting of two senior teachers of the Law Department and an outside expert who should be either a Judicial Officer not below the rank of Distt. Judge or Additional Judge or a Senior Lawyer of atleast 10 years standing.

Moot Court	25 marks
Courts Visits	25 marks
Legal Aid	25 marks
Viva-Voce/Practical	25 marks
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Total	100 marks

3. Boys V. Chaplin, (1971) A.C. 358 (1968) 1 All FR 283
4. Indyka V. Indyka (1969) 1.A.C.336 (1966) 3 All E.R. 583
5. Vita Food Products Ltd. V. Vous Shipping C. (1939) AC 277
6. Smt. Satya V. Teja Singh AIR 1975 S.C.105

Books Recommended

- | | |
|-----------------|-----------------------------------|
| 1. C.D.Cheshire | Private International law |
| 2. Dicey | Conflict of laws |
| 3. Crageson | Conflict of Laws |
| 4. Paras Diwan | Indian and English Pvt. Int. Law. |

Paper VI & VII A-8 PUBLIC CONTROL OF BUSINESS

Max. Marks : 100

Time : 3 Hours

Note: Ten questions shall be set with two questions from each unit. The candidate shall be required to attempt five questions in all selecting one question from each unit. All questions shall carry equal marks.

Unit-1. Constitutional provisions in respect of the following:-

- a) Company's Locus in Filling a suit.
- b) (Business and reasonableness of restrictions under Article 19(1)(g) of the Indian Constitution.
- c) State Monopolies

Unit-2 The Industrial (Development and Regulation) Act, 1951 (Sections 1 to 31)

Unit-3 The essential commodities Act, 1955, (Sections 1 to 16)

Unit-4 The Monopolies and Restrictive Trade Practices Act, 1969 (Sections 1 to 67)

Unit-5 Leading cases:

1. State Trading Corporation of India Ltd. V. Commercial Tax Officer and others, AIR 1963 S.C.181
2. H.R. Banthra V. Union of India (1969) 2 S.C. 166
3. Amba Lal v. Hathi Singh Mfg. Ltd., AIR 1962 S.C. 588
4. Prag ICR and Oil Mills V. Union of India AIR 1978 S.C.1290
5. Mohindra and Mohindra V. Union of India, AIR 1979 SC 708
6. Harshankar v. Deputy Excise and Taxation Commissioner, AIR 1975 S.C. 112

Books Recommended

1. N.R. Madhva Menon Bare Acts
2. Dr. N.R. Menon and Law Relating to Government
Mysore control over Private Enterprises.
3. M.P. Jain Indian Constitutional Law
4. Indian Law Institute Government Regulation of Private
Enterprises.
5. N.K. Sengupta M.R.T.P. Act.
6. Chakravarty M.R.T.P. Act : A Compendium
7. B. Ray Commentaries on MRTP Act, 1969.

Paper VI & VII A-7 ELECTION LAW

Max. Marks : 100

Time : 3 Hours

Note: Ten questions shall be set with two questions from each unit. The candidate shall be required to attempt five questions in all selecting one question from each unit. All questions shall carry equal marks.

Unit-1 Constitution of India (Part XV, Articles 330 to 334)

Leading Case : Ghasi Ram V. Dal Singh & Others, AIR 1968 SC 1191.

Unit-2 Part-I, Part-II, Part-IIA and Part IIB of the Representation of People Act, 1950 (Sections 1 to 13 D)

Leading Case: Partap Singh V. Hardwari Lal, AIR 1970 SC 1500

Unit-3 Part III, Part IV and Part V of the Representation of People Act, 1950 (Sections 14 to 32)

Leading Case : Indira Gandhi V. Raj Narain, AIR 1975 SC 2299

Unit-4 Chapter I, II, III, IV and V of the Representation of People Act, 1951 (Sections 1 to 67 A)

Leading Case : Sharadha Devi V. K.C. Pant, AIR 1982 SC 1569

Unit-5 Chapters VI, VII, VIII of the People Representation Act, 1951 (Sections 68 to 171)

Leading Case: Azhar Hussain v. Rajiv Gandhi AIR 1986
SC 1253

Books Recommended

1. D.D.Chawla, Elections Law and Practice
2. Indian Law Institute Annual Survey of different Years.

Paper VI & VII A-2 INTERNATIONAL ORGANISATION & HUMAN RIGHTS

Max. Marks : 100

Time : 3 Hours

Note: Ten questions shall be set with two questions from each unit. The candidate shall be required to attempt five questions in all selecting one questions from each unit. All questions shall carry equal marks.

Unit-I

1. Nature Growth and Development of International Organisations.
2. The role of International Organisation in Modern World
3. Objective and Principles of Mod International Organisation.
- II History of League of Nations, History, Principles, Membership and functioning of UNO, Constitution, Powers and functions of its various organs.
- III Introduction, Origin, concept of Human Rights

Unit-2

- a) Certain basic documents on Human Rights.
- b) Relevant provisions of the U.N.Charter.
- c) Universal Declaration of Human Rights, 1946.
- d) Genocide Convention 1948.
- e) Slavery Convention 1926 (1933).
- f) International Convention on Civil and Politics Rights 1906
- g) Convention of Elimination of discrimination against Women.

Unit-3 Adoption of Human Rights in Europe, America.

- a) The European Convention for Protection of Human Rights 1950
- b) The European Social Charter 1961
- c) American Convention on Human Rights, 1969

Unit-4 Enforcement of Human Rights

- a) Legal obligations of the UN Charter and other basic documents on Human Rights.
- b) Human Rights Commission of UN and methods of enforcement of various Human Rights.
- c)
 - i) The European Commission of Human Rights
 - ii) The European Court on Human Rights
 - iii) The Committee of Ministers'
- d) Inter-American Commission on Human Rights and Inter-American Courts on Human Rights
- e) Individual petitions to Human Rights Commission of UN

Unit-5

- a) National aspect of the Human Rights and their enforcement.
- b) Role of Judiciary particularly, The Supreme Court of India in the protection of Human Rights under Indian Constitution Rights to Freedom, Right to Equality, Right to Life and Personal Liberty, Right against Exploitation, Right to Freedom of Religion, Right to Property, Right to Constitutional Remedies of an independent judiciary.

Leading cases :

1. Rudul Shah V. State of Bihar AIR 1983 SC.1086
2. Bijoy Cotton Mills V. State 1955(1) SCR 752
3. Hussainara Khatton V. State of Bihar 1978(3) SCR 169
4. Chander Bhan Boarding Lodging Bangalore V. State of Mysore 1970(2) SCR600
5. Inder Singh V. Delhi Admn. AIR 1978 SC. 1093

Books Recommended :

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|--------------------|--------------------------------------|
| 1. Brownlie I. | Basic Documents on Human Rights |
| 2. Moskoutz, Moses | Industrial Concern with Human Rights |
| 3. Henken H. Alice | Human Dignity |
| 4. Iyer, V.R.K. | Human Rights and the Jan. |
| 5. Meror Theoder | Human Rights in International Law |

6. Kashyap S.C. Human Rights and Parliament
7. Swarup, Jagdish Human Rights and Fundamental Freedom
8. Smith, T.B. Basic Rights and their enforcement
9. Singh Nagender Human Rights and the future of Mankind
10. Khare, S.C. Human Rights and the United Nation
11. Kazmi, Fareed Human Rights Myth and Reality
12. A Le Roy Bonnett International Organizations.