

SEMESTER: VIII**SYLLABUS FOR B.A.LL.B.(HONS.)****5 YEARS INTEGRATED COURSE****(2024-25)****SEMESTER: VIII**

Name of Subject	COMPANY LAW
Paper No	P-I
Type of Subject	Compulsory
Assessment Method	External Examination: 80 Marks Internal Assessment: 20 Marks (10 + 5 + 5) Mid-Term Test: 10 Marks Project/Assignment: 05 Marks Presentation/Viva Voce: 05 Marks
Course Outcomes	<ol style="list-style-type: none"> 1. Acquainting the students with different business entities. 2. To have complete knowledge of formation & working of companies. 3. Understanding different kinds of capital and understand the raising of the same. 4. Acquainting the students about the formation and working of company management. 5. Comprehending the protection of minority shareholders. 6. Understanding and illustrating the winding up under Companies Act, 2013 and Liquidation under IBC, 2016

SYLLABUS

IMPORTANT NOTE FOR EXAMINERS:

Question paper of External Examination shall be divided into 5 Units

- Unit 1 to 4 of the question paper shall be based upon Section-A to D of the syllabus in the respective order of the Sections.
- The first four Units of the question paper shall have 2 questions of 15 marks each. The candidates shall be required to attempt any 1 question from each Section.
- Unit-5 of the question paper shall be compulsory and based on the whole syllabus. It shall consist of 5 short notes of 4 marks each.

MAXIMUM MARKS: 80

TIME ALLOWED: 3 HRS

SECTION-A

Company – Meaning, Definition and kinds of companies

Theory of Corporate Personality, Lifting of Corporate Veil

Incorporation of Companies: position of promoters, pre-incorporation and provisional contracts

Memorandum of Association: Clauses, alteration, Doctrine of ultra-Vires

Articles of Association: Contents and alteration

Certificate of incorporation and its Consequences; Commencement of Business

Doctrine of Constructive Notice and Indoor Management

Case laws:

New Horizons Ltd. and another v. Union of India (1995) 1 Comp. LJ 100 SC

Dr. A. Lakshmanaswami Mudaliar v. Life Insurance Corporation of India, AIR 1963 SC 1185

SECTION-B

Prospectus – Definition; contents; Shelf-Prospectus and Red Herring

Prospectus; Liability for mis-statements in Prospectus

Shares: Kinds of share capital; general principles and statutory provisions related to allotment;

Call on Shares; Surrender of Shares; Forfeiture of Shares

Dematerialized form of securities; Transfer and transmission of securities

Debt Capital: Debentures – meaning, kinds; Charge – Floating and fixed charge

Difference between share-holders and debenture-holders

Case laws:

Shrimoni Sugar Mills Ltd. V. Debi Prasad AIR 1950 ALL 508

Sahara India Real Estate Corporation Ltd. V. SEBI (2013) 1 SCC 1

SECTION-C

Membership in a Company: Modes of acquiring membership, who can be a member, cessation of membership and Register of Members

Directors: position, appointment, qualifications, disqualifications, powers and duties of directors;

Director Identification Number

Meetings: Kinds and Procedure – Notice, Quorum, Chairman, Proxies and Voting

Corporate Social Responsibility

Case laws:

LIC v Escorts Ltd. (1986) 1 SCC 264

Official Liquidator v. Suleman Bhai Kachhi AIR 1955 MB 166

SECTION-D

Majority rule and minority protection and its exceptions

Prevention of Oppression and Mismanagement: who can apply, powers of Central Government

Winding up: modes of winding up – by court, voluntary winding up by members and creditors under Insolvency and Bankruptcy code, 2016, winding up subject to supervision of courts

Case laws:

Shanti Prasad Jain v. Kalinga Tubes 1965 SC 1535

Seth Mohan Lal v. Grain Chambers Ltd., AIR 1968 SC 772

Suggested Readings:

- Ravi Puliani and Mahesh Puliani, *Bharat's Companies Act, 2013*, (Bharat Law House Pvt. Ltd., New Delhi, 2014)
- *Company Law: Piercing the Corporate Veil*, D.S. Chopra and Nishant Arora, Eastern Law House, New Delhi, 2013
- *Indian Company Law*, Avtar Singh, Eastern Book Company, Lucknow, 2009
- *Taxmann's Company Law and Practice*, A.K. Majumdar, Taxmann Publications (P) Ltd. New Delhi, 2009

- Guide to Companies Act, A. Ramaiya, Wadhwa and Co., Agra, 2004
- Company Law, H.K. Saharay, University Law Publishing Co., Delhi, 2008
- Indian Company Law, M.J. Sethna, Modern Law House, Allahabad, 2010
- Companies Act, 1956, P.S. Naryana, ALT Pub., Hyderabad, 2006
- Company Law, D.S.R. Krishnamurti, Taxmann Allied Services, New Delhi
- Company Law, N.V. Paranjape, Central Law Agency, Allahabad, 2006
- Principles of Company Law, KailashRai, Allahabad Law Agency, Faridabad, 2006

Statutory Material:

The Companies Act, 2013 (as per the Notification of the Ministry of Corporate Affairs,
Govt. of India)

Insolvency and Bankruptcy code, 2016

Course Coordinator and Prepared by: Prof.(Dr.) Rajinder Kaur
Prof. (Dr.) Amita Verma

SYLLABUS FOR B.A.LL.B. (HONS.)
5 YEARS INTEGRATED COURSE
(2024-2025)
SEMESTER: VIII

Name of Subject	PROFESSIONAL ETHICS AND PROFESSIONAL ACCOUNTING SYSTEM
Paper No	P-II
Type of Subject	Compulsory
Assessment Method	External Examination: 80 Marks Internal Assessment: 20 Marks (10 + 5 + 5) Mid-Term Test: 10 Marks Project/Assignment: 05 Marks Presentation/Viva Voce: 05 Marks
Course Outcomes	<ol style="list-style-type: none"> 1. Enumerating and identifying the development and significance of Professional ethics in legal profession. 2. Elaborating and examining the various aspects of professional ethics and advocacy. 3. Explaining and discussing various provisions of contempt of courts and practice for smooth functioning. 4. Appraising and illustrating various case laws relating to professional ethics and contempt of courts to ensure compliance with laws. 5. Equipping and training the students for the legal practice and taking competitive exams like state judiciary and the civil services.

SYLLABUS

IMPORTANT NOTE FOR EXAMINERS:

Question paper of External Examination shall be divided into 5 Units

- Unit 1 to 4 of the question paper shall be based upon Section-A to D of the syllabus in the respective order of the Sections.
- The first four Units of the question paper shall have 2 questions of 15 marks each. The candidates shall be required to attempt any 1 question from each Section.
- Unit-5 of the question paper shall be compulsory and based on the whole syllabus. It shall consist of 5 short notes of 4 marks each.

MAXIMUM MARKS: 80

TIME ALLOWED: 3 HRS

SECTION-A

Meaning and significance of Legal Profession and Legal Ethics

Legal Profession in India-Evolution, Historical Development and Regulations

SECTION-B

Advocacy & Professional Ethics

—The Advocates' Act, 1961 Chapter V (Ss 35-45)

—Bar Council of India Rules part VI & VII

Judgments

C.K. Daftri V. O.P. Gupta AIR 1971 SC1122

EMS Namboodripad V. T.L. Nambiyar AIR 1970 SC2015

SECTION-C

Contempt Law & Practice

The Contempt of Courts Act, 1971

Constitutional Provisions regarding Powers of Supreme Court and High Courts & Houses of Parliament & State Legislatures for Punishing for their Contempt.

Judgments

Delhi Judicial Services Association V. State of Gujrat, AIR 1991 SC2176.

In Re Vinay Chandra Mishra, AIR 1995 SC2349

SECTION-D

Selected Judgments on Professional Ethics

Ex. Capt. Harish Uppal vs. Union of India A.I.R. 2003 S.C 739
 P.D. Gupta vs. Ram Murthi AIR 1998 SC 283
 Shambhu Ram Yadav vs Hanuman Das Khattry AIR 2001SC 2509
 Harish Chandra Tiwari vs. Baiju AIR 2002 SC 548
 Bar Council of Andhra Pradesh v. Kurapati Satyanarayana AIR 2003 SC 175.
 Re: Ajay Kumar Pandey, A.I.R 1997 SC 260
 SC Bar Association vs. U.O.I AIR 1998 SC 1895
 Nirmaljit Kaur vs State of Punjab AIR 2006 SC 605
 Zahira Habidullah Sheikh v. State of Gujarat AIR 2006 SC 1367
 Rajendra Sail vs. M.P High Court Bar Association AIR 2005 SC 2473
 B. Sunitha vs. State of Telangana & Another, (2018) 1 SCC 638

Suggested Readings:

- Krishnaswamy Iyer: Professional Conduct of Advocacy
- Aiyar Ramanath: Legal Professional /Ethics, 3rd Ed. 2003, Indian Law Books.
- Mallick: Advocates Act, Professional Ethics/Bench and Bar Relationship, 2007, Indian Law Books.
- Kailash Rai, Accountability for Lawyer and Bench, 9th Ed. 2008, Central Law Publication.
- J.P.S. Sirohi, Professional Ethics, Accountancy for Lawyers and Bench Bar Relations, Latest Ed., Allahabad Law Agency.
- P. Ramanatha Aiyar, Legal and Professional Ethics – Duties and Privileges of a Lawyer, 3rd Ed. 2003, reprint 2009, Lexis Nexis Butterworths, Wadhwa, Nagpur
- Subramanyam, Advocates Act, Commentaries on Advocates Act with Bar Council Rules (Central and States) with Professional Ethics and Allied Laws, 3rd Ed. 2010, Kumar Law Publication Limited, Delhi
- Advocates Act 1961
- Contempt of Courts Act 1971
- Bar Council of India Trust (publication) Selected Judgements on Professional Ethics

Course Coordinator: Dr. Bharat

Prepared By: Dr. Bharat
 Mr. Sanjeev Sharma
 Ms. Ekta Gupta
 Dr. Rabia

SYLLABUS FOR B.A.LL.B. (HONS.)
5 YEARS INTEGRATED COURSE
(2024-2025)
SEMESTER: VIII

Name of Subject	ENVIRONMENTAL LAW
Paper No	P-III
Type of Subject	Compulsory
Assessment Method	External Examination: 80 Marks Internal Assessment: 20 Marks (10 + 5 + 5) Mid-Term Test: 10 Marks Project/Assignment: 05 Marks Presentation/Viva Voce: 05 Marks
Course Outcomes	<ol style="list-style-type: none"> 1. Identifying key environmental issues at the planetary, international, national, state and local level. 2. Developing an understanding of the regulatory and judicial frameworks implementing and enforcing these laws. 3. Understanding that environmental law cuts across and within legal systems, fields of law, vested interests and disciplinary boundaries. 4. Developing understanding of the overall environmental legal regime of the country as well as its international obligations.

SYLLABUS

IMPORTANT NOTE FOR EXAMINERS:

Question paper of External Examination shall be divided into 5 Units

- Unit 1 to 4 of the question paper shall be based upon Section-A to D of the syllabus in the respective order of the Sections.

- The first four Units of the question paper shall have 2 questions of 15marks each. The candidates shall be required to attempt any 1 question from each Section.
- Unit-5 of the question paper shall be compulsory and based on the whole syllabus. It shall consist of 5 short notes of 4 marks each.

MAXIMUM MARKS: 80

TIME ALLOWED: 3 HRS

SECTION-A

Definitions and Concepts: Environment; Ecology; Biodiversity; Pollution; Climate Change
 Common Law and other statutory remedies: Law relating to Public Nuisance: Indian Penal Code (Ss. 268 and 290) Criminal Procedure Code (Ss. 133 & 144) and Civil Procedure Code (S91)
 Constitutional Provisions: Directive Principles of State Policy, Fundamental Duties Art 48 A, 51 A (g) and Right to Clean and Healthy Environment
 United Nations Conference on Human Environment, 1972 (Stockholm Declaration, 1972); United Nations Conference on Environment and Development (UNCED/Earth Summit) – Rio Declaration 1992

Judgments

Municipal Council, Ratlam vs. Vardichand (1980 (4) SCC 162

Rural Litigation and Entitlement Kendra, Dehradun vs. State of Uttar Pradesh (AIR 1988 SC 2187).

M.C. Mehta v. Union of India AIR 1987 SC 1086 (Oleum gas leak case)

Union Carbide Corporation v Union of India (1991) 4 SCC 584 (The Bhopal Gas Disaster Case)

Narmada Bachao Andolan v. Union of India AIR 2000 SC 3751

SECTION-B

Prevention and Control of Pollution in India

Aim and Objective of the Water (Prevention, Control and Abatement of Pollution) Act 1974 and the Air (Prevention, Control and abatement of Pollution) Act 1981 Role of the Statutory bodies

constituted under the Water Act, 1974 and the Air Act 1981 in controlling, preventing and abating water pollution in India. The Role of Central and State Governments in controlling, preventing and abating water and air pollution in India; Liability of Corporations for water and air pollution

Noise Pollution and its control: Noise Pollution (Control and Regulation) Rules 2000; Noise pollution and Judicial Approach

The Environment Protection Act, 1986: Protection Agencies: Powers and Functions and Measures for protection of environment

The Public Liability Insurance Act, 1991

The National Green Tribunal Act, 2010

Judgments:

Vellore Citizens Welfare Forum v Union of India & Ors. AIR 1996 SC 2715

Research Foundation for Science Technology & Natural Resource Policy v Union of India and Anr (2005) 13 SCC 186

SECTION-C

Protection and Conservation of Forest and Wild Life

The Forest (Conservation) Act 1980: Aims and objectives; Conservation Agencies, Prior approval and Non-Forest purpose, Symbiotic Relationship between forest and tribal people, denudation of forest and Judicial approach

The Forest Rights Act, 2006 Forest rights under the Act; Recognition of, and vesting of, forest rights in forest dwelling Scheduled Tribes and other traditional forest dwellers. Authorities and Procedure for Vesting of Forest Rights

Wild life Protection Act, 1972: Sanctuaries and National parks; Licensing of zoos and parks; State monopoly in the sale of wild life and wild life articles; Offences against wild life

Judgments:

Orissa Mining Corporation Ltd. v Ministry of Environment and Forest (2013) 6 SCC 476

T.N. Godavarman Thirumulpad v. Union of India AIR 2005 SC 4256

SECTION-D

Emerging Principles: International and National Perspectives

Polluter pays

Precautionary principles

Public Trust Doctrine

Sustainable Development

Role of Indian Judiciary in evolving these Principles

International Environmental Law

International Trade in Hazardous Waste; Convention on Control of Transboundary

Movements of Hazardous Wastes and their Disposal (Basel Convention 1989)

Customary International Law concerning Transboundary Pollution and Environmental Harm: In context of contribution made by the Rio Declaration, the International Law Commission and International Court of Justice

Judgments:

Indian Council for Enviro-Legal Action v. Union of India AIR 1996 SC 1446

Indian Council for Enviro-Legal Action v. Union of India (2011) 12 SCC 768

Research Foundation for Science, Technology and Natural Resource Policy v Union of India (2007) 8 SCC 583 & AIR 2012 SC 2627

M.C. Mehta v. Kamal Nath (1997) 1 SCC 388 & AIR 2000 SC 1997

Suggested Readings:

- Armin Rosencranz and Shyam Diwan: *Environmental Law and Policy in India*, Oxford, 2005
- P Leelakrishnan, *Environmental Law in India*, (2ndEdn.), Lexis Nexis, New Delhi, 2005.
- Jaswal, P.S: *Environmental Law*, Allahabad Law Agency
- Patricia Birnie; Alan Boyle; Catherine Redgwell, *International Law and the Environment*, 3rd Ed, Oxford, 2009
- Stuart Bell, Donald McGillivray, Ole Pedersen, Emma Lees, and Elen Stokes, *Environmental Law* 9th Edition, Oxford University Press, 2017
- Philip Sands: *Principles of International Environmental Law*, 4th Ed, Cambridge, 2018

Course Coordinator and Prepared by: Dr. Sabina Salim

SYLLABUS FOR B.A.LL.B.(HONS.)
5 YEARS INTEGRATED COURSE
(2024-2025)
SEMESTER: VIII

Name of Subject	CIVIL PROCEDURE INCLUDING LIMITATION LAW-II
Paper No	P- IV
Type of Subject	Compulsory
Assessment Method	External Examination: 80 Marks Internal Assessment: 20 Marks (10 + 5 + 5) Mid-Term Test: 10 Marks Project/Assignment: 05 Marks Presentation/Viva Voce: 05 Marks
Course Outcomes	<ol style="list-style-type: none"> 1. Reading and enumerating the basic principles of the Procedural law in civil matters. 2. Developing interpretational skills of the students so that they can apply the provisions of the code to real life disputes. 3. Explaining the related jurisprudence and developing the art of applying the same to various case scenarios. 4. Differentiating and distinguishing between appeal, reference, review and revision and understanding their applicability in different situations. 5. Comparing and evaluating the different dimensions of procedural law which would develop the skill to argue and defend the civil matters. 6. Developing the understanding of provisions of law of limitation and its applicability in routine matters.

SYLLABUS

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- The first four Units of the question paper shall have 2 questions of 15 marks each. The candidates shall be required to attempt any 1 question from each Section.
- Unit-5 of the question paper shall be compulsory and based on the whole syllabus. It shall consist of 5 short notes of 4 marks each.

MAXIMUM MARKS: 80

TIME ALLOWED: 3 HRS

SECTION- A

Concept of Execution: Meaning and Scope

Courts which may execute decrees (Ss. 36-45)

Application for execution of a decree: Who may apply for execution, Against whom execution may be sought, procedure, execution of cross decrees (Order XXI Rules 10-23)

Stay of execution (Order XXI, Rules 26-29)

Modes of execution (Ss. 51-54, Order XXI, Rules 30-36)

Arrest and Detention (Ss. 55-59 and Order XXI Rules 37-40)

Attachment of property in execution of a decree; Non-attachable property (S. 60); Modes of

Attachment of property (Order XXI, Rules 41-54)

Transfer of property under attachment (S. 64)

Notice to a Garnishee (Order XXI, Rule 46-A, 46-B)

Precept (S.46)

Judgements:

Jolly George Varghese v. Bank of Cochin AIR 1980 SC 470

Ghanshyam Das v. Anant Kumar Sinha AIR 1991 SC 2251

SECTION-B

Adjudication of claims and objections (Order XXI Rules 58, 59)

Questions to be determined by an Executing court (S. 47)

Sale of attached property: General Procedure, (Rules 64-73), Sale of Movable property (Rules 74-78), Sale of Immovable property (Rules 82-88)

Setting aside and confirmation of execution sale (Order XXI, Rules 89-94)

Delivery of Property: (Order XXI, Rules 79-81, 95-96)

Resistance to delivery of possession (Order XXI, Rules 97-103)

Ratable distribution of Assets (S. 73)

Judgements:

Dadi Jagannadham v. Jammulu Ramulu (2001) 7 SCC 71 (order 21, r. 92)

Saheb Khan Vs. Mohd. Yusufuddin and others, AIR 2006 SC 1871, (irregularity in sale)

SECTION-C

Appeals: Nature of right of appeal

Appeals from original decrees /First Appeals (S. 96-99)

Appeals from Appellate Decrees /Second Appeals (Ss. 100-103, Order XLII)

Appeals from Orders (Ss. 104-106, Order XLIII)

Appeals to the Supreme Court (S. 109-112, Order XLV)

Procedure of Appeals and Powers of Appellate Court (S. 107, Order XLI)

Reference (Section 113, Order XLVI)

Review Section 114, (Order XLVII)

Revision Section 115

Judgements:

Chunilal V. Mehta & Sons Ltd. v. Century Spn. & Mfg. Co. Ltd. AIR 1962 SC 1314

Tek Singh v. Shashi Verma and another AIR 2019 SCC online 168

SECTION-D

Limitations Act, 1963:

General Principles of Law of Limitation

Limitation of Suits, Appeals and Application (Ss. 3-4)

Condonation of Delay (S. 5)

Period of limitation to institute a suit in case of legal disability (Ss. 6-8)

Continuous running of time (S.9)

Computation of period of Limitation (Ss. 12-24)

Acquisition of easement by prescription (Ss. 25-26)

Extinguishment of right to property(S. 27)

Judgments:

Collector, Land Acquisition, Anantnag v. Katiji AIR 1987 SC 1353

Punjab National Bank v. Surendra Prasad Sinha AIR 1992 SC 1815

Suggested Readings:

- Mulla, *The Code of Civil Procedure*, Lexis Nexis Butterworths, 19th edn., 2017
- Takwani, C.K., *Civil Procedure*, 2017, Eastern Book Company, Lucknow, 8th edn., 2017
- Sarkar, *Code of Civil Procedure*, Lexis Nexis, 12th edn., 2016
- Jain, M.P., *The Code of Civil Procedure*, Lexis Nexis Butterworths, India 5thedn., 2019
- Nandi, A.K. and Sen Gupta, S.P., *The Code of Civil Procedure*, Kamal Law House, Kolkata, 3rd Ed., 2009
- Mathur, D.N, *The Code of Civil Procedure*, Central Law Publications, Allahabad, 4thedn., 2017
- Singh, Avtar, *Code of Civil Procedure*, Central Law Publications, Allahabad, 4thedn., 2015
- Tandon's, *The Code of Civil Procedure*, Allahabad Law Agency, Faridabad, 28thedn., 2016
- Basu's, *Law on Limitation Act*, Delhi Law House, 6th edn.
- Mitra, B.B Mitra, *The Limitation Act*, Eastern Law House, 21st edn.
- Jain, J.D., *Indian Limitation Act*, Allahabad Law Agency, 2016

Course Coordinator: Dr. Karan Jawanda

Prepared By: Dr. Karan Jawanda

Dr. Sulbha Setia

SYLLABUS FOR B.A.LL.B. (HONS.)
5 YEARS INTEGRATED COURSE
(2024-2025)
SEMESTER: VIII

Name of Subject	INTERNATIONAL TRADE LAW
Paper No	P-V(a)
Type of Subject	Compulsory [Opt any one out of V (a)/ V (b)/ V(c)]
Assessment Method	<p>External Examination: 80 Marks</p> <p>Internal Assessment: 20 Marks (10 + 5 + 5)</p> <p>Mid-Term Test: 10 Marks</p> <p>Project/Assignment: 05 Marks</p> <p>Presentation/Viva Voce: 05 Marks</p>
Course Outcomes	<ol style="list-style-type: none"> 1. Describing the theories and policies of the international trade. Students will get meaningful insights into why international trade is important for a country and how it effects production, profit and the economy. 2. Explaining the concepts and strategies that will help in building a successful international or domestic business. Students would also be exposed to the concept of globalization and how it affects business through case studies. 3. Studying conventions related to international trade and examining their role in the international trade regime. 4. Analyzing the laws and regulations set in place by the World Trade Organization. Students would also learn how to meet the trade regulations and discuss the principles behind the organization's dispute resolution system. 5. Assessing the different aspects of trade and investment which would sharpen the skills of students and they

	<p>become more competitive when engaging in deals and making investments.</p> <p>6. Generalizing the trade laws and international conventions on trade and studying India's role in the International Conventions.</p>
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SYLLABUS

IMPORTANT NOTE FOR EXAMINERS:

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- Unit 1 to 4 of the question paper shall be based upon Section-A to D of the syllabus in the respective order of the Sections.
- The first four Units of the question paper shall have 2 questions of 15 marks each. The candidates shall be required to attempt any 1 question from each Section.
- Unit-5 of the question paper shall be compulsory and based on the whole syllabus. It shall consist of 5 short notes of 4 marks each.

MAXIMUM MARKS: 80

TIME ALLOWED: 3 HRS

SECTION-A

Origin and development of International Trade Law.

International Trade Theories: Ricardian Theory, Smith Theory, Heckscher-Ohlin Model

India's Trade policies

Important Definitions and Terms used in International Trade:

Balance of Payments, Current Account (Balance of Trade), Capital Account,

Foreign Exchange Reserves, Wealth funds, Net Capital Outflow,

Comparative advantage, Absolute advantage, Mercantilism

Case Study:

India has signed a Comprehensive Economic Partnership Agreement with South Korea and

India's Look East Policy

India's New Foreign Trade Policy 2015-2020

SECTION-B

Most Favoured Nation,

Principle of National Treatment,

Foreign Direct Investment, Import substitution

Multilateral Trading System

GATT-Its salient features

WTO- Need, Marrakesh Agreement

The WTO: History, Structure and Future

The WTO and Developing Countries

WTO Dispute Settlement

WTO -Agreements on Anti-Dumping and competition policy

Case Study:

European Communities – Anti Dumping Duties on Imports of Cotton Type Bed Linen from India, Appellate Body Report, WT/DS141/AB/R, adopted 12 March 2001.

India as the top recipient of greenfield FDI Inflows from the Commonwealth, Trade review, The Commonwealth, 2018

SECTION-C

Kinds of International Trade Agreements:

Bilateral Trade Agreements

Free Trade Agreements

Regional Trade Agreements

Bilateral Investment Treaties

Customs Union

Special Economic zone

NAFTA

SAFTA

ASEAN

Convention on Law applicable to Contracts for International Sale of goods (1985)

Case study:

China Pakistan Economic Corridor and its impact on India

Operational SEZs in India

SECTION -D

U.N. Convention on E-Commerce

International commodity agreements

Unidroit Principles of International Commercial Contracts

Payment Mechanisms and Guarantees-International Transfer, Letters of Credit

Dispute Settlement in International Trade Law

International Commercial Arbitration

ICSID

Case Study:

Jay's Treaty

India vs. USA, United States — Countervailing Measures on Certain Hot-Rolled Carbon Steel Flat Products from India

Suggested Readings:

- Indira Carr, *International Trade law*, Routledge Cavendish, 2010
- Mavroidis, Petros C. and Sykes, Alan O. (eds.), *The WTO and International Trade Law Dispute Settlement*, Edward Elgar Publishing, Inc, 2005
- Raj Bhala, *Dictionary of international trade law* (LexisNexis, Newark, NJ 2008)
- Ralph H. Folsom, Michael Wallace Gordon, John A. Spanogle, *International trade and economic relations in a nutshell* (Thomson West, St. Paul, MN 4th ed. 2009)
- Simone Schnitzer, *Understanding International Trade Law*, Law Matters, 2006

Prepared By: Dr. Alamdeep

**SYLLABUS FOR B.A.LL.B.(HONS.)
5 YEARS INTEGRATED COURSE
(2024-25)
SEMESTER: VIII**

Name of Subject	LAW OF REGISTRATION AND COURT FEE ACT,1870
Paper No	P-V (b)
Type of Subject	Compulsory [Opt any one out of V (a)/ V (b)/ V(c)]
Assessment Method	External Examination: 80 Marks Internal Assessment: 20 Marks (10 + 5 + 5) Mid-Term Test: 10 Marks Project/Assignment: 05 Marks Presentation/Viva Voce: 05 Marks
Course Outcomes	<ol style="list-style-type: none"> 1. Equipping the learners to identify the need and importance of registration of transfer of immovable property. 2. Illustrating the various types of transfer of immovable property and differentiate between the documents where registration is compulsory and where registration is optional. 3. Examining the effect of registration and non-registration. 4. Studying the procedure of registration of documents. 5. Understanding the rules regarding the computation of court fees.

SYLLABUS

IMPORTANT NOTE FOR EXAMINERS:

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- The first four Units of the question paper shall have 2 questions of 15 marks each. The candidates shall be required to attempt any 1 question from each Section.
- Unit-5 of the question paper shall be compulsory and based on the whole syllabus. It shall consist of 5 short notes of 4 marks each.

MAXIMUM MARKS: 80**TIME ALLOWED: 3 HRS****SECTION-A**

Object of codification and Scope of Registration Act, 1908 Definition (Section 2)

Authorities under Registration Act, 1908 (Section 3-16A)

Time of Presentation and Place of Registration (Section 23 and 31)

Presentation of documents for Registration and enforcing the executants and witnesses (section 32-35)

Judgments:

Suraj Lamp and Industries Pvt. Ltd. v. State of Haryana and Anr. AIR 2012 SC 206

State of Himachal Pradesh v. Shivalik Agro Poly Products AIR 2004 SC 4393

SECTION-B

Documents of which registration is compulsory (Section 17)

Documents of which registration is optional (Section 18)

Documents in language not understood by registering officer, Documents containing interlineations, blanks, erasures or alterations, Description of property and maps or plans, Description of houses and land by reference to Government maps or surveys (Section 19-22)

Judgments:

K. Raghunandan & Ors v. Ali Hussain Sabir & Ors, AIR 2008 SC 2337

Meghmala v. G. Narasimha Reddy & Ors, (2010) 8 SCC 383

SECTION-C

Effects of Registration and Non-registration (Section 47-50)

Duties and Powers of registering officers (Section 51-70)

Refusal to Register and Fees for Registration (Section 71- 80)

Penalties, Miscellaneous including exemptions from Act (Section 85 to 91)

Judgments:

Hansia v. Bakhtawarmal, AIR 1958 Raj 102

K.B. Saha & Sons Pvt. Ltd. v. Development Consultant Ltd., (2008) 8 SCC 564

SECTION- D

Object of Courts Fee Act, 1870

Fees in High Court and Courts of Small at the presidency Towns (Section 3-5)

Fee in courts and Public Offices (Section 6 - 19)

Process Fee and Mode of levying Process Fees (Section 20-30)

Judgments:

Sathappa Chettiar v. Ramanathan Chettiar 1958 AIR SC 245

Commercial Aviation & Travel & Co. v. Vimal Pannalal 1988 AIR SC 1636

Prescribed Legislation:

The Registration Act, 1908

The Courts Fee Act, 1870

Suggested Readings:

- JRS Sirohi, Indian Registration Act, (Allahabad Law Agency, 2019)
- M L Bhargava, Digest of Registration Act 1908 (Kamal Publishers 2019 Ed.)
- Malik's Commentary on The Registration Act, 1908 (Delhi Law House 5th Edition 2021)
- Sir Dinshaw Fardunji Mulla, The Registration Act (Lexis Nexis, 14th Edition- 2020)
- Sanjiva Row's Commentaries on The Registration Act (Law Publisher (India) Pvt. Ltd. Edition 2020)

Prepared by: Dr. Priya Singla

SYLLABUS FOR B.A.LL.B. (Hons.)
5 YEAR INTEGRATED COURSE
(2024-2025)
SEMESTER: VIII

Name of Subject	LAND LAWS AND RENT LAWS
Paper No.	P-V(c)
Type of Subject	Compulsory [Opt any one out of V (a)/ V (b)/ V(c)]
Assessment Method	External Examination: 80marks Internal Assessment: 20Marks(10+5+5) Mid Term Test: 10Marks Project/Assignment: 05Marks Presentation/VivaVoce: 05Marks
Course Outcomes	<ol style="list-style-type: none"> 1. Listing out and appraising the students about the various land and rent laws prevalent at the national and state level. 2. Explaining that a major portion of civil litigation is related to land, revenue, tenancy matters and identifying the issues relating to land acquisition, compensation, rehabilitation and resettlement attached with it. 3. Articulating and discovering that the matters related to maintenance of land records, collection of land revenue and partition are indispensable part of land laws prevalent in the country. 4. Appraising that the matters related to tenancy, rent, repair, maintenance and eviction of premises result in disputes between the property owners and tenants. 5. Preparing the students for litigation and State Judicial Service Examinations.

SYLLABUS

IMPORTANT NOTE FOR EXAMINERS:

Question paper of External Examinations shall be divided into 5 Units.

- Unit 1 to 4 of the question paper shall be based upon Section A to Section D of the syllabus in the respective order of the Sections.
- The first four sections of the question paper shall have 2 questions of 15 marks each. The candidates shall be required to attempt any 1 question from each Section.
- Unit 5 of the question paper shall be compulsory and based on the whole syllabus. It shall consist of 5 short notes of 4 marks each.

MAXIMUM MARKS: 80.....TIME ALLOWED: 3 HRS

SECTION-A

The Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013

History, Objectives, Scope, Applicability and Salient Features of the Act

Definitions (Section 3)

Determination of Social Impact and Public Purposes (Sections 4-9)

Special Provision to Safeguard Food Security (Section 10)

Notification and Acquisition (Sections 11-30)

SECTION -B

Rehabilitation and Resettlement Award, and Procedure and Manner of Rehabilitation and Resettlement (Section 31-47)

Establishment of Land Acquisition, Rehabilitation and Resettlement Authority (Sections 51-74)

Apportionment and Payment of Compensation (Sections 75-80)

Temporary Occupation of Waste Land, Offences and Penalties (Sections 81-90)

Case Law: Indore Development Authority and Others v.

Manohar Lal and others (2020) 8 SCC 129

SECTION-C

The Punjab Land Revenue Act, 1887 History, Objective and Scope of the Act

Definition and Exclusion of certain Land from Operation of Act (Sections 3-4)

Revenue Officers and Administrative Control (Sections 6-16)

Village Officers (Sections 28-30)

Record of Rights and Annual Records (Sections 31-47)

Collection of Land Revenue (Sections 61-78)

Partition (Sections 110-126)

Case Law: Kali Dass Etc. v. Avtar Singh Etc. Punjab and Haryana High Court, RSA No.553 of 2010, Decided on 21 September 2018 (O&M)

Available at <https://indiankanoon.org/doc/64601651/>

SECTION- D

The Punjab Rent Act, 1995

Definition and Exemption of Premises from the Operation of the Act, 1995 (Sections 2 and 3)

Registration of Tenancy Agreement and Inheritability of Tenancy (Sections 4 and 5)

Rent Structure under the Punjab Rent Act, 1995 (Sections 6-16) Repairs of Premises (Section 17-19)

Protection of Tenants against Eviction (Sections 20-35)

Powers and Procedure followed by the Rent Authority, Appellate Authority (Sections 37, 38,50)

Case Law: Hem Raj v. Manveen Kaur, Punjab and Haryana High Court, CR No.8354 of 2017 (O&M) Decided on 11 January 2018 <https://indiankanoon.org/doc/189774749/>

Suggested Readings:

- Bhagatjit Singh Chawla, 'The Punjab Land Revenue Act, 1887', Chawla Publication (P) Ltd., Chandigarh, 2015.
- D.N. Jauhar, 'Rent Matters on Trial', The Punjab LawReporter Press, Chandigarh, 1998.
- Jairam Ramesh and Muhammad Ali Khan, 'Legislating for Justice: The Making of the 2013 Land Acquisition Law', Oxford University Press, New Delhi, 2015.
- Kunal Arora, Commentary on The Punjab Rent Act 1995 & The East Punjab Urban Rent Restriction Act 1949, Muskan Law House, 2022.
- Om Prakash Aggarwal, 'Commentary on the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013', Edition 9th, Universal Law Publishing House, Lexis Nexis, India, 2017.

- R. Chakraborty, 'The Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013', Edition 6th, Orient Publishing Company, New Delhi, 2020.
- Rajesh Gupta, Land Laws in Punjab, New Garg Law House, Chandigarh, 2014.

Bare Acts

The Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013

The Land Acquisition Act, 2013

The Punjab Rent Act, 1995

The Punjab Land Revenue Act, 1887

Course Coordinator: Prof. Pushpinder Kaur

Prepared By: Prof. Pushpinder Kaur

Dr. Shivani Gupta

SYLLABUS FOR B.A.LL.B. (HONS.)
5 YEARS INTEGRATED COURSE
(2024-2025)
SEMESTER: VIII

Name of Subject	BUSINESS LAWS- II
Paper No	P—VI
Type of Subject	Compulsory
Assessment Method	External Examination: 80 Marks Internal Assessment: 20 Marks (10 + 5 + 5) Mid-Term Test: 10 Marks Project/Assignment: 05 Marks Presentation/Viva Voce: 05 Marks
Course Outcomes	<ol style="list-style-type: none"> 1. Illustrating and articulating the understanding of the legal framework governing negotiable instruments and analysing the elements of negotiability and the rights and obligations of parties involved, for efficient drafting and interpretation of negotiable instruments. 2. Developing an understanding of procedures for debt recovery and the role of the Debt Recovery Tribunal and the National Company Law Tribunal in enforcement of security interests, analysing the legal provisions of the Recovery of Debts and Bankruptcy Act, 1993; and evaluating the legal implications of insolvency and bankruptcy proceedings on various stakeholders. Also, understanding the powers and procedures available to financial institutions for the enforcement of security interests and the legal implications of the SARFAESI Act on borrowers and creditors. 3. Comprehending the constitutional aspect of elimination of concentration of wealth and distribution of resources with a special emphasis on appraisal of history and

	<p>development of competition law, provisions of Competition Act, 2002 concerning anti-competitive agreements, abuse of dominant position, and regulation of combinations; and role of the Competition Commission of India in enforcement of aforesaid laws.</p> <ol style="list-style-type: none">4. Surveying and analysing various facets of Business Laws to develop a critical and logical mind which would enable the students to apply legal principles to real-world scenarios concerning businesses and business transaction.5. Enhancing the efficiency of students in drafting legal documents related to negotiable instruments, debt recovery, bankruptcy proceedings, SARFAESI actions, and competition law compliance; and developing effective communication skills for conveying legal positions and advice and for arguing and defending the matters relating to Business Transactions.6. Equipping and training the students in analysing ethical considerations for practicing in business laws, including issues related to client confidentiality and conflict of interest and comprehending the professional responsibilities of lawyers practicing in the field of business laws.7. Tabulating and reviewing the cases and judgments on various facets of Business Laws applied and expounded by courts through precedents to seek a deeper understanding of the subject and developing problem-solving skills through the analysis of case studies and practical exercises which would also equip them for competitive examinations such as Judicial Services examination and Civil Services examination etc.
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SYLLABUS

IMPORTANT NOTE FOR EXAMINERS:

Question paper of External Examination shall be divided into 5 Units

- Unit 1 to 4 of the question paper shall be based upon Section-A to D of the syllabus in the respective order of the Sections.
- The first four Units of the question paper shall have 2 questions of 15 marks each. The candidates shall be required to attempt any 1 question from each Section.
- Unit-5 of the question paper shall be compulsory and based on the whole syllabus. It shall consist of 5 short notes of 4 marks each.

MAXIMUM MARKS: 80

TIME ALLOWED: 3 HRS

SECTION-A

Meaning and Characteristics of Negotiable Instrument

Operational rules of Evidence – Presumptions, classification of Negotiable Instruments.

Promissory Notes and Bills of Exchange (Ss. 4,5,108-116)

Essential elements of Promissory Note and Bill of Exchange, distinguish between Promissory note and Bill of Exchange

Acceptor and Acceptance, definition of Acceptor, Acceptance for honour, Absolute and qualified or conditional acceptance

Drawer, Drawee in case of Need (Ss.7,115&116)

Payee, Noting and Protest (Sections 99-104A)

Cheques, Types of Cheque and Penalties in case of dishonour of certain cheques, distinguish between cheque and Bill of exchange, (Secs: 6,123- 131A,138-147)

Case Laws-

Jagjivandas v. Gumanbhai (AIR 1967 Guj.)

Dashrath Rupsingh Rathod v. State of Maharashtra and another (AIR 2014 SC)

SECTION-B

Recovery of Debts and Bankruptcy Act, 1993(RDB Act): Objectives of the Act, Constitution of Tribunal, Procedure to be followed, Enforcement process

Concept of Bankruptcy and Insolvency, Basic Objectives and Purpose of the Insolvency and Bankruptcy Code, 2016, Application of the Code (Section 2) Non- Performing Assets and Securitisation and Reconstruction of Financial Assets and Enforcement of Securities Interest Act (SARFAESI) Constitutional Validity; Definitions; Regulation & Reconstruction; Enforcement of Security Interest; Central Registry; Offences & Penalties; Miscellaneous Provisions

Case Laws-

Union of India v. Delhi High Court Bar Association and others (AIR 2002 SC)

Mardia Chemicals Ltd. v Union of India (AIR 2004 SC)

SECTION-C

Basic Concepts –Constitutional aspect of Elimination of Concentration of Wealth and Distribution of Resources Article 39 (b) (c)

History and Development of Competition Law- Justice-Sachar Committee, MRTP Act - Salient features and overview of Competition Law in India

Anti-Competitive Agreements- Cartelization under the Competition Act, 2002 (section 3) Abuse of dominant position (section 4)

Regulation of combination (Section -5)

Inquiry and Procedure (Section 19, 20, 26, 27 and 29)

Case Laws-

Meru Travels Solutions Private Limited v. Uber India Systems Private Limited and others (2016)

Jet Airways and Ethiad Case relating to Combinations

SECTION-D

Enforcement Mechanisms under the Competition Act, 2002 - Competition Commission of India-

Constitution of the CCI - Powers and Functions- Jurisdiction of the CCI – adjudication and appeals - Director General of Investigation (DGI)– Powers and Functions of the Appellate Authority -National Company Law Appellate Tribunal (NCLAT)

Competition Advocacy in India and other foreign jurisdictions, Intellectual Property Rights and Competition Law, International Trade Law and Competition Law, The Competition

(Amendment) Bill, 2012

Case Laws-

ShamsherKataria vs. Honda Siel Cars and 13 Ors.(Case No.03/2011)

Union of India and another v. Cynamide India Ltd.and another (AIR 1987 SC)

Suggested Readings:

Bare Acts:

Negotiable Instrument Act, 1881

Competition Law Act, 2002

Partnership Act, 1932

Limited Liability Partnership Act, 2008

Books

- Maher M. Dabbah, EC and UK Competition Law: Commentary, Cases and Materials, Cambridge University Press, 2004
- Piet Jan Slot and Angus Johnston, An Introduction to Competition Law, Oxford and Portland, Oregon, 2006
- Richard Whish, Competition Law, Oxford University Press, 2008
- Suresh T. Vishwanathan, Law and Practice of Competition Act, Biblia Impex, Books Puddle, New York, 2003
- Mark Furse, Competition Law of the EC and UK, 6th ed., Oxford University Press, 2008
- S.M. Dugar, Guide to Competition Law (Containing commentary on the Competition Act, 2002 MRTP Act, 1969 & the Consumer Protection Act, 1986) 4th ed. Lexis Nexis, 2019
- Abir Roy & Jayant Kumar, Competition Law in India, Eastern Law House, New Delhi, 2018
- P. Satyanarayana Prasad, Competition Law and Cartels, Amicus Books, ICFAI University Press, 2007
- Kristy Middleton, Barry Rodger & Angus Mac Culloch, Jonathan Galloway, Cases and Materials on UK and EC Competition Law, Oxford University Press, 2019
- Vinod Dhall (ed.), Competition Law Today, Oxford University Press, 2007
- Philips E. Areeda & H. Hovenkoup, Fundamentals of Anti-Trust Law, ASPEAN Publications,

2006

- T Ramappa, Competition Law in India: Policy, Issues and Developments, 3rd ed.-2013, Oxford University Press, New Delhi
- Varun Chhachhar, Competition Law and Telecom Sector in India”, 1st ed., VLMS Publishers, New Delhi, 2013.
- A.B. Srivastava and commentaries on Banking Law, Law Publisher’s India Pvt.Ltd.
- R.K. Gupta: BANKING Law and Practice, 3 Vol., 2nd ed., Modern Law Publications.
- Clifford Gomez: Banking and Finance - Theory, Law and Practice, PHI Learning Pvt. Ltd., 2011

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