

Session - 2022-23



Maharaja Surajmal Brij University

Bharatpur (Raj.)

SYLLABUS

FACULTY OF LAW

LL.B. 3 YEAR COURSE

FIFTH SEMESTER

**Only For Session
2020-21**

अकादमिक प्रभारी
महाराजा सुरजमल बृज विश्वविद्यालय
भरतपुर (राज.)

Chandaashkhar
7/11/22

Dr. S. S. Jaiswal (9.11.22)
7/11/22

अकादमिक प्रभारी
महाराजा सुरजमल बृज विश्वविद्यालय
भरतपुर (राज.)

Dr. Manoj Kumar Sharma

Paper No. 501

Max. Marks : 100

Min. Pass Marks : 40

- Note: (1) In order to ensure that students do not leave out important portions of the syllabus, examiners shall be free to repeat the questions set in the previous examination.
- (2) Leading cases prescribed under this paper may be read wherever they are relevant.

1. The Environment (Protection) Act, 1986: Objects and reasons of the ACT, Definition : General powers of the Central Government to issue directions, Prevention, Control and Abatement of Environmental Pollution; Penalties and Procedure. Standards for emission or discharge of environmental pollutants.
2. The Air (Prevention & Control of Pollution) Act, 1981; Application of the Act, Definitions; the Constitution powers and functions of Central and State Boards for Prevention and control of air pollution. Powers of the State Government, Penalties and Procedures; rules and procedures.
3. Law relating to prevention and control of air, water and noise pollution in Rajasthan.
The Rajasthan Water (Prevention & Control of Pollution) Rules, 1974.
The Rajasthan Water (Prevention & Control of Pollution) Appeal Rules, 1977.
The Rajasthan Air (Prevention & Control of Pollution) Rules, 1983.



Leading Cases :

1. Rural Litigation & Entitlement Kendra, Dehradun vs. State of U.R. AIR 1985 SC 659
2. Mehta, M.C. v. Union of India, AIR 1987 SC. 1086.
3. House of God (Full Gospel) of India v. K.K. R.M.C. Wilfare ASCO AIR 2002 SC 2237
4. A.P. Pollution Control Board v. Prof. M.V. Nayadu AIR 1999 SC 812

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 2/11/22

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Law of Civil Procedure and Limitation

Paper No. 502

Max. Marks : 100

Min. Pass Marks : 40

- Note : (1) In order to ensure that students do not leave out important portions of the syllabus, examiners shall be free to repeat the questions set in the previous examination.
- (2) Leading cases prescribed under this paper may be read wherever they are relevant.

1. Code of Civil Procedure, 1908.
Definitions--suits in general, suits of civil nature, stay of suit, Res Judicata, Res Subjudice, Foreign Judgment, Place of trial, Transfer of suits, Joinder, non-joinder and mis-joinder of parties and causes of action Service of summon and pleadings.
2. Supplemental proceedings, Attachment before judgement, Arrest before judgement, Temporary injunction and Appointment of Receiver
3. Appeals-Appeals against order and appeals against decree, Review, Revision and Reference.
4. The Limitation Act, 1963 (Omitting the Schedule).
Purpose, policy, nature and scope of the Act.
Definitions : Applicant, bond, defendant, easement, good faith, plaintiff, period of limitation.

Leading Cases :

1. Sri Sinha Ramanuja * Ramanuja, AR 1961 SC 1720.
2. Seth Hukamchand v. Maharaja Bahadur Singh, 60 IA 313.
3. Narain Bhagwantrao v. Gopal Vinayak, AIR 1960 SC 104.
4. Deity Pattabhirama Swamy v. Hanmayya, AIR 1959 SC 57.
5. S.M. Jakati v. B.M. Borker, AIR 1959 SC 282.

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Paper No. 503

Max. Marks : 100

Min. Pass Marks : 40

- Note: (1) In order to ensure that students do not leave out important portions of the syllabus, examiners shall be free to repeat the questions set in the previous examination.
- (2) Leading cases prescribed under this paper may be read wherever they are relevant.

Rajasthan Tenancy Act, 1955

1. Preliminary: Objects and Reasons, Definition, Khudkasht (Sections 1 to 130), Ijredars, Grove Holder (sections 194 to 205); Classes of tenants (Section 14 to 17-A); Conferment of rights on sub-tenants or tenants of Khud Kasht (17); Primary right of tenants (Section 31 to 37); Surrender, Abandonment and Extinction of tenancies of tenancies (Sections 55 to 64). Improvements and Trees (Sections 65 to 87); Declaratory Suits (Ss. 88 to 92); Determination and Modification of Rent (Sc. 93 to 129); Payment and Recovery of Rent (Sc. 130 to 160); grounds for Ejectment of Tenanis, Remedies for wrongful ejectment (Sections 169 to 188)

The Rajasthan Land Revenue Act, 1956 :

1. The Board of Revenue, Revenue Courts and Officers (Sc4-30) Appeal, Reference, Revision and Review (Sc. 74-87); Land (Sc. 88 to 105; Survey (Sc. 100-112).
2. Rajasthan Rent control Act, 2002

Leading Cases :

1. Prashu V. Ramdeo, AIR 1966 SC 172.
2. Kanaimal V. Kanbaiya Lal, 1966 RLW 179.
3. Yasin Shah V. Munir Shah, 1967 RRD 37.
4. Mangi Lal V. Choltu, 1967 RRd 433.

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Paper No. 504

Max. Marks : 100

Min. Pass Marks : 40

- Note: (1) In order to ensure that students do not leave out important portions of the syllabus, examiners shall be free to repeat the questions set in the previous examination.
- (2) Leading cases prescribed under this paper may be read wherever they are relevant.

- I. Definitions of Important terms-Authorities under this Act. Strikes and Lock-outs, Lay-off and Retrenchment

Trade Unions Act, 1926 :

The Philosophy of Trade Unionism, History of Trade Union Trade Union Movement in India-Aims and Object--Extent and Commencement of the Indian Trade Unions Act. 1926 _ Definition and Nature of Trade Union. by Registration of Trade Unions-Right and Liabilities of Registered Trade Unions (Recognition of Trade Unions, Regulations, Penalties and Procedure: Dissolution Collective Bargaining and Trade Disputes-Unfair Labour Practices).

The Factories Act 1948 :

History of Factory Legislation Concept of Welfare Objects and Reasons-Scope and Applicability-Definitions of some important terms.

The Inspecting staff-Health, Safety, Welfare, Working Hours of Adults-Employment of young persons-Annual leave with wages. Special provisions-Penalties and Procedure-New Provisions inserted vide Factories (Amendment) Act of 1987.

The Minimum Wages Act, 1948 :

Concept of Wages, particularly Minimum Fair and Living Wages, Need based minimum wage-Aims and objects of Minimum Wages Act-Application, Exceptions and Exemptions-Kinds of Wages.

Fixation and revision of minimum rates of wages Adjudication of claims relating to minimum wages and Miscellaneous provisions.

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7/11/22
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Profession Ethics Accountancy for Lawyers and Bar Bench Relations
Practical Written Paper

Paper No. 505

Max. Marks : 100

Min. Pass Marks : 40

Professional Ethics-Meaning and Scope, Duties of an Advocate towards the Court, his client, other fellow Advocates and the Public.

Bar-Bench Relations-Meaning, necessity; nature and scope. The contempt law and practice. Supreme Court pronouncements relating to (a) the Bar-Bench Relations and (b) the contempt of Court. 2.9 (b).

~~Viva-voce Paper~~

~~Maintaining diary on court visits, recording the Bar-Bench relations and Professional Ethics.~~

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There is no practical paper. There will be one one written paper carrying 100 marks only =

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