

BALLB 5 YEARS INTEGRATED SYLLABUS

Fifth Semester

Academic Year

2019-20



MSB Global Law Institute

Maharaja Surajmal Brij University, Bharatpur (Raj.)

Session 2021-2022 & Onwards

21
अकादमिक प्रभारी
महाराजा सुरजमल बृज विश्वविद्यालय
भरतपुर (राज.)

(2)

MSB Global Law Institute
B.A. LL.B. Semester - V
Subject: Special Contracts (Partnership & Sale of Goods)
Subject Code: 501

UNIT I

Concept and Nature of Partnership

Definition of "partnership", "partner", "firm" and "firm name" (section 4); partnership not created by status (section 5); Mode of determining existence of partnership (section 6); partnership at will (section 7); Particular partnership (section 8), Concept and nature of Unlimited Liability Partnerships; Distinction between a partnership, a limited liability partnership and a company;

UNIT II

Relations of Partners to One Another and to the Third Parties

General duties of partners (section 9); duty to indemnify for loss caused by fraud (section 10); determination of rights and duties of partners by contract between the partners (section 11); the conduct of the business (section 12); Mutual rights and liabilities (section 13); The property of the firm (section 14); Application of the property of the firm (section 15); Personal profits earned by partners (section 16); Rights and duties of the partners (section 17). Partners to be agent of the firm (section 18); Implied authority of partner as agent of the firm (section 19); Extension and restriction of partner's implied authority (section 20); Partner's authority in an emergency (section 21); Mode of doing act to bind firm (section 22 Holding out (section 28); Right of transferee or a partner's interest (section 30); Minors admitted to the benefits of partnership.

UNIT III

Incoming and Outgoing Partners

Introduction of a partner (section 31); Retirement of a partner (section 32); expulsion of partners (section 33); Insolvency of a partner liability of estate of deceased partner (section 35); rights of outgoing partner to carry on competing business (section 36)

UNIT IV

Registration and Dissolution of a Firm

Application for registration (section 58); Registration (section 59); Disabilities attach with non-registration (section 69), Dissolution of a firm (section 39); Dissolution by agreement (section 40); Compulsory dissolution (section 41); Dissolution on the happening of certain contingencies (section 42); Dissolution by notice of partnership at will (section 43); Dissolution by the Court (section 44); Liability for acts of partners done after dissolution (section 45); Right of partners to have business wound up after dissolution

(section 46); Continuing authority of partners for purpose of winding up (section 47); Mode of settlement of accounts between partners (section 48).

UNIT V

General : Formation of Contracts of Sale

The Sale of Goods Act, 1930 (sections 1-10)

The Hire-Purchase Act, 1972 (sections 3-5)

- (a) Concept of 'Goods'
- (b) 'Sale' and 'Agreement to sell'
- (c) Statutory Transactions
- (d) Contract for 'Works'/'Labour'(Pre and Post 46th Constitutional Amendment)
- (e) Hire-Purchase Agreement

UNIT VI

Conditions and Warranties

Stipulations as to time; Implied Conditions and Warranties – as to title, quality, fitness, etc., Sale by Description and by Sample; Treating conditions as warranties.

The Sale of Goods Act, 1930 (sections 11-17, 62, 63)

The Hire-Purchase Act, 1972 (sections 6-7)

Doctrine of Caveat Emptor

UNIT VII

Effects of the Contract of Sale

Transfer of property; Doctrine of *Nemo dat quod non habet* – sale by a person other than the owner, sale by joint owner, sale by mercantile agent, sale under voidable contract, sale by seller or buyer in possession after sale; sale in Market Overt

The Sale of Goods Act, 1930 (sections 18-30)

The Hire-Purchase Act, 1972 (section 8)

UNIT VIII

Rights of Unpaid Seller

Who is an un-paid seller ? Un-paid Seller's Rights – Right of lien, Right of stoppage in transit; Transfer of goods by buyer and seller.

The Sale of Goods Act, 1930 (sections 45-54)


List of Cases

1. *Narandas Morardas Gajiwala v. SPAM Papammal*, AIR 1967 SC 333
2. *Kuchwar Lime and Stone Co. v. Dehri Rohtas Light Rly. & Co. Ltd.*, AIR 1969 SC 193
3. *Lakshminarayan Ram Gopal v. Govt. of Hyderabad*, AIR 1954 SC 367
4. *Snow White Indl. Corpn. v. Collector of Central Excise*, AIR 1989 SC 1555
5. *K.D. Kamath & Co. v. CIT* (1971) 2 SCC 873
6. *Cox v. Hickman* (1860) 8 H.L.C. 268
7. *Mollwo, March & Co. v. The Court of Wards* (1872) L.R. 4 P.C. 419
8. *Miles v. Clarke* (1953) 1 All ER 779
9. *Trimble v. Goldberg* (1906) AC 494 (PC)
10. *Holme v. Hammond* (1872) L.R. 7 Ex. 218 : 41 L.J. Ex. 157
11. *Rhodes v. Moules* (1895) 1 Ch. 236 (CA)
12. *Hamlyn v. Houston & Co.* (1903) 1 K.B. 81
13. *Tower Cabinet Co., Ltd v. Ingram* (1949) 1 KBD 1032
14. *Snow White Food Products Ltd. v. Sohan Lal*, AIR 1964 Cal. 239
15. *Scarf v. Jardine* (1882) 7 A.C. 345
16. *Shivgouda Ravji Patil v. Chandrakant Neelkanth Sadalge*, AIR 1965 SC 212
17. *Syndicate Bank v. R.S.R. Engg. Works* (2003) 6 SCC 265
18. *Vishnu Chandra v. Chandrika Prasad Agarwal*, AIR 1983 SC 523 State of Karnataka and Ors. v. Pro Lab and Ors. AIR 2015 SC 1098
19. *K.L. Johar & Co. v. Dy., C.T.O.*, AIR 1965 SC 1082 : (1965) 2 SCR 112
20. *Sundaram Finance Ltd. v. State of Kerala*, AIR 1966 SC 1178 : (1966) 2 SCR 828
21. *Priest v. Last* (1903) 2 KB 148
22. *British Paints (India) Ltd. v. Union of India*, AIR 1971 Cal. 393
23. *Niblett v. Confectioners Material Co. Ltd.* (1921) 3 KB 387 Wallis v. Patt (1911) AC 394
24. *Baldry v. Marshall* (1925) 1 KB 26034
25. *Jones v. Jist* (1868) 3 Q.B. 197
26. *Richard Thorold Grant v. Australian Knitting Mill, Ltd.* AIR 1936 PC 34
27. *Bristol Tramways v. Fiat Motors Ltd.* (1910) 2 KB 831
28. *CIT v. Mysore Chromite Ltd.* (1955) 1 SCR 849 : AIR 1955 SC 98
29. *P.S.N.S. Ambalavana Chettiar v. Express Newspapers Ltd.*
30. *Agricultural Market Committee v. Shalimar Chemical Works Ltd.* (1997) 5 SCC 516 : AIR 1997 SC 2502
31. *Pearson v. Rose & Young, Ltd.* (1950) 2 Ch. D. 1027
32. *Mysore Sugar Co. Ltd., Bangalore v. Manohar Metal Industries*,
33. *Chikpet, Bangalore* AIR 1982 Kant. 283
34. *Gopalakrishna Pillai v. K.M. Mani* (1984) 2 SCC 83

Recommended Readings:

1. Sanjiv Agarwal and Rohini Agarwal, *Limited Liability Partnership: Law and Practice*.
2. G.C., Bharuka, *The Indian Partnership Act*
3. Avtar Singh, *Law of Partnership*
4. V.P. Verma (Rev.), S. D. Singh and J.P. Gupta, *Law of Partnership in India*

5. R.G. Padia (ed.), Pollock & Mulla, *Indian Contract and Specific Relief Acts*
6. K. Ramamoorthy, *Pollock & Mulla The Sale of Goods Act*
7. V. Krishnamachari and Surender K. Gogia, T.S. Venkatesa Iyer's *Sale of Goods Act, 1930*


Head
M. S. B. Global Law Institute
M. S. Brij University,
Bharatpur (Raj.)

Session 2021-2022 & Onwards

Prescribed Legislation:

The Transfer of Property Act, 1882.

UNIT I

Movable / Immovable Property (Sec. 3)

Concept of property; Definition and distinction between movable and immovable property; Meaning of "things attached to earth" and Concept of "Doctrine of fixtures".

UNIT II

Attestation (Sec. 3)

Importance of attestation; who may be a competent witness; mode of attestation; attestation by a Pardanashin woman

UNIT III

Notice (Sec. 3)

Relevance of doctrine of Notice; Actual and Constructive Notice; Willful abstention from making an inquiry and gross negligence; Actual Possession; Registration and Notice to agent as Constructive Notice.

UNIT IV

Meaning of Transfer of Property (Sec. 5)

Meaning of Transfer of Property under the Act; Transfer *intervivos*; Living person distinguished from juristic person; Status of partition of joint family property.

UNIT V

What Kind of Property can be transferred (Secs. 6(a) and 43)

Transfer of "*Spes Successionis*"; Transfer by heir apparent; Chance of a relation obtaining a legacy on the death of a kinsman; Comparison with fraudulent and erroneous unauthorized transfers; Doctrine of "Feeding the grant by estoppel"; Status of bonafide transferee for consideration and without notice.

UNIT VI

Conditional Transfer (Secs. 10 and 11)

Transfers subject to a condition or limitation; Absolute and partial restraints on transfer; Exception in case of lease and married women; Restrictions repugnant to interests created; General principles; Restrictions for beneficial enjoyment of one's own land; Positive and negative covenants.

(67)

UNIT VII

Transfer for the benefit of unborn persons (Secs. 13-18)

Creation of prior interests and absolute interests in favour of unborn persons; Rule against perpetuity; Period of perpetuity; Rule of possible and actual events; Transfer to a class; Transfer when prior interest fails; Directions for accumulation of income; Exceptions.

UNIT VIII

Vested and Contingent interests (Secs. 19 and 21)

Definition of and distinction between vested and contingent interests.

UNIT IX

Transfer during pendency of litigation (Sec. 52)

Concept of "*Lis Pendens*", Meaning of proceedings; Collusive suits; Commencement and conclusion of suits; Specific rights in specific immovable property; Voluntary and involuntary alienations.

UNIT X

Sale (Secs. 54-57).

UNIT XI Mortgage (Secs. 58-60, 100)

Definition of Mortgage; Kinds of mortgages; Mode of execution of mortgages; Redemption and Foreclosure of mortgages; Clog on equity of redemption; Distinction between mortgage and charge.

UNIT XII

Lease and License (Secs. 105, 106 and Indian Easement Act, 1882 Sec. 52)

Definition of lease; Absolute and derivative lease; Lease for a specific time; Periodic lease and lease in perpetuity; Distinction between lease and license.

Session 2021-2022 & Onwards

UNIT XIII

Gift (Secs. 122-126)

Definition of gift; Mode of execution of gift; Suspension and Revocation of gifts

UNIT XIV

Actionable claims. (Secs. 130-136)

Recommended Readings :

1. Poonam Pradhan Saxena (Rev.), *Mulla's The Transfer of Property Act* (11th ed. 2012)

- 59
68
2. Poonam Pradhan Saxena, „*Property and Easement*’, *Halsbury Laws of India*; Vol. 12 (2002).
 3. Poonam Pradhan Saxena, *Property Law* (2nd ed. 2011)
 4. Vepa. P. Sarathi (Rev.) G.C.V. Subba Rao’s *Law of Transfer of Property* (3rd ed., 2002)
 5. Sen Gupta (Rev.), *Mitra’s Transfer of Property Act* (18th ed., 2004)
 6. S.M. Lahiri, *Transfer of Property Act* (10th ed., 1986)

List of Cases –


1. *Shantabai v. State of Bombay*, AIR 1958 SC 532 : (1959) SCR 265
2. *State of Orissa v. Titaghur Paper Mills Company Limited*, AIR 1985 SC 1293 : (1985) Supp SCC 280
3. *Bamdev Panigrahi v. Monorama Raj*, AIR 1974 AP 226
4. *Duncans Industries Ltd. v. State of U.P.* (2000)1 SCC 633
5. *Kumar Harish Chandra Singh Deo v. Bansidhar Mohanty*, AIR 1965 SC 1738 : (1966) 1 SCR 153
6. *M.L. Abdul Jabbar Sahib v. H. Venkata Sastri*, AIR 1969 SC 1147 : (1969) 1 SCC 573
7. *Padarath Halwai v. Ram Narain*, AIR 1915 PC 21
8. *Ahmedabad Municipal Corporation v. Haji Abdul Gafur Haji Hussenhbai*, AIR 1971 SC 1201 ; (1971) 1 SCC 757
9. *Md. Mustafa v. Haji Md. Isa*, AIR 1987 Pat 5
10. *H.N. Narayanaswamy Naidu v. Deveeramma*, AIR 1981 Kant 93
11. *Ram Niwas v. Bano*, AIR 2000 SC 2921 : (2000) 6 SCC 685
12. *V.N. Sarin v. Ajit Kumar Poplai*, AIR 1966 SC 432 : (1966) 1 SCR 349
13. *Kenneth Solomon v. Dan Singh Bawa*, AIR 1986 Del 1
14. *Mohar Singh v. Devi Charan*, AIR 1988 SC 1365 : (1988) 3 SCC 63
15. *N. Ramaiah v. Nagaraj S*, AIR 2001 Kant. 395
16. *Jumma Masjid, Mercara v. Kodimaniandra Deviah*, AIR 1962 SC 847: 1962 Supp (1) SCR 554 ,
17. *Kartar Singh v. Harbans Kaur* (1994) 4 SCC 730
18. *Rosher v. Rosher* (1884) 26 Ch D 801
19. *Muhammad Raza v. Abbas Bandi Bibi*, (1932) I.A. 236
20. *Manohar Shivram Swami v. Mahadeo Guruling Swamy*, AIR 1988 Bom 116
21. *Zoroastrian Co-operative Housing Society Ltd. v. District Registrar, Co-op. Societies (Urban)* (2005) 5 SCC 632
22. *K. Muniswamy v. K. Venkataswamy*, AIR 2001 Kant. 246
23. *Tulk v. Moxhay* (1848) 2 Ch. 774
24. *Ram Newaz v. Nankoo*, AIR 1926 All 283
25. *Ram Baran v. Ram Mohit*, AIR 1967 SC 744 : (1967) 1 SCR 293
26. *R. Kempuraj v. Burton Son & Co*, AIR 1970 SC 1872 : (1969) 2 SCC 594
27. *Rajeh Kanta Roy v. Shanti Debi*, AIR 1957 SC 255 : 1957 SCR 77
28. *Jayaram Mudaliar v. Ayyaswamy*, AIR 1973 SC 569 : (1972) 2 SCC 200

Spectrum 2021-2022 & onwards

Head
B. Global Law Institute
University,
(201)

- 60
59
29. *Supreme General Films Exchange Ltd v. Maharaja Sir Brijnath Singhji Deo*, AIR 1975 SC 1810 : (1975) 2 SCC 530
 30. *Govinda Pillai Gopala Pillai v. Aiyappan Krishnan*, AIR 1957 Ker. 10
 31. *Sri Jagannath Mahaprabhu v. Pravat Chandra Chatterjee*, AIR 1992 Ori. 47
 32. *Dalip Kaur v. Jeewan Ram*, AIR 1996 P & H 158
 33. *Ganga Dhar v. Shankar Lal*, AIR 1958 SC 770
 34. *Pomal Kanji Govindji v. Vrajlal Karsandas Purohit*, AIR 1989 SC 436 : (1989) 1 SCC 458
 35. *Shivdev Singh v. Sucha Singh*, AIR 2000 SC, 1935 : (2000) 4 SCC 326
 36. *Sangar Gagu Dhula v. Shah Laxmiben Tejshi*, AIR 2001 Guj. 329
 37. *Associated Hotels of India v. R.N. Kapoor*, AIR 1959 SC 1262
 38. *Quality Cut Pieces v. M. Laxmi*, AIR 1986 Bom 359
 39. *B.V. D'Souza v. Antonio Fausto Fernandes*, AIR 1989 SC 1816
 40. *Samir Kumar Chatterjee v. Hirendra Nath Ghosh*, AIR 1992 Cal 129
 41. *Delta International ltd. v. Shyam Sunder Ganeriwalla*, AIR 1999 SC 2607
 42. *Tila Bewa v. Mana Bewa*, AIR 1962 Ori. 130
 43. *Kartari v. Kewal Krishan*, AIR 1972 HP 117

Session 2021-2022 & Onwards


Head
M. S. B. Global Law Institute
M. S. Brij University,
Bharatpur (Raj.)

(70)

MSB Global Law Institute, Bharatpur
B.A.LL.B, Semester - V
Subject : Administrative Law
Subject Code : 503

UNIT I

Nature and Scope of Administrative Law

- 1.1 Definition and Scope of Administrative Law
- 1.2 Rule of Law
- 1.3 Separation of Powers

UNIT II

Delegated Legislation

- 2.1 Meaning
- 2.2 Reasons for growth
- 2.3 Conditional Legislation
- 2.4 Permissible limits of delegation of legislative power
- 2.5 Judicial control
- 2.6 Legislative control – laying requirement
- 2.7 Procedural Control - Pre-and post-publication, consultation with affected interests; The General Clauses Act, 1897, sections 20-2

UNIT III

Administrative Discretion

- 3.1 Meaning of discretion; Judicial Review of conferment and exercise of discretionary power, abuse of discretionary power;
- 3.2 Nature Scope and extent of Judicial Review
- 3.3 Grounds of Judicial Review:
- 3.4 Abuse / Misuse of discretion - mala fides/ ill-will, motive, Unreasonableness / Arbitrariness, Improper Purpose, Ignoring relevant considerations, Relying on irrelevant considerations;
- 3.5 Non application of mind – acting mechanically, acting under dictation, imposing fetters by self imposed rules or policy decisions;
- 3.6 Violation of the Principles of Natural Justice
- 3.7 Principles of proportionality

Session 2021-2022 & Onwards

UNIT IV

Principles of Natural Justice

- 4.1 Administrative and quasi-judicial functions
- 4.2 Meaning and need for Administrative Adjudication, lis inter partes, concept of fairness

MSB
MSB Global Law Institute
MSB Global University,
(Delhi)

- 4.3 Nemo judex in causa sua (rule against bias)
- 4.4 Audi alteram partem (rule of fair hearing)
- 4.4.1 Notice
 - 4.4.2 Right to cross-examination
 - 4.4.3 Right to legal representation
- 4.5 Reasoned Decision (Speaking Order)
- 4.6 Effect of non-observation of the Principles of Natural Justice
- 4.7 Requirement of supplying Enquiry Report – Effect of non-supply of such Report.

UNIT V

Judicial Review

- 5.1 Review and Appeal
- 5.2 Power of Judicial Review of the Supreme Court and the High Courts – Articles 32, 136, 226 and 227 of the Constitution of India
- 5.3 Writs – Certiorari, Mandamus, Prohibition, Habeas Corpus, Quo Warranto

UNIT VI

Right to Information

- 6.1 Transparency and accountability of the administration; Right to Information under the Constitution of India;
- 6.2 The Right to Information Act, 2005 - Object of the legislation – effective and responsive Government/public authorities; Scope of the right to information – Obligation of public authorities to supply information; Grounds of refusal to disclose information

UNIT VII

Tribunals

- 7.1. Concept; Justice by Tribunals – Advantages: Openness, Fairness, Impartiality, Absence of Technicalities of Evidence and Procedure, Cheapness;
- 7.02 Constitution of India, Articles 323A and 323B;
- 7.3 Overview of Tribunals in India with particular reference to Administrative Tribunals established under the Administrative Tribunals Act, 1985;

UNIT VIII

Commissions of Inquiry & Central Vigilance Commission

- 8.1. The Commissions of Inquiry Act, 1952 - Object and Scope of the legislation – „to inquire into any definite matter of public importance;
- 8.2. Power of Central/State Government to appoint a Commission of Inquiry – discretionary and mandatory nature of power;
- 8.3. Powers and Procedure of the Commission of Inquiry; Compliance with the principles of natural justice;
- 8.4. Submission of report and follow up action – effectiveness.
- 8.5. The Central Vigilance Commission Act, 2003 – Constitution, Powers and Functions.

Session 2021-2022 & Onwards

[Signature]
Head
M. S. B. Global Law Institute
S. Brij University,
Jaipur (Raj.)

UNIT IX
Regulatory Agencies

Need of Regulatory Bodies; Composition, powers, functions and procedure; of the Regulatory Bodies including the securities and exchange board of India; The Securities and Exchange Board of India Act, 1992; Telecom Regulatory Authority of India Act, 1997; The Insurance Regulatory and Development Authority Act, 1999; Electricity Regulatory Commission under the Electricity Act, 2003 (Electricity Regulatory Commission); Competition commission of India under the Competition Act, 2002.

UNIT X
Redressal Of Complaints against the administration : The Institution of Ombudsman

Prescribed Books:

1. **M.P. Jain and S.N. Jain's Principles of Administrative Law Revised by Amita Dhanda** (7th ed., 2017)
2. I.P. Massey, **Administrative Law** (7th ed. 2008)
3. S.P. Sathe, **Administrative Law** reprint (7th ed., 2013)
4. H.W.R. Wade and C.F. Forsyth, **Administrative Law** (10th ed., 2009)
5. S.N. Jain, **Administrative Tribunals in India** (1977).

Leading Cases :

1. In re Delhi Laws Act, AIR 1951 SC 332.
2. Darshan Lal Mehra v. Union of India, AIR 1992 SC 1848.
3. Lachmi Narain v. Union of India, AIR 1976 SC 714.
4. Govind Lal v. A.P.M. Committee, AIR 1976 SC 263.
5. Sonik Industries, Rajkot v. Municipal Corpn. of the City of Rajkot (1986) 2 SCC 608 : AIR 1986 SC 1518.
6. Atlas Cycle Industries Ltd. v. State of Haryana, AIR 1979 SC 1149.
7. Rajnarain Singh v. Chairman, Patna Administration Committee, AIR 1954 SC 5
8. Dwarka Prasad Laxmi Narain v. State of U.P., (1954) SCR 803: AIR 1954 SC 224.
10. A.N. Parasuraman v. State of Tamil Nadu, AIR 1990 SC 40: (1989) 4 SCC 683.
11. J. R. Raghupathy v. State of A. P., AIR 1988 SC 1681.
12. Coimbatore District Central Cooperative Bank v. Coimbatore District Central Co-op. Bank Employees Assn., (2007) 4 SCC 669.
13. Om Kumar & Others v. Union of India, AIR 2000 SC 3689
14. R. v. Secretary of State for the Home Department, Ex Parte Daly, 2001] UKHL 26
15. G. Sadananadan v. State of Kerala, AIR 1966 SC 1925: (1966) 3 SCR 590.
16. Express Newspapers (Pvt.) Ltd. v. Union of India, AIR 1986 SC 872.
17. State of Bombay v. K.P. Krishnan, (1961) 1 SCR 227: AIR 1960 SC 1223.
18. Ranjit Singh v. Union of India, AIR 1981 SC 461.
19. Nandlal Khodidas Barot v. Bar Council of Gujarat and others AIR 1981 SC 477
20. Shri Rama Sugar Industries Ltd. v. State of Andhra Pradesh, (1974) 1 SCC 534: AIR 1974 SC 1745. **Session 2021-2022 & Onwards**
22. Associated Provincial Picture House Ltd. v. Wednesbury Corporation (1947) 2 All ER 680.
23. DM Aravali Golf Club v. Chander Hass, 2007 (14) SCALE 1
24. A.K. Kraipak v. Union of India, AIR 1970 SC 150.
25. Ashok Kumar Yadav v. State of Haryana, AIR 1987 SC 454.

Head
Global Law Institute
University,
(Del.)

- 26. G.N. Nayak v. Goa University, AIR 2002 SC 790.
- 27. Amar Nath Chowdhury v. Braithwaite & Co. Ltd., (2002) 2 SCC 290: 173 AIR 2002 SC 678.
- 28. Hira Nath Mishra v. Principal, Rajendra Medical College, (1973) 1 SCC
- 29. J.K. Aggarwal v. Haryana Seeds Development Corpn. Ltd. , (1991) 2 SCC 283: AIR 1991 SC 1221.
- 30. Maneka Gandhi v. Union of India (1978) 1 SCC 248.
- 31. H.L. Trehan v. Union of India, AIR 1989 SC 568.
- 32. K I Shepherd v. Union of India, AIR 1988 SC 686.
- 33. S.N. Mukherjee v. Union of India, AIR 1990 SC 1984.
- 34. Managing Director, ECIL, Hyderabad v. B. Karunakar, (1993) 4 SCC 727.
- 35. Syed Yakoob v. K.S. Radha Krishanan (1964) 5 SCR 64: AIR 1964 SC 477.
- 36. Surya Dev Rai v. Ram Chander Rai, AIR 2003 SC 3044: (2003) 6 SCC 675.
- 37. Anadi Mukta Sadguru S.M.V.S.S.J.M.S. Trust v. V.R. Rudani, (1989) 2 SCC 691 : AIR 1989 SC 1607.
- 38. Common Cause v. Union of India, AIR 2003 SC 4493 .
- 39. Rupa Ashok Hurra v. Ashok Hurra, AIR 2002 SC 1771.
- 40. L. Chandra Kumar v. Union of India and others, AIR 1997 SC 1125
- 41. Union of India v. R. Gandhi, President, Madras Bar Association 2010 (5)
- 42. SCALE 514
- 43. Secretary General, Supreme Court of India v. Subhash Chandra Agarwal, 166 (2010) DLT 305 (FB).
- 44. Disclosure of Accounts and Funding of Political Parties, CIC Order Dated 3rd 2013

Session 2021-2022 & Onwards

Asaf
 Head
 M. S. B. Global Law Institute
 M. S. Brij University,
 Bharatpur (Raj.)

MSB Global Law Institute
BBA LL.B. Semester - V
Subject : Right to Information Law & Advocacy Skill
Subject Code: 504

Part A: Right to Information Law

UNIT-I

INTRODUCTION

1. Meaning and Scope of Right to Information
2. Historical Background . Indian Perspective
. Global Perspective
3. Media Access to Official Information
4. Right to Information and Human Rights Violations
5. Right to Information different from Right to Obtain Information
6. Basic Elements of Right to Information Law
7. Factors Restricting Free Flow of Information

UNIT-II :

THE RIGHT TO INFORMATION ACT, 2005

1. Preliminary(Section 1 to 2)
2. The Central Information Commission (Section 12 to 14)
3. Right to Information and Obligations of Public Authorities(Section 3 to 11) 4. The State Information Commission(Section 15 to 17) 5. Powers & Function of the Information Commission, appeals & penalties (Section 18 to 20) 6. Miscellaneous (Section 21 to 31)

Leading Cases :

- i) M.P. Varghese V Mahatma Gandhi University, AIR 2007 Ker. 230
- ii) L.K.Koolwal V State of Rajasthan, AIR 1998 Raj 2

Session 2021-2022 & Onwards

[Signature]
Head
 M. S. B. Global Law Institute
 M. S. Brij University,
 Bharatpur (Raj.)

UNIT-III

JUDICIARY ON RIGHT TO INFORMATION

1. Free flow of Information for Public Record
2. Right to information: Fundamental Right
3. Disclosure of Information
4. Right to Know
5. Right to Acquire & Disseminate Information
6. Direction on Voter's Right to Information
7. Right to Information and Community Participation
8. Third Party Information
9. Public Authority under Art. 12 of the Indian Constitution

Leading Cases :

- i) Indira Jaising V Registrar General Supreme Court of India (2003) 5 SCC 494
- ii) People's Union for Civil Liberties V Union of India AIR 2004 SC 1442
- iii) S.P. Gupta V Union of India, AIR 1982 SC 149

Part B Advocacy Skill

Unit – I

Personality: Meaning and Definition

- a. Determinants of personality b. Heredity, Environment and Situational Factors c. Theories of personality: Trait Theory, Type Theory, Psycho Analytic Theory, Meemastic Theory and Learning Theory

Unit – II: Attitude

- a. Meaning and Definition b. Types of Attitude c. Formation of Attitude d. Negative Attitude and objective e. Building positive attitude f. Situational Analysis of Attitude g. Perception h. Biases, Prejudices and blind Spots

Session 2021-2022 & Onwards

[Signature]
 Head
 M. S. B. Global Law Institute
 M. S. Brij University,
 Bharatpur (Raj.)

82
8 P5 5A

Unit – III

Motivation

a. Theories of Motivation b. Various motives: Biological and social Motives c. Motives to know and Be effective d. Frustration and conflict of Motives

Unit – IV

Leadership and Team - Building d. Definition e. Theories f. Characteristics of leadership g. Team Building

Recommended Readings:

Dr. Niraj Kumar : Treatise on Right to Information Act, 2005

Dheera Khandelwal & : The Right to Information Act, 2005

Krishana K. Khandelwal

P.K. Das : The Right to Information Act

N.K. Jain : Right to Information Concept Law and Practice

1. Introduction to Psychology – Morgan's

2. Social Psychology – R.A. Baron

3. Psychology: An Introduction – J.R. Gnow

4. Organizational Behaviour – Stephens P. Ronnins

Session 2021-2022 & Onwards

[Signature]
Head
M. S. B. Global Law Institute
M. S. Brij University,
Bharatpur (Raj.)

MSB Global Law Institute
B.A. LL.B. Semester - V
Subject : History – II, Subject Code: 505

UNIT-I

Early Developments (1600- 1836)

- a. Charters of the East India Company: 1600, 1661.
- b. Settlements: Surat, Madras, Bombay.
- c. Courts: Mayors Court of 1726 and Supreme Court of 1774.
- d. Statutes: Regulating Act, 1773; The Act of Settlement 1781.
- e. Conflict: Raja Nand Kumar, Kamaluddin, Patna Case, and Cossijurah.
- f. Adalat System: Warren Hastings Judicial Plans of 1772, 1774 and 1780; Lord Cornwallis Judicial Plans of 1787, 1790 and 1793; Lord William Bentincks Judicial Reforms.

UNIT-II

Evolution of Law and Legal Institutions

- a. Development of Personal Laws.
- b. Development of Criminal Law.
- c. Development of Civil law in Presidency towns Mufassil: Special Emphasis on Justice, Equity and Good Conscience.
- d. Codification of Laws: Charter of 1833, The First Law Commission, The Second Law Commission.
- e. Establishment of High Courts under The Indian High Courts Act, 1861.
- f. Privy Council and Federal Court: An Appraisal.

UNIT-III

Constitutional Developments and Framing of Indian Constitution

- a. The Indian Councils Act, 1861.
- b. The Government of India Act, 1909.
- c. The Government of India Acts, 1919 and 1935.
- d. Accession of Princely States and Reorganisation of the States.

UNIT-IV

Modern and Contemporary India

- a. Colonialism and Imperialism: Stages of Colonialism, Impact on Economy (Industry, Agriculture and Trade), Permanent Settlement and Emergence of the idea of land as a commodity.
- b. Nationalist and Civil Disobedience Movement: Only Gandhian Movements.
- c. Partition: Politics and Communalism 25.
- d. Changing notions of Justice and Gender from Ancient to Modern times: A PostColonial Discourse.

Suggested Readings:

1. M.P. Jain, Outlines of Indian Legal History, Wadhwa & Co, Nagpur, 2003 (6th Edn)
2. V.D. Kulshrethta and V.M. Gandhi, Landmarks of Indian Legal and Constitutional History, Eastern Book Company, Kurukshetra, 2005
3. M.P. Singh, Outlines of Indian Legal History, Universal Law Publishing Co., 2010
4. H.L.O. Garren & Abdul Hamid, A Constitutional History of India, 1600-1935. London, 1936

Session 2021-2022 & onwards

Obaf
Head
 M. S. B. Global Law Institute
 S. Brij University
 Patour (Raj.)

References:

1. Radha Kumar, *The History of Doing: An Illustrated Account of Movements for Women's Rights and Feminism in India, 1800-1990*, Zubaan, 1993
2. Granville Austin, *The Making of Indian Constitution*, OUP, 1999
3. Ania Loomba, *Colonialism/Postcolonialism*, Routledge, 1992
4. David Ludden, *India and South Asia: A Short History (Including Bangladesh, Bhutan, Nepal, Pakistan and Sri Lanka)*, Oxford: One World Publications, UK, 2004
5. Ramachandra Guha, *India after Gandhi: The History of the World's Largest Democracy*, Macmillan, 2007
6. Bipan Chandra, Mridula & Aditya Muherjee, *India Since Independence*, Penguin, 2008

Deep
Head
M. S. B. Global Law Institute
M. S. Brij University,
Bharatpur (Raj.)

Session 2021-2022 & onwards

Unit I

The meaning and definition of Ecology, Ecosystem, Biosphere, Biomes, Ozone Depletion, Global Warming, Climate Change, Need for the preservation, Conservation and protection of environment.

Unit II

Law relating to Preservation, conservation of forests, wildlife, and endangered species, Marine life, coastal ecosystem and lakes.

Unit III

Protection Of Forests and Wildlife

a. Indian Forest Act, 1927

- i Kinds of Forest- Private, Reserved, Protected and Village Forests
- ii The Forest (Conservation) Act 1980.

b. The Wild Life (Protection) Act 1972

- i. Authorities to be appointed and constituted under the Act
- ii Hunting of Wild Animals
- iii Protection of Specified Plants
- iv Protected Area
- v Trade or Commerce in wild animals, animal articles and trophies , Its prohibition.

Unit IV

Law Relating to Cruelty against animals:

Sections 268, 269, 270, 379, 428&429of IPC

The prevention of Cruelty to Animals Act 1960.

Suggested Readings :

1. Environmental Law & Policy in India – Shyam Diwan, Armin Rosencranz
2. Environmental Law in India – P. Leelakrishnan
3. Environmental Law in India – Gurdip Singh
4. Environmental Administration, Law and Judicial Attitude – Paras Diwan, Peeyushi Diwan

Session 2021-2022 & Onwards

अकादमिक प्रभारी
महाराजा सूरजमल कृष्ण विश्वविद्यालय
भरतपुर (राज.)

2021/22