SCHEME OF TEACHING
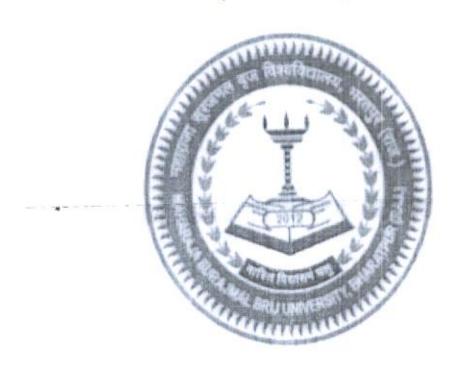## &
DETAILED SYLLABUS

For
BACHELOR OF ARTS AND BACHELOR OF LAWS

B.A.-LL.B.
(III Semester)

INSTITUTE OF LAW
MAHARAJA SURAJMAL BRIJ UNIVERSITY
CHAK SAKEETRA, KUMHER, BHARATPUR,
RAJASTHAN- 321201

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Paper 3.01

Maximum Marks : 100
$(60+40)$

Aims and Objectives of the Course

India is a democracy and her Constitution embodies the basic principles of the democratic government how it comes into being what its powers functions, responsibilities are and obligations how power is in various organs distributed. Whatever had been the original power base of the Constitution, today it seems to have acquired legitimacy as a highest norm of public law. A good understanding of the Constitution and the law, which has developed through constitutional amendments, judicial pronouncement constitutional practice precedents and conventions is therefore, absolutely necessary for a student of law of study. He must also know the genesis, nature and special features and be aware of the social, political and economic influence on the Constitution.

The purpose of teaching constitutional law is to highlight its never-ending growth. Constitutional interpretation is bound to be influenced by social, economic or political predilections. A student must, therefore, learn how various interpretations of the constitution are possible and why a significant interpretation was adopted in a particular situation. Such a critical approach is necessary requirement in the study of constitutional law.

Judicial review is also one of the important aspects to constitutional law. India is the only country where the judiciary has the power to review even constitutional amendments. The application of basic structure objective in the evaluation of executive action is an insertion development of Indian constitutional law. The concept of secularism and federalism engraved in the constitution are to be interpreted progressively.

Module - 1

- Constitution, Constitutional law and Constitutionalism
- Making of the Indian Constitution
- Nature and Preamble of Indian Constitution
- Special features of the Constitution.
- Citizenship of India

Module - 2

- Concept of Fundamental Rights
- Definition of State
- Laws inconsistent with Fundamental Rights
- Right to equality and Social Justice
- Classification for differential treatment: constitutional validity

Module - 3

- Freedom of Speech and expression
- Other freedoms under Article 19
- Protection against Ex post facto laws, Protection against Double Jeopardy
- Right against self-incrimination

Module - 4

- Right to life and personal liberty: meaning, scope and limitations
- Safeguards against arbitrary arrest and detention
- Right against exploitation

Module - 5

- Concept of Secularism, Indian constitutional provisions relating Secularism
- Freedom of religion and its scope
- Cultural and educational rights
- Right to Constitutional Remedies

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Module – 6

- Directive Principles-directions for social change-A new social order.
- Fundamental Rights and Directive Principles, inter-relationship-judicial balancing
- Fundamental duties

Module – 7

- Methods of Constitutional amendments
- Limitations upon constitutional power of amendments
- Development of doctrine of Basic Structure
- Judicial activism and its Restraint

Judgments

1. S.R. Bommai v. UOI, AIR 1994 SC 1918
2. Keshavanand Bharti v. State of Kerala, AIR 1995 SC 2299
3. Minerva Mills Ltd. v. UOI, Air 1980 SC 1789
4. Hussainara Khatoon v. Home Secretary State of Bihar, 1979 SC 136
5. A.K. Gopalan v. State of Madras, AIR 1950 SC 27
6. Sachidanand v. State of West Bengal, AIR 1987 SC 1109
7. Rural Litigation and Entitlement Kendra v. State of UP
8. T.M.A. Pai Foundation v. State of Karnataka
9. M.C. Mehta v. UOI(1987) ISCC 395 AIR 1987 1086
10. Rudal Shah v. State of Bihar, AIR 1983 SC 1086
11. Bikunth nath v. C.D.M.O., AIR 1992 SC 1368
12. Indira Gandhi v. Raj Narain, AIR 1995 SC 2299
13. People Union Civil Liberties v. UOI, AIR (1997)ISCC
14. Air India v. Nargesh Mirza, AIR 1981 SC 1829
15. Unnikrishnan v. State of A.P., AIR 1993 SC 2178
16. Indira Sawhney v. UOI, AIR 1993 SC 2178
17. Maneka Gandhi v. UOI, AIR 1978 SC 1789
18. I.R. Coolho (Dead) Through L.R.S. v. State of Tamil Naidu & ors. 2007 SC 137
19. Kehar Singh v. State (1989)
20. Bijoe Emmanuel v. State of Kerala (1986) 3 SCC 615
21. Bennett Coleman & Co. v. Union of India AIR 1973 SC 106
22. Keshavan Madhava Menon v. State of Bombay AIR 1955 SC 128: 1951 SCR 228
23. Vishakha v. State of Rajasthan 1997 6 SCC 241
24. Indian Young lawyers Association v. The State of Kerala 2019 11 SCC 1
25. Shreya Singhal v. Union of India AIR 2015 SC 1523
26. Arnab Ranjan Goswami v. Union of India 2020 14 SCC 12

Recommended Books

1. The Indian Constitution: Cornerstone of a Nation by Granville Austin
2. Working a Democratic Constitution- A History of Indian Experience by Granville Austin
3. Indian Constitutional law by M.P. Jain
4. Constitutional law of India by Dr. J.N. Pandey
5. Shorter Constitution of India by Dr. D.D. Basu
6. Constitution of India (1992) Vol. I/II/III, by Dr. Seervai
7. V.N. Shukla's Constitution of India by Dr. M.P. Singh

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POLITICAL SCIENCE III

(Political Ideas and Political Ideology)

Paper : 305

Maximum Marks:100

(60+40)

Aims/Learning Objectives:

To establish a relationship between Political Science and Law and in the process bring out the significance of Political Science in strengthening the understanding of Law. The subject will facilitate conceptual clarity and also will provide a theoretical understanding of key themes which are central to the subject of Law. In addition to this, Political Science as an academic discipline will familiarize with ideologies which will play a vital role in moulding the thought process of law students and which will have its effect while dealing with the practical aspect of Law.

Module-1

1. Meaning, Definition, Evolution and Characteristics of Democracy

2. Models of Democracy: Direct, Representative, Participatory and Deliberative

3. Theories of Democracy: Classical Liberal and Elite Theory of Democracy

4. Public Opinion

Module-2

1. Rights: Meaning, Characteristics and Types

2. Duties: Concept and Types

3. Relationship between Rights and Duties

Module-3

1. Liberty: Meaning and Conception of Negative and Positive Liberty

2. Equality: Meaning and Types

3. Justice: Meaning, Dimensions and Theories (John Rawls and Amartya Sen)

Module-4

1. Liberalism

(a) Meaning and Features

(b) Merits and demerits

Module-5

1. Totalitarianism

(a) Meaning and Features

(b) Merits and demerits

(c) Fascism & Nazism

Module-6

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1. Socialism

(a) Meaning, Evolution and Features

(b) Schools of Socialism: Fabianism, Syndicalism, Guild Socialism

Module-7

1. Marxism:

(a) Concept of Marxism

(b) Historical and Dialectical Materialism

(c) Concept of Class and Class Struggle

(d) Merit and Demerits of Marxism

References:

1. S.W. Garner, Political Science and Government
2. L.S. Rathore, In Defence of Political Theory
3. S.P. Verma, Rajniti Shastra Ke Siddhantha (Hindi)
4. Barker, Ernest, Principles of Social and Political Theory, Oxford University Press, 1978.
5. Bhargava, Rajeev and Ashok Acharya, Political Theory: An Introduction (New Delhi, Pearson Education, 2008)
6. Heywood, Andrew, Political Ideologies: An Introduction(London, Red Globe Press,6thed. 2017

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Banking Law

Paper 3.07

Objectives : To acquaint student with operational parameters of Banking law
To teach General Principals of Banking law

Module 1

History of Banking in India
Social control of the Banking companies
Licensing of Banking Companies

Module 2

Reserve Bank of India –Structure and Functions
Types of Banking Institution –Commercial Bank Regional Bank Rural Bank

Module3

Promissory Note Bills of Exchange Hundis Cheques Bank Draft
Dishonour of Cheques and criminal Liability on Dishonour of Cheques

Module 4

Banker and Customer relationship
Loans and Advances and Different Kinds of Accounts

Module 5

Securities for Bankers Loan
Guarantee pledge Lien Mortgage
Banking ombudsman

Module 6

Modern Aspect of Banking
Internet Banking ATM , RBI Guidelines for Internet Banking E- Commerce
Frauds in Banking Copying Hacking Fund Transfer Duplication Credit Card Abuse

Module 7

Objective and importance of SARFAESI Act, Assets covered under SARFAESI Act
Recovery of debts due to the bank

Leading cases

1   Bharat Bank ltd vs Kashyap Industries
2   Uco Bank vs Hem Chandra Sarkar
3   Claytons case
4   Pramod Malhotra vs Union of India
5   Yuan –Kun –Yeu vs AG of Hong Kong

Suggested Readings

Banking Law   Advocate BDutta
Banking Law   RN Choudhary
Banking Law   CA Ketan   M Bhatt

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CONTRACT -I

Maximum Marks : 100
(60+40)

Aims and Objectives of the Course

Every society is governed by some contractual obligation and certain general Principles of Contract. Making of a Contract is now a day a Common Phenomenon. The subject will ensure better understanding about the subject. It will acquaint students with the conceptual and operational parameters of the contractual obligations. Specific Enforcement of the contract is also an important aspect of the law of contracts, so it has been introduced alongwith the general principles of the contract.

Module – 1
(a) History and nature of Contractual Obligations
(b) Formation of Contract: Proposal and Acceptance

Module – 2
(a) Consideration
(b) Capacity to Contract

Module – 3
(a) i. Coercion
    ii. Undue Influence
    iii. Misrepresentation
(b) i. Fraud
    ii. Mistake

Module – 4
(a) Void Agreements
(b) Legality of Object and Consideration

Module – 5
(a) Modes of discharge of contract
    i. Performance
    ii. Wagering Agreements
(b) i. Impossibility of Performance
    ii. Anticipatory Branch

Module – 6
(a) Quasi Contract
(b) i. Breach of Contract and Damages
    ii. Measurement of Damages
    iii. Standard form of Contracts

Module – 7
Specific Relief Act, 1963
(a) i. Contracts which are specifically enforceable
    ii. Contracts which are not specifically enforceable
    iii. Injunction
(b) i. Rescission and Cancellation of Contract
    ii. Discretion of Court

Judgments

1. Bhagwandas Goverdhan Dass Nadia v. M.S. Girdari Lal Parshottam Dass and Co., AIR 1966 SC 548
2. Khan Gul and Ors v. Lakha Singh, AIR 1928 SC Lahore 609
3. Sonia Bhatia v. State of U.P., AIR 1981 SC 1274
4. Gheru Lal Parakh v. Mahadeo Das, AIR 1959 SC 781
5. Satya Brata Ghosh v. Mugneeram Bangur and Co., AIR 1954 SC 44
6. Puran Lal Shah v. State of U.P., AIR 1971 SC 712
7. Patel Engineering Ltd. and Anr. v. National Highway Authority of India and Anr., AIR 2005 Del. 298

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8. Shree Balaji Coal Linkers, U.P. v. Bharat Sanchar Nigam Ltd and Ors., AIR 2004 All. 141
9. Prentice Hall India Pvt. Ltd. v. Prentice Hall Inc. and Ors., AIR 2003 Del. 236
10. M/s Harayna Telcom Ltd. v. Union of India and Anr., AIR 2006 Del. 339

Suggested Readings :

1. Pollock and Mulla, Indian Contract Act and Specific Relief Act
2. Avtar Singh, Law of Contract
3. Beatsen (ed.), Anson's Law of Contract
4. G.C. Cheshire and H.S. Fifoot and M.P. Furmgton, Law of Contract
5. Banerjee, S.C., Law of Specific Relief
6. Anand and Aiyer, Law of Specific Relief
7. Subha Rao, Law of Specific Relief

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Paper 309

Maximum Marks : 100
$(60 + 40)$

Module- 1 (DOS/UNIX)

(a) Disk Operating System: Introduction to operating system, How DOS works, Internal Commands: PROMPT, CLS, DATE, TIME, DIR, REN DEL, MD, CD, RD, COPY, TYPE, VOL, VER, PATH. External Commands: XCOPY, DELTREE, FORMAT, CHKDSK,DISKCOPY, DISKCOMP, SCANDISK, TREE, APPEND, ATTRIB, LABEL, EDIT, DOSKEY.

(b) Unix Operating System: Introduction, History, features, simple Unix commands.

Module- 2 (Page Maker)

(a) Introduction to page maker: Introduction, creating publications, setting up a new publication, opening editing and existing publication. Typing text moving a text block, page orientation

(b) Type menu : applying a font, formatting and word processing, formatting characters, changing borders and applying fills, graphics and text blocks, wrapping text around graphics and drop down menus

Module- 3 (Excel)

(a) Electronic Spread sheet: Definition, History, Terminology, Features, Application and Advantages.

Basics of MS-Excel: Starting MS-Excel, Components, Workbook, Worksheet, online help Creating a Workbook. Data Entry in a work book. Copying and moving data saving a work book. Saving and retrieving a work book.

(b) Editing: Editing a cell, selecting range, deleting cell, column, row, worksheet. Renaming, moving, copying and moving a worksheet. Protecting a workbook.

Formatting: Adjusting a column width, row height, hiding /unhiding rows and columns, aligning a worksheet data. Number, currency, date formats.

Module- 4 (Excel)

(a) Functions: Types of function in MS-Excel, Syntax, Mathematical function, logical function, date/time function. Function Wizard Formula: Entering a formula, referencing technique, naming range, moving & copying formula.

(b) Charts: Creating Charts, Components of a chart, types of a chart, using chart wizard, Moving and resizing charts, saving & retrieving charts.

Printing: Defining page layouts, setting header and footers, hiding gridlines, print preview, printing a worksheet.

Module- 5 (Access)

(a) i. Database. Definition, component, understanding RDBMS, basic object of a RDBMS.

ii. Creating Table: Methods for creating table, setting datatypes, naming fields, entering records,

saving, closing retrieving table. Adding validation in a table.

(b) I. Modifying a Table: Rearranging fields, adding deleting, changing column width, editing record,

selecting multiple fields, hiding/unhiding and freezing a field.

ii. Report: Creating a report of table, query, designing a report, moving report to MS- word

Module- 6 (Multimedia)

(a) Multimedia : What is multimedia, components (Text, graphics, Animation, Audio, video), Multimedia Applications : Multimedia Presentation, Foreign language learning, Video games, Special effects in movies,, Multimedia conferencing, media center computer

(b) **Topology** : introduction, star topology, Ring or circular Topolpgy, tree topology, graph topology, mesh topology, Repeater, bridge, Router gateway

Module- 7 (Networking system)
(a) Concept of Networking: What is a network, network goals, Types, Media, Data Communication: Meaning, Elements, Modes, Speed, Mediums, Types of data transmission
(b) Computer Networks: definition, Terminology, Technology (LAN, WAN, MAN etc.), Server, client, Work group, Host, System administrator. Network Applications.

Suggested Readings:
1. Introduction to computers, Peter Norton,TMH
2. Computer Fundamentals, P.K.Sinha,BPB
3. MS-Excel 2003 complete reference.
4. MS-Access 2003 complete reference.
5. Internet-An Introduction , CIStems-TMHseries.
6. Computer Sciences, D.P.Nagpal, PHI
7. Internet- Every Thing You Need To Know, D.E. Comer, PHI
8. Comdex Computer Course Kit, Vikas Gupta, Dreamtech, N.Delhi

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ECONOMICS-I

Paper : **310**

Maximum Marks 100
(60+40)

Module 1: Introduction to Economics
- Basic concept of Economics: Definition, Scope, Basic problems.
- Form of economic analysis: Macro Vs Micro economics, Normative Vs Positive economics, Static Vs Dynamic, Partial Vs General, and Long-run Vs Short-run.
- Free Enterprise: Capitalism, Socialism, Mixed Economy and Economic Planning.
- Economics offences and economic legislation

Module 2: Introduction to Microeconomics
- Theory of consumer behavior
- Theories of Demand- Demand function, Law of Demand.
- Concept of Utility and Utility theory- Utility Approach, Indifference Curve Approach.
- Law of Diminishing Marginal Utility and Equi-Marginal Utility.

Module 3: Theory of Supply and Consumer Behaviour
- Law of Supply, Supply Function.
- Price determination, Shift of Demand and Supply.
- Elasticity of Demand and Supply.
- Applications of Demand and Supply- Tax floor and ceilings, Applications of Indifference curves-Tax, Labor and Work.
- Law of Consumer Surplus.

Module 4: Revenue & Market structure
- Revenue Concepts.
- Classification of Markets- Pure and Perfect Competition, Monopolistic, Imperfect Competition, Monopoly (Anti- Monopoly Law), Duopoly, Oligopoly and Cartels, Types of Horizontal Cartels, Market allocating Cartels and Price Fixing Cartels
- Concept of Dumping- to be substantiated with the cases of International Court of Justice, Competition Law.

Module 5: Introduction to Macroeconomics
- Interdependence of Micro and Macro Economics.
- Basic Concepts- Stock and Flows, National Products, Domestic Product, Aggregate Consumption
- Circular Flow of Income.
- National income, Real and Nominal GNP.
- Inflation-Demand Pull and Cost push, Inflation and Rate of Interest.

Module 6: Theory of money
- Function of Money, Classification, Supply and Demand for Money.
- Effects of Money on Output and Prices.
- Money Markets and Capital Markets.
- Inflation and Deflation
- Concepts of Banking Sector: Bank rate, Cash Reserve Ratio(CRR),Statuary Liquidity Ratio(SLR)

Module 7: Introduction to Indian Economy
- Indian Economy: Structure and condition
- Trends of Population growth
- Post Independence economic policy in India (1991).
- Unemployment and Employment Generation Schemes in India.
- Poverty and Special study of Rural Poverty in India.

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