

SCHEME OF TEACHING  
&  
DETAILED SYLLABUS

For  
BACHELOR OF ARTS AND BACHELOR OF LAWS

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



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

  
डॉ. अरुण कुमार पाण्डेय  
उपकुलसचिव  
प्रभारी अकादमिक प्रथम

# SEMESTER-IV

## CONSTITUTIONAL LAW - II

Paper - 401

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 aspect 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. The following syllabus prepared with this perspective will comprise of about 7 units of 4 Hour each.

#### Module - 1

- Parliamentary and Presidential form of government
- President of India: Election, qualification and Impeachment
- Powers of President
- Vice President, Attorney General
- Position of the President vis a vis Council of Ministers
- Collective Responsibility, Individual responsibility

#### Module-2

- Parliament: Composition, qualifications and disqualifications
- Powers and functions, Procedure: various motions, sessions of the Parliament
- Law making procedure
- Parliamentary privileges
- Comptroller and Auditor General

#### Module - 3

- The Supreme Court: Composition, appointment and removal of Judges
- Jurisdiction of the Supreme Court
- The High Court: appointment, removal, transfer, writ jurisdiction
- Independence and accountability of Judiciary

#### Module- 4

- Governor: appointment and constitutional position
- Role of Governor in States
- Powers and functions of Governor

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#### Module - 5

- Indian Federalism: Identification of federal features
- Distribution of Legislative Powers and principles of Interpretation
- Distribution of Administrative powers
- Distribution of financial powers
- Principle of cooperative federalism

#### Module-6

- Emergency: meaning and scope
- Proclamation of emergency-conditions and effect of emergency on Centre-state relations.
- Emergency and suspension of fundamental rights

#### Module - 7

- Freedom of Trade, commerce and intercourse within the territory of India
- Freedom of Property: from fundamental right to constitutional right
- Doctrine of pleasure (Art.310) of the constitution
- Protection against arbitrary dismissal, removal, or reduction in rank (Art. 311)

#### Judgments

1. S.R. Bommai v. UOI, AIR 1994 SC 1918
2. S.P. Gupta v. UOI, AIR 1982 SC 1991
3. Keshavanand Bharti v. State of Kerala, AIR 1995 SC 2299
4. Minerva Mills Ltd v. UOI, AIR 1980 SC 1789
5. M.C. Mehta v. UOI (1987) ISCC 395 AIR 1987 1086
6. Bikunth nath v. C.D.M.O., AIR 1992 SC 1368
7. Indra Gandhi v. Raj Narain, AIR 1995 SC 2299
8. Indira Sawhney v. UOI Air 1993 SC 1789
9. Maneka Gandhi v. UOI, AIR 1978 SC 1789
10. I.R. Colho (Dead) Through L.R.S. v. State of Tamil Naidu & ors. 2007 SC 137
11. Raja Ram Pal v. The Hon'ble Speaker Loksabha and Ors
12. S. P. Anand v. H.D. Deve Gowda (1996) 6 SCC 734
13. Samsher Singh v. State of Punjab (1974) 2 SCC 831
14. State (NCT of Delhi) v. Union of India (2018) 8 SCC 501
15. Jaya Bachchan v. Union of India (2006) 5 SCC 266
16. In re Keshav Singh AIR 1965 SC 745
17. A.K. Roy v. Union of India (1982) 1 SCC 271
18. D.C. Wadhwa v. State of Bihar (1987) 1 SCC 378
19. SC Advocates on Record Association v. Union of India (1993) 4 SCC 441
20. SC Adv. On Record Association v. Union of India 2016 (5) SCC 1
21. Shanti Bhushan v. Supreme Court of India through its Registrar (2018) 8 SCC 396
22. Rupa Ashok Hurra v. Ashok Hurra (2002) 4 SCC 388
23. State of Bombay v. R.M.D.C AIR 1957 SC 699
24. Prafulla Kumar v. Bank of Commerce, Khulna AIR 1947 PC 60
25. Union of India v. H.S. Dhillon (1971) 2 SCC 779
26. L. Chandra Kumar v. Union of India AIR 1997 SC 1125

#### Suggested Readings

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

CONTRACT - II

Paper 4. ~~07~~

Maximum Marks : 100

(60+40)

**Aims and Objectives of the Course**

The Subject is introduced for understanding and appreciating the Basic essentials of a valid contract. It will provide understanding of the contractual relationship in various instances. The subject is emphasizing on the intricacies of the Contract concerned. It provides an insight in to the justification for the statutory provisions for certain kinds of the Contract.

**Module - 1**

Indian Contract Act

- (a) Indemnity and Guarantee
- (b) Bailment

**Module - 2**

- (a) I. Pledge  
II. Government as a Contracting Party
- (b) Agency

**Module - 3**

Sale of Goods Act, 1930

- (a) Concept of Sale and Agreement to sell and Difference Between Sale and Hire Purchase Agreement
- (b) Concept of Condition & warranty

**Module - 4**

- (a) Transfer of Title
- (b) Transfer of Ownership
- (c) Performance of Contract

**Module - 5**

- (a) I. Rights of Unpaid Seller  
II. Suit for Breach of Contract
- (b) Indian Partnership Act, 1932  
Nature and Definition
- (c) Difference Between Partnership with company, Hindu undivided Family and Limited Liability Partnership

**Module - 6**

- (a) Relationship of Partners Interse
- (b) Relationship of Partners with Third Party
- (c) Registration of Firm and Effect of Non-Registration

**Module - 7**

- (a) Incoming and Outgoing Partners
- (b) Modes of Dissolution of Firm

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#### Judgments

1. Maharashtra State Electricity Board v. Official Liquidator, AIR 1988 SC 1497
2. Bank of Bihar v. State of Bihar, AIR 1971 SC 1210
3. P.S.N.S.A.C. and Co. v. Express Newspapers, AIR 1968 SC 741
4. Collector of Customs v. Pednekar and Co., AIR 1978 SC 1408
5. Vijaya Bank and Ors. V. Naveen Mechanised Construction Ltd., AIR 2004 Bom. 362
6. Veer Prabhu Marketing Ltd. and Ors. V. State of Maharashtra
7. Veer Prabh'u Marketing Ltd and Ors. V. State of Maharashtra
8. Suresh Kumar Rajinder Kumar v. K. Assan Koya and Sons, AIR 1990 AP 20
9. Jute Distributors v. Sushil Kumar Gupta, AIR 1974 Ca. 386
10. M/s Devi Dayal Sales Pvt. Ltd. v. National Supply Corp. and Ors., AIR 2006 Cal. 301
11. Shivagodia Ravjit Patel v. Chander Kant Neelkanth Sadalgo, AIR 1965 SC 212
12. Narayanappa v. Bharkara Krishnappa, AIR 1966 SC 1300

#### Suggested Readings

1. Pollock and Mulla, Law of Contract
2. Avtar Singh, Law of Contract
3. G.C. Cheshire and H.S. Fifoot and M.P. Furmston, Law of Contract
4. Avtar Singh, Principles of the Law of Sale of Goods and Hire Purchase
5. J.P. Verma (ed.), The Law of Partnership In India
6. H.K. Saharay, Indian Partnership and Sales of Goods Act
7. Ramnainga, The Sales of Goods Act
8. A.G. Guest (ed.), Benjamin's Sale of Goods
9. Avtar Singh, Law of Partnership

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Economics-II

Paper 408

Maximum Marks : 100  
(60+40)

**Module-1. Money and Banking**

- a) Indian Banking Structure
- b) The Central Bank of India (RBI)- functions and credit control policy (CRR, SLR, Repo rate, reverse repo rate)
- c) Commercial Banking- functions, organization and operation
- d) Banks v/s NBFI's, meaning and role of NBFI's
- e) Unorganized money market

**Module-2. Macro Economics**

- a) Problems in estimation of National Income
- b) Inflation- meaning and types of inflation
- c) Effects of inflation on the economy, measures to control inflation
- d) Deficit Financing- meaning and role in economic development
- e) Business cycle - meaning, phases and its features
- f) Concept of Consumer protection and unfair trade practices

**Module-3. Principles of Public Finance**

- a) Concept of public finance, public finance v/s private finance
- b) Tax system- meaning of taxation, canons of taxation
- c) Classification of taxes
- d) Fiscal policy- concept, objectives and instruments

**Module-4. International Trade**

- a) Meaning of free trade, arguments for and against free trade
- b) Protection- arguments for and against protection
- c) Foreign exchange- meaning and determination of foreign exchange rate
- d) Concept of Forward and spot exchange rate, hedging
- e) Fixed and flexible exchange rate

**Module-5. Economic Reforms (A)**

- a) New economic policy of 1991- key features
- b) Globalisation in India- Concept and growth, Advantages and disadvantages of globalization for a developing economy
- c) Foreign Aid- types and need for foreign aid
- d) Concept of FDI and FII, Advantages and disadvantages of FDI inflow,

**Module-6. Economic Reforms (B)**

- a) Reforms to strengthen Indian money market
- b) Reforms to strengthen Indian banking sector
- c) The role of public and private sector in the economy
- d) Concept of SMEs and their contribution in the economy

**Module-7. Indian economy**

- a) Concept of Financial Inclusion and Micro financing
- b) Concept of poverty and poverty alleviation programmes in India
- c) Land reforms in India and commercialization of agriculture.

**Suggested Readings:**

1. Mishra and Puri: "Indian Economy"
2. H.L. Ahuja: "Macroeconomics"
3. Dr. Kalpana Satija: "Economics for Law Students"

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**Hindi (Elective)**

**Paper: 409**

**Maximum Marks: 100**

**(60 + 40)**

**Aims/Learning Objectives:**

हिन्दी हमारी राष्ट्रीय भाषा है। हमारे हिंदी भाषा कौशल को सीखना और सुधारना भारत के अधिकांश संस्थानों में सेवा करने के लिए बहुत महत्वपूर्ण है। इसलिए यह विषय इस पाठ्यक्रम में रखा गया है।

**Module 1**

शब्द रचना: संधि एवं संधि विच्छेद, समास, उपसर्ग, प्रत्यय

**Module 2**

शब्द प्रकार: तत्सम, अर्द्धतत्सम, तदभव, देशज, विदेशी

**Module 3**

संज्ञा, सर्वनाम, विशेषण, क्रिया, अत्यय (क्रियाविशेषण, संबंध सूचक, विरयमबोधक निपात)

**Module 4**

शब्द ज्ञान : पर्यावाची, विलोम, शब्द युग्मों का अर्थभेद, वाक्यांश के लिए सार्थक शब्द, समश्रुत भिन्नार्थक शब्द, समानार्थी शब्दों का विवेक, उपयुक्त शब्द चयन, संबंध वाची शब्दावली शब्दशुद्धि

**Module 5**

व्याकरणिक कोटियाँ : परसर्ग, लिंग, वचन, पुरुष, काल, वृत्ति (mood) पक्ष (aspect) वाच्य (Voice) वाक्य रचना वाक्य शुद्धि

**Module 6**

विराम चिह्नों का प्रयोग मुहावरे/लोकोपित्याँ ; पत्र प्रार्थना पत्र, अनुच्छेद लेखन

**Module 7**

पारिभाषिक शब्दावली: प्रशासनिक, विधिक (विशेषतः) हिन्दी निबन्ध

**SUGGESTED READINGS:**

1. Arvind Kumar, Lucent's Sampurna Hindi Vyakaran Aur Rachna, 2019
2. Agrawal Examcart, Samanya Hindi Book for 2021 (For Civil Services, TET/TGT/PGT/NET, State-level PCS & Other Government Exams) (Hindi) 2020
3. Basudeo Nandan Prasad, Adhunik Hindi Vyakaran Aur Rachna (Hindi) Paperback, Bharati Bhawan Publishers & Distributors, 2017
4. Dr Paramamitra Shastri, Vyakarana Parijata: Hindi Grammar and Structure (First Edition) Paperback, Paramamitra Prakashan, 1998
5. Suman Taneja and Shailendra Pachouri, Saral Hindi Nibandh, Patra, Prarthna Patra Avam Anuchched Lekhan (Hindi) Paperback, Goodwill Publishing House, 2019



Foreign Language (French)

Paper 409

Maximum Marks : 100

(60 + 40)

Module- 1

- i The alphabet
- ii The accents
- iii Elision
- iv Liason
- v To spell one's name
- vi Numbers 1-10
- vii Subject Pronouns
- viii verbs : être and s'appeler
- ix To present oneself
- x Greet someone
- xi To take leave
- xii Understand a short dialogue (salutation)

Module- 2

- i. Definite articles
- ii. Nationalities and Professions
- iii. Numbers 11 - 69
- iv. Iv verbs : avoir, habiter, apprendre
- v. v Understand short dialogues in which one talks about oneself [2]
- vi. vi Filling up an official form

Module- 3

- i Indefinite articles
- ii Interrogation using "est-ce que..." [oui / non]
- iii Negation
- iv Interrogation using "quel, où?"
- v Numbers after 70
- vi Understand short dialogues in which one present oneself [3]
- vii To ask someone to present himself

Module- 4

- i Possessive Adjectives [1]
- ii Verbs : aimer, adorer, préférer, detester (verbs ending -er)
- iii Hobbies [faire du / de la]
- iv Understand a short dialogues in which one talks about ones' likes and dislikes
- v To speak about ones likes and dislikes

Module- 5

- i Interrogation using "Qui, Qu'est-ce que? [C'est...]
- ii On = Nous
- iii Writing a short letter : starting and ending a letter
- iv Understanding a short letter giving information about oneself
- v To write a short letter informing about oneself

Module- 6

- i Months of the year, seasons, expressions with "avoir"
- ii Interrogation using "Quand"
- iii Verbs : aller, pouvoir, vouloir
- iv Making polite requests
- v Activities during vacations
- vi Recent past
- vii Near future
- viii Nouns [plurals]
- ix Understand / write a short letter talking about one's vacation

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**POLITICAL SCIENCE - IV**  
**(International Relations)**

Paper : 410

Maximum Marks : 800

(60 + 40)

**Objectives**

Foreign Policy and Diplomacy are the instruments which are used by various Nations to achieve their national interests in the International Relations, so the objective of this course is to create the awareness and impart the information about the emerging trends of International Relations, which are responsible for the changing international scenario particularly after the post-war period.

**Module- 1**

- (a) International Relations: Meaning, Nature and Scope
- (b) Emerging trends in International Relations

**Module- 2**

- (a) National Power : Meaning, Elements and limitations.
- (b) Theory of balance of Power, Collective Security system.

**Module- 3**

- (a) Foreign Policy: Meaning, determinants and significance.
- (b) Diplomacy : (i) Meaning and Nature  
(ii) Relationship between Foreign policy and Diplomacy

**Module- 4**

- (a) Cold War : Meaning, Causes and impact on International Relations.
- (b) Détente, New Cold war and new détente, implications of the collapse of USSR

**Module- 5**

- (a) Decolonization: Causes, rise of third world and its impact on International Relations.
- (b) International Power structure : Bi-Polarity, Uni-Polarity, Multy-Polarity and steps towards Multy-Centralism.

**Module- 6**

- (a) Neo-colonialism : meaning and causes of its emergence.
- (b) Multi-national Corporations: meaning and role of MNCs in International Relations.

**Module- 7**

- (a) Relationship of India with US and Russia.
- (b) Relationship of India with China and Pakistan.

**Reference Books**

1. Norman D. Palmer and Howard C. Perkins - International Relations the world community in transition 1985
2. Raymond Aron - Peace and war a theory of International Relations
3. H.J. Morganthau - Politics among Nations
4. J.C. Johari - International Politics
5. Prem Arora - International Relations and foreign policy

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## Right to Information

Paper 411

Maximum Marks: 800

(60+40)

This Course comprises of seven Modules of eight hour teaching duration. Each Module has been divided in to two units again to be discussed in four hours in one week.

### Module - 1

- (i) Origin and Concept Right to Information; Evolution of Right to Information in India
- (ii) Constitutional Perspective and Judicial Responses on RTI
- (iii) The Public Records Act, 1993

### Module - 2

- (i) Objective and Reasons of Right to Information Act, 2005
- (ii) Official Secrets Act and RTI
- (iii) Definitions, Right to Information

### Module - 3

- (i) Obligations of the public authority
- (ii) Designation of Public Information Officers
- (iii) Request for obtaining information under the Act
- (iv) Disposal of request for obtaining information by Public Information Officers

### Module - 4

- (i) Exemption from disclosure of information
- (ii) Grounds for rejection to access in certain cases
- (iii) Severability of information
- (iv) Third party information

### Module - 5

- (i) Central Information Commission: Constitution, Powers and Functions
- (ii) The Right to Information (Regulation of fee and cost) Rules, 2005

### Module-6

- (i) State Information Commission: Constitution, Powers and Functions
- (ii) Appeals, The Central Information Commission (Appeal procedure) Rules, 2005
- (iii) Penalties; Miscellaneous

### Module-7

- (i) The Rajasthan Guaranteed Delivery of Public Services Act, 2011
- (ii) Harmonization of Public Interest and Private Interest Under Right to Information
- (iii) Drafting of RTI Application and Appeals

### Prescribed Legislations

The Constitution of India, 1950

Right to Information Act, 2005 with latest Amendments

The Public Records Act, 1993

The Rajasthan Guaranteed Delivery of Public Services Act, 2011

Rules Relating to Right to Information

### Leading Cases(list not exhaustive)

1. Bennett Coleman and Co. vs Union of India
2. People's Union for Civil Liberties vs Union of India,
3. Central Board of Secondary Education & Anr. vs. Aditya Bandopadhyay & Ors,
4. Chief Information Commr. and Ors vs. State of Manipur and Ors
5. Girish Ramchandra Deshpande vs. Cen. Information Commr. & Ors. ..
6. Bihar Public Service Commission ... Appellant Versus Saiyed Hussain Abbas Rizwi & Anr.

### Suggested Readings

1. J.H.Barowalia- Commentary on the right to Information Act
2. S.P. Sathe- Right to Information
3. M P Jain- Indian Constitutional Law
4. Sudhir Naib- The Right to Information in India
5. Justice Y.K. Sabharwal, "Right to Information and Good Governance", Vol VIII, Issue 4, Nyayadeep