GONDWANA UNIVERSITY GADCHIROLI

FACULTY OF LAW
LL.B. Three Year   Course

DETAILED SYLLABUS FOR IIIrd SEMESTERS

LL.B. –IIIrd Semester (3yrs)

Course Code 3.1

Jurisprudence

Pattern of Question Paper

- ❖ The question paper shall consists of **80 marks**.
- ❖ It consists of **TWELVE QUESTIONS**, out of which Students are required to answer **EIGHT** Questions in all .
- ❖ **Question No. 1 is compulsory** and it shall consists of **TEN Objective/Multiple Choice Questions**.
- ❖ All Questions carry Equal Marks.

UNIT-I

General-Meaning, Nature and Scope of Jurisprudence, Legal Studies and Jurisprudence, Jurisprudence- Interdisciplinary Approach; Law**-**Definition of Law, Nature and Kinds , Sources of Law, Law and Morality, Law and Justice, Law, State and Sovereignty, Law and Administration of Justice

UNIT-II

Natural School of Jurisprudence- - Thomas Acquinas- Rousseau, and Fuller - Analytical School ± Approaches of John Austin, H.L.A.Hart, Hans Kelsen - Historical School -Volksgeist- Savigny, Legal Fiction- Sir Henry Maine - Sociological School - Duguit's Social Solidarity, Pound's Social Engineering - Realistic School -Justice Holmes Theory

UNIT-III

 Legal Rights and Duties-Definition of Legal rights, Essential elements of Legal Rights, Theories of Legal Rights, Kinds of Legal Rights; Right and Duty relationship,

UNIT-IV

Persons-Definition , Kinds of Person, Legal Status of Animals, Unborn Person, Dead Person, Idol etc.; Emerging Issues- State as Person, Human right violations and traditional concept of Person; Liability-Definition , nature and Kinds of Liability; Difference between Civil and Criminal Liability;Liability for Negligent acts; Exemptions from Liability; Emerging issues- Death Penalty, Quantum of Compensation, Liablity for terrorist attacks, International crimes and Liablility.

UNIT-V

Property-Meaning ,Kinds of Property; Modes of acquiring Property, Ownership - Definition, Essentials , Kinds of Ownership; Possession- Meaning ,Scope, Elements of Possession; Possessory Remedies- Why Recognized?

Suggested Readings

1. Salmond: *Jurisprudence*, Universal Publishers 12th Edn. 1966.
2. Paton : *Jurisprudence*
3. Allen : *Law in the Making*, Universal Publishers 7th Edn. 2001.
4. Mahajan V.D.: *Legal Theory and Jurisprudence,* Eastern Book Company, Lucknow, 5th Edn. 1977.
5. Dias : *Jurisprudence*, Aditya Books, 5th Edn. 1985.
6. Rama Jois, *Legal and Constitutional History of India*, Universal Law Publications, Delhi.

Course Code 3.2
Labour Law-I

Pattern of Question Paper
1. The question paper shall consists of **80 marks**.
2. It consists of **TWELVE QUESTIONS**, out of which Students are required to answer **EIGHT** Questions in all .
3. **Question No. 1 is compulsory** and it shall consists of **TEN Objective/Multiple Choice Questions**.
4. All Questions carry Equal Marks.

UNIT-I

Labour-Capital conflicts - evolution of Labour laws- Laissez fair to Welfare State- Constitutional Perspectives of Labour welfare and Industrial relations; Concept of Collective bargaining; Trade Unions**:** History of Trade Union Movement - The Trade Union Act 1926 - Definitions - Registration - Rights and Liabilities of Registered Trade Unions - Immunities - Amalgamation and dissolution of Unions ± Reorganization of Trade Unions.

UNIT-II

Prevention and Settlement of Industrial Disputes in India - The role of State in Industrial Relations - The Industrial Disputes Act 1947 - Definition of industry - Industrial Dispute ± Individual Dispute - Workman- Lay off - Retrenchment - Closure -Award - Strike – Lockout

UNIT--III

Authorities under the I.D. Act - Works committee - Conciliation - Court of inquiry - Labour Courts- Tribunal - Powers and functions of authorities - Voluntary Arbitration - regulation of strikes and lockouts--Provisions relating to Lay-off, retrenchment and closure- Alteration of conditions of service - Management rights of action during pendency of proceedings - Recovery of money due from employer - Unfair labour practices - miscellaneous provisions of the Act.

UNIT--IV

Standing Orders - Concept and Nature of Standing Orders - scope and coverage- Certification process - its operation and binding effect - Modification and Temporary application of Model Standing Orders - Interpretation and enforcement of Standing Orders and provisions contained in the Industrial Employment (Standing Orders) Act 1946.

UNIT--V

Disciplinary Proceedings in Industries - Charge sheet -- Explanation - Domestic enquiry - Enquiry officer - Enquiry report - Punishment - Principles of Natural Justice.

Suggested Readings:

1. Srivastava: *Law of Trade Unions* , Eastern Book Company, Lucknow
2. Goswami : *Labour and Industrial Law*, Central Law Agency.
3. R.F. Rustomji *: Law of Industrial Disputes* : Asia Publishing House, Mumbai
4. S.N. Misra : *Labour and Industrial Law*
5. J.N. Malik : *Trade Union Law*
6. Khan& Khan *: Labour Law* , Asia Law House, Hyderabad
7. S.C. Srivastava : *Industrial Relations and Labour Law*, Vikas Publishing House

Course Code 3.3
Environmental Law

Pattern of Question Paper
❖ The question paper shall consists of **80 marks**.
❖ It consists of **TWELVE QUESTIONS**, out of which   Students are required to answer **EIGHT** Questions in all .
❖ **Question No. 1 is compulsory** and it shall consists of **TEN Objective/Multiple Choice Questions**.
❖ All Questions carry Equal Marks.

UNIT-I

The meaning and definition of environment - Ecology - Ecosystems-Biosphere Biomes - Ozone depletion - Global Warning - Climatic changes - Need for the preservation, conservation and protection of environment - Ancient Indian approach to environment- Environmental degradation and pollution - Kinds, causes and effects of pollution.

UNIT -II

Common Law remedies against pollution - trespass, negligence, and theories of Strict Liability & Absolute Liability - Relevant provisions of I.P.C. and Cr.P.C. and C.P.C., for the abatement of public nuisance in pollution cases - Remedies under Specific Relief Act - Reliefs against smoke and noise - Noise Pollution.

UNIT -III

The law relating to the preservation, conservation and protection of forests, wild life and endangered species, marine life, coastal ecosystems and lakes etc. - Prevention of cruelty towards animals - The law relating to prevention and control of water pollution - Air Pollution - Environment pollution control mechanism - Law relating to environment protection ± National Environmental Tribunal and National Environmental Appellate Authority.

UNIT -IV:

Art. 48A and Art. 51A(g) of the Constitution of India - Right to wholesome environment - Right to development -   Restriction on freedom of trade, profession, occupation for the protection of environment - Immunity of Environment legislation from judicial scrutiny(Art.31C)   - Legislative powers of the Centre and State Government - Writ jurisdiction - Role of Indian Judiciary in the evolution of environmental jurisprudence.

UNIT -V

International Environmental Regime - Transactional Pollution - State Liability - Customary International Law - Liability of Multinational Corporations/Companies - Stockholm Declaration on Human Environment, 1972 - The role of UNEP for the protection of environment - Ramsar Convention 1971 - Bonn Convention (Migratory Birds) 1992 -   Nairobi Convention, 1982 (CFCC) - Biodiversity Convention (Earth Summit), 1992 - Kyoto Protocol 1997, Johannesburg Convention 2002.

Suggested Readings:

1. **Paras Diwan:** *Studies on Environmental Cases*.
2. **S.N. Jain (ed.):** *Pollution Control and the Law*.
3. **Armin Rosencranzand Shyam Divan:** *Environmental Law and Policy in India*.
4. **A.Agarwal (ed.):** *Legal Control of Environmental Pollution*
5. **Chetan Singh Mehta:** *Environmental Protection and Law*
6. **V.K. Krishna Iyer:** *Environment Pollution and Law*
7. **Shah :** *Environmental Law*
8. **Paras Diwan :** *Environmental Law and Policy in India*,1991
9. **Dr. N. Maheshwara Swamy,** *Environmental Law*, Asia Law House, Hyderabad.

Course Code 3.4

Transfer of Property

Pattern of Question Paper

- ❖ The question paper shall consists of **80 marks**.
- ❖ It consists of **TWELVE QUESTIONS**, out of which   Students are required to answer **EIGHT** Questions in all .
- ❖ **Question No. 1 is compulsory** and it shall consists of **TEN Objective/Multiple Choice Questions**.
- ❖ All Questions carry Equal Marks.

UNIT-I:

Meaning and concept of property —Kinds of property — Transfer of property — Transferable and non-transferable property — Who can transfer — Operation of transfer — Mode of transfer — Conditional transfer — Void and unlawful conditions—Condition precedent and condition subsequent—Vested and contingent interest — Transfer to unborn person

UNIT -II:
Doctrine of Election — Covenants —Transfer by ostensible owner — Doctrine of Feeding the Grant by Estoppel — Doctrine of   Lis   Pendens — Fraudulent Transfer — Doctrine of Part-performance.

UNIT -III:
Sale - Essential features —Mode of Sale — Rights and liabilities of parties. Mortgage — Kinds Of   Mortgages - Rights and liabilities of mortgagor and mortgagee—Marshalling and Contribution—Charges.

UNIT -IV:
Lease — Essential features — Kinds of leases — Rights and liabilities of lessor and lessee — Termination of lease — forfeiture —Exchange —Gifts —Different types of gifts —Registration of Gifts —Transfer of Actionable Claims.

UNIT -V:
Easements — Definition of easement — Distinction between Lease and License — Dominant and Servient Tenements. Acquisition of property through testamentary succession — Will — Codicil — Capacity to execute Will — Nature of bequests—Executors of Will — Rights and Obligations of Legatees.

Suggested Readings:

1.   Mulla : *Transfer of Property*, Butterworths Publications.
2.   Subba Rao GCV: *Commentaries on the Transfer of Property Act*.
3.   Krishna Menon: *Law of Property*.
4.   Upadhya's *Common Matrix of Transfer of Property*.

Course Code 3.5.1

COMPUTER (THEORY)

Pattern of Question Paper

❖ The question paper shall consists of **40 marks**.

❖ **Section –A** consist of **10 Multiple Choice Questions**. Each question carries **One mark.**
Section-B consist of 8 (Eight) questions, out of which Students are required to **answer 6(Six) questions**. Each question carries **5 marks**

Computer Fundamentals

Block Diagram of Computer, Characteristics and Classification of Computer, Generation of Computer, Advantages and Limitations of Computer, Computer Memory (Primary and Secondary), Secondary Storage Devices (Floppy Disk, Hard Disk, Optical Disk, Pen drives), Input Devices (Keyboard, Mouse, Scanner, Touch Screen, Bar Code Reader), Output Devices (Monitor, Printers, Plotters), Meaning of Hardware and Software (Application Software & System Software)
UNIT -II

Basics of Network & Internet

Computer Network and its need, Types of Networks (LAN,WAN,MAN), Network Topologies (Ring, Bus, Star), Introduction to Internet, History of Internet, Working of Internet, Uses of Internet, The World Wide Web (WWW), Web Browsers, URL.
UNIT- III :

Cyber Law & Cyber Crimes

Salient Features of IT Act — 2000, Recent reforms, Definition, e-governance, Various Authorities under IT act and their powers, Penalties, Offences, Concept of Digital Signature and Cryptography, Authentication and Benefits.
Cyber Terrorism, Cyber Theft, Hacking, Viruses and their types.

UNIT- IV
E-Commerce
Introduction to E-Commerce, Traditional Commerce Vs E-Commerce, its advantages and disadvantages, functions of e-commerce, Types of e-commerce (B2B, B2C, C2B and C2C), Applications of e-commerce (Internet Payment System, Consumer Oriented E-commerce, Business Oriented E-commerce)
e-Services : e-Banking, e-Investment, e-Auction, e-Employments, e-Jobs.

UNIT- V
Operating System (DOS & WINDOWS)

File Types, Directory Structure, Booting (Warm and Cold), Internal and External DOS Commands, Wildcard Characters, Commands related to Directory (DIR, MD, CD, RD, TREE, PATH), Commands related to files (COPY, DEL, ERASE, REN, ATTRIB, FORMAT, SCANDISK, XCOPY, BACKUP, RESTORE), General Commands (TYPE, DATE, EDIT, TIME, PROMPT)
Introduction to Windows Operating System and their examples, Graphical User Interface, Various applications and Utilities of Windows Operating System, Starting applications, Creating shortcuts, files, folders and sub-folders, Copying files and folders, Control Panel (Add Hardware, add or remove program, display properties, date and time properties, taskbar and start button, mouse, keyboard), Accessories (Notepad, WordPad, Paint, Calculator)
My Documents, My Computer, Recycle Bin, Windows Explorer
System Tools : Disk Cleanup, Disk Defragmenter, Scandisk,

Recommended Books:

1. Computer Fundamentals, P.K. Sinha, Priti Sinha, BPB Publications
2. Information Technology Act 2008, Bare Act, Universal Law Publishing Co. Pvt. Ltd.
3. Law relating to Computer, Internet and E-Commerce, Nandan Kamat, Universal Law
   Publishing Co. Pvt. Ltd.

Course Code 3.5.2
Computer (Practical Paper)

DISTRIBUTION OF MARKS FOR PRACTICALS

❖ This is a practical paper consisting of 50 marks.
❖ The external examiner shall award 40 marks on the basis of practical examination and viva voce.
❖ The distribution of marks is as follows:

Two Practical exercises on topics given in the syllabus	: 30 Marks
Viva Voce	: 10 Marks
Internal Marks on the practical assignments and exercises	: 10 Marks

UNIT- I :

DOS & WINDOWS Xp

File Types, Directory Structure, Booting (Warm and Cold), Internal and External DOS Commands, Wildcard Characters, Commands related to Directory (DIR, MD, CD, RD, TREE, PATH), Commands related to files (COPY, DEL, ERASE, REN, ATTRIB, FORMAT, SCANDISK, XCOPY, BACKUP, RESTORE), General Commands (TYPE, DATE, EDIT, TIME, PROMPT), Use of Wildcard characters in different commands,

Introduction to Windows Operating System and their examples, Graphical User Interface, Various applications and Utilities of Windows Operating System, Starting applications, Creating shortcuts, files, folders and sub-folders, Copying files and folders, Control Panel (Add Hardware, add or remove program, display properties, date and time properties, taskbar and start button, mouse, keyboard), Accessories (Notepad, WordPad, Paint, Calculator)

UNIT- II

Introduction to Microsoft Word 2007

Creating a new document, designing a document, saving and closing a document, different views of document. **Formatting :** Selection of text, Cut, Copy, Paste, Delete, Alignments, Bold, Italic, Underline, Borders and Shadings, Tabs, Paragraph settings, Page Setup, Print preview, Print, Spellings and Grammar check, Drop Caps, Bullets and Numbering, Columns settings, Header and Footer, Endnotes and Footnotes, Inserting Pictures, Clipart, Shapes, Wordart, Text box, Find and Replace, Change Case.

Inserting or Creating Tables, Add and remove Columns and Rows, Inserting Text, Change text directions, Sorting (Ascending and Descending), Inserting formula in the tables, Working with formulas like SUM, PRODUCT, MAX, MIN, MOD, AVERAGE, INT, Table properties, Table Autoformat, Mailmerge.

UNIT -III

Introduction to Microsoft Excel 2007

Introduction to Excel, Concept of Worksheet and Workbook, Creating a new worksheet, saving and closing a worksheet, different views in Excel.

Formatting : Paste special, Fill Series, Format Cell, Split Cell, Borders and Shadings, Data Sort (Ascending & Descending), Auto Filter, Advanced Filter, Conditional Formatting, Working with Functions (Mathematical, Text, Statistical, Logical and Financial), Goal Seek Function, Workbook and Worksheet linking. Inserting Chart, Formatting of Chart

UNIT- IV

Introduction to Microsoft Powerpoint 2007

Introduction to Powerpoint, Designing, Saving and closing presentation, Different views of Powerpoint.

Inserting Slide, Pictures, Cliparts, Organisation Chart, Tables, Chart, Text Styling, Hide and Unhide slide, Header and Footer

Animation settings, Custom Animation, Transition, Applying Timings and sound effects to slide and text, Slide Show

UNIT –V

Internet

Creation of Email ID, Exchange of Email with and without attachment, Searching materials on Internet using different search engines, downloading and uploading of data

Recommended Books:

1. DOS 6 & 6.22 — An Introduction, M. Lotia, BPB Publication (2002)
2. Mastering Windows Xp Home Edition — Guy Hart-Davis, BPB Publication (2003)