GONDWANA UNIVERSITY
GADCHIROLI

FACULTY OF LAW
B.A.LL.B. (HONS) 5 YRS COURSE

DETAILED SYLLABUS FOR
IIIrd SEMESTERS
B.A.LL.B (HONS) 5 YEARS COURSE

SYLLABUS

B.A. LL.B. (HONS) IIIrd Semester

Course Code: 3.1

Law of Contract-II

Unit I: Creation of Security interest on movables: Bailment, Pledge, Hypothecation, Lease in lease finance, General and Particular Lien, Assignment ± conditionalities, character of the agreement, rights and obligations of the parties

Unit II: Indemnity & Guarantee: definitions, distinctions, nature of the agreement, Bank guarantee ± national and international importance, conditionalities, Contract of attrition, Indemnity and Insurance Contract ± liability of Surety and Sureties, rights and obligations of the parties


Unit V: Cyber Contract: General principles applicable on cyber contract, various typical issues in cyber contract - jurisdiction, taxation, and application of law - evidencial principles-certification process -offences in cyber relation, authorities - role of various linking process in Cyber contract - UNCITRAL Model Law in comparison with Indian Law

Unit VI: Sale of Goods: Various types of sale, Agreement to Sale, Instalment Sale and Hire Purchase Agreements ± Various conditions of these transactions, Forms of Agreements - Warranties and Conditions, Condition Precedent and Condition Subsequent, Performances - Payments, Unpaid seller’s rights, Lien and stoppage in transit

Unit VII: Partnership Agreement: Definitions and Interpretations, characteristics, Limited Liability Partnerships, Rights and Obligations of partners, Implied authorities, types of partners and interrelation, relation with third parties, minority admitted to the benefit of partnership, retirement, dissolution and settlement of accounts

Unit VIII: Negotiable Instruments: Definition, Nature and Types, characteristics, rights and obligation of parties, rules of honour and dishonour on presentment, endorsement, basic fundamental principles of binding obligations, accommodation, notices, criminal liability on non-payment of cheque for want of fund

List of Cases:

EMCO Pressmaster Pvt. Ltd. v Union of India AIR 2000 Delhi 37
Aditya Narayan Chouresia v. Bank of India AIR 2000 Pat 222,225
M. S. Anirudhan v. Thomcos Bank Ltd AIR 1963 SC 746
Atul Mehra v. Bank of Maharashtra AIR 2003 P&H 11
Siddalingappa v. Natraj AIR 1970 Mys 154
Laxminarayan Ram Gopal & Others v. Govt. of Hyderabad AIR 1954 SC 364
Punjab National Bank Vs. Lakshimi I&T Company Pvt. Ltd.AIR 2001, All. 28, 30 (DB)
United Commercial Bank Vs. Lalitaben Jivarambhai 2001 (2) GCD 67 (UJ)
Gajanan Vs. Moreshwar, 1942, Bom. LR 703

Recommended Books
6. Avtar Singh, Law of Partnership
7. Piyush Joshi, Law relating to Infrastructure Projects, Butterworths
11. Reynolds & Davenport, Bowstead on Agency, Sweet & Maxwell
12. Mulla, Negotiable Instrument Act, Tripathy
Case Law (by way of illustration)
4. Wheels India Ltd., Mount Road v Khem Chand Raj Kumar 1970 MLJ 648
Course Code: 3.2

Law of Crimes including Socio-Economic Crimes

UNIT-I

UNIT-II
General exceptions - Abetment - Criminal Conspiracy - Offences against the State, Offences against public peace and Tranquility.

UNIT-III
Offences affecting the human body and life- Culpable Homicide and Murder - Hurt and Grievous Hurt - Wrongful restraint and Wrongful confinement - Criminal force and Assault - Kidnapping and abduction - Suicide.

UNIT-IV
Offences Against Women- Rape, custodial rape, marital rape, Unnatural Offences, Causing Miscarriage without woman’s consent Prevention of immoral traffic Prohibition of indecent representation of women ,Selling and buying minor for the purpose of Prostitution, Dowry Harassment, Dowry Death-Cruelty by Husband or Relatives of Husband.

UNIT-V
Offences affecting the public health, safety, convenience, decency and morals -- Offences against Property - Theft - Extortion - Robbery & Dacoity - Cheating - Mischief - Criminal Trespass - Criminal misappropriation and Criminal breach of trust, Receiving Stolen property.

UNIT-VI
Offences by or relating to public servants - False Evidence and Offences against Public Justice - Offences relating to documents - Offences relating to Marriage - Difference between Bigamy and Adultery- Defamation.

UNIT-VII

UNIT-VIII

UNIT IX
Crimes Against Disadvantaged and Vulnerable Groups- Atrocities against Untouchables, sOffences Against Children and Bonded Labours. Problem of Recidivism.
Case Law:
- Chairman, Railway Board vs Chandrima Das (2000) 2 SCC 465
- Tuka Ram vs State of Maharashtra AIR 1979 SC 185
- SarwanSingh vs. State of Punjab, AIR 1979 SC 1177
- Shobha Rani vs. Madhukar Reddi AIR 1988 SC 121
- State of Tamilnadu vs. Nalini 1999 Cr.L.J. 3124
- Hari Shankar vs. State of Rajasthan AIR 1999 SC 2629
- Bachan Sigh vs. State of Punjab AIR 1980 SC 898
- Vishakha v. State of Rajasthan AIR 1997 3011
- Mithu Sing v State of Punjab AIR 1983 SC 473
- Jai Kumar v. State of M.P. AIR 1996 SC 2800
- Tukaram v State of Maharashtra AIR 2000 Sc 4640
- Tukaram v. State of Maharashtra AIR 1979 SC 185
- W. Kalyani v. State 2012 (2) Mh. L.J. (Cri) 237 (SC)
- Sonu Sardar v. State of Chattisgarh 2012 (3) Mh.L.J (Cri) 371 (SC)
- Ramnaresh & Others v. State of Chattisgarh 2012(3)Mh. L. J. (Cr) 30 (SC)

Suggested Readings:
- Rabindra K Mohanty, Satyajit Mohanty ‘*Criminology Penology, and Victimology*’ Himalaya Publishing
- Law Commission of India, (i) One Hundred and Fifty Fourth Report on Code of Criminal
Course Code: 3.3
Constitutional Law-II


Unit II: The President of India and the character of the Republic: Presidential vis-à-vis Parliamentary form of governance - manner in which executive power is to be vested and exercised, Election of President and Vice President, term of office, qualification and eligibility, Impeachment, Oath of office, Power of the President to be exercised, power to grant pardon, Conduct of Business of the Government of India, Office of Vice President - election procedure, power and functions. [Rao v. Indira AIR 1971 SC 1002; Ram Jawaya v. State of Punjab, AIR 1955 SC 549; State of Punjab v. Joginder Singh AIR 1990 SC 1396; Keher Singh v. Union of India AIR 1989 SC 653; Garg v. Union of India AIR 1981 SC 2138, T. Venkata Reddy v State of Andhra Pradesh AIR 1985 SC 551]


Unit X: Local Self Government: Structures and bodies, power and functions, composition, [B. Krishnaiah v State Election Commission, A.P. AIR 1996 SC 1595]


Suggested Readings:
P.M.Bakshi, Constitution of India, Universal
M.P.Jain Indian Constitutional Law, Wadhwa
Granville Austin The Constitution of India, Oxford
Basu Constitutional Law of India, Prentice Hall of India
Kashyap Perspectives of the Constitution
J.N.Pandey, Constitution of India Central Law Agency,
Seervai Constitutional Law of India N.M.Tripathy
Course Code: 3.4
Political Science-III
Political Obligation & Modern Theory

Pattern of Question Paper

- The question paper shall consist 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 consist of TEN Objective/Multiple Choice Questions.
- All Questions carry Equal Marks.

3. Liberty, J.S. Mills View on Liberty, H.J. Laski View on Liberty, Kinds, Liberty and Law
5. Property, Meaning, Definition, Postulates of Property, The case for and against Private Property, John Lock (1632-1704), Marxian Theory of Property
6. Justice, Origin, Source, Types, Relation between Justice and Law, Plato’s and Aristotle’s view on justice
7. Liberalism, Meaning, Principles, Modern Concept of Liberalism (Contemporary Liberalism)
8. Concepts of Power, Authority and Legitimacy
9. Concepts of Power, Authority and Legitimacy

Prescribed Books:
Political Theory and Political Obligation - J.C. Jhori

Reference Books:
1. Principles of Political Science - A.C. Kapoor
2. Principles of Political Science - R.C. Agrawal
3. Principles of Political Science - Dr. S.R. Myneni
Course Code: 3.5
Economics: I

Pattern of Question Paper
- The question paper shall consist 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 consist of TEN Objective/Multiple Choice Questions.
- All Questions carry Equal Marks.

UNIT-I NATURE AND SCOPE OF ECONOMICS
- Definition of Economics
- Nature of Economics
- Relevance of Economics to Law.
- Economic Laws

UNIT-II APPROACHES TO ECONOMIC ANALYSIS
- Positive and Normative Economics.
- Micro Economics and Macro Economics

UNIT-III DEMAND ANALYSIS
- Meaning of utility, total utility and marginal utility, characteristics of utility.

UNIT-IV UTILITY ANALYSIS OF DEMAND
- Demand: Its meaning, Factors influencing demand.
- Variations and changes in demand.
- Law of Demand: Assumptions and Exceptions to the Law.

UNIT-V ELASTICITY OF DEMAND
- Elasticity of Demand: Meaning and Types of Elasticity of demand.
- Types of Price Elasticity of Demand.
- Measurement of elasticity of demand, Importance of Elasticity of demand.

UNIT-VI SUPPLY
- Meaning of supply, supply and stock,
- Factors determining supply.
- Law of supply, with its assumptions and exceptions.
UNIT-VII THEORY OF PRODUCTION

● Factors of Production.
● Land, Labour, Capital & Entrepreneur its Characteristics.

UNIT-VIII MARKET STRUCTURE

● Meaning of Market and classification of market structure
● Perfect competition, Monopoly, Oligopoly, Monopolistic competition characteristics.

UNIT-IX ELEMENTARY STATISTICS

● Arithmetic Average
● Median
● Mode
Course Code : 3.6

Legal Language and Functional English

Question Pattern

1. Ten multiple choice questions from Unit 1 to Unit 6  
   (1 x 10 = 10)
2. There will be four questions from Unit 1 and students will have answer two. Each question carries 8 marks  
   (8 x 2 = 16)
3. There will be four questions from Unit 2 and students will have answer two. Each question carries 8 marks  
   (8 x 2 = 16)
4. There will be seven questions from Unit 3 and students will have to answer five. Each answer should be very brief (5 to 6 sentences) and each question carries 2 marks  
   (2 x 5 = 10)
5. Write Short Notes on any two out of Four questions from Unit 4. Each question carries 5 marks  
   (5 x 2 = 10)
6. Find out the figure of speech used in each sentence. There will be eight questions from Unit 5 and students will have to attempt six questions and each question carries one mark  
   (1 x 6 = 6)
7. Write One Word Substitution. There will be eight questions from Unit 6 and students will have to attempt six. Each question carries one mark  
   (1 x 6 = 6)
8. Attempt any one out of the two questions from Unit 7. Six marks  
   (6 x 1 = 6)

SYLLABUS

UNIT 1 - Introduction to Legal Language  
- Historical Background
- Meaning and Scope of Legal Language
- Problems of Legal Language
- Characteristics of Legal Language
- English as a Medium of Communication for Legal Transaction

UNIT 2 - General Legal Writings  
- Fundamental Principles of Legal Writing
- Guidelines for Legal Writing
- Case Comments
- Commenting on a New Legislation
- Book Reviews

UNIT 3 - Legal Terms  

UNIT 4 - Communication Skills and Non-Verbal Communications  
- Self Image
- Active and Passive Listening
- Effective Communication
- Public Speaking
- Gestures and other Non-Verbal Communication Mediums
- Leadership Skills

UNIT 5 - Figures of Speech  
06

UNIT 6 - One Word Substitution  
06

UNIT 7 - Report Writing  
06