GONDWANA UNIVERSITY
GADCHIROLI

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

DETAILED SYLLABUS FOR
IV\textsuperscript{th} SEMESTERS
B.A. LL.B. (HONS)  IV\textsuperscript{th} Semester

Course Code: 4.1

Criminology and Penology

UNIT-I  Introducing Criminology and Penology
Concept and Nature of Criminology - Criminology and other social sciences - Importance of Criminology - Concept and Nature of Penology-Objects and features of Penology
Relation between Criminology and Penology

UNIT-II  Dimension of Crime in India
Theories of Crime- The situational offenders- Criminality in woman- Juvenile in Conflict with Law

UNIT-III  Causes of Criminal behaviour
Hereditry and crime-Mental disorder and criminality-Bio-physical factors and criminality, theory by Lombroso-Sociological theory of crime with the theory of Different Association by Sutherland - Economic theory and their relevance-Multiple factors responsible for crime causation

UNIT-IV  Penal Administration

UNIT-V  Police and Criminal Justice
The Police System- Preparatory Police Training Programme- The Role of police- Legal functions of police -patrolling, surveillance, preventive functions, search and seizure etc
Third Degree Methods and liability of police for custodial violence-Corruption in police
Police public relations-Malimath Committee Report on police functioning- INTERPOLE

UNIT-VI  Treatment for correction of offenders
The need for rehabilitation and reformation of prisoners- The role of Psychiatrist, sychoanalysts and social workers in prison- Vocational and religious education and apprenticeship programmes for the offenders- Treatment of Habitual Offenders- Group counselling and resocialisation programmes- Participation of inmates in community services

UNIT-VII  Re-socialisation Process
Parole-Nature of parole-Authority for granting parole-Supervision on Parolees
Parole and Conditional Release-Probation- Difference between Parole and Probation Problems of released offenders

UNIT-VIII  Victimology
The concept of Victimology-Rights and Protection to victims under Criminal Law
Role of victim-Compensation under various laws-Sec. 357 of Cr.P.C.
Motor Vehical Acts- Sexual harrasment and assault-Medical negligence
State liability to pay compensation-Justice to victims-Malimath Committee Report on victims Victim Compensation Scheme

Case Law-
Saradakar Sahu v. State of Orissa,1985 CrLJ1591;
Sunil Batra v. Delhi Administration,1980 CrLJ 1099(SC);
Hari Ram v. State of Rajasthan,(2009) 13 SCC 211;
Prerana v. State of Maharashtra (2003) 1 ILD 438(Bom),
Hari Kishan v. Sukhbir Singh, 1988 AIR,2127
Hari Kishan v. Sukhbir Singh, 1988 AIR,2127

Recommended Books
1) Katherine S. Williams, “Textbook on Criminology” 2002
2) Ahmad Siddique, "Criminology problems and perspective” 2005
3) K.D.Gaur, "Criminal law- Cases and materials” 2005
5) Dr. Krishna Pal Malik , ‘Penology, Victimology and Correctional Administration in India’ 2011
8) Rabindra K Mohanty, Satyajit Mohanty ‘ Criminology Penology and Victimology’ 2012
9) Sutherland, E. and Cressy, Principles of Criminology
13) D. C. Pandey, "Habitual Offenders and the law”.
Course Code: 4.2

Law, Poverty and Development

Unit 1
The concept of poverty-economical-cultural-situational-distinction between “natural” and “social” poverty-absolute and relative poverty-sociological-religion and poverty

Unit 2
the struggle over conceptualization of impoverishment-poverty line as a way of identifying the impoverished-problems of data and india-wide generalization—“income” and “consumption” criteria the debate on “crossing of the poverty line as a basis of state action-causes of poverty in India

Unit 3

Unit 4
4.1. SFDA (small former development programme) 4.2. MFAL(project for marginal framers and agricultural labourers) 4.3. DPAP(the drought- prone areas programm) 4.4. IRDA (integrated rural development programme) 4.5. NREP( national rural development programme) 4.6. RLEGPRural landless labour employment guarantee programme.) 4.7 “Food for work” anti-poverty programme, with special reference for IRDP. 4.8.1. identification of beneficiaries 4.8.2. arbitrariness and application of “poverty line” measures. 4.8.3. lack of differentiation among the improverished constituencies (age, gender, health) 4.8.4. administrative structure weaknesses. 4.8.5. bribery, corruption, leakages, maladministration.(the problem of the IRDP cow) 4.8.6. bank financing of IRDP. 4.8.7. bank loans for poor and landless 4.9. constitutional aspects of the anti-poverty programmes: 4.9.1. non-legeslative charavter. 4.9.2 right to access to information 4.9.3. problem of legal accountability 4.9.4. judicial remedies for maladministration 4.9.5 constitutionality of measures such as identification of beneficiaries and bank financing 4.9.6. federal autonomy question in centrally sponsored anti-poverty progammes.

Unit 5
Criminal law and the poor-anti- poor biases of the criminal justice system-poor and right to die: prosecution of the poor for attempt to suicide.-the right to bail-the problem of undertrials. compensation to victims of crime, especially to the improverished in communal rots or civil disturbances-. corruption laws, effective prosecution and theie impact on poverty.-sentences: is imprisonmebt in default of fine constitutional in relation to the “poorest of the poor”? 

Unit 6
The Bonded Labour Abolition-conception of bounded labour-Administrative process under the Act of 1976-Awareness of the act and legal services-Bandhumukti Morcha : Problems of Judicial effectiveness-Effective Law Reform

Unit 7
The Scheduled Casters and the Law-The Protection of Civil Rights Act- The Problems of scavengers and sweepers-Atrocities against Scheduled caste and sweepers-Access of Drinking water ; special problems in rural india-Violation of women: Rehabilliatory arrangements
Unit 8
The Scheduled Tribes and the legal order- Notions of Scheduled Tribe-Deforestation and tribals Public Project

Unit 9
Conceptions of “unorganized labour”. Causes of “unorganization” and “disorganization” Social security legislation for rural labour.-Minimum wages-Migrant and contract labour Child labour.

Unit 10
Beggars and the law-Ex-criminal tribes-Vagrants-Physically and psychologically-Aged- Juveniles.

Unit 11
Women, poverty and the law-Special features of impact of gender discrimination on the impoverished women-Specific domains- Bidi workers-Wage discrimination by public financial institution- Atrocities against women- Rape, sexual assault including custodial rape. Institutionalized abuse-Trafficing in women-Devadasi system-Sati-Dowry

Unit 12
Legal services of the poor-. Concept of legal aid-Growth of legal aid movement In india Krishna Iyer report-Bhagwati report- Case laws on legal services- The legal services and lok Adalat act,1986-Role of students and teachers

Selected bibliography

Cases referred (Case Study)
1. Keshvchand Bharti vs State of Kerla 1973 (4) SCC 947
2. Hussainara Khatoon vs State of Bihar AIR 1979 SC 1369
4. State of Maharashtra vs. Manubhai Pragaji Vashi AIR 1996 SC 1
5. Maneka Gandhi vs Union of India AIR 1978 SC 597
6. Olega Telis vs Bombay Muncipal Corporation 1986 Sc 180
7. A.B.S.K.(Rly) vs Union of India AIR 1997, SC 3011
8. Sakshi vs Union of India AIR 2004 SC 3566
10.Sheela Barse vs Union of India AIR 1986 SC
11. Peoples Union for Democratic Rights vs. Union of India
13 Unnikrishnan vs State of M.P 1993 I SCC 645
14 Vishakha & Others vs State of Rajasthan AIR 1997 SC 3011
15 Babusing vs State of U.P AIR 1978 SC
Course Code: 4.3
Property Law

Unit I: Concept of Property: Concept of Property, Ownership and Possession, Meaning of Property under the Transfer of Property Act, Kinds of Property - Jura in re propria - Jura in re aliena - Movable, Immovable, Intangible; Theories of Property - Economic and social theories - doctrine of Eminent Domain; Right to property under the Constitution of India

Unit II: General Principles of Transfer of Property: What is transferable, Competency to transfer property; Various conditions relating to transfer; Rule against perpetuity; Conditional and Contingent Transfer; Right of Election; Apportionment; Transfer by non-owners and Co-owners; Transfer under lis pendens; Fraudulent Transfer; Principle of Part Performance

Unit III: Specific Mode of Absolute Transfer of Property: Sale - definition, Agreement to Sale - Rights and Liabilities of the Buyer and the seller; Marshalling by subsequent purchaser; Discharge of encumbrances; Exchange - definition and mode; Exchange vis-a-vis Sale, Rights and liabilities of the parties; Gift - definition and mode of transfer, suspension and revocation, Onerous gift, universal donee; Transfer of Actionable Claims

Unit IV: Specific & Limited Transfer by way of creating Security Interest: (a) Mortgage meaning and purpose, Types - Simple, English, By Conditional Sale, Usufructuary, Equitable by way of deposit of title Deed, and anomalous mortgage; Rights and obligations of the mortgagor and mortgagee; Foreclosure, Deemed Foreclosure, Power of Sale, Priority right determination; Marshalling and Contribution, Redemption; Subrogation

(b) Charge - Fixed and Floating charge; rights and obligations of the parties, Charge created on corporate properties;

(c) Lease - definition, mode of making lease; Rights and liabilities of the parties; Determination of lease and lease terms; Waiver, forfeiture

(d) Lien - possessory right, when applicable, ceasing of right of lien, types of lien

Unit V: Registration of Transfer Documents: Registration - meaning and procedure -Types of Registration and legal consequence - provisions of Registration Act - procedure of registration

Unit VI: Easement & Prescription: Nature, creation, Extinction, Riparian Rights, Licenses, use-right by prescription

List of cases:

- Dorab Cawasji Warden v. Coomi Sorab Warden, AIR 1990 SC 867
- Laxmamma v State of Karnataka AIR 1983 Kant 237
- Gautam Paul v Debi Rani Raul (2000) 8 SCC 330 207
- Arjun Lal Gupta v Mriganka Mohan Sur AIR 1975 SC
- SunilD Chedda v Suresh Babsilal Seth & others AIR 1992 SC1200
- Kedernath Lal & another v Sheonarain & others AIR 1970 SC 1717
- AMA Sultan & Others v Seydu Zohra Beevi AIR 1990 Ker 186
- Bhaskar Waman Joshi v Narayan Rambilas Agarwal AIR 1960 SC 301
- Tamboli Ramanlal Motilal v Ghanmchi Chamanlal Keshavlal AIR 1992 SC 1236
- Nana Tukaram v Sonabai AIR 1982 Bom 437
- Harihar Prasad Singh v Deonarin Prasad AIR 1956 SC 305
- Dipak Banerjee v Smt Lilabati Chakraborty AIR 1987 SC 2055
- Jattu Ram v Hakam Singh AIR 1994 SC 1653
- Union of India v Sri Sarada Mills Ltd (1972) 2 SCC 877
- Bal Niketan Nursing School v Kesari Prasad AIR 1987 SC 1970
List of Recommended Books

Mulla, Transfer of Property Act
Divekar, Law of Property Transactions
Ghosh, Law of Mortgage
Gour’s Transfer of Property Act
Lahiri, Transfer of Property Act
Narayana, Easement & Licenses
R.S.Bhalla, The Institution of Property: Legally, Historically and Philosophically Regarded
Sanjivi Row, Commentaries on Easements and Licenses
Sanjiva Row, Registration Act, Law Publishers
Course Code: 4.4
History III
(MODERN PERIOD FROM 1498 TO 1947)

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 1: Advent of the Europeans
1.1 Factors leading to the arrival of European Companies in India
1.2 The Portuguese
1.3 The Dutch
1.4 The English
1.5 The French

Unit 2. Growth of British Empire
2.1 Battle of Plassey
2.2 Battle of Buxar
2.3 Dual government
2.4 Grant of Diwani
2.5 Subsidiary Alliance System
2.6 Doctrine of Lapse

Unit 3: Administration of Justice in Madras, Bombay, Calcutta
3.1 Early Charters of East India Company
3.2 Administration of Justice in Madras from 1639 to 1726
3.3 Administration of Justice Bombay from 1668 to 1726
3.4 Administration of justice in Calcutta 1690 to 1726

Unit 4: Growth of Modern Education
4.1 Woods Dispatch
4.2 Hunter Commission
4.3 Sadler Commission
4.4 Radhakrishnan Commission
4.5 University Grants Commission

Unit 5: Socio-religious Reform Movement
5.1 Reforms of Lord Bentinck
5.2 Raja Rammohun Roy and Brahmo Samaj
5.3 Arya Samaj and Dayanand Saraswati
5.4 Prarthana Samaj
5.5 Ramakrishna Mission
5.6 Theosophical Society

Unit 6: Revolt of 1857
6.1 Causes
6.2 Nature
6.3 Results

Unit 7: Growth of Nationalism
7.1 Causes Responsible for the Rise of Nationalism
7.2 Circumstances leading to the Birth of Indian National Congress
Unit 8: Freedom Movement
  8.1 Era of Moderates
  8.2 Era of Extremists
  8.3 Non-co-operation Movement
  8.4 Civil Disobedience Movement
  8.5 Quit India Movement

Unit 9: Contribution of Some Prominent Indian Leaders to Freedom Movement
  9.1 Role of Gandhi
  9.2 Role of Tilak
  9.3 Role of Jawaharlal Nehru

Suggested Readings:

1. Courtney Ilbert: Government of India
2. Courtney Ilbert: The Mechanics of Law Making
3. B.L.Grover and S. Grover: A new look at modern Indian history
4. M.P.Jain: Outlines of Legal History
5. G.C.Rankin: Background of Indian law
6. M.P. Jain: Outlines of Legal History
7. V.D.Kulashresta: Landmarks in Indian History
8. Elik Stakes: The English Utilitarians and India
9. V.D.Mahajan: Modern Indian History from 1907 to the Present Day
10. Majumdar, Raychaudhari and Dutta: An Advanced History of India
Course Code: 4.5
Economics-II

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 NATIONAL INCOME
- Measurements of National Income.
- Difficulties in the Measurement of National Income in India.

Unit-II UNEMPLOYMENT
- Types of unemployment
- Causes of Unemployment.
- Remedies of unemployment

Unit-III CENTRAL BANKING
- Principles
- Functions

Unit-IV COMMERCIAL BANKING
- Definition and types of Commercial Banks
- Functions of Commercial Banks

Unit-V PUBLIC FINANCE
- Principles of Public Finance
- Taxation: Definition, characteristics and Canons of Taxation
- Direct and Indirect Taxes.

Unit-VI CO-OPERATIVE BANKS
- Function
- Sources of Agricultural Finance

Unit-VII ECONOMIC PLANNING
- Meaning and objectives of economic planning.
- Types of economic planning

Unit-VIII AGRICULTURAL CREDIT
- Non Institutional sources
Institutional sources

**Unit-IX Population: Problem & Policy**

- Population Explosion
- Population and Economic growth
- Measures to control population

**Suggested Books:**

- Misra and Puri: Modern Macro Economic Theory (Himalaya Publishing House, New Delhi)
- Jalan B.(1992), The Indian Economy : Problems and prospects , Viking, New Delhi

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### Books Prescribed
- Introduction to logic - Pratik Hurley
- Inductive logic - Bholanath Roy
- Introduction to logic - I. M. Copi