

**GONDWANA UNIVERSITY  
GADCHIROLI**

**FACULTY OF LAW  
B.A.LL.B. 5 YRS COURSE**

**DETAILED SYLLABUS FOR  
SEMESTER-VII**

# **B.A.LL.B.-VIIth SEMESTER (5YRS)**

## **Course Code 7.1**

### **Labour Law-I**

#### **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**

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 DAct – Works committee – Conciliation - Court of inquiry - Labour Courts- Tribunal – Powers and functions of authorities - Voluntary Arbitration - Provisions under Chapter V-A & V- B of the Act- 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 7.2

### Human Rights

#### 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 definition of Human Rights - Evolution of Human Rights –Theories of Human Rights- Classification of rights; **Collective Rights**-Right to development-Right to Self determination -Right to Healthy Environment

#### UNIT -II

Adoption of Human Rights by the UN Charter - U.N.Commission on Human Rights - Universal Declaration of Human Rights - International Covenants on Human Rights( Civil and Political; Economic, Social and Cultural).

#### UNIT-III

Regional Conventions on Human Rights - European Convention on Human Rights - American Convention on Human Rights - African Charter on Human Rights(Banjul).

#### UNIT - IV

International Conventions on Human Rights - Disabled Persons, Indigenous persons,Persons with HIV – AIDS - CEDAW, Child Rights Convention, Convention against Slavery, Convention on Refugees - International Conference on Human Rights(1968) - World Conference on Human Rights(1993).

## **UNIT –V**

Protection Agencies and Mechanisms -International Commission of Human Rights

- Amnesty International-Non-Governmental Organizations-International Labour

Organization- UNESCO-UNICEF

## **UNIT -VI**

Human Rights Protection in India - Human Rights Commissions - Protection of Human Rights Act - National Human Rights Commission (NHRC) - State Human Rights Commissions - Human Right Courts in Districts;**Human Rights and Terrorism –Present scenario**

### **Books suggested for reading:**

1. Meron Theodor, Human Rights and International Law: Legal and Policy Issues, 2 Vols.
2. S.K. Kapoor, Human rights Under International Law and Indian Law.
3. C. J. Nirmal, Human Rights in India, Oxford
4. P. R. Gandhi, International Human Rights Documents, Univrsal, Delhi
5. Wallace, International Human Rights: Texts and Materials, Sweet and Maxwell
6. Dr. H.O. Agrawal, International Law and Human Rights, Central Law Publication
7. K. R. Gupta, Global Terrorism, Atlantic Publishers
8. Dugmarti Rao, HIV / AIDS and Law, Ethics and Human Rights, Discovery Publishing House, New Delhi.

## Course Code 7.3

### Transfer of Property

#### 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:

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. Upadhyaya's *Common Matrix of Transfer of Property*.

## Course Code 7.4

### Cyber Law

#### 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

Fundamentals of Cyber Law- Jurisprudence of Cyber Law- Overview of Computer and Web Technology- Introduction to Indian Cyber Law- Overview of General Laws and Procedures in India; Freedom of Expression on the Internet: Is it a Global Value?; The Internet and the Problems of Geography and Sovereignty

#### UNIT-II

**E-commerce-Legal issues**; Electronic Commerce –Digital Signature- Meaning; Creation of Digital Signature; Understanding how digital signatures work, Role in Information Technology; technical issues; legal issues; Crimes relating to digital signature certificates; Case Study - Digital signature fraud ;Electronic Contracts; E-taxation, E-banking, online publishing and online credit card payment

#### UNIT-III

**Cyber Crimes** -Meaning of Cyber Crimes –Cyber crimes under IPC, Cr.P.C and Indian Evidence Law - Cyber crimes under the Information Technology Act, 2000 - Cyber crimes under International Law - Hacking Child Pornography, Cyber Stalking, Denial of service Attack, Virus Dissemination, Software Piracy, Internet Relay Chat (IRC) Crime, Credit Card Fraud, Net Extortion, Phishing etc - Cyber Terrorism - Violation of Privacy on Internet - Data Protection and Privacy ;Concept of Social Networking – Legal Implications of Social Networking

#### UNIT-IV

**Intellectual Property Issues and Cyberspace - The Indian Perspective**; Overview of Intellectual Property related Legislation-Copyright law & Cyberspace; Trademark law & Cyberspace; Law relating to Semiconductor Layout & Design

## UNIT-V

**Information Technology Act, 2000** - Aims and Objects — Overview of the Act – Jurisdiction - Electronic Governance – Legal Recognition of Electronic Records and Electronic Evidence -Digital Signature Certificates - Securing Electronic records and secure digital signatures - Duties of Subscribers - Role of Certifying Authorities - Regulators under the Act -The Cyber Regulations Appellate Tribunal - Internet Service Providers and their Liability – Powers of Police under the Act – Impact of the Act on other Laws .

### Suggested Readings:

1. Kamlesh N. & Murali D.Tiwari(Ed), *IT and Indian Legal System*, Macmillan India Ltd, New Delhi
2. K.L.James, *The Internet: A User's Guide* (2003), Prentice Hall of India, New Delhi
3. Chris Reed, *Internet Law-Text and Materials*, 2nd Edition, 2005, Universal Law Publishing Co., New Delhi
4. Vakul Sharma, *Hand book of Cyber Laws*, Macmillan India Ltd, New Delhi
5. S.V.Joga Rao, *Computer Contract & IT Laws* (in 2 Volumes), 2005 Prolific Law Publications, New Delhi
6. T.Ramappa, *Legal Issues in Electronic Commerce*, Macmillan India Ltd, New Delhi
7. Indian Law Institute, *Legal Dimensions of Cyber Space*, New Delhi
8. Pankaj Jain & Sangeet Rai Pandey, *Copyright and Trademark Laws relating to Computers*, Eastern Book Co, New Delhi
9. Farouq Ahmed, *Cyber Law in India*
10. S.V.Joga Rao, *Law of Cyber Crimes and Information Technology Law*, 2007, Wadhwa & Co, Nagpur
- 11 Rodney D. Ryder, *Guide to Cyber Laws*, 2<sup>nd</sup> Edit, Wadhwa and Company, Nagpur



## Course Code 7.5

### Public International 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**

Nature, definition, origin and basis of International Law; Sources of International Law; Relationship between Municipal and International Law; Subjects of International Law.

#### **UNIT- II**

States as subjects of International Law: States in general; Recognition; State territorial sovereignty.

#### **UNIT –III**

State Succession — Responsibility of States for International delinquencies — State Territory — Modes of acquiring State Territory

#### **UNIT – IV**

State and Individual - Extradition, Asylum -Nationality-diplomatic envoys, consuls and other representatives; the law and practice as to treaties- Formation of Treaties - Modes of Consent, Reservation and termination.

#### **UNIT – V**

The United Nations Organisation - Principal organs and their functions; World Trade Organisation- Main features; International Labour Organisation.

#### **UNIT -VI:**

The Legal Regime of the Seas – Evolution of the Law of the Sea – Freedoms of the High Seas  
Common Heritage of Mankind – United Nations Convention on the Law of the Seas – Legal  
Regime of Airspace – Important Conventions relating to Airspace – Paris, Havana, Warsaw and  
Chicago Conventions – Five Freedoms of Air – Legal Regime of Outer space – Important  
Conventions such as Outer space Treaty, Agreement on Rescue and Return of Astronauts,  
Liability Convention, Agreement on Registration of Space objects, Moon Treaty - Unispace.

#### **Prescribed Books:**

- 1 J. G. Starke- An Introduction to International Law.
- 2 P.W. Bowett- International Institutions.
- 3 J. B. Brierly - The Law of Nations.
- 4 D. H. Harris - International Law (Cases and Materials).
- 5 Oppenheim - International Law( Volume I, Peace)
- 6 S. K. Kapoor - International Law and Human Rights.
- 7 Bhagirathlal Das – World Trade Organization .
- 8 Agrawal H O-International Law & Human Rights, Central Law Publication, Allahabad.
  
- 9 Starke J G, An Introduction to International Law, Aditya Book, Butterworths.

## Course Code 7.6

## SOCIOLOGY-II

### RURAL, URBAN AND TRIBAL SOCIOLOGY OF INDIA

#### 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

Human ecology, rural communities, urban communities and Tribal Communities and their characteristics, issues and problems.Village, Municipalities and Corporations . Gram Swaraj, Community Development.

#### UNIT-II

Rural Poverty, Bonded Labour, Agricultural Labour, Rural Employment, Town and Country Planning.. Environmental Issues, Role of local bodies in Law enforcement.

#### UNIT-III

Role of GOs and NGOs in rural and urban settings. Corporate social responsibility in combating rural and urban problems.

#### UNIT-IV

Gram Nyalaya, Lok Adalats, Right to Information Act, Legal Literacy.

#### UNIT-V

Social Work as a Profession, Methods and Techniques of Social Case Work, Social Group Work, Community Development and Social Action.;Law and Public Opinion, Law as an Instrument of Social Change.Tribe and Caste in the traditional Order - Caste and Class in Contemporary India - The Backward Classes.; Trends of change in Indian Society - Indian Cultural values and Development - Coercion, Conflict and Change - Sociology as a Discipline -Law and Society - Sociology of Law and Sociology of Legal Profession.

***Books Recommended:***

1. Harvy Johnson: Sociology - Systematic Instruction;
2. Sharma : Sociology;
3. Mao-Iwer and Page - Sociology;
4. Kingslary Davis : Human Society;
5. M. Haralambos: Sociology - Themes and Persectives, Delhi, Oxford University Press
6. N.K. Bose: The Structure of Hindu Society, New Delhi, Orient Longman
7. David G., Mandelrsum: Society in India, Bombay, Popular Prakashan
8. Romesh Thappar (ed): Tribe, Caste and Religion in India, New Delhi, Macmillan
9. Andre Betelle: Inequality and Social Change, Delhi, Oxford University Press,
10. Andre Betalle: The Backward Classes and New Social Order, Delhi, Oxford University Press
11. A.R Desai, Rural Sociology
12. M.N. Srinivas, Caste in Modern India