

BACHELOR OF LAWS (LL.B.)**3rd YEAR , SEM - V****PAPER - 1**

SUBJECT CODE	SUBJECT NAME
LLB C 501	LABOUR AND INDUSTRIAL LAWS

LABOUR AND INDUSTRIAL LAWS**UNIT – I General Introduction**

1. Industrial Jurisprudence
2. Labour policy in India
3. Industrial revolution in India, evils of Industrialization, Labour problems.
4. Growth of labour legislation in India.

UNIT-II Industrial dispute Act, 1947

1. Short title, definition & authorities
2. Notice of change
3. Reference of certain industrial disputes to grievance settlements Authorities, board, courts, tribunals.
4. Power procedure & duties of authorities.
5. Strike, lock out, lay, Retrenchment.
6. Penalties.

UNIT-III Trade Union Act, 1926.

1. Registration of trade union, recognition of trade union
2. Rights & Liabilities of registered trade union.
3. Regulation.
4. Penalties & procedure.

UNIT-IV Wages

1. Payment of wages Act 1936
2. Minimum wages Act 1948
3. Introduction & definition
4. Minimum wages : fixation & procedure.
5. Authorities under the Act
6. Fixation of hours of work & wages
7. Claims & their determination
8. Cognizance of offence
9. Maternity Benefit Act
10. Equal Remuneration Act

UNIT-V Factories Act 1948 and Insurance

- 1. Introduction, definition, registration & licencing**
- 2. The inspecting staff**
- 3. Health**
- 4. Safety**
- 5. Welfare**
- 6. Working hours of adults**
- 7. Females and children not to be employed in hazardous jobs**
- 8. Annual leave with wages**
- 9. Penalties & provisions.**
- 10. Employees State Insurance Act.**

Reference Books:

- 1. John Bowers and Simon Honeyball, Textbook on Labour Law (1996), Blackstone, London.**
- 2. Shrivastava K.D. Commentaries on payment of wages Act 1936 (1998), Eastern, Lucknow.**
- 3. Shrivastava K.D. Commentaries on minimum wages Act (1948) (1995), Eastern Allahabad.**
- 4. Rao S.S. Law and Practice on minimum wages (1999), Law Publishing House, Allahabad.**
- 5. Seth D.D. Commentaries on Disputes Act 1947 (1998), Law Publishing House, Allahabad.**
- 6. Shrivastava K.D. Commentaries on factories Act 1948 (2000), Eastern Lucknow.**
- 7. R.C. Saxena Labour problems and social welfare.**
- 8. V.V. Giri Labour problems in Indian Industries.**
- 9. O.P. Malhotra, The Law of Industrial Disputes (1998) Universal Delhi.**
- 10. S.C. Srivastava, Social Securities and labour laws pts. 5 and 6 (1985), Universal Delhi.**
- 11. S.C. Srivastava, Commentary on the Factories Act 1948), Universal Delhi.**
- 12. Industrial Adjudication ILLI, 2003 New Delhi.**
- 13. Labour and Industrial Laws – Dr. V.G. Goswami**
- 14. Labour and Industrial Laws – S.N. Mishra**
- 15. Labour law – Indrajeet Singh**

**BACHELOR OF LAWS (LL.B.)
3rd YEAR , SEM - V
PAPER - 2**

SUBJECT CODE	SUBJECT NAME
LLB C 502	DRAFTING, PLEADING AND CONVEYANCE (CLINICAL COURSE I)

Note : 1. The course will be taught class instructions and simulation exercises, preferably with assistance of practicing lawyers/retired judges. Apart from teaching the relevant provisions of law, the course may include not less than 15 practical exercises in drafting carrying a total of 45 marks (3 marks each) and 15 exercises in Conveyancing carrying another 45 marks (3 marks each) remaining 10 marks will be given for viva voce. Viva voce examination will be conducted by a panel consisting of internal and external members (appointed by the Sri Satya Sai University, Sehore).

Drafting :-

UNIT – I

General principles of drafting and relevant substantive rules shall be taught

Pleadings :-

UNIT - II Civil :

Plaint, Written Statement, Interlocutory Application, Original Petition, Affidavit, Execution Petition, Memorandum of Appeal and Revision, Petition under Article 226 and 32 of the Constitution of India.

UNIT - III Criminal :

Complaint, Criminal Miscellaneous petition, Bail Application, Memorandum of Appeal and Revision.

UNIT - IV Conveyance :

Sale Deed, Mortgage Deed, Lease Deed, Gift Deed, Promissory Note, Power of Attorney, Will, Trust Deed

UNIT – V :

Drafting of writ petition and PIL petition

Reference Books:

- 1. R.N. Chaturvedi : Pleading, Drafting and Conveyancing,**
- 2. Manohar Murli : The art of Conveyancing and Pleading**

BACHELOR OF LAWS (LL.B.)**3rd YEAR , SEM - V****PAPER - 3**

SUBJECT CODE	SUBJECT NAME
LLB C 503	ALTERNATIVE DISPUTE RESOLUTION (CLINICAL COURSE II)

Unit-I Concept

- 1. Arbitration : Meaning scope and types**
- 2. Arbitration Agreement- Essentials, Kinds**
- 3. Who can enter into arbitration agreement ?**
- 4. Validity**
- 5. Reference to arbitration**
- 6. Interim measures by court**

Unit-II Arbitration Tribunal

- 1. Composition**
- 2. Jurisdiction**
- 3. Grounds of challenge**
- 4. Powers**
- 5. Procedure**
- 6. Court assistance**
- 7. Award, Rules of guidance, Form and content, Correction and interpretation**
- 8. Grounds of setting aside an award-Want of proper notice and hearing, Contravention of composition and procedure.**
- 9. Impartiality of the arbitrator**
- 10. Bar of limitations, res judicata**
- 11. Consent of parties**
- 12. Enforcement**
- 13. Appeals**

Unit-III Conciliation

- 1. Distinction between “conciliation”, “mediation”, and “arbitration”.**
- 2. Appointment of conciliator**
- 3. Interaction between conciliator and parties**
- 4. Communication, disclosure and confidentiality**
- 5. Suggestions by parties**

6. Settlement agreement and its effect
7. Resort to judicial proceedings, legal effect
8. Costs and deposit

Unit-IV International Arbitration

1. Enforcement of Foreign Award
2. New York convention Award
3. Geneva Convention Award

Unit-V Rule making Power

1. Legal Service Authorities Act, 1987
2. Lok Adalat
3. Legal Litreacy and Legal Aid Camp.

Reference Books:

1. Avtar Singh : Arbitration and Conciliation
2. Goyal : Arbitration and Conciliation Act
3. Shukla : Legal remedies
4. Jhabvala : Law of Arbitration and Conciliation
5. Avtar Singh : Arbitration and Conciliation Act

BACHELOR OF LAWS (LL.B.)**3rd YEAR , SEM - 5****PAPER – 4***

SUBJECT CODE	SUBJECT NAME
LLB E 504 A	WOMEN LAW -DOMESTIC VIOLENCE AND DOWRY PROHIBITION

UNIT-I Introduction

Crimes against women, nature, kinds, international commitments.

UNIT-II Major Hardships to woman and Indian laws

Rape, sexual harassment of working women in workplace, indecent representation of women-meaning, protection under Indian laws.

UNIT-III Particular and general offences

Dowry death, assault, unnatural offences – National protections.

UNIT-IV Special offending act

Immoral trafficking, female foeticide, kidnapping and abduction – National protections.

UNIT-V Cruelty and violence

Cruelty and domestic violence against women - National protections.

Reference Books: -

1. Indian Penal Code- Ralanlal Dhirajlal-Wadhwa
2. SITA (Suppression of Immoral Trafficking in Women)
3. Domestic Violence Act, 2005 – Dr. Preeti Mishra
4. Vishaka's Case, Chandrima Das Case.
5. Indira Jaising – Hand book on law of Domestic Violence.
6. Lawyers collective – Law relating to sexual harassment at work place Universal Delhi.
7. Krishna Pal Malik – Women & Law – Allahabad Law Agency
8. Manjula Batra – Women and Law - Allahabad Law Agency.

*Note: Only one subject should be selected from LLB E 504 A/ 504 B/ 504 C

**BACHELOR OF LAWS (LL.B.)
3rd YEAR , SEM - V
PAPER - 5**

SUBJECT CODE	SUBJECT NAME
LLB E 504 B	CHILD LAW - PROTECTION OF CHILD FROM SEXUAL OFFENCES

UNIT-I**Child and Juvenile**

- 1. Definition and concepts of term child and Juvenile.**
- 2. Causes of offence against child.**
- 3. International protection to child and convention**

UNIT –II Sexual Offences against Child

- 1. Protection Of Child From Sexual Offences Act 2012**
- 2. Child abuse, Child labour and forced labour**
- 3. Kidnapping, abduction**
- 4. Abetment of suicide of child**
- 5. Sale of obscene objects to young.**

UNIT – III Social relations and child

- 1. Child marriage (Child Marriage Restraint Act)**
- 2. Abandonment of child**
- 3. Custody of Child during matrimonial suit.**
- 4. Obligations to supply necessaries to children**

UNIT–IV Protection of Child and Juveniles

- 1. Under the provisions of constitution (fundamental rights and directive-principles)**
- 2. Under IPC, 1860.**
- 3. Under CRPC, 1973.**
- 4. Under Contract Act, 1872**
- 5. Under Juvenile Justice Act, 2015**
- 6. Under Protection Of Child From Sexual Offences Act 2012**

Unit-V Juvenile Delinquency

- 1. Juvenile delinquency – Nature, causes,**
- 2. Juvenile Court System,**

3. Treatment and rehabilitation of juveniles
4. Legislative and judicial protection of juvenile offender,
5. Juvenile Justice Act, 2015.

Reference Books: -

1. Paras Diwan Children & Legal Protection
2. Savitri Goonesekar Children Law and Justice
3. O.P. Mishra Law Relating to women & child

***Note: Only one subject should be selected from LLB E 504 A/ 504 B/ 504 C**

**BACHELOR OF LAWS (LL.B.)
3rd YEAR , SEM - V
PAPER - 4**

SUBJECT CODE	SUBJECT NAME
LLB E 504 C	LOCAL LAW - MP ACCOMADATION CONTROL

Madhya Pradesh Accommodation Control Act, 1961

Unit I – Preliminary

1. Short title, extent and commencement.
2. Definitions
3. Act not to apply to certain accommodations

Unit II - Provisions Regarding Rent

1. Provisions of the Chapter not to apply to certain accommodations for specified period
2. Rent in excess of standard rent not recoverable
3. Unlawful charges not to be claimed or received
4. Standard rent
5. Lawful increase of standard rent in certain cases and recovery of other charges
6. Notice of increase of rent
7. Rent Controlling Authority to fix standard rent, etc
8. Fixation of interim rent.

Unit III - Control of Eviction of Tenants

1. Categories of landlords
2. Restriction on eviction of tenants
3. When tenant can get benefit of protection against eviction
4. Provisions regarding sub-letting
5. Recovery of possession
6. Special provision regarding vacant building sites
7. Vacant possession to landlord
8. Eviction of tenants on Grounds of bonafide Requirement (Chapter IIIA of the act 1961)

Unit IV –

1. Appointment of Rent Controlling Authorities
2. Powers of Rent Controlling Authorities
3. Appeals.

Unit V –

- 1. Provisions Regarding Special Obligations of Landlords**
- 2. Termination of tenancy**
- 3. Penalties**
- 4. Cognizance of offences**
- 5. Other miscellaneous provisions of the act of 1961**

Acts and Statutes (As Amended)

Madhya Pradesh Accommodation Control Act, 1961

***Note: Only one subject should be selected from LLB E 504 A/ 504 B/ 504 C**

BACHELOR OF LAWS (LL.B.)
3rd YEAR , SEM - VI

PAPER - 1	SUBJECT CODE	SUBJECT NAME
	LLB C 601	PROFESSIONAL ETHICS AND PROFESSIONAL ACCOUNTING SYSTEM (CLINICAL COURSE I)

Unit –I Admission, Enrolment & Rights of Advocate

1. Importance of Legal Profession.
2. Persons who may be admitted as advocate on a State roll.
3. Disqualification for enrolment
4. Rights of Advocates
5. State Bar Councils (i) Establishment and Organisation (ii) Powers and Functions
6. Bar Council of India (i) Organisation (ii) Powers and Functions

Unit – II Ethics of Legal Profession

1. Meaning, Nature and Need
2. Duty to the Client

Unit – III Punishment for Professional or Other Misconduct

1. Professional or other Misconduct- Meaning and Scope
2. The Body or Authority empowered to punish for professional or other misconduct.
(i) State Bar Council and its disciplinary committee (ii)
Bar Council of India- and its disciplinary committee
3. Complaint against advocates and procedure to be followed by the Disciplinary Committee.
4. Remedies against the order of punishment.

Unit – IV Bench Bar Relation

1. Role of Judge on Maintaining Rule of Law
2. Mutual Respect
3. Maintenance of orderly society
4. Invaluable aid of advocates to Judges
5. Privilege of Advocates
6. Duty to avoid interruption of Council
7. Administration of Justice clean & Pure
8. Uncourteous conduct, Misconduct of lawyers and Insulting Language.

Unit – V Meaning and Categories of Contempt of Court

- 1. Contempt of Court- Its meaning and Nature**
- 2. Kinds of Contempt (i) Criminal Contempt (ii) Civil Contempt**
- 3. Contempt by Lawyers**
- 4. Contempt by Judges, Magistrates or other persons acting judicially**
- 5. Contempt by State, Corporate bodies & other officers**

Reference Books: -

- 1. J.P.S. Sirohi : Professional Ethics, Lawyer's Accountability, Bench- Bar Relationship.**
- 2. Kailash Rai : Legal Ethics, Accountability, for Lawyer's , Bar-Bench Relation.**

BACHELOR OF LAWS (LL.B.)
3rd YEAR , SEM - VI
PAPER - 2

SUBJECT CODE	SUBJECT NAME
LLB C 602	MOOT COURT EXERCISE AND INTERNSHIP

This course will have four components:

A. Moot Court (Three moot courts with 10 marks each= 30 marks);
Every student will be required to participate in moot courts in a year. The moot court work will be on assigned problem.

B. Observance of Trial in two cases, one Civil and one Criminal (30 marks);
Students may be required to attend two trials in the course of the last two or three years of LL.B. studies. They will maintain a record and enter the various steps observed during their attendance on different days in the court assignment. This scheme will carry 30 marks. and

C. Interviewing techniques and Pre-trial preparations,
Each student will observe two interviewing sessions of clients at the Lawyer's Office/Legal Aid Office and record the proceedings in a diary, which will carry 15 marks as per the given format (30marks).

D. the fourth component will be voce examination will be conducted by a panel consisting of internal and external members 10 Marks. (appointed by the Sri Satya Sai University, Sehore).

**BACHELOR OF LAWS (LL.B.)
3rd YEAR , SEM - VI
PAPER - 3**

SUBJECT CODE	SUBJECT NAME
LLB E 603 A	INTERPRETATION OF STATUTES

UNIT-I Interpretation of Statutes

- 1. Meaning of the term statute, Kinds of statutes**
- 2. Commencement, operation, repeal of statutes**
- 3. Purpose of interpretation of statutes**
- 4. Meaning of construction and interpretation – their difference**

UNIT-II Aids to Interpretation**Internal aids**

- 1. Titles**
- 2. Preamble**
- 3. Heading and marginal notes**
- 4. Sections and sub- sections**
- 5. Punctuation marks**
- 6. Illustrative exceptions, provisos and saving clauses**
- 7. Schedules**
- 8. Non - obstante clause**

External aids

- 1. Dictionaries**
- 2. Translations**
- 3. Travaux preparatoires**
- 4. Statutes in pari materia**
- 5. Contemporanea Exposition**
- 6. Debates, inquiry commission reports and Law
commission reports**
- 7 General Clauses Act**

Unit-III Principles and Rules of Statutory Interpretation

- 1. Primary rules**
- 2. Literal rule**
- 3. Golden rule**
- 4. Mischief rule (rule in the Heydon's
case)**
- 5 Rule of harmonious construction**

6. Noscitur a sociis
7. Eiusdem generis
8. Reddendo singula singulis

UNIT-IV Interpretation with reference to the subject matter and purpose

1. Restrictive and beneficial construction
2. Taxing statutes
3. Penal statutes
4. Welfare legislation and principles of legislation
5. Presumption

Unit-V Principle of Constitutional Interpretation

1. Harmonious constructions
2. Doctrine of pith and substance
3. Colourable legislation
4. Ancillary powers
5. "Occupied field"
6. Residuary power
7. Doctrine of repugnancy

Reference Books: -

1. G.P. Singh, Principle of Statutory Interpretation,(7th ed.), 1999 Wadhwa Nagpur.
2. P.S. Langan (ed.), Maxwell on The interpretation of Statutes (1976, N.M. Tripathi, Bombay
3. K. Shanmukham, N.S. Bindras' Interpretation of Statutes (1997) The Law Book Co. Allahabad.
4. V. Sarathi, Interpretation of Statutes (1984), Eastern & Co.
5. M.P. Jain, Constitutional Law of India, (1994) Wadhwa & Co.
6. M.P. Singh, (ed.) V.N. Shukla's Constitution of India (1994) Eastern Lucknow
7. U. Baxi, Introduction to Justice K.K. Mathews, Democracy Equality and Freedom (19780 Eastern Lucknow.
8. Theories of Legislation by Jeremy Bentham, Tripathi Publication

BACHELOR OF LAWS (LL.B.)**3rd YEAR , SEM - VI****PAPER - 3**

SUBJECT CODE	SUBJECT NAME
LLB E 603B	COMPARATIVE CONSTITUTION

Comparative Constitution

- a) **Unit 1: Salient features of -**
 - i) **Basic features**
 - (1) **Constitution of U.K.,**
 - (2) **Constitution of USA, and**
 - (3) **Constitution of India**
 - ii) **Doctrine of Separation of Power under the Constitution of-**
 - (1) **U.K**
 - (2) **USA and**
 - (3) **India**
- b) **Unit 2: Comparative study on the -**
 - i) **Methods of amendment under the Constitution of –**
 - (1) **U.K.,**
 - (2) **USA and**
 - (3) **India.**
 - ii) **Composition and jurisdiction of**
 - (1) **USA Judicial System**
 - (2) **Indian Judicial System**
 - iii) **Provisions of trade, commerce and intercourse under the**
 - (1) **Constitution of India and**
 - (2) **Constitution of USA**
- c) **Unit 3: Rule of Law -**
 - i) **Meaning**
 - ii) **Exception to the rule of law**
 - iii) **Rule of law under the Constitution of U.K., USA and India**
- d) **Unit 4: Natural Justice -**
 - i) **Principles**
 - ii) **Applicability of natural justice principles under the Constitution of**
 - (1) **U.K.**
 - (2) **USA and**
 - (3) **India**
- e) **Unit 5: Doctrine of Judicial Review in -**
 - i) **U.K.,**
 - ii) **USA and**

iii) India

Recommended Books:

1. Dr. D. D. Basu, Comparative Constitutional Law, Wadhwa & Co. Ltd.
2. Vishnoo Bhagwan and Vidya Bhusan, World Constitution
3. Anup Chand Kapoor & K.K. Mishra, Select Constitution, S. Chand &Co. Ltd.

BACHELOR OF LAWS (LL.B.)
3rd YEAR , SEM - VI
PAPER - 3

SUBJECT CODE	SUBJECT NAME
LLB E 603 C	COMPARATIVE CRIMINAL PROCEDURE

OBJECTIVE - Crime is a phenomenon studied by several disciplines from several perspectives and methodologies. Criminal Procedure is being taught as a compulsory paper at the level of LL.B. today. A study of comparative criminal procedure helps students develop an ecumenical approach and broadens their vision. It inspires them renew and revise their laws to be in tune with developed systems. This paper mainly focuses on Criminal Procedure in India and Law relating to Evidence. The paper is taught with reference to India.

- 1) **Unit-I Organization of Courts and Prosecuting Agencies**
 - i) Hierarchy of criminal courts and their jurisdiction.
 - ii) Nyay Panchayat in India.
 - iii) Organization of prosecuting agencies for prosecuting criminals (Prosecutors and Police).
- 2) **Unit-II Pre-Trial Process**
 - i) Bringing information about crime incident before the formal system (Police or Magistrate) Ss 154 & 155 and 190 (complaint)
 - ii) Investigation of Crime- Ss 157 to 173.
 - iii) Roles of the prosecutor and the judicial officer in investigation
 - iv) Arrest and questioning of the accused
 - v) The evidentiary value of statements /articles seized/collected by the police
 - vi) Rights of Accused and Victim
 - vii) Right to Counsel and Legal Aid
 - viii) Withdrawal of prosecution
- 3) **Unit-III Trial Procedure**
 - i) The accusatory system of trial and the inquisitorial system
 - ii) Role of the judge, the prosecutor and defense attorney in the trial
 - iii) Admissibility and inadmissibility of evidence and Confession, contradictions and
 - iv) corroboration
 - v) Identification Parade
 - vi) Expert Evidence
 - vii) Burden of proof
 - viii) Main features of session's trial, warrant, trial, summons trial and Summary trial
 - ix) Appeal of the court in awarding appropriate punishment
 - x) Provision as to Bails and Bail Bonds.
 - xi) Plea bargaining.
- 4) **Unit-IV Correctional Measures**
 - i) Institutional correction of the offenders.

- ii) Law relating to probation and parole.
 - iii) General comparison - Aftercare services in India.
 - iv) The role of the court in correctional programmes in India.
 - v) Provisions relating preventive measure in the Criminal Procedure Code.
- 5) Unit-V Law relating to Evidence
- i) Relevancy of Facts (Section 5-16).
 - ii) Plea of Alibi.
 - iii) Examination of Witness.
 - iv) Privileged communication.
 - v)

Acts and Statutes (As Amended)

1. The Criminal Procedure Code, 1973
2. The Indian Penal Code, 1860
3. The Indian Evidence Act, 1872

Text Books

1. Basu, D. D.; Criminal Procedure Code; LexisNexis
2. Ratanlal and Dhirajlal; Indian Penal Code; Wadhwa Publication