



SYLLABUS & PROGRAMME STRUCTURE

B.A., LLB.

(Honours)

(Choice Based Credit System)

(Effective from the Academic Session 2017-2018)

Eighth Semester

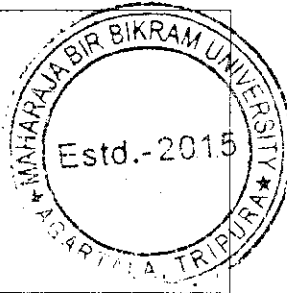
MAHARAJA BIR BIKRAM UNIVERSITY
AGARTALA, TRIPURA: 799004



PROGRAMME STRUCTURE

Structure of Proposed CBCS Syllabus B.A., LLB. (Honours)

Semester	Core Course (30)	Ability Enhancement Compulsory Course (AECC) (02)	Skill Enhancement Course (SEC) (01)	Discipline Specific Elective (DSE) (08)	Generic Elective (GE) (15)
1 st	1. Law of Contract including Specific Relief Act LLT – 101 (CC – I) 2. Law of Tort including Motor Vehicle Accident and Consumer Protection Act LLT – 102 (CC – II)				1. Political Science-I LGT-101 (GE-I) 2. History –I LGT-102 (GE-II) 3. Economics-I LGT-103 (GE-III) 4. General English -I LGT-104 (GE-IV)
2 nd	1. Special Contract LLT-201 (CC – III) 2. Constitutional Law – I LLT – 202 (CC – IV)				1. Political Science –II LGT-201 (GE-V) 2. History – II LGT-202 (GE-VI) 3. Economics-II LGT-203 (GE-VII) 4. General English-II LGT-204 (GE-VIII)
3 rd	1. Constitutional Law-II LLT – 301 (CC – V) 2. Family Law-I LLT – 302 (CC – VI)				1. Political Science-III LGT-301 (GE-IX) 2. History -III LGT-302 (GE-X) 3. Economics – III LGT-303 (GE-XI) 4. General English-III LGT-304 (GE-XII)
4 th	1. Family Law - II LLT-401 (CC – VII) 2. Jurisprudence LLT-402 (CC – VIII) 3. Law of Crimes -I (IPC) LLT-403 (CC – IX) 4. Right to Information LLT-404 (CC – X)	1. Communicative English (AECC – Paper – I)			1. Political Science-IV LGT-401 (GE-XIII)
5 th	1. Law of Crimes – II (Cr P C) LLT – 501 (CC – XI) 2. Property Law LLT – 502 (CC – XII) 3. Clinical -I: Drafting, Pleading and Conveyancing LLT – 503 (CC – XIII)	1. Environmental Science (AECC – Paper – II)		1. Honours – I: Offences Against Child and Juvenile Offence. (DSE – Paper – I)	1. Political Science – V LGT-501 (GE-XIV)
6 th	1. Labour and Industrial Law-I LLT – 601 (CC – XIV) 2. Law of Evidence LLT – 602 (CC – XV) 3. Insurance Law LLT – 603 (CC – XVI)		1. Computer Training and Soft Skills in Law (SEC-Paper-I)	1. Honours – II: Land Laws of Tripura including Tenure and Tenancy System. (DSE – Paper – II)	1. Political Science –VI LGT-601 (GE-XV)

7th	1. Clinical - II: Professional Ethics and Professional Accounting System LLT – 701 (CC – XVII) 2. Labour and Industrial Law -II LLT – 702 (CC – XV III) 3. Environmental Law LLT – 703 (CC – XIX) 4. Patent Right Creation and Registration LLT – 704 (CC – XX)			1. Honours – III : Penology and Victimology (DSE – Paper – III)	
8th	1. Civil Procedure Code and Limitation Act LLT – 801 (CC – XXI) 2. Clinical –III : Alternate Dispute Resolution LLT – 802 (CC – XXII) 3. Copyright, Trademark and Design LLT – 803 (CC – XXIII) 4. Interpretation of Statutes and Principles of Legislation LLT – 804 (CC – XXIV)			1. Honours – IV : Information Technology Law (DSE – Paper – IV)	
9th	1. Administrative Law LLT – 901 (CC – XXV) 2. Company Law LLT – 902 (CC – XXVI) 3. Banking Law LLT – 903 (CC – XXVII)			1. Honours – V : Women and Criminal Law (DSE – Paper – V) 2. Honours – VI : Human Rights Law & Practice (DSE – Paper – VI)	
10th	1. Public International Law LLT – 1001 (CC – XXVIII) 2. Principles of Taxation LLT – 1002 (CC – XXIX) 3. Clinical –IV : Moot Court Exercise and Internship LLT – 1003 (CC – XXX)			1. Honours – VII : International Environmental Law (DSE – Paper – VII) 2. Honours – VIII : Corporate Governance (DSE – Paper – VIII)	



Semester – VIII
LLT – 801 (CC – Paper – XXI)
CIVIL PROCEDURE CODE AND LIMITATION ACT

TOTAL MARKS – 100
(End Semester-80; Internal-20)

Unit – I

1. Preliminary and Important Definitions
2. Jurisdiction of Civil Courts . Res Sub Judice and Res Judicata . Place of Suing. Institution of Suits. Foreign Judgement
3. Pleadings. Plaint and Written Statement . Appearance and Non- Appearance of Parties.
4. Death, Marriage and Insolvency of Parties . Trial

Unit – II

1. First Hearing. Interim Order. Judgment and Decree
2. Special Suits
3. Appeal in General. First Appeal, Second Appeal, Appeal from Order. Appeal by indigent persons, Appeal to Supreme Court
4. Reference, Review and Revision

Unit – III

1. Execution
2. Transfer of Cases
3. Restitution
4. Cavea.
5. Inherent powers of Court

Unit – IV

1. The Limitation Act 1963

Suggested Readings :

1. *Mulla : Code of Civil Procedure.*
2. *Sarkar : Civil Procedure Code.*
3. *Takwani C.K: Civil Procedure Code with Limitation Act 1963.*
4. *Tondon : Civil Procedure Code.*
5. *Mitra B.B. : The Limitation Act.*
6. *Pandey J.N. : Limitation Act.*



Semester – VIII
LLT – 802 (CC – Paper – XXII)
CLINICAL – III : ALTERNATIVE DISPUTE RESOLUTION

TOTAL MARKS-100

Unit – I

1. Alternative Dispute Resolution (ADR)-Meaning
2. Different methods of ADR. Arbitration. Conciliation. Mediation etc.
3. Need for Justice-dispensation through ADR etc.
4. Section-89 CPC

Unit – II

1. Arbitration-Domestic-International Commercial Arbitration
2. Arbitration Agreement
3. Appointment of Arbitrator-Jurisdiction of Arbitration tribunals
4. Interim measures. conduct of proceedings

Unit – III

1. Arbitral Award. Termination of Proceedings
2. Setting aside of awards. Enforcement of Awards. Appealable Orders
3. Enforcement of Foreign Awards. Conditions for enforcement
4. New York Convention Awards. Geneva Convention Awards

Unit – VI

1. Conciliation. Meaning and Procedure
2. Conciliation skills
3. Lok Adalats
4. Judicial Settlement

Marks distribution of this paper of 100 marks be as under:

- a. Case Studies on ADR : 50 marks
- b. Viva Voce : 10 marks
- c. Written test examination : 40 marks

Break up of 40 marks for written test examination:

- a. Five (05) Short Questions (5x2) = 10
- b. Three (03) Broad Questions (3x10) = 30

Suggesting readings:

1. *Law of Arbitration and Conciliation*, Avtar Singh, EBC
 2. *Law relating to Arbitration and Conciliation in India*, Dr. N.V. Pranjape, CLA
 3. *The Arbitration and Conciliation Act*, O.P. Tewari, ALA
 4. *Law relating to Arbitration and Conciliation in India*, Dr. S.S. Mishra, CLA
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Semester – VIII
LLT – 803 (CC – Paper – XXIII)
COPYRIGHT, TRADE MARK AND DESIGN

TOTAL MARKS-100
(End Semester-80, Internal-20)

Unit – I
Trade Marks

1. Concept and definition of trademark
2. Function of trade marks
3. Attributes of a good trademark
4. Service mark, certification and collective trade marks
5. Procedure of registration of a trademark-absolute and relative grounds of refusal, distinctive characters, deceptive similarity
6. Transfer of trademark-Assignment and license
7. Register of trade marks
8. Infringement of trademark-remedies and penalties
9. Passing off-meaning, distinction between passing off and infringement
10. Madrid Agreement, Trademark Law Treaty, TRIPS

Unit – II
Industrial Designs

1. Definition and meaning
2. Characteristics of designs
3. Registration of designs
4. Rights conferred by registration of designs
5. Infringement of copyright in a design-piracy
6. Remedies for infringement
7. The Hague Agreement, TRIPS

Unit – III
Copyright

1. Concept, Definition and Characteristics of copyright
2. Development of Copyright Law and Object of copyright
3. Subject Matter of Copyright : Literary, Dramatic, Musical, Artistic works, Cinematograph films and sound recording
4. Author and Ownership of Copyright
5. Rights in subject-matter of copyright
6. Moral or special rights of author
7. Performer's rights
8. Term of Copyright
9. Assignment and licenses of copyright

Unit – IV
Infringement, Authorities and Conventions of Copyright

1. Acts which constitute infringement of copyright
2. Acts not constituting infringement of copyright
3. Infringement of literary, dramatic, musical, artistic, cinematograph films and sound recording
4. Remedies against infringement of copyright
5. Copyright Office
6. Copyright Board
7. Registration of Copyright
8. International Copyright
9. Berne Convention, Universal Copyright Convention (UCC), Rome Convention, World Intellectual Property Organisation (WIPO) Copyright Treaty, TRIPS

Suggested Readings.

1. 'Intellectual Property Law' by P.Narayanan. Publisher: Eastern Law House
2. 'Intellectual Property Rights and the Law' by Dr.G.B.Reddy. Publisher: Gogia Law Agency
3. 'Law Relating to Intellectual Property' by Dr. B.L.Wadehra. Publisher: Universal Law Publishing Co.
4. 'Law Relating to Intellectual Property Rights' by Dr.V.K. Ahuja. Publisher: Lexis Nexis Butterworths Wadhwa.
5. 'Intellectual Property' by W.R.Cornish. Publisher: Sweet & Maxwell



Semester – VIII
LLT – 804 (CC – XXIV)

INTERPRETATION OF STATUTES & PRINCIPLES OF LEGISLATION

TOTAL MARKS-100
(End Semester-80, Internal-20)

Unit – I

Interpretation of Statutes and its elementary principles: Concept of Interpretation of statutes. Definitions of Interpretation of statute. Construction of statutes. Distinction between interpretation and construction. Purpose and need of interpretation of statutes. Intention of legislature predominates. Object and functions of Interpretation of statutes

Unit - II

- A. General Rules of Interpretation of Statute:** Primary or literal rule of interpretation. Golden rule. Beneficial construction and mischief rule of interpretation.
- B. Subordinate principles of Interpretation of Statute:** *Ejusdem Generis* rule, *Noscitur a sociis* rule, *Reckendo singular singulis* and harmonious rule of interpretation

Unit – III

- A. Amending, codifying and consolidating of statute
- B. Interpretation of taxing statute
- C. Interpretation of penal statute
- D. Interpretation of the Constitution of India

Unit – IV

- A. Brief discussion on Internal Aids and External Aids to the Interpretation of the Statutes.
- B. Maxims of the Interpretation of Statute :**
 - a. *Ut Res Magis Valeat Quam Pereat.*
 - b. Identical expressions to have same meaning
 - c. *Expressio unius est exclusio alterius*
 - d. *Contemporanea expositione fortissimo in lege.*
 - e. *Generalia specialibus non-derogant.*
 - f. The statute should be read as a whole

Suggested Readings :

1. *Bindra- Principles of Interpretation of Statutes*
2. *K.P. Chakroborty- Interpretation of Statutes*
3. *Maxwell- Interpretation of Statutes*
4. *G.P.Singh- Principles of Interpretation of Statutes*
5. *S.K.Palit- Handbook of Interpretation of Statutes*



Semester – VIII
(DSE – Paper – IV)
HONOURS –IV : INFORMATION TECHNOLOGY LAW

TOTAL MARKS-100
(End Semester-80, Internal-20)

Unit – I

1. Introduction:

- a. Overview of Computer and Web Technology
- b. Need for Cyber Law
- c. Cyber Jurisprudence at International and Indian Level
- d. Computers and its components, Application Software and System Software
- e. Basics of Networks and Internet, Types of Network, Definition of Cyber Security

Unit – II

1. Salient features of the Information Technology Act, 2000: various authorities under IT Act and their powers: Offences & Penalties, amendments etc.
2. **Jurisdictional Aspects in Cyber Law:**
 - a. Issues of jurisdiction in cyberspace
 - b. Types of jurisdiction
 - c. Prerequisites of jurisdiction.

Unit – III

1. **Cyber Crimes & Legal Framework:**
 - a. Introduction to Cyber Crimes
 - b. Cyber Crimes vs. Conventional Crime
 - c. Reasons for cyber crimes and cyber criminals
 - d. Right to Privacy and Data Protection on Internet
 - o Concept of privacy
 - o Threat to privacy on internet
 - o Ingredients to decide confidentiality of information
 - o Breach of sensitive personal information and confidentiality under IT Act and Penalties
2. Different offences under IT Act, 2000

Unit – IV

1. Digital signature and Electronic Signature.
2. **E Contracting:**
 - a. Salient features of E-contract
 - b. Formation of E-contract and types
 - c. E-mail Contracting
 - d. Indian Approach on E-contracts

Suggesting readings:

1. *Karnika Sethi, Computers, Internet and New Technology Laws*, Lexis Nexis Butterworths, Wadhwa Nagpur.
2. *Nandan Kamath, Law Relating to Computer Network and E-commerce*, Universal LawPublisher.
3. *Apar Gupta, Commentary on Information Technology Act*, Lexis Nexis.
4. *Justice Yatinder Singh, Cyber Laws*, Universal Law Publishing Co. New Delhi
5. *Verma S. K. Mittal Raman, Legal Dimensions of Cyber Space*, Indian Law Institute, New Delhi
6. *S. R. Bhargava, Information Technology Act, 2000*, University Book House Pvt. Ltd., Jaipur.
7. *Vasu Deo, Cyber Crimes and Law Enforcement*, Commonwealth Publishers, New Delhi
8. *Cyber Law & Cyber Crimes by Advocate Prashant Mali*, Snow White publications, Mumbai
9. *Cyber Law in India by Farooq Ahmad*, Pioneer Books
10. *Information Technology Law and Practice by Vakul Sharma*, Universal LawPublishing Co. Pvt. Ltd.
11. *Guide to Cyber and E-Commerce Laws by P.M. Bukshi and R.K. Suri*, Bharat LawHouse, New Delhi