

# **SYLLABUS & PROGRAMME STRUCTURE**

**B.A., LLB.**

**(Honours)**

**(Choice Based Credit System)**

**(Effective from the Academic Session 2017-2018)**

**Ninth 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 <sup>st</sup>	1. Law of Contract including Specific Relief Act. LLT – 101 ( CC – I ) 2. Law of Tort including M V 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 <sup>nd</sup>	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 <sup>rd</sup>	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 <sup>th</sup>	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 <sup>th</sup>	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 <sup>th</sup>	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 )

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



**Semester – IX**  
**LLT – 901 ( CC – Paper – XXV )**  
**ADMINISTRATIVE LAW**

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

**Unit – I**

**A. Introduction:**

Meaning, scope and significance of administrative law, Evolution and development of administrative law in India, Rule of law and its applicability in India, Doctrine of separation of power and its relevancy in contemporary times, Relationship between administrative law and Constitutional law

**B. Principles of natural justice**

Concept, evolution, and importance.

Application of natural justice in India, Principles of natural justice, Effect of breach of natural justice including exclusion of judicial review.

**Unit – II**

**A. Delegated legislation**

Meaning of delegated legislation and its growth, Delegated legislation in India including Pre and post constitutional period, Rule and principles of administrative rule making including delegated legislation, Control mechanism of delegated legislation i.e. parliamentary, procedural and judicial, Sub-delegation

**B. Classification of administrative action**

Need for classification, legislative action, legislative and judicial actions, legislative and administrative actions, judicial action, quasi-judicial action, quasi-judicial action and judicial action, administrative action, administrative and quasi-judicial actions, ministerial action, administrative instructions

**C. Sources of administrative law**

General sources like Constitution, statutes, ordinances, delegated legislation, case law, reports of committees, administrative quasi-legislation

**Unit – III**

**A. Administrative adjudication**

(a). Reasons for growth of administrative adjudication and its need, Problems of administrative adjudication, Mechanism of administrative adjudication- Statutory and domestic tribunals. Administrative tribunals: definition and constitutional status

**B. Administrative discretion and remedies**

Meaning and definition of administrative discretion, Control of administrative discretion; Control at the stage of delegation of discretion and control at the stage exercise of discretion, Judicial and other remedies: Judicial review, constitutional remedies and statutory remedies, general knowledge about Lokpal and Lokayukta

**Unit – IV**

**A. Liability of the administration**

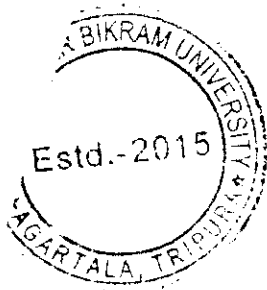
Contractual liability of administration, Tortious liability of the administration, Liability of public corporations

**B. Emerging trends in administrative law**

Administration and good governance: Corruption and Prevention of Corruption Act, General observation on Right to know and Right to Information Act, 2005.

**Suggested Readings:**

1. M.P.Jain- *Principles of Administrative Law*
2. I.P.Massy- *Administrative law*
3. C.K.Takwani- *Lectures on Administrative Law*
4. D.D.Basu- *Administrative law*
5. S.P.Sathe- *Administrative law*
6. Griffith and Street- *Principles of Administrative Law*
7. H.W.R. Wade and C.F.Forsyth- *Administrative law*



**Semester – IX**  
**LLT – 902 ( CC – Paper – XXVI )**  
**COMPANY LAW**  
**The Companies Act, 2013**

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

**Unit – I**

1. Preliminary and Definitions, Kinds of Companies
2. Corporate Personality , Advantages, Disadvantages
3. Formation of Companies, Promoters
4. Memorandum of Association, Articles of Association, Doctrine of Ultra Vires. Doctrine of Constructive Notice, Doctrine of Indoor Management.

**Unit – II**

1. Prospectus, Contents of Prospectus, Remedies for misstatement in Prospectus, Shelf Prospectus, Red herring Prospectus.
2. Securities(Shares), Kinds of Shares, Issue, Allotment, Transfer, Transmission, Forfeiture and Surrender of Shares.
3. Shareholders and Members
4. Capitalisation of Profit(Bonus Share), Right Issue of Shares, Share Certificate. Sweat equity Shares.

**Unit – III**

1. Directors
2. Company Meetings
3. Borrowing Power, Debenture
4. Corporate Social Responsibility

**Unit – IV**

1. Majority power and Minority right, Rule in Foss V. Harbottle
2. Prevention Oppression & Mismanagement
3. Winding Up of Companies, its kinds and procedure
4. National Company Law Tribunal and Appellate Tribunal

***Suggested Readings :***

1. *Avtar Singh: Company Law*
2. *Palmer: Company Law*
3. *Dutta: Company Law*
4. *Ramaiyya: Guide to the Companies Act*
5. *Taxman's: Companies Act with rules*
6. *Gower: Modern Company Law*



**Semester – IX**  
**LLT – 903 ( CC – Paper – XXVII )**  
**Banking Law**

**TOTAL MARKS-100**  
**( End Sem-80, Internal-20 )**

**Unit- I**

**History and Origin of Banking Business in India**

1. Early History of Banking
2. History of Banking Business in India
3. Banking Crisis in India
4. Evolution of Banking Laws in India

**Unit- II**

**The Reserve Bank of India Act, 1934 & The Banking Regulation Act, 1949**

1. Reserve Bank of India ACT (Sec 1to 19)
2. Banking Regulation ACT (Sec 1 to 21A, Sec 36AA to 36AC, Sec 36AD , Sec 36AE to 36 AJ, Sec 45ZAto 45ZF, Sec 46 to 48.

**Unit- III**

**Banking Business and the Customer**

1. Customer of a Bank including Special Customer
2. Banker's obligation towards customer and vice versa.
3. Distinction between customer of a bank and consumer of a bank
4. Importance of modern Banking System

**Unit- IV**

**Negotiable Instruments Act 1881**

1. Negotiable Instruments (NI) ACT, 1881 ( Sec 1 to 15A, Sec 82 to 131A, Sec 138 to 142)

***Suggested Readings:***

1. *M.L.Tannan : Banking Law & Practice*
2. *S.R.Myneni: Law of Banking*
3. *R.K.Bangia: Banking Law and Negotiable Instrument*
4. *Avtar Sing: Banking and Negotiable Instrument*
5. *The Banking Regulation Act,1949- Bare Act*
6. *The Reserve Bank of India Act,1934-Bare Act*



**Semester – IX  
( DSE – Paper – V )  
HONOURS – V : WOMEN AND CRIMINAL LAW**

**TOTAL MARKS-100**  
**( End Sem-80, Internal-20 )**

**Unit – I**

1. Relevant Provisions of Indian Penal Code :  
Sections 294, 304b, 312-318, 349-351, 375-376A, 376B, 376C and 376D
2. Criminal Law (Amendment) Act, 2013
3. Sections 493-498A -Offence relating to Marriage

**Unit – II**

1. Dowry Prohibition Act 1961
2. Immoral Traffic (Prevention) Act, 1956

**Unit – III**

1. Pre-Conception and Pre-Natal Diagnostic Techniques (PCPNDT) Act, 1994

**Unit – VI**

1. The Sexual Harassment of Women at Workplace (Prevention, Prohibition and Redressal) Act 2013

***Suggesting readings:***

1. *Law relating to Women and Child, O.P. Mishra*
2. *Indian Penal Code, K.D.Gour, Universal Publication*
3. *Women and Law, Manula Patra, ALA*
4. *Women Rights in India, Om Prakash Tewari*
5. *Women and Criminal Law, Dr. S.C. Tripathi, CLA*
6. *Woman and the Law, Gurkirat Kaur, Shree Publisher*
7. *Bare Act of Dowry Prohibition Act 196, Universal Publication*
8. *Bare Act of Immoral Traffic (Prevention) Act, 1956, Universal Publication*
9. *Bare Act of Pre-Conception and Pre-Natal Diagnostic Techniques (PCPNDT) Act, 1994, Universal Publication*
10. *Bare Act of The Sexual Harassment of Women at Workplace (Prevention, Prohibition and Redressal) Act 2013. Universal Publication*



**Semester – IX**  
**( DSE – Paper – VI )**  
**HONOURS – VI : HUMAN RIGHTS LAW & PRACTICE**

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

**Unit – I**

- A. Origin and development of concept of Human Rights: Meaning of Human Rights and jurisprudential dimensions, Evolution of the concept Human Rights including theories regarding development of Human Rights, Human rights of different generations
- B. Human Rights and United Nations Organization: Human Rights and UN charter, Promotion and protection of Human Rights, Universal Declaration of Human Rights, International Covenant on Civil and Political Rights, International Covenant on Economic, Social and Cultural Rights

**Unit – II**

- A. Human Rights and Regional Arrangements : European Convention on Human Rights, American Convention on Human Rights, African Convention on Human Rights
- B. Different International Institutions Protecting Human Rights: Protective agencies and mechanism. UNICEF, Centre for Human Rights, OHCHR, Amnesty International, Red Cross

**Unit – III**

- A. Vulnerable Groups in International Law: International Human Rights Law relating to Women, CEDAW, International Human Rights laws and leading conventions relating to Children, Indigenous Groups and UNO, Refugees and International Law of Human Rights.
- B. International Humanitarian Law: Basic concept and principles, Geneva Conventions on International Humanitarian Law.

**Unit – IV**

- A. International Enforcement of Human Rights: International Court of Justice, International Criminal Court, Role of European Court of Justice
- B. India and International Human Right Law: Constitutional mechanism for implementation of Human Rights Law, Protection of Human Rights Act, 1993.
- C. Implementation of International document of Human Rights through Indian Constitution.

***Suggested Readings :***

1. Dr. H.O.Agrawal- *International Law and Human Rights*, Central Law Agency, Allahabad.
2. M.K Balachandran. Rose Varghese - *Introduction to Humanitarian Law*, ICRA
3. S.K.Kapoor - *Public International Law*.
4. *Different Acts and Statutes related to Human Rights*.