

# SEVENTH SEMESTER

## PAPER I : LAW OF EVIDENCE

### Unit - I

- Definitions and Relevancy of Facts Ss 1-16
- Admissions and Confessions Ss 17-31
- Statements by Persons who cannot be called as witnesses Ss 32-33
- Statements made under special Circumstances Ss 34-38
- How much of a statement is to be proved S- 39
- Judgement of Courts of Justice when relevant Ss 40-44

### Unit - II

- Opinions of Third Persons when relevant Ss 45-51
- Character when relevant Ss 52-55
- Facts which need not be proved Ss 55-58
- Of Oral Evidence Ss 59-60
- Of Documentary Evidence Ss 61-90

### Unit - III

- Of the Exclusion of Oral by Documentary Evidence Ss 91-100
- Of the Burden of Proof Ss 101-114-A
- Estoppel Ss 115-117

### Unit - IV

- Of Witnesses Ss 118-134
- Of the Examination of Witnesses Ss 135-166
- Of Improper Admission and Rejection of Evidence S- 167

### Suggested Readings:

Rattan Lal and Dhiraj Lal : The Law of Evidence  
S.R Myneni : Law of Evidence  
Batuk Lal : Law of Evidence  
Avtar Singh : Law of Evidence  
Munirs : Law of Evidence

## PAPER II : LAND LAWS INCLUDING TENURE & TENANCY SYSTEM

### Unit – I

- Punjab Land Revenue Act, 1887
- Definition of Key words
- Revenue officers and their powers
- Revenue Records
- Assessment of land revenue
- Collection of land revenue
- Partition
- Jurisdiction of civil courts under Land Revenue Law.

## Unit - II

- Punjab Tenancy Act, 1887 & Punjab Security of Land Tenures Act, 1953
- Definition of key words
- Classes of tenants
- Law of rent
- Law of ejectment of tenant
- Relief for wrongful dispossession of tenant
- Improvements and compensation
- Evaluation of Tenancy Laws.

## Unit - III

- Punjab Land Reforms Act, 1972
- Principles of economic and social justice and land reforms
- Definition of key words
- Permissible area
- Determination of permissible and surplus area
- Utilization of surplus area
- Lands exempted from ceiling
- Evaluation of Land Reform in Punjab

## Unit – IV

- Land Acquisition Act, 1894
- Definition of key words
- Preliminary notification for acquisition of Land and hearing of objections
- Declaration of required acquisition and powers of collector
- Reference to court against award of collector and procedure thereon
- Matters to be considered and neglected in determining compensation
- Appointment of compensation
- Payment of compensation and interest thereon.

## Suggested Readings:

1. O.P. Aggarwal : Punjab Land Revenue Act
2. Jain & Jain : Punjab Land Revenue Act
3. O.P. Aggarwal : Punjab Tenancy Act
4. K.B. Jain : Punjab Security of Land Tenures Act
5. P.C. Joshi : Land Reforms in India Trends and Perspectives
6. P.S. Appu : Ceiling on Agricultural Holdings
7. Bare Act : Punjab Land Reforms Act
8. Bare Act : Land Acquisition Act
9. A.B. Puranik : Law of Land Acquisition and Compensation.

## **PAPER III : LAW OF CRIMES - I (PENAL CODE)**

### Unit - I

- Group liability on the basis of common intention
- Unlawful Assembly
- Liability of a member of unlawful assembly
- Abetment
- Criminal Conspiracy
- Stages in the commission of crime

- Criminal liability of Companies

#### Unit - II

- Types of Punishment under the Indian Penal Code
- Right of private defence
- Insanity as a defence to criminal liability
- Offences against morality (Sections 292-294 I.P.C)
- Culpable homicide and Murder
- Death by rash or negligent act
- Simple and grievous hurt

#### Unit - III

- Criminal force and Assault
- Kidnapping and Abduction
- Outraging the modesty of a woman
- Sexual Offences (Sections 375,376,376A, 376B,376C and 376D)
- Bigamy
- Adultery

#### Unit - IV

- Dowry death
- Cruelty by husband or relative of husband
- Theft, Extortion, Robbery and Dacoity
- Criminal misappropriation of property and Criminal breach of trust
- Sedition
- Defamation

#### **SUGGESTED READINGS:**

Rattanlal and Dhirajlal : Law of Crimes

H.S.Gaur : Penal Law of India

P.S.A. Pillai : Criminal Law

T.Bhattacharya : Indian Penal Code

#### **PAPER IV : MOOT COURT PARTICIPATION AND SEMINAR-I**

Students would be attending Lok Adalats organised by the District Courts as well as would be encouraged to undertake various Legal Aid Campus.

Distribution of Marks is as under:

1. Moot Courts: Every student will give presentation at two Moot 60 Marks  
Courts with 30 marks each
2. Seminar 20 Marks
3. Court Visits 20 Marks

Total 100 Marks

(The students will maintain a record and enter the various steps observed during their attendance

on different days in the Court assignment).

## **PAPER - V OPTION (A) : LAW RELATING TO INFORMATION TECHNOLOGY AND RIGHT TO INFORMATION**

### Unit-I

- Need, Aims, Objectives and Application of Information Technology Act, 2000
- Definitions : Computer, Computer Network, Computer Resource, Computer System, e-record, Information, Asymmetric crypto system
- Legal Recognition of Electronic Documents
- Legal Recognition of Digital Signatures
- E-Governance
- Attribution, Acknowledgement and Dispatch of e-record

### Unit-II

- Regulation of Certifying Authorities
- Duties of Subscriber
- Offences, Contraventions and Extra Territorial Jurisdiction
- Penalties and Adjudication
- Service Providers and their exemption from liability
- Investigation and procedure of search and seizure
- Grey areas of IT Act, 2000

### Unit-III

- Historical Background of Right to Information : Colonial and Post Independent Scenario, British and American experiences
- Significance of Right to Information in Democracy
- Constitutional basis of RTI with special reference to Art. 19 and 21 of the Constitution of India
- Supreme Court on Right to Information

### Unit-IV

- Reasons, Aims, Objectives and Application of Right to Information Act, 2005
- Definitions, Right to Information and obligations of Public Authorities
- Central Information Commission, State Information Commission
- Powers and Functions of Information Commissions
- Appeals and Penalties
- Miscellaneous Provisions

### SUGGESTED READINGS:

- Information Technology Act, 2000, Universal Publishing Co. Pvt. Ltd. (2009)  
Dr. Farooq Ahmed, Cyber Law in India, New Era Law Publisher, 3rd Edition, (2008)  
D.P. Mital, Law of Information Tech. (Cyber Law), Taxmann, 2000  
J.H. Barowalia : Commentary on the Right to Information Act, Universal Law Publications  
Nandan Kamath, A Guide to Cyber Laws and IT Act, 2000 with Rules and Notifications, Universal Law Publisher, 3rd Edition, (2007)  
Parag Diwan & Shammi Kapoor, Cyber and E-commerce Law, 2nd Edition, Bharat Publisher, (2000)  
Vakul Sharma, Information Technology : Law & Practice, Universal Law Publisher, 2nd Edition, (2007)  
Yatinder Singh : Cyber Laws

## **PAPER-V - OPTION (B) - BANKING LAW**

### **UNIT-I**

- Development of Banking
- Definition and functions of Bank
- The Banker, The Customer, General relationship between Banker and Customer, Special relationship as Debtor and Creditor, Special relationship of a bailee and a bailer, Special relationship as an agent and principal, Special relationship as a Trustee.

### **UNIT-II**

- Obligation to maintain Secrecy of the Account, Garnishee order, Non-Compliance of Garnishee order, Attachment order of Income Tax Authorities, Effect of attachment order, Syllabus B.A., LL.B. (5 Year Course) : Army Institute of Law, Mohali

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Rights of Banker - Right of General lien, Particular lien, Right to set-off, Right of Appropriation, Right to charge Interest, Commission etc.

### **UNIT-III**

Negotiable Instruments -

Definition, Characteristics of a Negotiable instrument, Cheque - Definition, Essentials, Obligation of Banker to honour the Cheque, Crossing of cheque, Kinds of Crossing, Dishonour of

cheque, Consequences of wrongful dishonour, Complaint for dishonour of cheque, Procedure for

filing complaint and liability for dishonour of cheque. Difference between Holder & Holder in due

course, Kinds of Endorsement.

### **UNIT-IV**

Special Customers of a Bank -

The Minor, The Lunatic - The Drunkard - The married women - The Pardanasheen women, The

illiterate Persons, Joint Account Holder, Joint Hindu Family, Partnership Firm, Salient features of

Reserve Bank of India Act, 1934.

### **SUGGESTED READINGS :**

1. Dr.Verma and Agarwal : Banking Law and Practice
2. Avtar Singh : Negotiable Instruments Acts
3. Negotiable Instruments Act, 1881
4. Reserve Bank of India Act, 1934.

## **PAPER V OPTION (C) : HEALTH LAW**

### **Unit-I**

- Right to Health and Indian Constitution
- National Health Policy
- Legal aspect of Private medical practice

## Unit-II

- The Mental Health Act, 1987: Mental Health Authorities, Admission and detention in psychiatric, Hospitals or Psychiatric Nursing Homes, Protection of Human Rights of Mentally ill persons.
- Medical Termination of Pregnancy Act, 1971

## UNIT-III

- The Transplantation of Human Organs Act, 1994: Authority for the Removal of Human organs, Removal of organs in case of unclaimed bodies in hospital or prison, Restrictions on removal of Human organs, Offences and Penalties
- Pre-natal Diagnostic Techniques (Regulation and Prevention of Misuse) Act, 1994

## UNIT-IV

- Medical Negligence and Malpractices
- Health Insurance in India
- Role of Law in prevention of AIDS
- Duties of Hospitals regarding Medico-legal cases

## **PRESCRIBED BOOKS /ACT**

The Medical Termination of Pregnancy Act, 1971

The Pre-Natal Diagnostic Techniques (Regulation and Prevention of Misuse) Act, 1994

The Mental Health Act, 1987

The Transplantation of Human Organs Act, 1994

The Consumer Protection Act, 1986

Nandita Adhikari- Law and Medicine

R.M Jhala & K. Kumar (rev), Jhala & Raju's Medical jurisprudence, (1997)

## **EIGHTH SEMESTER**

### **Paper -I : Drafting, Pleading and Conveyancing**

#### UNIT-I

- Meaning, Scope and Object of Pleadings
- Complaint and written statement
- Fundamental rules of Pleadings
- Place of Suing
- Frame of suits and its essentials
- Parties to suit

#### UNIT-II

- Complaint in suit for injunction
- Complaint in suit for specific performance
- Complaint in suit for breach of contract
- Complaint in suit for accounts by the Principal against the agent
- Suit for partition and possession
- Suit for damages for malicious prosecution
- Application for eviction of tenant under the East Punjab Rent Restriction Act, 1949
- Application to set aside ex parte decree
- Application for appointment of guardian of a minor

- Written Statements

#### UNIT-III

- Petition for Dissolution of Marriage under Section 13 of the Hindu Marriage Act, 1955
- Petition for Restitution of Conjugal Rights under Section 9 of the Hindu Marriage Act, 1955
- Petition for Decree of Nullity of Marriage under Section 11 & 12 of the Hindu Marriage Act, 1955
- Petition for Judicial Separation under Section 10 of the Hindu Marriage Act, 1955
- Complaint for Maintenance of Peace and Order under Section 107 of the Code of Criminal Procedure, 1973
- Complaint for Public Nuisance
- Complaint for defamation
- Application for Maintenance under Section 125 of the Code of Criminal Procedure, 1973
- Application for Bail
- Application for Anticipatory Bail

#### UNIT-IV

- Meaning, Object and Functions of Conveyancing
- Components of deeds
- Agreement to sell property
- Sale Deed
- Gift Deed
- Mortgage Deed
- Lease Deed
- Deed of Exchange
- Will
- Power of Attorney
- Notice

#### Suggested Readings

Mogha : Pleadings

Mogha : Conveyancing

A.N. Chaturvedi : Pleadings & Conveyancing

Bindra N.S. : Pleading & Practice

### **Paper - II : Professional Ethics and Professional Accounting System**

#### UNIT-I

- **Historical Introduction to Legal Profession in India** : Development of Legal Profession in India
- Privileges and Rights of Legal Profession, Importance, Distinction from other Professions and Business.
- Admission and Enrolment of Advocates, Privileges and Rights to practice of Advocate
- Composition of State Bar Council and its Powers and Functions. Constitution of Disciplinary Committee, Powers, Receipt of Complaint, Disposal and Punishment.

## UNIT-II

- **Bar Council of India** : Composition, Functions and Powers of Bar Council of India
- **Conducts of Advocates** : Meaning and Scope of Professional and Other Misconducts
- Constitution and powers of Disciplinary Committee
- Punishment of Advocate for misconduct
- Disciplinary powers of Bar Council of India
- Disposal of disciplinary proceedings
- Powers of Review, Revision and Appeal
- Right to Appeal to the Supreme Court

## UNIT-III

- Professional Ethics of Lawyers
- Duties of Advocates, Duty to Public and State
- Duties towards Courts
- Duties towards Clients
- Duties to render Legal Aid
- Duties towards Opponent, Colleagues and other Residual Duties
- Conflicts between interest and duty

## UNIT-IV

- Bench-Bar Relationship and Lawyers' Strike
- **The Contempt of Courts Act, 1971** : Meaning of Contempt, Categories of Contempt, Constitutional Validity of the Contempt of Courts Act, 1971
- Constitutional Provisions Regarding Powers of the Supreme Court and the High Courts Houses of Parliament of State Legislatures for Punishing for their Contents
- Nature, Scope and Salient features of the Legal Service Authorities Act, 1987.

## SUGGESTED READINGS

A.N. Chaturvedi : Pleading and Conveyancing with Advocacy and Professional Ethics  
Bare Act of Advocates Act, 1961 & Bar Council of India Rules  
14th Law Commission of India  
Dr. Ravi Karan Singh : Dispensation of Justice - Role and Accountability of Judges and Advocates, Deep & Deep, 2004.

## PAPER-III : LAW OF CRIMES-II (CRIMINAL PROCEDURE)

### UNIT - I

- Definitions Bailable Offence, Non-Bailable Offence, cognizable offence and non-cognizable offence, complaint, Police Report,
- Inquiry, investigation, Judicial Proceeding, Summons Case and Warrant Case.
- Classes and Powers of Criminal Court.
- Arrest of Persons with and without warrant.
- Process to comply Appearance - (a) Summons, (b) Warrant of arrest
- Proclamation and Attachment.
- Process to comply production of thing - Summons to produce, Search
- Warrants, General Provisions Relating Searches, Powers of Police officer to seize certain Property.



## **UNIT - II**

- Information to the Police and their Power to investigate (154-176)
- Conditions requisite for initiations of proceedings (190-199)
- Complaints to Magistrate (200-203)
- Commencement of Proceedings before Magistrates (204-210)
- Jurisdiction of the Criminal Courts in Inquiries and Trials (177-189)

## **UNIT - III**

- The Charge (211-224)
- Procedure for trial (225-265)
  - o Trial before court of session
  - o Trial of warrant cases
  - o Trial of summon cases
  - o Summary Trial
- Pardon to accomplice
- Provisions as to bail and Bonds (436-450)

## **UNIT - IV**

- Confirmation and Execution of Death Sentence
- Suspension, Remission and commutation of sentences
- Inherent Powers of the High Courts
- Appeal, Reference and Revision
- Time Limitation for taking cognizance
- Rights of the Accused and Principles of fair trial.

## **SUGGESTED READINGS:**

Rattan Lal & Dhiraj Lal : Criminal Procedure Code 1973  
R.V. Kelkar : Outlines of Criminal Procedure  
M.P. Tandon : Criminal Procedure Code, 1973.

## **PAPER-IV : MOOT COURT PARTICIPATION AND SEMINAR-II**

Students would be attending Lok Adalats organised by the District Courts as well as would be

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## **PAPER-V - OPTION (A) - INSURANCE LAW**

### **UNIT-I**

- Meaning of Insurance
- Definition of Insurance
- Nature of Insurance
- Functions of Insurance

- Types of Insurance
- Evolution of Insurance

## **UNIT-II**

### **Life Insurance**

- Definition of a Contract of Life Insurance
- Difference between Life Insurance and other forms of Insurance
- Insurable Interest, Presumption of insurable interest, Presumption of insurable interest, Procedure for effecting a Life Policy, Kinds of Life insurance policies,

**Assignment of Life Policies, Nomination by the Policy Holder, Effect of Suicide, Settlement of Claims.**

## **UNIT-III**

### **Fire Insurance**

- Definition of a Contract of Fire Insurance
- Characteristics, What is 'Fire' and 'Loss or Damage by Fire' ?
- Procedure for effecting Fire Insurance
- Types of Fire Policies,
- Assignment of Fire Insurance Policies,
- Fire Insurance Claim

## **UNIT-IV**

### **Marine Insurance**

- Definition of a Contract of Marine Insurance
- Subject matter of a Contract of Marine Insurance, Maritime Derils,
- Characteristics of Marine Insurance Contracts, Kinds of Marine Policies, Insurable Interest, Warranties in a Contract of Marine Insurance, Kinds of Warranties, Marine Losses, Kinds of Losses, Rights of Insurer on Payment.

### **SUGGESTED READINGS:**

1. The Insurance Act, 1938
2. The Life Insurance Corporation Act, 1956
3. The Marine Insurance Act, 1963
4. The General Insurance Business (Nationalisation) Act, 1972
5. Avtar Singh, Mercantile Law
6. R.K. Bangia, Mercantile Law

## **PAPER-V - OPTION (B) – LEGAL REGULATION OF FINANCIAL MARKETING**

### **UNIT-I**

An overview of Financial System

- Constituents of Financial system
- Significance of Financial system
- Development and Growth of Financial and Market in India
- Regulatory Authorities Governing Financial Market

### **UNIT-II**

SEBI (Securities Exchange Board of India)

- Role and Powers

- Depositories Act, 1996; Right and Obligations of Depositories, Participants, Issuers and Beneficial Owners
- Stock Exchange
- Stock Exchange, Functions and significance of Stock Exchange
- Operations of Stock Exchange
- Listing of Securities

### **UNIT-III**

#### Capital Market and Money Market

- Meaning & Significance
- Capital Market Instruments
- Money Market Instruments
- Capital Market vis-à-vis Money Market
- Formation and Regulation of NBFCs.

### **UNIT-IV**

- Competition Act, 2002: Aims, Objectives, Prohibition of Certain Agreements, Abuse of Dominant Position and Regulation of Combinations and Penalties.
- FEMA(Foreign Exchange Management Act): Aims, Objectives, Definitions, Regulations regarding Foreign Currency, Offences and Penalties.

### **SUGGESTED READINGS:**

1. E. Gordon & H. Natarajan, Capital Market in India; Himalaya publishing House, Ramdoot, Dr. Bhalerao Marg, Girgaon, Mumbai- 400004
2. V.L. Lyer, SEBI practice Manual; Taxman allied Service (P) Ltd; 59/32, New Rohtak Road, New Delhi- 110005
- Syllabus B.A., LL.B. (5 Year Course) : Army Institute of Law, Mohali  
60
3. M.Y. Khan, Indian Financial Systems; Tata Mcgraw Hill, 4/21, Asaf Ali Road, New Delhi- 1100102
4. SEBI Manual, Taxman
5. A.K. Senguma & A,K, Agarwal, Money Market Operations in India: Skylark
6. SEBI Annual Reports
7. SEBI Monthly Bulletin
8. Bharat V. Pathak, ” Indian Financial System”, Pearson Education, 3rd Edition

### **PAPER-V - OPTION (C) – LAW ON EDUCATION**

#### UNIT-I

- International Human Rights Documents on Education
- GATTs And Education
- Globalization and Privatization in Education

#### UNIT-II

- University Education Commission (1948-49):- Aims and general recommendations
- Secondary Education (Mudaliar) Commission (1952-53):- Aims and general recommendations
- Indian Education (Kothari) Commission (1964-66)(Kothari Commission):- Aims and general recommendations

- National Policy on Education, 1968

#### UNIT-III

- University Grant Commission Act 1956:- Aims and objectives of the Act, Composition, Powers and functions of the Commission
- National Policy on Education, 1986:- Aims and general recommendations
- Revised Policy on Education, 1992 and Programme of Action (POA)
- National Knowledge Commission
- Legal education in India: Aims, New Scheme, Future of Legal education, Recent Developments.

#### UNIT-IV

- Judicial Activism and Right to Education in India
- Constitutional Provisions on Education in India: Article 45, 86th Constitutional Amendment: Article 21-A, Article 51-A (K)
- The Right of Children to Free and Compulsory Education Act, 2009: Objectives; Definitions; Right to Free and Compulsory Education; Duties of Appropriate Government, Local authority and Parents; Responsibilities of Schools and Teachers; Curriculum and Completion of Elementary education; Protection of Right of Children; Miscellaneous.

#### **SUGGESTED READINGS:**

- Govt. of India : Radha Krishan Commission Report.  
Govt. of India : Secondary Education Commission Report  
Govt. of India : Kothari Education Commission Report  
Govt. of India : Programme of Action- National Policy of Education, Ministry of HRD, New Delhi.  
University Grant Commission Act 1956  
V.D Kulshreshtha : Landmarks in India Legal and Constitutional History  
Walia, J.S : Modern Indian Education and its Problems, Vivek Publishers, Ambala, 1981.  
Rajan, Raj Kumar : Development of Educational System in India  
Khanna, Manoj Kumar Sharma  
Narula, S & Naik : A History of Education in India: McMillan  
The Right of Children to Free and Compulsory Education Act, 2009 : Bare Act  
The Constitution of India : Bare Act