

Negligence — Strict Liability — Accident — Vicarious Liability — measure of Civil and Criminal Liability.

#### **Unit-V:**

Ownership — Definition and kinds of Ownership - Possession — Elements of Possession – Relation between Ownership and Possession — Possessory Remedies — Property — Meaning — Kinds of Property — Modes of Acquisition of Property — Legal Sanctions - Meaning of Sanction — Classification of Sanctions — Civil and Criminal Justice — Concept of Justice — Theories regarding purpose of Criminal Justice — Deterrent, Preventive, Reformative and Retributive theories.

#### **Suggested Readings:**

1. Salmond: *Jurisprudence*, Universal Publishers.
2. Paton : *Jurisprudence*
3. Allen : *Law in the Making*, Universal Publishers.
4. Mahajan V.D.: *Legal Theory and Jurisprudence*, Eastern Book Company, Lucknow,
5. Dias : *Jurisprudence*, Aditya Books.
6. Rama Jois, *Legal and Constitutional History of India*, Universal Law Publications, Delhi.
7. G.C.V. Subba Rao, *Jurisprudence and Legal Theory*, Eastern Book Company.

### **VIII SEMESTER**

#### **Paper-I: LABOUR LAW-II**

##### **Unit-I:**

The Remunerative Aspects – Wages – Concepts of wages - Minimum, Fair, Living Wages - Wage and Industrial Policies - Whitley Commission Recommendations - Provisions of Payment of Wages Act 1936 - Timely payment of wages - Authorized deductions – Claims - Minimum Wages Act 1948 - Definitions - Types of wages - Minimum rates of wages - Procedure for fixing and revising Minimum Wages – Claims -Remedy.

**Unit-II:**

Bonus – concept - Right to claim Bonus – Full Bench formula - Bonus Commission - Payment of Bonus Act 1965 - Application – Computation of gross profit, available, allocable surplus - Eligibility of Bonus - Disqualification of Bonus - set on – set off of allocable surplus- Minimum and Maximum Bonus-Recovery of Bonus.

**Unit-III:**

Employees Security and Welfare aspect - Social Security - Concept and meaning - Social Insurance - Social Assistance Schemes. Social Security Legislations - Law relating to workmen's compensation – The Employee's Compensation Act 1923 – Definitions -Employer's liability for compensation - Nexus between injury and employment - payment of compensation - penalty for default - Employees State Insurance Act 1948 –Application - Benefits under the Act - Adjudication of disputes and claims – ESI Corporation.

**Unit-IV:**

Employees Provident Fund and Miscellaneous Provisions Act 1952 – Contributions -Schemes under the Act - Benefits. The Maternity Benefit Act 1961 - Definitions-Application - Benefits. The Payment of Gratuity Act 1972 – Definitions – application - Payment of gratuity - eligibility – forfeiture – Nomination – Controlling authorities.

**Unit-V:**

The Factories Act 1948 - Chapters dealing with Health, Safety and Welfare of Labour. Child Labour - Rights of child and the Indian Constitution - Salient features of the Child Labour (Prohibition and Regulation) Act 1986 – The Equal Remuneration Act, 1976.

**Suggested Readings**

1. S.N.Misra, *Labour and Industrial Laws*, Central law publication
2. V.G. Goswami, *Labour and Industrial Laws*, Central Law Agency.
3. Khan & Kahan, *Labour Law*-Asia Law house, Hyderabad
4. K.D. Srivastava, *Payment of Bonus Act*, Eastern Book Company
5. K.D. Srivastava, *Payment of Wages Act*
6. K.D. Srivastava, *Industrial Employment (Standing Orders) Act 1947*
7. S.C.Srivastava, *Treatise on Social Security*

8. Sukumar Singh, *Labour Economics*, Deep& Deep, New Delhi
9. V.J.Rao, *Factories Law*

## **Paper-II: INTELLECTUAL PROPERTY LAW**

### **Unit-I:**

**Intellectual Property**-Meaning, Nature and Classification –Significance and need of protection of Intellectual Property — Main forms of Intellectual Property : Patents,Trademarks,Industrial designs, Geographical Indications of Goods, Copyright and Neighbouring Rights-New forms of Intellectual Property: Plant Varieties Protection and Biotechnology, GRTK, Layout Designs, Computer Programmes, **Artificial Intelligence and Intellectual Property.**

### **Unit-II:**

Evolution of International Protection of IPRs-Introduction to the leading International instruments concerning Intellectual Property Rights –General Principles of Protection-The Paris Convention,1883- The Berne Convention,1886 – The Madrid Agreement,1891-The Patent Co-operation Treaty,1970 – The World Intellectual Property Organization (WIPO) Conventions - TRIPS Agreement,1994

### **Unit-III :**

Copyright: Meaning, Nature, historical evolution and significance- The Copyright Act, 1957 – Salient Features-Idea-Expression Dichotomy-Subject matter of Copyright Protection- Neighboring rights - Ownership of Copyright –Rights of Authors and owners -Assignment of copyright –Collective management of copyright- infringement of copyright and Criteria –Exceptions to infringement – **Doctrine of Fair Use -** Authorities under the Act — Remedies for infringement of copyright.

### **Unit-IV:**

Intellectual Property in Trademarks and the rationale of their protection - The Trade Marks Act, 1999 — Definition of Trademarks — **and Trade description** - **Kinds of Trade Marks conventional and non conventional** – Trademarks and Internet Domain Names – **Registration of trademarks** – **Rights of trademark owners** - Passing off — Infringement of Trademark - Remedies-Concept of Industrial designs- The Designs Act, 2000 — Definition and characteristics of Design **Registration of Design** - rights of design holders — Copyright in design — Registration Remedies for infringement.

**UNIT-V:** Patents — Concept of Patent — Historical overview of the Patent Law in India - The Patents Act, 1970 and its salient features — — Patentable Inventions — Kinds of Patents — Procedure for obtaining patent in India and in other countries— Rights and obligations of a patentee —Limitations on patent rights: compulsory licensing, acquisition by government and secrecy directions- Infringement of patent

rights and remedies available.

**Suggested Readings:**

1. P. Narayanan: *Intellectual Patent Rights*, Eastern Law House , 1995.
2. Roy Chowdhary, *Law of Trademark, Copyrights, Patents and Designs*, Kamal Law House
3. G.B. Reddy, *Intellectual Property Rights and the Law* Gogia Law Agency.
4. John Holyoak and Paul Torremans: *Intellectual Property Law*.
5. B.L. Wadhera: *Intellectual Property Law*, Universal Publishers .
6. W.R. Cornish: *Intellectual Property Law*, Universal Publishers .
7. V.K. Ahuja, *Law Relating to Intellectual Property Rights* , LexisNexis
8. Elizabeth Verkey, *Intellectual Property Rights*, Eastern Book Company
9. Elizabeth Verkey, *Law of Patents* , Eastern Book Company

## **PAPER-III: LAND LAWS**

### **Unit-I:**

Classification of lands — Ownership of Land — Absolute and limited ownership (tenancy, lease etc.) — Doctrine of Eminent Domain — Doctrine of Escheat - Doctrine of Bona Vacantia — Maintenance of land records and issue of Pattas and Title Deeds etc.

### **Unit-II:**

Law Reforms before and after independence — Zamindari Settlement — Ryotwari Settlement — Mahalwari System — Intermediaries — Constitutional Provisions — Abolition of Zamindaries, Jagirs and Inams -Tenancy Laws — Conferment of ownership on tenants/ryots.

### **Unit-III:**

Laws relating to acquisition of property — The Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013- salient Features-Procedure for Land Acquisition :Issue of notification , Social

impact assessment -Consent of landowners- Award enquiry, Payment of compensation & Reference to civil courts etc

#### **Unit-IV:**

Laws relating to Ceiling on Land Holdings — A.P. Land Reforms (Ceiling on Agricultural Holdings) Act, 1973 — Effect of inclusion in the IX Schedule of the Constitution — Interpretation of Directive Principles of State Policy.

#### **Unit-V:**

Laws relating to alienation — Scheduled Areas Land Transfer Regulation — Assigned Lands (Prohibition of Transfers) Act, - Resumption of Lands to the Transferor/Government - Land Grabbing (Prohibition) Act – ROR proceedings and Sada Bainama – Mutation of titles-Role of Revenue Courts

#### **Suggested Readings:**

1. P. Rama Reddi and P. Srinivasa Reddy : *Land Reform Laws in A.P.*, Asia Law House, Hyderabad.
2. P.S. Narayana: *Manual of Revenue Laws in A.P.*, Gogia Law Agency, Hyderabad.
3. *Land Grabbing Laws in A.P.*, Asia Law House, Hyderabad.
4. G.B. Reddy: *Land Laws in A.P.*, Gogia Law Agency, Hyderabad
5. N. Maheshwara Swamy, Lectures on Land Laws, Asia Law House, Hyderabad

### **PAPER-IV: INTERPRETATION OF STATUTES**

#### **Unit-I:**

Meaning and Definition of Statutes — Classification of Statutes — Meaning and Definition of Interpretation — General Principles of Interpretation — Rules of Construction under the General Clauses Act, 1897.

#### **Unit-II:**

Grammatical Rule of Interpretation — Golden Rule of Interpretation – Rule of Interpretation to avoid mischief.

#### **Unit-III:**

Interpretation of Penal Statutes and Statutes of Taxation — Beneficial Construction — Construction to avoid conflict with other provisions — Doctrine of Harmonious Construction.

#### **Unit-IV:**

External Aids to Interpretation — Statement of objects of legislation, Legislative debates, identification of purpose sought to be achieved through legislation — Internal Aids to Interpretation — Preamble, title, interpretation clause, marginal notes, explanations etc. — Presumptions.

#### **Unit-V:**

Effect of Repeal — Effect of amendments to statutes — Conflict between parent legislation and subordinate legislation — Methods of interpreting substantive and procedural laws.

#### **Suggested Readings:**

1. Vepa P. Sarathi: *Interpretation of Statutes*, Eastern Book Co,
2. Maxwell: *Interpretation of Statutes*, Butterworths Publications
3. Crawford: *Interpretation of Statutes*, Universal Publishers.
- 4 Chatterjee: *Interpretation of Statutes*.
5. G.P. Singh: *Principles of Statutory Interpretation*, Wadhwa and Company,
6. Cross, *Statutory Interpretation*, LexisNexis

### **Paper-V: LAW OF EVIDENCE**

#### **Unit-I:**

The Indian Evidence Act, 1872 — Salient features of the Act – Meaning and kinds of Evidence – *the impact of the Information Technology Act, 2000 on the Indian Evidence Act* - Interpretation clause — Documents, May Presume, Shall presume and Conclusive proof - Fact, Fact in issue and Relevant facts — Distinction between Relevancy and Admissibility - Doctrine of *Res gestae* — Motive, preparation and conduct — Conspiracy — When Facts not otherwise relevant become relevant — Right and custom — Facts showing the state of mind etc.

#### **Unit-II :**

Admissions & Confessions: General Principles concerning Admissions — Differences between "Admission" and "Confession" — Confessions obtained by inducement , threat or promise – Confessions made to police officer - Statement made in the custody of a police officer leading to the discovery of incriminating material — Admissibility of Confessions made by one accused person against co-accused. Dying Declarations and their evidentiary value — Other Statements by

persons who cannot be called as Witnesses —Admissibility of evidence of witnesses in previous judicial proceedings in subsequent judicial proceedings.

### **Unit-III :**

Relevancy of Judgments — Opinion of witnesses — Expert's opinion — Opinion on Relationship especially proof of marriage — Facts which need not be proved — Oral and Documentary Evidence – General Principles concerning oral evidence and documentary evidence — Primary and Secondary evidence — Modes of proof of execution of documents — Presumptions as to documents — General Principles regarding Exclusion of Oral by Documentary Evidence – Relevance of social media in the law of evidence

### **Unit-IV:**

Rules relating to Burden of Proof - Presumption as to Dowry Death — Estoppels — Kinds of estoppels — Res Judicata, Waiver and Presumption.

### **Unit-V :**

Competency to testify — Privileged communications - Testimony of Accomplice — Examination in Chief, Cross examination and Re-examination — Leading questions — Lawful questions in cross examination —Compulsion to answer questions put to witness — Hostile witness — Impeaching the credit of witness — Refreshing memory — Questions of corroboration — Improper admission and rejection of evidence.

— **NOTE: A Comparative Study of Indian Evidence Act,1872 and Bharatiya Sakshya Adhiniyam, 2023 Shall be made wherever necessary.**

### **Suggested Readings:**

1. Batuk Lal: *The Law of Evidence*, Central Law Agency, Allahabad.
2. M. Monir: *Principles and Digest of the Law of Evidence*, Universal Book Agency, Allahabad.
3. Vepa P. Saradhi: *Law of Evidence* Eastern Book Co., Lucknow.
4. Avatar Singh: *Principles of the Law of Evidence*, Central Law Publications.
5. V. Krishnama Chary: *The Law of Evidence*, S.Gogia & Company Hyderabad.
6. V. Nageswara Rao: *The Evidence Act*, LexisNexis.

## **INTERNSHIP – AFTER SEMESTER-VIII**

**Introduction of viva-voce Examination for internship record for 5YDC (BBA LL.B)**



Introduction of monitoring the mandatory internship programmed undergone by the students of VIII semester of 5YDC (BBA LL.B) **Mentoring system for internship:** Mentoring system for internship of students (one mentor for 10 intern students shall be introduced to monitor the allotment of internship provider, the progress of internship, certification of internship provider and submission of internship reports).

- a) **Identification of Internship Providers:** Internship Providers can be statutory Bodies, Courts, Judges, Senior Advocate, Commissions, Tribunals, Industries, NGO's, etc. Who can impart practical knowledge and Training to the students.
- b) An Official Letter to be address to the Internship Providers by the Principal of respective college.
- c) The University-appointed examiner shall conduct Viva-Voce Examination for all the students intern immediately after completion of internship shall award the Grades as under.

A----above 80% (Excellent)

B----above 70% upto 79% (Very Good)

C----above 60% upto 69% (Good)

D----above 50% upto 59% (Satisfactory)

E----Less than 50% (not satisfactory)

**\* Note: No impact on Results**

- d) The grades awarded by the examiners appointed by Examination branch on the recommendation of Chairman, Board of Studies in Law, OU shall be submitted in the examination branch of OU to be reflected in the marks memos of IX semester of BBA LL.B (5YDC). The concerned colleges should pay suitable honorarium to the Examiners by way of sitting fee.

The internship Viva-Voce Examination should be conducted for the concerned semester students from the Academic year 2024-25.