

SEMESTER-V

PAPER-I: CRIMINAL LAW-I

Unit-I

Meaning of Crime - Essential elements of Crime – Crime and Tort - Crime and Breach of Contract – Stages of Crime - Historical Background of Indian Penal Code - Territorial operation of the Code - Punishment of Offences committed beyond India - Extra-territorial operation of the Code.

Unit-II

General Explanations – Individual Liability – Joint or Group Liability – Constructive liability – Punishments – under IPC – Theories of punishments – compensation to the victim of crime- General Exceptions - Abetment - Criminal Conspiracy

Unit-III

Offences against the State and terrorism – Offences relating to Army, Navy and Air force - Offences against Public Tranquility- *Increasing tendency of offences under S.153- A section 153AA and S.153-B*

Unit-IV

Offences by or Relating to Public Servants - Offences Relating to Elections - Contempt of the Lawful Authority of Public Servants.

Unit-V

False Evidence - Offences against Public Justice - Offences relating to Coin and Government Stamps - Offences relating to Weights and Measures - Offences relating to Public Health, Safety, Convenience, decency and Morals - Offences relating to Religion

Suggested Readings:

1. Ratan Lal and Dhiraj Lal: *Indian Penal Code*, Wadhwa & Co.,2000
2. Achutan Pillai: *Criminal Law*, Butterworth Co.,2000.
3. Gour K.D.: *Criminal Law - Cases and Materials*, Butterworth Co.,1999.
4. Kenny's: *Outlines of Criminal Law*, (1998 Edition).
5. O.P.Srivastava: *General Principles of Criminal Law*

**PAPER-II:
CONSTITUTIONAL LAW-I**

Unit-I:

Constitution-Meaning and Significance - Evolution of Modern Constitutions - Classification of Constitutions- Indian Constitution - Historical Perspectives - Government of India Act, 1919-Government of India Act, **Framing of Indian Constitution** - Role of Drafting Committee of the Constituent Assembly

Unit-II:

Nature and Salient Features of Indian Constitution - Preamble to Indian Constitution - Union and its Territories-Citizenship - General Principles relating to Fundamental Rights(Art.13) - Definition of State – **Doctrine of Judicial Review**

Unit-III:

Right to Equality(Art.14-18) – **The Constitution (124 Amendment Act 2019)**
Freedoms and Restrictions under Art.19 -Protection against Ex-post facto law - Guarantee against Double Jeopardy - Privilege against Self-incrimination - Right to Life and Personal Liberty - Right to Education – Protection against Arrest and Preventive Detention

Unit-IV:

Rights against Exploitation - Right to Freedom of Religion - Cultural and Educational Rights - Right to Constitutional Remedies - Limitations on Fundamental Rights(**Art.31-A,31-B, 31-C, 358 & 359**).

Unit-V:

Directive Principles of State Policy – Significance – Nature – Classification - Application and Judicial Interpretation - Relationship between Fundamental Rights and Directive Principles - Fundamental Duties – Significance - Judicial Interpretation

Suggested Readings:

1. M.P.Jain, *Indian Constitutional Law*, Wadhwa & Co,Nagpur
2. V.N.Shukla, *Constitution of India*, Eastern Book Company,Lucknow
3. Granville Austin, *Indian Constitution-Cornerstone of a Nation*, OUP, New Delhi
4. H.M.Seervai, *Constitutional Law of India* (in 3 Volumes),N.M.Tripathi,

Bombay

5. G.C.V.Subba Rao, *Indian Constitutional Law*, S.Gogia & Co.,Hyderabad
6. B.Shiva Rao: *Framing of India's Constitution* (in 5 Volumes), Indian Institute of Public Administration, NewDelhi
7. J.N.Pandey, *Constitutional Law of India*, Central Law Agency,Allahabad
8. Sujit Choudhry, Madhav Kholsa and Pratap Bhanu Mehta, *Oxford Handbook of Constitutional Law*, Oxford University Press.

PAPER-III: CORPORATE LAW-I

Unit- I

Corporate Personality - General Principles of Company Law - Nature and Definition of Company - Private Company and Public Company - **One Person Company**- Characteristics of a Company - Different kinds of Company - Registration & Incorporation of Company - Lifting the Corporate Veil – Company distinguished from Partnership , HUF and LLP.

Unit – II

Promoters - Memorandum of Association - Doctrine of Ultravires - Articles of Association - Doctrine of Indoor Management - Prospectus - Civil and Criminal – **Compounding of offences under Sec. 441 - decriminalization** - Liability for misstatement in prospectus - Statement in lieu of Prospectus - Pre- incorporation Contracts - Membership in a Company - Borrowing Powers – Debentures & Charges – **insider trading of company shares.**

Unit- III

Shares & Stock - Kinds of shares - Statutory restrictions on allotment of shares - Intermediaries – Call on shares for future of shares- Transfer of shares – Transmission of shares – Reduction on transfer of shares - Rectification of register on transfer - Certification and issue of certificate of transfer of shares - Limitation of time for issue of certificates - Object and effect of share certificate.

Unit – IV

Directors – **women director – Independent director – code for independent directors**– Different kinds of Directors - Appointment, position , qualifications and disqualifications- powers of Directors - Rights and Duties of Directors - Meetings and proceedings - kinds of meetings - Statutory meeting- Statutory report - Annual General Meeting - Extraordinary meeting - Power of the Tribunal

to order meeting - class meetings - Requisites for a valid meeting - Chairman for meetings - Duties of Chairman - Proxy - Resolutions – Minutes-Shareholders Activism - *Corporate Social Responsibility*.

Unit – V

Accounts and Audit - Inspection and Investigation - Compromises, Reconstruction and Amalgamation - Majority rule and Rights of minority share holders - Prevention of oppression and mismanagement – **class action** - Revival and rehabilitation of sick industrial companies - Mergers, Amalgamation and Takeover - Dissolution of a company – Winding up of companies-Modes of winding up of companies – consequences of winding up - *The insolvency and Bankruptcy Code, 2016 in relation to winding up of companies –Authorities under the Act-Department of Company Affairs - NCLAT, NCLT, Company Law Board, Regional Directors, ROC, Public Trustee or Advisory Committee & SFIO -Their powers and functions-* – Jurisdiction of Courts –**Corporate governance and certain relaxations in the light of pandemic.**

Suggested Readings:

1. Shah : *Lectures on Company Law*, N.M.Tripati,Bombay.
2. Avtar Singh : *Company Law*, Eastern BookCompany.
3. Charlesworth: *Company Law*, Sweet andMaxwell.
4. Ramaiah: *Company Law*, Wadhwa &Co.
5. Dutta: *Company Law*, Eastern Law House,Calcutta.
6. The Companies Act, 2013.
7. Executive Programme Study Material on Company Law, The Institute of Company Secretaries of India, New Delhi available at www.icsi.edu.
8. Gower: *Principles of Modern Company Law*
9. J.M. Thomson: *Palmer’s CompanyLaw*

**PAPER–IV:
ENVIRONMENTAL LAW**

Unit-I The meaning and definition of environment – Ecology - Ecosystems- Biosphere - Biomes - Ozone depletion - Global Warming - Climatic changes - Need for the preservation, conservation and protection of environment - Ancient Indian approach to environment- Environmental degradation and pollution - Kinds, causes and effects of pollution.

Unit-II Common Law remedies against pollution - trespass, negligence, and theories of Strict Liability & Absolute Liability - Relevant provisions of I.P.C. and Cr.P.C. and C.P.C., for the abatement of public nuisance in pollution cases - Remedies under Specific Relief Act - Reliefs against smoke and noise - Noise Pollution.

Unit-III: The law relating to the preservation, conservation and protection of forests, wild life and endangered species, marine life, coastal ecosystems and lakes etc. - Prevention of cruelty towards animals - The law relating to prevention and control of water pollution - Air Pollution - Law relating to environment protection – **Environment Protection Act, 1986: Biological Diversity Act, 2002: Hazardous Waster (Management, Handing and Transboundary) Regulations etc. ,** - Environment pollution control mechanism – National Environmental Tribunal and National Environmental Appellate Authority- *National Green Tribunal-Their powers and jurisdiction*

Unit-IV: Art. 48A and Art. 51A(g) of the Constitution of India - Right to wholesome environment - Right to development - Restriction on freedom of trade, profession, occupation for the protection of environment - Immunity of Environment legislation from judicial scrutiny(Art.31C) - Legislative powers of the Centre and State Government - Writ jurisdiction - Role of Indian Judiciary in the evolution of environmental jurisprudence- **Role of Green Belt development purpose & advantage.**

Unit-V International Environmental Regime - Transactional Pollution - State Liability - Customary International Law - Liability of Multinational Corporations/Companies - Stockholm Declaration on Human Environment, 1972 - The role of UNEP for the protection of environment - Ramsar Convention 1971 –

Bonn Convention (Migratory Birds) 1992 - Nairobi Convention, 1982 (CFCC) - Biodiversity Convention (Earth Summit), 1992 - Kyoto Protocol 1997, Johannesburg Convention 2002.

Suggested Readings:

1. Armin Rosencranz and Shyam Divan: *Environmental Law and Policy in India*.
2. Manoj Kumar Sinha (Ed), Environmental Law and Enforcement: The Contemporary Challenges, Indian Law Institute, New Delhi, 2016.
3. A. Agarwal (Ed.): *Legal Control of Environmental Pollution*
4. Chetan Singh Mehta: *Environmental Protection and Law*
5. V.K. Krishna Iyyer: *Environment Pollution and Law*
6. Paras Diwan : *Environmental Law and Policy in India*, 1991
7. Dr. N. Maheshwara Swamy, *Environmental Law*, Asia Law House, Hyderabad.
8. P. Leela Krishnan, Environmental law in India, 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 — 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.

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.