

5. Mulla: *Principles of Mohammedan Law*.
6. Paras Divan: *Family Law (Hindu, Muslim, Christian, Parsi and Others)*, Allahabad Law Agency, Allahabad.
7. M.A. Qureshi: *Text Book on Muslim Law*, Central Law Publications, Allahabad.
8. B.R. Varma, *Mohammedan Law*, Delhi Law House, New Delhi.

SEMESTER-V

PAPER-I:

Entire syllabus is replaced as follows

CRIMINAL LAW-I

Unit-I:

Concept of Crime - Meaning of Crime - Distinction between Crime and Tort - Stages of Crime - Intention, Preparation, Attempt and Commission of Crime - Elements of Crime - *Actus Reus and Mens rea* - Codification of Criminal Law in India - IPC, 1860 - Application of the Bharatiya Nyaya Sanhita, 2023 (Section 1-2 of BNS)- Territorial and Extra-Territorial Application – Definitions under BNS.

Unit-II:

General Explanations (Sec 3 of BNS, 2023) -Joint or Group Liability -Individual Liability - Constructive Liability - Punishments (Sec 4 to 13 of BNS, 2023) - Theories of Punishments, Punishments under Bharatiya Nyaya Sanhita - General Exceptions - (Sec 14 to 44 of BNS, 2023) - Abetment - Criminal Conspiracy and Attempt - (Sec 45 to 62 of BNS, 2023).

Unit-III:

Offences against Woman and Child- Sexual offences- (Sec 63-73 of BNS, 2023) - Criminal Force and Assault against Woman (Sec 74-79 of BNS, 2023) - Offences relating to Marriage (Sec 80-86 of BNS, 2023) - Kidnapping and Abduction (Sec 87 of BNS, 2023)- Causing Miscarriage- (Sec 88-92 of BNS, 2023)– Offences against Child- (Sec 93-99 of BNS, 2023).

Unit-IV:

Offences affecting Human Life - (Sec 100-110 of BNS, 2023) Culpable Homicide -Murder- Punishment for Life Convict -Causing Death by Negligence- Organised Crime - (Sec 111 of BNS, 2023) - Petty Organised Crime-(Sec 112 of BNS, 2023) -Terrorist Act- (Sec 113 of BNS, 2023).

Unit-V:

Offences affecting Human Body - Hurt – (Simple and Grievous Hurt) -(Sec 114-125 of BNS, 2023) -Wrongful Restraint and Wrongful Confinement - (Sec 126-127 of BNS, 2023) - Criminal Force and Assault - (Sec 128-136 of BNS, 2023) – Kidnapping, Abduction, Slavery and Forced Labour -(Sec 137-146 of BNS, 2023).

***Note: A Comparative Study of IPC, 1860 and BNS, 2023 shall be made wherever Necessary.**

Suggested Readings:

1. BNS, 2023 Bare Act

2. Ratan Lal and Dhiraj Lal: *Indian Penal Code*, Wadhwa & Co., 2000
3. Achutan Pillai: *Criminal Law*, Butterworth Co., 2000.
4. Gour K.D.: *Criminal Law - Cases and Materials*, Butterworth Co., 1999.
5. Kenny's: *Outlines of Criminal Law*, (1998 Edition).
6. 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) –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, 335, 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, New Delhi
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 Director – 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.

.Suggested Readings:

1. Shah : *Lectures on Company Law*, N.M.Tripati, Bombay.
2. Avtar Singh : *Company Law*, Eastern Book Company.
3. Charlesworth: *Company Law*, Sweet and Maxwell.
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 Company Law

**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 - UN Framework Convention on Climate Change (UNFCCC)- UN Climate Change Conference (COP21) & Paris Agreement 2016

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:

Bharatiya Sakshya Adhiniyam, 2023 — Salient Features of the Act – Meaning and Kinds of Evidence Interpretation Clause — **Documents**, May Presume, Shall Presume and Conclusive Proof - Fact, Fact in Issue and Relevant Facts, Proved, Disproved — 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, electronic or digital record, special provision as to evidence relating to electronic record, admissibility of electronic records 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. BatukLal: *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
6. V. Nageswara Rao: *The Evidence Act*, LexisNexis.
7. B.M. Prasad and M. Mohan, *Law of Evidence*, Lexis Nexis, 2012
8. M, Munir, *Law of Evidence*, universal law publication, 2013
9. Ram Jethmalani, *Law of Evidence*, Thomsan Reuters, 2016
10. Annual Survey of Indian Law, ILI New Delhi Publication

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