

CH. CHARAN SINGH UNIVERSITY
LL.B. 3 YEAR (SIX SEMESTER) COURSE
SYLLABUS (w.e.f. : 2014 – 15 Session)
SCHEME OF EXAMINATION

The Syllabus of LL.B. 3 Year (Six Semester) Course shall be applicable in all Affiliated Colleges and Legal Study Center (Self- Financed) of Ch. Charan Singh University, Meerut.

SEMESTER – I: (Total : 500 Marks)

Paper No.	Title of the Paper	Paper Code	Max. Marks
I	Jurisprudence – I (Legal Theory)	K-101	100
II	Constitutional Law of India – I (Nature of the Constitution And Fundamental Rights)	K-102	100
III	Law of Torts	K-103	100
IV	Law of Crimes – I (Indian Penal Code)	K-104	100
V	Contract – I (General Principles of Contract)	K-105	100

PAPER – I JURISPRUDENCE – I (Legal Theory)

(Paper Code : K-101)

The course shall comprise of the following :

- (1) Introduction :** Definition, Nature and Scope of Jurisprudence, Importance of the Study of Jurisprudence.
- (2) Analytical School :** Analytical Positivism – John Austin, Kelsen, And H.L.A. Hart.
- (3) Historical School :** Frederick Karl Von Savigny, Sir Henry Sumner Maine.
- (4) Natural Law School :** Classical Natural Law, Revival of Natural Law : Rudolf Stammler and Kohler.
- (5) Sociological School :** Background and Characteristics, Roscoe Pound's theory of Social Engineering, Dugits Doctrine of Social Solidarity.
- (6) American Realist School.**
- (7) Economic Approach of Law :** Marxist Approach on Law and State and Its Impact.

BOOKS RECOMMENDED

Bodenheilmer : Jurisprudence. Dias, Jurisprudence.

Friedman, Law in Changing Society.

Llyoyd, Introduction of Jurisprudence.

Mahajan V.D., Jurisprudence.

Paton : Jurisprudence.

Salmond :Jurisprudence.

PAPER – II CONSTITUTIONAL LAW OF INDIA – I

(Nature of The Constitution And Fundamental Rights)

(Paper Code: K-102)

The course shall comprise of the following:

(1) Nature of the Indian Constitution. Special emphasis shall be placed on

- (a) Federal Structure and
- (b) Form of the Government

(2) Preamble of the Constitution

(3) Fundamental Rights –

(a) General : Scheme of Fundamental Rights, Who can claim Fundamental Rights : Against whom Fundamental Rights are available ? Suspension of Fundamental Rights.

(b) Specific Fundamental Rights-

- Right to Equality (Articles 14 to 18)
- Right to Freedom of Speech and Expression (Article 19(1)(a))
- Protection in respect of Conviction for offences (Article 20)
- Right to Life and Personal Liberty (Article 21)
- Right to Education (Article 21A)
- Right against Exploitation (Articles 23 to 24)
- Right to Freedom of Religion (Articles 25 to 28)
- Cultural and Educational Rights of Minorities (Articles 29 to 30)
- Right to Constitutional Remedies (Article 32)

(5) Directive Principles of State Policy, their importance and relationship with Fundamental Rights.

(6) Fundamental Duties

BOOKS RECOMMENDED

Chander Pal, Centre State Relations and Indian Cooperative Federalism.

Chander Pal, State Autonomy in Indian Federation: Emerging Trends.

Hidayatullah M., Constitutional Law of India.

Jain M.P., Constitutional Law.

Pandey J.N., Constitutional Law of India.

Seervai H.M., Constitutional Law of India.

Shukla V.N., Constitutional Law of India.

Tope T.R., Constitutional Law of India.

PAPER – III LAW OF TORTS (Paper Code : K-103)

The course shall comprise of the following :

(1) Evolution, Definition, Nature and Scope of Torts.

(a) Its Development by Courts in England and India.

(b) A Wrongful Act - Legal Damage

(i) Damnum Sine Injuria, **(ii)** Injuria Sine Damno

(c) Joint and Several Tort Feasors

(d) Tort distinguished from Crime and Contract

(2) General Defences in Torts : With Special Reference to Volenti Non Fit Injuria, Act of God, Inevitable Accident, Statutory Authority.

(3) Vicarious Liability with Special Reference to Master's Liability for Acts of Servant.

(4) Absolute and Strict Liability.

(5) Torts based on Intentional Wrong-Doing.

(a) Affecting Person - Assault, Battery and False Imprisonment.

(b) Malicious Prosecution

(c) Affecting Immovable Property - Trespass to Land.

(6) Torts based on Intentional and Negligent Wrong-Doing

(a) Nervous Shock, **(b)** Nuisance, **(c)** Defamation

(7) Remoteness of Damage

BOOKS RECOMMENDED

Aggarwal V.K., Law on Consumer Protection (students edition).

Bangia R.K., The Law of Torts.

Kapoor S.K., Law of Torts.

Lal Rattan & Lal Dhiraj, The Law of Torts.

Paranjape N.V., Law of Torts.

Salmond W.G., Law of Torts.

Winfield and Jolowicz, Torts.

PAPER – IV LAW OF CRIMES – I (Indian Penal Code)

(Paper Code : K-104)

The course shall comprise of the following :

- **General Principles of Crime :** Historical background of criminal law in India; Concept of crime; Element of crime-external and internal; Motive; Concept of Strict Liability; General Exceptions viz. Mistake, Superior order, Action in pursuance of legal obligation, accident, necessity, young age, unsoundness of mind, drunkenness, consent compulsion, trifling act, communication made in good faith; Right of Private Defence; Joint and constructive liability; Preliminary offences viz. Abetment, conspiracy and attempt.

- **Specific Offences :**

(1) Offences Affecting Human Body : Culpable Homicide, Murder, Homicide by Rash and Negligent Act, Hurt and Grievous Hurt; Wrongful Restraint and Wrongful Confinement; Criminal Force; Assault; Outraging the Modesty of Woman; Rape and Unnatural sexual Offences; Kidnapping and Abduction; Dowry death and Cruelty.

(2) Offences Against Property : Theft; Extortion; Robbery; Dacoity; Criminal Misappropriation; Criminal Breach of Trust; Cheating; Mischief; Criminal Trespass.

(3) Offences Against State and Public Tranquility : Sedition; Unlawful Assembly; Rioting and Affray.

(4) Offences Against Marriage : Bigamy and Adultery.

BOOKS RECOMMENDED

Gaur Hari Singh (Dr.), Penal Law of India.

Gaur K.D., Criminal Law cases and materials.

Lal Rattan Lal Dhiraj, Indian Penal Code.

Misra S.N., Indian Penal Code.

Nigam R.C., Principles of Criminal Law.

PAPER – V CONTRACT – I (General Principles of Contract)

(Paper Code : K-105)

The course shall comprise of the following :

- (1) Purpose, Evolution and Scope of Law of Contracts**
- (2) Proposal and Promise Including Communication of Proposal, Acceptance and Communication of the Revocation of Proposal and Acceptance.**
- (3) Consideration and Doctrine of Privity of Contract.**
- (4) Lawful Object and Consideration.**
- (5) Capacity to Contract : Minors, Persons of Unsound Mind and Others Disqualified by Law ; Nature and Effects of Minor's Agreements; Doctrine of Restitution.**
- (6) Consent and Free Consent.**
- (7) Standard Form of Contracts**
- (8) Agreements Declared Void and Voidable Under the Contract Act.**
- (9) Contingent Contracts**
- (10) Law Relating to Certain Relations Resembling those Created by Contracts, viz., Quasi-Contracts.**
- (11) Discharge of contracts with special reference to the doctrine of frustration.**

BOOKS RECOMMENDED

Anson's Law of Contract.

Bangia R.K. (Dr.), Indian Contract Act

Desai S.T., The Indian Contract Act

Kapoor S.K., Contract

Moitra A.C., (Dr.), Principles and Digest of Indian Contract Act.

Pollock and Mulla, Indian Contract and Specific Relief Act

Singh Avtar (Dr.), Law of Contract