

**SEMESTER-II:(TOTAL MARKS:500)**

<b>Paper No</b>	<b>Title of the Paper</b>	<b>Paper Code</b>	<b>Max Marks</b>
I	Jurisprudence – II (Legal Concepts)	K-201	100
II	Constitutional Law of India – II (Structure And Working of the Indian Constitution)	K-202	100
III	Family Law – I (Hindu Law)	K-203	100
IV	Contract – II (Specific Contract And Law of Partnership)	K-204	100
V	<b><u>Optional Papers</u></b> Student has to opt any one optional Paper (subject to availability of expert Faculty in the Department) among the following :		
	Indian Legal And Constitutional History OR	K-205	100
	Law of Taxation	K-206	100

**PAPER – I JURISPRUDENCE - II(Legal Concepts)**  
**(Paper Code : K-201)**

The course shall comprise the following :

(1) Legal Person :

- (a) Nature and Concept
- (b) Theories of Legal Personality

(2) Legal Rights And Duties :

- (a) Definition, Basis and Characteristics of Legal Rights and Duties
- (b) Kinds of Legal Rights
- (c) Relationship between Rights and Duties

(3) Possession and Ownership :

- (a) Possession in Fact and Possession in Law,
- (b) Relation between Possession and Ownership

(4) Liability :

- (a) Theory of Remedial Liability
- (b) Theory of Penal Liability

(5) Law and Morality :

- (a) Relation between Law and Morals,
- (b) Legal Enforcement of Morality

(6) Sources of Law :Custom, Precedent, and Legislation

(7) State and Sovereignty

(8) Law and Justice :(a) Concept of Justice

- (b) Theories of Justice
- (c) Administration of Justice

**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 - II**  
**(Structure And Working of The Indian Constitution)**  
**(Paper Code : K-202)**

The course shall comprise of the following

- (1) Union Parliament : Organization, Procedure regarding Enactment of Legislation, Parliamentary Privileges.
- (2) Union Executive : The President, his Powers and Position including Ordinance Making Power.
- (3) Prime Minister and the Cabinet. Is the Prime Minister Real Head?
- (4) Distribution of Legislative Powers between Union and the States. Territorial and Topical Distribution of Powers. Power of Parliament to Legislate on State Matters. Doctrine of Territorial Nexus. Doctrine of Pith and Substance, Doctrine of Colourable Legislation.
- (5) Emergency Provisions with Special References to Proclamation of Emergency and President's Rule.
- (6) Union Judiciary: Supreme Court of India. Composition and Jurisdiction
- (7) Tortious Liability of State.
- (8) Protection of Civil Servants.
- (7) Amendment of the Constitution. Power and Procedure; Basic Structure of the Constitution.

**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 FAMILY LAW – I(Hindu Law)**  
**(Paper Code : K-203)**

The course shall comprise of the following :

- (1) Sources of Hindu Law
- (2) Schools and Sub-Schools of Hindu Law
- (3) Marriage : Essentials of a Valid Marriage, Void and Voidable Marriage
- (4) Matrimonial Relief : Concept and Grounds of Various Matrimonial Reliefs  
viz.
  - Restitution of Conjugal Rights
  - Judicial Separation
  - Nullity of Marriage
  - Divorce
- (5) Legitimacy - Legal Status of Children Born of Void and Voidable Marriage.
- (6) Adoption
- (7) Hindu Minority and Guardianship Act, 1956
- (8) Law of Maintenance - Hindu Adoption and Maintenance Act, 1956.

**BOOKS RECOMMENDED**

Mulla, Principles of Hindu Law  
DiwanParas (Dr.), Modern Hindu Law  
Mayne's, Hindu Law and Usage  
Kesari U.P.D. (Dr.), Modern Hindu Law  
Sharma B. K.-Modern Hindu Law

**PAPER – IV CONTRACT - II**  
**(Specific Contract And Law of Partnership)**  
**(Paper Code : K-204)**

The course shall comprise of the following :

1. Contract of Indemnity, Contract of Guarantee, Bailment and Pledge.
2. Contract of Agency.
3. Delineation of Sale, Essentials of Contract of Sale and Agreement to Sale, Duties of Sellers and Buyers, Sale by Sample, Sale by Description, Conditions and Warranties, Rule of Caveat Emptor.
4. Transfer of Title, Passing of Property in Goods, Delivery of Goods – Rules regarding Delivery of Goods, Unpaid Seller and his Rights, Remedies for the Breach of Contract.
5. Network of Partnership, Difference between Partnership and a Company, Mutual relationship between Partners, Authority of Partners, Dissolution of Partnership, Minor as Partner.

**BOOKS RECOMMENDED**

Anson, 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.  
Narayana P.S., The Law of Partnership.  
Pollock and Mulla, Indian Contract and Specific Relief Act.  
Singh Avtar (Dr.), Introduction to Law of Partnership.  
Singh Avtar (Dr.), Law of Contract.

## **PAPER – V INDIAN LEGAL AND CONSTITUTIONAL HISTORY**

**(Optional Paper)**

**(Paper Code : K-205)**

This course is intended to introduce students to the Legal and Constitutional History of India (1600-1950). Emphasis will be laid on the following :

### **I. Legal History :**

The Early Charters and the Administration of Justice by the East India Company, the Mayor's Courts; Judicial Reforms of Warren Hastings and the Advent of Adalat System; the Regulating Act and the Act of Settlement; Judicial Reforms of Cornwallis; the High Courts; Privy Council; the Supreme Court of India; the Law Commissions and Codification, Development of Criminal Law, Law of Contract and Law of Evidence in India; Personal Laws of Hindu and Mohammedans.

### **II. Constitutional History :**

Position of Native States and the development of the Doctrine of Paramountcy, Development of Legislative Institutions, Indian Council Act 1861, Government of India Act 1909, Government of India Act 1919, Government of India Act 1935, The story of Framing of Indian Constitution.

### **BOOKS RECOMMENDED**

Jain, M.P., Outlines of Indian Legal History

Kulshreshtha, V.D., Landmarks in Indian Legal and Constitutional History

Pranjpe, N.V., Legal and Constitutional History of India

Puri, S.K., Legal and Constitutional History of India

Ramajois, M., Legal and Constitutional History of India, Volume-I,II

Shilwant, S.S., Turning Points in Indian Legal and Constitutional History

Singh, M.P., Outlines of Indian Legal and Constitutional History

**PAPER – VI LAW OF TAXATION(Optional Paper)**  
**( Paper Code : K-206 )**

The course shall comprise of the following :

- (1) Introduction :History and Objects of Taxation, Direct and Indirect Taxes, Concept of Tax and Fee.
- (2) Definitions :Assesses, Assessment Year, Previous Year, Business, Agricultural Income, Income, Person.
- (3) Residence (Sections 6, 7 and 9)
- (4) Salaries (Sections 15 to 17)
- (5) Income from House Property (Sections 22 to 27)
- (6) Profits and Gains of Business or Profession (Section 28)
- (7) Depreciation Allowance (Section 32)
- (8) Business Expenditure and Loss (Section 37)
- (9) Capital Gains (Sections 45, 46 and 54)
- (10) Income from other Sources (Sections 56 to 58).

**BOOKS RECOMMENDED**

RaiKailash (Dr.), Taxation Law.  
Singhania V.K. (Dr.), Students Guide to Income Tax.  
Kanga &Palkiwala, Law of Income Tax.  
Taxman, Three Direct Taxes.