

**SEMESTER-VI (TOTAL 500 MARKS)**

<b>PAPER NO</b>	<b>TITLE OF THE PAPER</b>	<b>PAPER CODE</b>	<b>MAX MARKS</b>
I	Interpretation of Statutes	<b>K-601</b>	<b>100</b>
II	Legal Language and Legal Writing Including Proficiency In General English	<b>K-602</b>	<b>100</b>
III	Law of Human Rights	<b>K-603</b>	<b>100</b>
IV	Optional Papers Student has to opt any one optional Paper (subject to availability of expert Faculty in the Department) among the following		
	Intellectual Property Law OR	<b>K-604</b>	<b>100</b>
	Information Technology And Cyber Law OR	<b>K-605</b>	<b>100</b>
	Law Relating To Women And Child OR	<b>K-606</b>	<b>100</b>
	Law Relating To Right To Information	<b>K-607</b>	<b>100</b>
V	Moot Court, Pre-Trial Preparation And Participation In Trial Proceedings' (Practical Training)	<b>K-608</b>	<b>100</b>

**Note : Paper Code – K-608 entitled, “Moot Court, Pre-Trial Preparation And Participation In Trial Proceedings (Practical Training)” shall comprise of the following :**

**(A). Moot Court :** The Maximum Marks to this Paper will be 100. Each student will do at least Two Moot Courts in a Semester with 10 Marks each. The Moot Court work will be on assigned problem and will be evaluated for 5 Marks for written submissions (to be recorded in Sessional Diary) and 5 Marks for Oral Advocacy.

**Guidelines :** For the purpose of Moot Court, groups will be formed of 8/10 students and cases involving several issues shall be assigned in Court practice *i.e.* Operation of Courts and legal professionals on panel of the College / University may be sought, especially in the matter of getting copies of paper books of cases which have been decided by various Courts. The Course shall emphasize points of Court craft and decorum. The male students shall wear white pant – shirt and a Black Tie and female students shall wear white dress with black scarf while addressing a Moot Court and during their visits to the Court / Advocates chambers and other practical training programmes.

Practice Moots shall be held as a routine in the class itself and the three compulsory test Moots for examination shall be held after such practice Moots near the end of semester term. Attendance at such practice Moot Courts shall be counted. Each student shall be required to maintain a regular record of his / her preparation for all the Moot Courts attended by him / her in the Sessional Diary. **The Sessional Diary will carry 15 Marks (5 Marks for each Test Moot).**

**(B). Court Assignments :** Observation of Trial in Four Cases *i.e.* Two Cases in Civil and Two in Criminal. Each student will attend Four Trial Courts during the Semester term. He / She will maintain record of his / her visits in his / her Diary of Sessional Work and enter the various steps observed during his / her attendance on different days in the Court assignment. This Scheme will carry 25 Marks.

**(c). Interviewing Techniques And Pre-Trial Preparation :**

(i). Each student will observe for Interviewing Sessions of Clients at the Lawyer’s Office / Lagal Aid Office and record the proceedings in the Diary of Sessional Work, which will carry 10 Marks.

(ii). Each student will further observe the preparation of documents and Court Papers by the Advocate and procedure for filing the Suit / Petition. This will be recorded in Sessional Diary which will carry 10 Marks.

**Guidelines :** To make the training meaningful, students visits have to be organized for a continuous period, sufficiently long to observe and understand the process taking place in their proper context. Efforts should be directed to acquaint the students in the different branches of legal practice including Civil, Criminal, Revenue, and Labour Court Practice. Besides the legal Professionals on the College / University Panel, the students should regularly be supervised and helped by the subject teacher / tutor. It is desirable that besides Advocates Chambers the students are taken for academic Family Court / Revenue Court / Income Tax & Sales Tax Offices and other venues where judicial administrative proceedings are held. The Indian Law Institute, Parliament, Supreme Court, and High Courts, Tribunals etc., may be visited to make the training academically multifarious. This programme can be intellectually and professionally challenging if properly organized and integrated with Curriculum.

**(D). Viva-voce :** The Fourth Component of this Paper will be Viva-voce examination by the Board of Examiners on the above three aspects. This will carry 10 Marks.

**PAPER – I**  
**INTERPRETATION OF STATUTES**  
**(Paper Code : K-601)**

**The course shall comprise of the following :**

- (1) Introductory :** Meaning, Purpose and Scope of Interpretation of Statutes; Nature of Statutes and their Classification
- (2) Internal Aids to Interpretation :** Title; Preamble; Headings and Marginal Notes.
- (3) External Aids to Interpretation; Parliamentary History; Stare Decisis (Judicial Precedents); Dictionaries.**
- (4) Rules of Statutory Interpretation :** Primary (Basic) Rules; Secondary (Subsidiary) Rules; Literal Rule; Golden Rule; Mischief Rule.
- (5) Judicial Activism :** Nature and Scope.
- (6) Presumptions in Statutory Interpretation :** Presumption as to Jurisdiction; Presumption as to Prospective Operation of Statutes; Presumption Against Violation of International Law.
- (7) Maxims of Statutory Interpretation :** Ejusdem Generis; Expressio Unius Est Exclusio Alterius; Ut Res Magis Valeat Quam Paraeat, Noscitur a sociis, Raddendo singular singularis.
- (8) Interpretation with Reference to the Subject Matter and Purpose of Statutes :** Penal Statutes; Taxing Statutes, Welfare Legislation, Prospective and Retrospective Operation.
- (9) Principles of Constitutional Interpretation :** Harmonious Construction; Doctrine of Pith and Substance; Doctrine of Colourable Legislation; Occupied Field; Repugnancy.

**BOOKS RECOMMENDED**

Langan P. St., Maxwell on the Interpretation of Statutes.  
Mathur D.N., Interpretation of Statutes.  
Miers David R., Sweet & Maxwell (Interpretation of Statute).  
Sarathi V.P., Interpretation of Statutes.  
Singh Avtar (Dr.), Interpretation of Statutes.  
Singh G.P., Principles of Statutory Interpretation.  
Srivastva R.D., Interpretation of Statutes and Legislation.

**PAPER – II**  
**LEGAL LANGUAGE AND LEGAL WRITING INCLUDING PROFICIENCY IN**  
**GENERAL ENGLISH**  
**(Paper Code : K-602)**

**The course shall comprise of the following :**

**1. Need and Importance of Legal Language**

**2. Proficiency in General English**

- (a) Parts and Types of Sentences
- (b) Parts of Speech – A Brief Introduction
- (c) Tenses: Forms and Use
- (d) Active and Passive Voice
- (e) Direct and Indirect (or Reported) Speech
- (f) Some Common Mistakes in English

**3. Legal Terminology**

**4. Writing of Case Comment**

- (a) Understanding physical structure of a case reported in a Legal journals such as A.I.R., S.C.C., Scale, J.T. etc.
- (b) General introduction of doctrine of precedent
  - (i) Precedent as source of Law (Ratio Decidendi and Obiter dictum).
  - (ii) Circumstances which destroy or weaken the binding force of precedent
  - (iii) Circumstances which increases the authority of a precedent.
- (c) Method of writing a case comment

**5. System for Citing Documents in Written Work**

- (a) Various systems of citation  
(Numeric System, Harvard System, Harvard Law Review Association System and Indian Practice)
- (b) First Footnote References  
(Books, Journal, Electronic sources etc.)
- (c) Subsequent Footnote References and other Terms used in the Footnotes.  
Following Terms shall be explained:  
Ibidem/Idem, Supra, Infra, Et.seq., Op.cit., Loc. cit., Cf., See, See also,  
See generally, But see, contra, In re etc.

**(d) Preparation of Bibliography**

- (e) Abbreviations
  - (i) Common abbreviations used in footnotes and general legal writings
  - (ii) Abbreviation used for Indian and foreign legal periodicals

**6. Standard Markings in Proofreading**

- (a) –Use and importance of Standard Markings
- (b) – Marginal Marks and their explanations

**7. Essay Writing on Topics of Legal Interest in English**

**8. Letter Writing in English**

**BOOKS RECOMMENDED**

AbidiIshtiaque, Law and Language.

Sharma K.S. (Dr.), Legal Language, Legal Writing and English Usage.

Hindi English Legal Glossary, VidhiSahityaPrakashan, Ministry of Law, New Delhi.

## **PAPER-III LAW OF HUMAN RIGHTS**

**(Paper Code : K-603)**

**The course shall comprise of the following :**

**(1) Meaning and Definition of Human Rights, Concept of Human Rights.**

**(2) Human Rights and the United Nations.**

**(a) Charter Provisions.**

**(b) International Protection of Human Rights.**

**(3) Universal Declaration of Human Rights**

**(4) Generations of Human Rights (Three Generations) :**

**(a) International Covenant on Civil and Political Rights and Two Protocols**

**(b) International Covenant on Economic, Social and Cultural Rights**

**(c) Collective Rights**

**(5) European Convention on Human Rights and Fundamental Freedoms**

**(6) American Convention on Human Rights**

**(7) National Human Rights Institutions with Special reference to National Human Rights Commission (NHRC) and National Commission for Women (NCW).**

**(8) Inclusion of Human Rights Jurisprudence Under the Constitution of India Through Judicial Interpretation**

### **BOOKS RECOMMENDED**

Agrawal H.O., Human Rights.

Basu D.D., Human Rights in Constitutional Law.

Khera S.C., Human Rights and United Nation.

## **PAPER-IV INTELLECTUAL PROPERTY LAW**

**(Optional Paper)**

**(Paper Code : K-604)**

**The course shall comprise of the following :**

**(1)Concept of Property *vis-a-vis*Intellectual Property :** Concept of Property and Theories of Property - An Overview, Theories of Intellectual Property Rights, Social and Economic Development and Role of Intellectual Property System, Need for Protecting Intellectual Property - Policy Consideration - National Perspectives and International Demands, Types of Intellectual Property - Origin and Development - an Overview, Intellectual Property Rights as Human Right.

**(2)Role of International Institutions :**World Intellectual Property Organisation (WIPO), Function of WIPO, Membership of WIPO, Agreement between the WIPO and the WTO, Dispute Settlement - New Treaties.

**(3)Copyright – National Perspective :**Copyright : What and Why?, Term of Copyright, Assignments and Licensing, Registration and Regulatory Authority, Procedure, Infringements and Remedies - Contractual, Civil, Criminal and Administrative, An Overview of International Perspective

**(4)Trademarks :** Need and Emergence of Trade Marks Law, The Register and Conditions for Registration, Procedure for and Duration of Registration, Effect of Registration, Passing-Off and Infringement of Trade Mark, Assignment and Transmission, Use of Trade Marks and Registered Users, Rectification, Correction of the Register and Certification of Trademarks, Appellate Board, Offences, Penalties and Procedure

**(5)Patent :** Meaning of Patent - Inventions - Concept of Novelty, Inventive Step and Utility - Inventions not Patentable - Process and Product, Patents - TRIPS Agreement (Article 27) Implications to Indian Patent System, Acquisition of Patent, Rights of Patentees and Others – Term, Exclusive Marketing Right, Surrender, Licence, Revocation, Functionaries Under the Patent Act, Infringement of Patents and Remedies

### **BOOKS RECOMMENDED**

Narayanan P., Law of Copy Right and Industrial Designs.

Narayanan P., Intellectual Property Law.

Copinger, Law of Copy Right.

Iyenger, Law of Copy Right.

Narayanan P., Patent Law.

Faizan Mustafa (Dr.), Copy Right Law (A Comparative Study).

## **PAPER-IV INFORMATION TECHNOLOGY AND CYBER LAW**

**(Optional Paper)**

**( Paper Code : K-605 )**

**The course shall comprise of the following :**

### **(A) INTRODUCTION**

**1. Basic concept of Technology and Law :**Understanding the Technology, Scope of Cyber Laws, Cyber Jurisprudence

**2. Understanding Electronic Contracts :**The Indian Law of Contract, Types of Electronic Contracts, Construction of Electronic Contracts

### **(B) IPR IN CYBER SPACE**

**1. Copyright in Information Technology:** Copyright in internet, Software Piracy, Multimedia and copyright issues.

**2. Patents :** Indian position on computer related patents, International context of patents.

**3. Trademarks :**Trade mark Law in India, Infringement and passing off.

**(C) INFORMATION TECHNOLOGY ACT 2000 :** Digital Signature, E-Governance, Regulation of Certifying Authorities, Duties of Subscribers, Penalties and Adjudication, Offences under the Act, Making of Rules and Regulation.

### **(D) CYBER CRIMES**

**1. Understanding Cyber Crimes :**Crime in context of Internet, Types of Crime in Internet

**2. Indian Penal Law & Cyber Crimes :**Fraud, Hacking, Mischief, Trespass, Defamation, Stalking, Spam

**3. Issues of Internet Governance :**Freedom of Expression in Internet, Issues of Censorship, Hate Speech, Sedition, Libel, Subversion, Privacy Issues, International position on Free Speech in Internet

### **BOOKS RECOMMENDED**

Gerold R. Ferrer, Cyber Law (Text & Cases)

Prof. S.R. Bhansali, Information Technology Act

Rodney D. Ryder, Guide to Cyber Law

Vakul Sharma, Cyber Crime. 45

**PAPER – IV**  
**LAW RELATING TO WOMEN AND CHILD**  
**(Optional Paper)**  
**( Paper Code : K-606 )**

**The course shall comprise of the following :**

**(A) Law Relating to Women :**

**(1) Legal Position of Women in Pre-Independence Period :**

- (a) Legal Position of Women in Ancient India,
- (b) Legal Position of Women in Medieval India,
- (c) Legal Position of Women in British India

**(2) Women's Right and Indian Constitution :**

Constitutional Provisions Concerning Equality and Protection of Women in Chapters of Fundamental Rights and Directive Principles.

**(3) U.N. Convention on Elimination of Discrimination Against Women, 1979.**

**(4) U.N. Machinery for Advancement of Women's Equality and Women's Welfare.**

(a) International Commission on Status of Women, (b) CEDAW

**(5) Social Legislation for Women : Dowry Prohibition Act, 1961**

**(6) Dowry Crimes and I.P.C. 1860**

(a) Cruelty Against Married Women (Section 498 A)

(b) Offence of Dowry Death (Section 304 B)

**(7) Stridhan and Matrimonial Property**

**(8) Women's Right to Control their Re-Productivity**

**(B) Law Relating to Child :** Legal protection to child, Child and criminal liability, State responsibility for the education of child, Family relations and child, Legal control of child labour, Discrimination against female child, child and contracted liability.

**BOOKS RECOMMENDED**

Jain S.N., Child And The Law.

Mukherjee Roma, Legal Status And Remedies For Women In India.

Saxena Shobha, Crime Against Women And Protective Laws.

Swaroop K. (Dr.), Legal Protection to Children.



**PAPER – IV**  
**LAW RELATING TO RIGHT TO INFORMATION**  
**(Optional Paper)**  
**( Paper Code : K-607 )**

**The course shall comprise of the following :**

- 1. Meaning and Scope of Right to Information**
- 2. Historical Background : Indian Perspective, Global Perspective**
- 3. Media Access to Official Information**
- 4. Right to Information and Human Rights Violations**
- 5. Right to Information different from Right to Obtain Information**
- 6. Basic Elements of Right to Information Law**
- 7. Factors Restricting Free Flow of Information**
- 8. THE RIGHT TO INFORMATION ACT, 2005 : Preliminary**  
(Section 1 to 2), The Central Information Commission (Section 12 to 14), Right to Information and Obligations of Public Authorities (Section 3 to 11), The State Information Commission (Section 15 to 17), Powers & Function of the Information Commission, appeals & penalties (Section 18 to 20), Miscellaneous (Section 21 to 31).
- 9. JUDICIARY ON RIGHT TO INFORMATION :**
  - (a).** Free flow of Information for Public Record
  - (b).** Right to information: Fundamental Right
  - (c).** Disclosure of Information
  - (d).** Right to Know
  - (e).** Right to Acquire & Disseminate Information
  - (f).** Direction on Voter's Right to Information
  - (g).** Right to Information and Community Participation
  - (h).** Third Party Information
  - (i).** Public Authority under Art. 12 of the Indian Constitution

**BOOKS RECOMMENDED**

Das P.K., The Right to Information Act.  
Jain N.K., Right to Information Concept Law and Practice.  
Khandelwal Dheera & Khandelwal Krishana K., The Right to Information Act, 2005.  
Niraj Kumar Dr., Treatise on Right to Information Act, 2005.47

**PAPER – V**  
**MOOT COURT, PRE-TRIAL PREPARATIONS AND PARTICIPATION IN TRIAL**  
**PROCEEDINGS**  
**(Practical Training)**  
**(Paper Code : K-608)**

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**(A). Moot Court :** The Maximum Marks to this Paper will be 100. Each student will do at least Two Moot Courts in a Semester with 10 Marks each. The Moot Court work will be on assigned problem and will be evaluated for 5 Marks for written submissions (to be recorded in Sessional Diary) and 5 Marks for Oral Advocacy.

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**(D). Viva-voce :** The **Fourth Component** of this Paper will be **Viva-voce examination by the Board of Examiners on the above three aspects.** This will carry **10 Marks.**

## **BOOKS RECOMMENDED**

Rai Kailash (Dr.), Moot Court, Pre-Trial Preparations & Participation in Trial Proceedings.  
Awasthi S.K. (Prof.), Practical Training of Law, Moot Court & Viva-Voce.