ICFAI Foundation for Higher Educatio
(Deemed-to-be University under Section 3 of the UGC Act, 195
Autonomous Institution. Accredited by NAAC with 'A+' Grad

ICFAI
LAW SCHOOL
HYDERABAD



SYLLABUS AND CURRICULUM OF BA.LLB. (Hons.) PROGRAM

ICFAI FOUNDATION FOR HIGHER EDUCATION
HYDERABAD

S. Vijayalakshmi
REGISTRAR
ICFAI FOUNDATION FOR HIGHER EDUCATION
(Deemed-to-be-University establishes under section 3 of UGC Act 1956.)

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Program Curriculum Document

BA.LLB.(Hons.)

1. Introduction :

1.1 The ICFAI Foundation for Higher Education

The ICFAI Foundation for Higher Education (IFHE) is declared as a Deemed-to-be University, under Section 3 of the UGC Act, 1956. It has evolved a comprehensive student-centric learning approach consisting of several stages, designed to add significant values to the learner's understanding in an integrated manner, covering relevant knowledge, practical skills and positive attitudes. IFHE comprises of:

- Faculty of Management (IBS Hyderabad),
- Faculty of Science and Technology (IcfaiTech), and
- Faculty of Law (FoL).

1.2 : Faculty of Law :

Vision

The vision of the Law School is to be a 'centre of excellence in the legal education with high quality of teaching and research and dream-destination for students, the future generations of legal professionals'.

Mission

The Mission of the Law School is to carve the mediocre students joining the college into future generation advocates and legal professionals with world class expertise by providing rigorous course work, creating student centric and participative learning opportunities, to solve the complex problems resulting from the changing international business environment.

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The Faculty of Law commonly known as ICFAI Law School is a constituent unit of the ICFAI Foundation for Higher Education (A Deemed-to-be University) established under Section 3 of UGC Act, 1956, located in the lush green environment in the vicinity of historical city of Hyderabad. Today's legal profession needs a distinctive, well-qualified, analytical legal professional with academic excellence and practical exposure to address complex challenges posed by ever changing business environment.

The ICFAI Law School, with excellent and continuous teaching and learning process, student centric and industry friendly dynamic curriculum and real life exposure provides best in class, legal education to the student and carving them to market ready legal professionals out of mediocre student who desires of making law as the dream career.

The ICFAI Law School endeavours with diversified teaching methodologies, internships, industrial interface and networking with professionals, excellent placements and career oriented trainings, class of art infrastructure facilities and learning environment, throws out open platform for students of all walks of life to acquire required knowledge and accomplish their goals. It provides a blend of theory and practice, law, management, humanities and technology in 360 degrees learning model to equip the students for 21st century challenges. It also strives to inculcate the habit of continuous learning, promote social causes, and implant advocacy skillsets exponential professional expertise.

The ICFAI Law School offers UG Programs (Five year integrated campus based full time programs), PG Programs (One Year campus based full time programs) and Doctoral Program (Full time and Part-time programs) and Certificate Programs.

About the Program:

The Bar Council of India has accorded approval to the ICFAI Law School, Hyderabad to offer five year full-time campus based Integrated B.A-LL.B (Hons.) Program. This Program is offered under CBCS.

Today's legal profession needs to have a highly informed legal mindset and a distinct, qualitative and rigorous graduation program that can motivate and prepare the students for a challenging legal profession. It is the major mission for the law schools of academic excellence. In this demanding environment, the ICFAI Law School, Hyderabad offers five year full-time Integrated B.A-L.B (Hons.) program with high academic standards, contemporary curriculum, diversified teaching methodologies, internships and assignments.

Through this Program, the students will get an in-depth knowledge in law along with a detailed understanding of various Arts disciplines and their functions. The Program consists of 56 courses in law and Arts, 6 law electives and 8 law Honors electives. There are 5 legal internships, one at the end of each year.

Admission Procedure:

Applicants seeking admission into the BBA.LLB (Hons.) program need to appear and achieve the score in the ICFAI Law School Admission Test (ILSAT) conducted by the ICFAI Foundation for Higher Education (IFHE), Hyderabad. Alternatively, CLAT/LSAT examination scores are also accepted for admission.

Eligibility:

Pass in Class-XII or equivalent with an aggregate of 50% and above marks (any discipline) in English medium. Class-XII (or equivalent) of students who appeared for their final examination before the month of July every year and awaiting results, are also eligible to apply. Age should not be more than 20 years as on the date of admission. However, the changes if any, made to the age limitation by the Bar Council of India, from time to time will be followed.

Provisional Admission:

Provisional Admission is given to those students whose 10+2 examination results have not been declared at the time of admission subject to their submitting the proof of clearing the prescribed eligibility criteria on or before Mid September of every year. If a provisionally admitted student fails to submit the proof of completion of the above criteria on or before the specified date, his/her admission to the program shall stand canceled and the student will cease to be on the rolls of the ICFAI Law School.

Registration:

All the students are required to register for courses in each semester. It is the responsibility of the student to complete the registration process, failing which student will not be permitted to attend classes or use the facilities of the ICFAI Law School. Registration is a mandatory formal reporting of a student at the campus for each Semester including LIP on the dates announced. In other words, Registration means the following:

- Formal reporting of students at the campus
- Paying the fee as per schedule

- Registering for prescribed set of courses. Registration to a Semester / LIP is not permitted if a: i. Student has outstanding dues. ii. Student has an NC (Not cleared) report or RC (Registration Cancellation) report in preceding semester. iii. Student has an indiscipline record in the preceding semester.

Examination and Evaluation :

Teaching and evaluation form a coherent function and operates on the basis of mutual understanding and trust. The different components of evaluation are evenly spread out in the semester and are aimed to draw out responses from the students. Various attributes like spontaneous recall, practical application of concepts, ability to work on their own, competence in conceptualized arguments, aptitude to face unfamiliar situations are put to test.

Evaluation Scheme:

The evaluation scheme comprises of continual evaluation and written examinations. The schedule for continual evaluation and marks allotted for each of the components are announced by the faculty in their respective course handouts. The evaluation components may vary from course to course and mainly consist of project work, home assignments, seminars, tests and surprise quizzes. The evaluation is evenly spread throughout the semester and incorporates individual as well as team performance. The weightages for evaluation are given in the following table:

Evaluations	Weightage (%)
Pre - Mid Internal	- 10%
Mid Term Examination	- 20%
Post-Mid Internal	- 10%
Class Participation	- 5%

Attendance	- 5%
Comprehensive Examination	
at the end of the semester	- 50%
Total	-100%

Continuous Evaluation:

Multiple evaluation components are used which are aimed towards testing the students. The evaluations are periodically conducted throughout the semester. The continuous evaluation components include case studies, projects, assignments, seminars, term papers, viva, quiz and written examination, some of which are chosen to suit the course requirements. The faculty for each course gives feedback to the students on their performance in the continual evaluation components. The faculty may choose 4 to 5 evaluation components including written examination and would communicate the detailed evaluation plan and weightage of each component in the course handouts. Some of the evaluation components may be common across different sections. For example, in some courses written examination may be used as one of the common continual evaluation components.

Comprehensive Examination:

Comprehensive examinations are the written components of the evaluation(s) covering entire syllabus for the entire course, conducted at the end of the semester. The purpose of the examination is to test the student's understanding of concepts, tools and techniques, their practical application, analytical abilities and problem solving skills and student's ability to provide interdisciplinary perspectives. All written examinations are conducted as per the pre - specified schedules. Examination schedules are announced to the students through course handouts and/or student circulars and on SIS The written examination consists of questions like multiple-choice, short-answer, descriptive-answer, cases/problems/ Analytical. The pattern and type of questions may vary depending on the nature of the course. Clinical courses are evaluated by submission of records, court visits, diaries, moot court memorials and trial and Viva - Voce in addition to the written examination.

Program Outcomes :

P.O.1 - Thinking through the reasoning and problem solving:

Explore and explain the substantial & procedural laws in which they are made/drafted and how students think and understand the legislative setup and apply in problem solving

P.O.2 - Effective Communication:

Ability to learn the art of communicating and demonstrating their oral advocacy skills, Projecting the facts in the way suitable to the client and ability to convince on legal reasoning forms the essence of communication in courts of law.

P.O.3 - Contribution to society:

Interpret and analyse the legal and social problems and work towards finding solutions by application of laws and regulations to the social problems and situations

P.O.4 - Effective written and drafting skills:

Inculcate values of Rights and Duties and conceptual clarity and transfer these values to real life through drafting of legal and judicial process for promoting community welfare by way of effective drafting skills.

P.O.5 - Inculcation of ethical value orientation :

Apply ethical principles and commit to legal professional ethics, responsibilities and norms of the established legal practices.

P.O.6 -Professional and argumentative skills:

Understand the impact of the professional, legal solutions in societal and environmental contexts and demonstrate the knowledge of and need for sustainable development by way of professional skills.

P.O.7 - Practical application of concepts

Recognize the need for and ability to engage in independent and life-long learning in the broader concepts and their practical application in context of Societal and legal changes.

5 Years Integrated BA.LLB.(Hons.) Program – 2020-2025
Program Structure*

Year	Course #	Course Title	Units/ Credits	Course #	Course Title	Units/ Credits
	Semester I			**Semester II**		
First Year	**AT111**	Business English/ Legal Language and Legal Writing/ Functional English	3	**AT112**	Business Environment / Contemporary Business Practices / Law and Social Change	3
	AT121	Sociology – I	3	**AT122**	Sociology – II	3
	AT131	Micro Economics	3	**AT132**	Macro Economics	3
	AT141	IT Applications / IT for Lawyers / IT Systems & Analytics	3	**AT142**	Political Science – II	3
	AT151	Political Science – I	3	**LL152**	Special Contracts	3
	LL161	General Principles of Contract	3	**LL162**	Law of Torts and Consumer Protection	3
	LL171	Jurisprudence and Interpretation of Statutes	3	**LC172**	Clinical Course – I (Moot Court)	2
	LI182	**Legal Internship Program-I**				2
	Semester III			**Semester IV**		
Second Year	**AT211**	Introduction to Psychology	3	**LL212**	Indian Penal Code – II	3
	AT221	Political Science – III	3	**AT222**	Foreign Language (German / Spanish / French)	3
	AT231	Indian Economy	3	**AT232**	Introduction to Philosophy	3
	LL241	Indian Penal Code – I	3	**LL242**	Law of Evidence	3
	LL251	Constitutional Law – I	3	**LL252**	Constitutional Law – II	3
	LL261	Family Law – I	**3**	**LL262**	Family Law – II	3
	LC271	Clinical Course – II (Drafting, Pleading and Conveyancing)	2	**LC272**	Clinical Course – III (Professional Ethics, Accounting for Lawyers and Bar-Bench Relations)	2
	LI 282	**Legal Internship Program-II**				2
	Semester V			**Semester VI**		
Third Year	**AT311**	Social Work	3	**AT312**	Rural Development and Law	3
	AT321	Indian Heritage and Culture	3	**AT322**	Entrepreneurship and Skill Development	3
	LL331	Law of Property and Easement	3	**LL332**	Company Law – I	3
	LL341	Intellectual Property Rights	3	**LL342**	Criminal Procedure Code	3
	LL351	Civil Procedure Code and Law of Limitation	3	**LL352**	Administrative Law	3
	LL361	Industrial and Labour Laws – I	3	**LL362**	Industrial and Labour Laws – II	3
	LL371	Alternative Dispute Resolution	**3**	**LC372**	Clinical Course – IV (ADR)	2
	LI 382	**Legal Internship Program-III**				2
	Semester VII			**Semester VIII**		
Fourth Year	**LL411**	Company Law – II	3	**AT412**	Administration of Natural Resources	3
	LL421	Land Laws	3	**LL422**	Mergers and Acquisitions	3
	LL431	Public International Law	3	**LL432**	Cyber Law	3
	LL441	Environmental Law	3	**LL442**	Banking and Insurance Law	3
		Elective – I	3		Elective – IV	3
		Elective – II	3		Elective – V	3
		Elective – III	3		Elective – VI	3
	LI 482	**Legal Internship Program-IV**				2
	Semester IX			**Semester X**		
Fifth Year	**LL511**	Law of Securities and Investment	3	**LL512**	Human Rights and Humanitarian Law	3
	LL521	International Trade Law	3	**LL522**	Law of Medicine and Health	3
	LL531	Tax Laws – I	3	**LL532**	Tax Laws – II	3

Year	Course #	Course Title	Units/ Credits	Course #	Course Title	Units/ Credits
		Honors Course – I	3		Honors Course – V	3
		Honors Course – II	3		Honors Course – VI	3
		Honors Course – III	3		Honors Course – VII	3
		Honors Course – IV	3		Honors Course – VIII	3
	LI 582	**Legal Internship Program-V**				2

** Program Structure is subject to change*

List of General Electives

	Elective – I (Law and Society)		***Elective – II (Law and Economy)***
LE411	NGOs and Law	LE414	Econ Economic Policy and Sustainable Development
LE412	Population, Public Health and Law	LE415	Law on Investment and Disinvestment
LE413	Law on Food Safety and Security	LE416	Law on Infrastructure Development
	Elective – III (International Law)		***Elective – IV (Law and Agriculture)***
LE417	Private International Law	LE421	Farmers and Breeders Rights
LE418	International Criminal Law and International Criminal Court	LE422	Law on Micro-finance and Micro-insurance
LE419	International Dispute Resolutions	LE423	Law on Agricultural Finance and Infrastructural Development
	Elective – V (Crimes & Criminology)		***Elective – VI (Constitutional Law)***
LE424	Criminal Psychology	LE427	Gender Justice
LE425	Forensic Science	LE428	Media Law
LE426	Financial and Systemic Frauds	LE429	Judicial Institutions in India: The Law, The Courts and the Judicial Process

List of Honors Elective Courses

	Constitutional Law		**Alternative Dispute Resolution**
LH511	Legal and Constitutional History of India	LH521	Negotiation and Mediation
LH512	Comparative Constitutional Law - US, India and UK	LH522	Conciliation and Arbitration
LH513	Local Self-Governments, Gram Panchayat and Municipal Administration	LH523	International Arbitration
LH514	Law of Education	LH524	Lok Pal and Lok Ayukta
LH515	Right to Information and Law	LH525	Online Dispute Resolution
LH516	Legislative Drafting	LH526	Ombudsman System
LH517	Indian Federalism and Judicial Independence	LH527	International Institutions and Grievance Redressal Mechanism
LH518	Freedom of Trade and Commerce	LH528	Family Dispute Resolution
	International Law		**Intellectual Property Rights**
LH531	Law relating to Regional Trade Agreements	LH541	International Regime of IPR
LH532	Trans-boundary Exports, Imports and Anti-dumping Laws	LH542	Copyright Law
LH533	WTO	LH543	Law of Patents
LH534	Maritime Law	LH544	Law of Trademarks and Service Marks
LH535	Law of the Aviation	LH545	Traditional Knowledge, GI and Farmer Rights
LH536	International Environmental Law	LH546	Intellectual Property: Industrial Designs
LH537	International Labor Organization and Labor Law	LH547	IPR Valuation and Management
LH538	International Criminal Law and Criminal Court	LH548	IPR Protections and Technology
	Cyber and Data Protection Laws		**Criminal Law**

LH551	Artificial Intelligence and Robotics Law & Regulations	LH561	Criminology and Penology
LH552	Cyber Crimes	LH562	Policing and Police Administration
LH553	E-Commerce and Law	LH563	Crimes against Women and Children
LH554	Data Privacy and Protection Law	LH564	Victimology
LH555	Block Chain and Crypto Currency: Legal Analytics	LH565	Prison Jurisprudence and Correctional Administration
LH556	Cyber Security and Cyber Forensics	LH566	Comparative Criminal Procedure
LH557	E-Governance and Judicial Administration	LH567	Restorative Justice
LH558	Emerging Technologies Related Concepts and Law	LH568	Economic Crimes

Business English (AT111A)

Objectives: Through the study of this Course, the students will learn to utilize the English language as a perfect medium of communication within various business sectors. The Study will also enable the students to express their views with perfect articulation and also have the necessary skills to perfectly participate in business correspondences. Students can also gain a variety of refined skills such as extended vocabulary, able to use phrasal verbs and prepositions in oral communication, draft business letters and overall become a good conversationalist.

Course Outcome : After the completion of the study of this Course, the students will be in a position to utilize the English language as a perfect medium of communication within various business sectors. They will also use to express their views with perfect articulation and also have the necessary skills to perfectly participate in business correspondences. Students can also gain a variety of refined skills such as extended vocabulary, able to use phrasal verbs and prepositions in oral communication, draft business letters and overall become a good conversationalist.

Unit 1 English Sound System: Distinction between Letters and Sounds – Syllable: Its Structure: General Suggestions for Pronunciation – Silent Letters – Silent Consonant Letters in Some Words.

Unit II Dictionary: Its Use: The Pronunciation of a Word – Synonyms and Antonyms – Idiomatic Phrases – Prefixes and Suffixes – Dictionary Abbreviations and Symbols.

Unit III Vocabulary Extension: One Word Substitution – Synonyms – Antonyms – Word Formation Methods.

Unit IV Prepositional Phrases: Prepositional Phrases – Relationship Expressed by Prepositions – Idiomatic Combinations – Specific Use of Prepositions.

Unit V Phrasal Verbs: Separable Phrasal Verbs – Inseparable Phrasal Verbs – Phrasal Verbs: Their Meanings – Phrasal Verbs: Having Same Meaning – Phrasal Verbs in Oral Communication.

Unit VI Reading Skill: Mechanics of Reading – Undesirable Reading Habits – Desirable Reading Habits – Types of Reading – Reading Speed – Comprehension Skills.

Unit VII Listening Skill: Hearing and Listening – Phonetic Features of Listening – Purpose of Listening – Cognitive Process of Listening – Barriers to Listening – Overcoming Listening Barriers – Guidelines for Improving Listening Skill.

Unit VIII Effective Use of Words: Word Order – Word: Its Meaning – Use Simple and Plain Words – Avoid Adverb and Adjective Clutter – Eliminate Redundancy – Trim Padding Words – Trim Word Clusters – Use Concrete and Specific Words – Avoid Cliches.

Unit IX Effective Sentences: Unity of the Sentences – Coordination and Subordination – Emphasis in the Sentence – Effective Repetition of Words and Ideas – Dangling Constructions – Parallel Structures.

Unit X Business English and Communication

Structure of Business Letters: Structure – Compulsory Elements – Optional Elements –

Layout of a Business Letter – Style of Presentation – Effective Style of Business Correspondence.

Business Correspondence: Enquiry Letter – Quotation Letter – Placing an Order – Acknowledgment Letter for an Order.

The Art of Conversation: Introduction – Small Talk – Body Language – Principles of a Good Conversationalist.

Text and Reference Books:

- Vijay Bishnoi, 'Human Dignity and Human Rights : Issues and Challenges in India' Journal of Faculty of Law, Modi University of Science & Technology, Vol.7, 2015-2016, pp.1-9
- M.S.Chandreshwari Singh & Bhatt D.K., 'A Humanist Exposition of Rights of Transgender and the Indian Law, Indian Bar Review, Vol. 44, Oct-Dec, 2017, pp.1-22
- Filzah Belal, 'Role of Public Interest Litigation in advancing Fundamental Rights of Have-Nots in India' GNLU Journal of Law, Development & Politics, Vol.8, Issue 1, April, 2018,
- Harpeet Kaur, 'Social Security System : An Approach for the protection of the Rights of Elderly' Nyaya Deep, Vol. XVIII, Issue I & II, Jan-Apr, 2017, pp. 1-9
- Bannurmath,S.R 'Journey of Right to Life through Judicial Eyes' Law Quest, University of Mumbai, Issue No.1, Jan-Jun, 2017, pp.3-10.
- Nirupama, 'Right to health : A Myth or Reality in India' All India Reporter, Vol.44, Nov, 2017, pp. 206-213.
- Alok Prasanna Kumar, ' Right to Choose as a Fundamental Right' Economic & Political Weekly, Vol LI, No. 43, Oct, 2016, pp. 10-11.
- Ramaswamy.K 'Legal Aspects of Compensation to the Victim of Rape in India : A Human Rights Concern' Supreme Court Journal, 2016(8) pp.14-19

Videos :

- https://www.youtube.com/embed/jDZaC8gBh7o - Theories of Human Rights
- https://www.youtube.com/embed/Y6OyE3eKakk - Human Rights and United Nations
- https://www.youtube.com/embed/tJqcwsyQkIQ - ICCPR
- https://www.youtube.com/embed/ufq9iRkjC9Q - Regional Convention on Human Rights
- https://www.youtube.com/watch?v=1V_MFMNENQo – Refugees in India
- https://www.youtube.com/embed/_vU5DXszCiM – Human Rights under Constitution of India
- https://www.youtube.com/embed/MRnODadNozA - DPSP
- https://www.youtube.com/watch?v=6iucMtfcrGY – Protection of Human Rights Act, 1993
- https://www.youtube.com/embed/BWj2378ilck -Basic Principles of Humanitarian Law

ICFAI Law School, Hyderabad

Course Hand Out

Academic Year – 2019-2020

(Class of 2024)

***Course Name*: Business English**

***Course Code:* EG111**

Semester: 1

***Faculty Name*:**

Mobile No:

Email:

Course Objective:

Course Outcomes: At the end of the course, the students are expected to utilise the English language as a perfect medium of communication within various business sectors. They are expected to express their views with perfect articulation and also have the necessary skills to perfectly participate in business correspondences. They are expected to have gained a variety of refined skills such as extended vocabulary, able to use phrasal verbs and prepositions in oral communication, draft business letters and overall become a good conversationalist.

Recommended Text Books and Reference Books

	TEXT BOOK	AUTHOR / PUBLICATION
1.	English Language Skills	Dr.Aruna Koneru , Mc Graw Hill (2011)
	REFERENCE BOOK	AUTHOR / PUBLICATION
2.	A Study of Language	George Yule, Cambridge University Press; 6 edition (2016)
3.	Spoken English	R.K Bansal, Orient Black Swan
4.	English Vocabulary in Use	Stuart Redman.Cambridge University Press
5.	The Penguin Guide To Punctuation	RL Trask, Penguin books.

Course Outline:

	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1.	1	English Sound System	Distinction between letters and sounds.	English Language Skills.	Chapter 2 pg: 18-20 Book:English Language Skills	To know the difference between letters and sounds. To know more about the different consonant and

						vowel sounds. To learn the principles of pronunciation.
2.	2-3	English Sound System	Description of consonant and vowel sounds. Manner of articulation. Places of articulation. Phonetic symbols.	English Language Skills.	Chapter 2 pg: 20-30 Book:English Language Skills	To acquire correct pronunciation of english sounds. To practice pronunciation of words. To develop confidence in international pronunciation.
3.	4	English Sound System	Syllables Silent Letters Confusing sounds for practice.	English Language Skills.	Chapter 2 pg:31 -39 Book:English Language Skills	To be aware of syllables and silent letters in English Letters.
4.	5-6	Accentual pattern of word and sentences.	Accentual Patterns of single and compound words. Accent change according to function. Sentence accent.	English Language Skills	Chapter 3 pg:44-57 Book:English Language Skills	To learn how accent helps change the exact meaning of a word. To learn how accent functions at a word and sentence level.
5.	7-8	Effective Speech	Elision of sounds. Addition of sounds or syllables. Transposition of sounds. Pronunciation based on semantics, inflectional suffixes and common word endings. General suggestion for pronunciation. Pronunciation of consecutive consonants.	English Language Skills.	Chapter 4 pg:60-74 Book:English Language Skills	To overcome the hurdles of effective speech. To understand that pronunciation is based on semantics. To gain acquisition of effective speech. To increase the rate of speech delivery.
6.	9	Dictionary	Pronunciation of a word. Synonyms and antonyms. Idiomatic phrases. Prefixes and suffixes. Dictionary abbreviations and symbols.	English Language Skills	Chapter 8 pg:115-124 Book:English Language Skills	To understand the various use of Dictionary. To learn various methods of clarifying the meaning of a word.
7.	10	Vocabulary Extension	One word substitutions. Antonyms and synonyms.	English Language Skills	Chapter 10 pg:153-166 Book:English Language	To know various English words. To identify specific uses of words.

					Skills	
8.	11-13	Vocabulary Extension	Word Formation methods. Word analysis. Using words in various contexts. Possible errors in usage. Commonly confused words.	English Language Skills	Chapter 10 pg:167-179 Book:English Language Skills	To be aware of various shades of meaning with accuracy and precision. To acquire competence in analyzing the word and guess the meaning. To do practice in vocabulary expansion.
9.	14	Prepositional phrases	Relationship expressed by prepositions.	English Language Skills	Chapter 9 pg:130-133 Book:English Language Skills	To be aware of relationship expressed by prepositions
10.	15-16	Prepositional phrases	Idiomatic combinations. Specific use of prepositions.	English Language Skills	Chapter 9 pg: 133-137 Book:English Language Skills	To develop competence in using idiomatic combinations. To know the specific use of prepositions. to know the difference between prepositions and phrasal verbs and using them effectively.
11.	17	Phrasal verbs	Phrasal verbs and its meaning. Separable and inseparable phrasal verbs.	English Language Skills	Chapter 9 pg 137-146 Book:English Language Skills	To learn the use of Phrasal verbs. To know several verb combinations with distinct meanings.
12.	18-19	Phrasal verbs	Phrasal Verbs in oral communication.	English Language Skills	Chapter 9 pg:147-148 Book:English Language Skills	To know the difference in meaning between phrasal verbs with suitable examples. To do practice in vocabulary Expansion.
13.	20-23	Reading skills	Mechanics of reading. Desirable and undesirable reading habits. Type of reading. Reading speed.	English Language Skills	Chapter 16 pg:287-292 Book:English Language Skills	To know the skills of reading fast. To read with specifics purpose. To develop the ability to infer and interpret the text.
14.	24-26	Listening skills	Hearing and listening.	English	Chapter 1	To improve

			Phonetic features of listening. Purpose of listening. Cognitive process of listening. Barriers to listening. Differentiation between poor and good listeners. Guidelines of improving listening skills.	Language Skills	pg: 1-11 Book:English Language Skills	listening skills with the help of phonetic features of listening. To identify the purpose of listening. To learn how to overcome the barriers of listening. To learn techniques to select relevant informations while listening. To acquire guidelines for improving listening skill.
15.	27-29	Effective use of words.	Word order. Usage of simple and plain words. Avoid cliches.	English Language Skills	Chapter 11 pg:183-195 Book:English Language Skills	To express ideas clearly by effective use of words with focus on using simple and plain words. To identify vague words and replace them with specific words. To eliminate redundancy to make the expression clear. To identify the device of trimming and padding to write clearly. Be aware of redundant ideas. To use words effectively.
16.	30-31	Effective Sentences	Unity of sentences. Coordination and subordination. Emphasis in the sentences. Effective repetition of words and ideas. Dangling constructions. Parallel Structure.	English Language Skills	Chapter 12 pg:197-208 Book:English Language Skills	To learn unity and coherence of sentences. To learn how to recognize and rewrite effective sentences by discarding unnecessary details. To eliminate the dangling modifiers and dangling infinitives and make

						sentences effectively. To do practice in vocabulary expansion
17.	32-37	Structure of Business letters.	Structure. Compulsory elements. Optional elements. Layout of a business letter. Style of presentation. Effective style of business correspondence.	English Language Skills	Chapter 21 pg: 358-368 Book:English Language Skills	To know various elements of business letters with focus on various styles of presentation. To identify compulsory elements of business letter. To know the compulsory elements of business letter.
18.	Business Correspondence	Effective style of business correspondences	English Language Skills	Business Correspondence	Chapter 22 pg: 368-382 Book:English Language Skills	To write concisely, correctly using clear expansion. To practice how to write naturally, courteously, concisely precisely and positively without any redundancy. To write business correspondence effectively. To do practice in Vocabulary expansions.
19.	39-41	Business Correspondence	Types of Business letters: Enquiry Letter. Quotation Letter. Placing an order. Acknowledgement letter for an order. Adjustment letter. Circular letter.	English Language Skills	Chapter 22 pg:385-400 Book:English Language Skills	To understand the various types of business letters. To identify essential features in each type of letters. To learn some useful expressions for writing business letters.
20.	42-43	The art of conversation.	Introduction. Small talk. Body Language. Principles of a good conversationalist.	English Language Skills	Chapter 5 pg:75-82 Book:English Language Skills	To be aware of the fundamentals of how to start the conversation and how to continue it. To do practice in vocabulary expansion.

						To know different types of words. To get competence in using words.
Total	48					

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
- The participation has to be relevant and meaningful. "Speaking for speaking's sake" will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.
- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
- The Students should come in uniform, otherwise they will be marked absent. Do not roam in the academic area/ attend classes in chappals / shorts / informal t-shirts.
- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.
- Five (5) Marks for attendance will be given as below-

Attendance percentage	Marks alloted
96-100	5
91-95	4
86-90	3

81-86	2
75-80	1
Less than 75%	0

- Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for classroom arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

- Students must occupy their seats before faculty comes in and remain seated until the end of the class.
- Students must have their name plates on the desk.
- Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.
- Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.
- No Student is allowed to enter or exit the classrooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component	Component Number	Expected slot / due date	Marks declaration by	Weightage	Syllabus
NCP I	I			10	
Midterm (NCP-	II			20	

II)					
NCP -III	III			10	
NCP IV	IV			05	
NCP V	V			05	
End Term				50	

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Legal Language and Legal Writing (AT111B)

Objectives: The study of this Course enables the student to understand the nuance of Legal Language and Legal writing. The study of the course is aimed to cultivate students to articulate language effectively. This provides the students knowledge in flawless comprehension of legal terminologies, the structure of writing, and other legal matters. The course will create a space for the students through intense writing activities that builds on their acquired skills. Throughout the course, the students will refine their knowledge of writing mechanics and improve their ability to write clearly, precisely, consistently, and persuasively.

Course Outcome: On completion of study of this Course, the student shall be able to understand the nuance of Legal Language and Legal writing. The students also able to articulate a language effectively. A flawless comprehension of legal terminologies, the structure of writing, and other legal matters is provided to the students. The course will create a space for the students through intense writing activities that builds on their acquired skills. Throughout the course, the students will refine their knowledge of writing mechanics and improve their ability to write clearly, precisely, consistently, and persuasively.

Unit 1: **Legal Language** - Definition of Legal Language - Scope and Demands -The importance of Context - Using "Plain English" - Nature of Plain English - How Legal Language is different from other type of writing/ speech?

Unit II: Legal Terminologies - Legal Maxims- Origin of Maxims -Meaning of Maxims - Usage of maxims in sentences - Legal Phrases - Commonly used Vocabulary

Unit III: Fundamental Principles of Legal Writing - Concisions – Clarity – Cogency- Simplicity of writing - Legal Terms and Use of equivalent other terms - Translating legal terms in regional language- Increased efficiency and understanding - Errors free

Unit IV: Drafting - Problems of Drafting - Wordiness and redundancy - Overuse of 'shall' - Obscure language - Unusual word order - Legalese and jargon.

Unit V: **Effective Writing -** Modern, standard English - Document structure - Tables, plans and formulas -Notes and examples -Syntactic ambiguity -Inclusive language - Problems with 'and', 'or' -Drafting in the present tense

Unit VI: Types of Writing- Pleading **–** Plaint **-** Written Statement –Affidavit - Agreement of / Sale -Legal Notice.

Unit VII: Importance of Punctuation -How Punctuation Developed - Lawyers' Distrust of Punctuation - Commas - Semicolons - Colons – Dashes - Parentheses – Apostrophes - Hyphens - Periods, Question Marks, and Exclamation Points - Quotations

Unit VIII: **To write responsibly -** Identifying actual problem - Locating relevant provision of Law - Referring case commentaries of renowned authors - Analysis and application of Cases - Avoiding Multiple Negatives - Avoiding Cosmic Detachment - Use Strong Nouns and Verbs - Avoiding Sexist Language.

Text and Reference Books:

- Richard C. Wydick, Plain English for Lawyers.

- Alfred Phillips, Lawyers' Language.
- Peter Butt & Richard Castle, Modern Legal Drafting.
- Bertrand Russell, An Inquiry into Meaning and Truth.
- R L Trask, The Penguin Guide to Punctuation.
- Stephen King, On Writing: A Memoir of the Craft.
- Pam Peters, The Cambridge Guide to English Usage.
- S.K. Mishra, Legal Language and Legal Writing.
- J.S. Singh, Legal Language, Writing and General English.

ICFAI Law School, Hyderabad

Course Hand Out

Academic Year – 2019-20

(Class of 2024)

***Course Name*:** **Legal Language and Legal Writing**

Course Code: **AT111A**

Semester: **First (BBA.LLB/BA LLB.)**

***Faculty Name*:** **Dr. Madhuri Irene**

Mobile No: **9247133349**

Email: **madhuriirene@gmail.com, madhuriirene@ifheindia.org**

Course Objective: To enable students to acquainted with legal English and the legal writing and to make them the users of the legal documentation with complete professional standards.

Course Outcome: The student shall be able to understand the nuance of Legal Language and Legal writing. The study of the course is aimed to cultivate students to articulate language effectively. The course will create a space for the students through intense writing activities that build on their acquired skills. Throughout the course, the students will refine their knowledge of writing mechanics and improve their ability to write clearly, precisely, consistently, and persuasively.

Recommended Text Books and Reference Books

	TEXT BOOK	**AUTHOR / PUBLICATION**
1.	Legal Language, Legal Writing and General English	B.M. Gandhi, Eastern Book Company; Re Print edition 2017
2.	Legal English	Rupert Haigh, Routledge Publication, 4 edition 2015
3.	Outlines of Legal Language in India	Anirudh Prasad, Central Law Agency, Eighth Edition(2016)
4.	Legal Language, Legal Writing & General English	S.K. Mishra, Allahabad Law Agency 2017 Edition
5.	Legal Language, Legal Writing & General English	Dr. S.C.Tripathi Central Law Publications; Sixth Edition 2014
6.	Legal Language and Legal Writing including General English	Veluri Raghuram, ALT Publications 2015 Edition
7.	Legal Language	Dr. Madabushi. Sridhar, Asia Law House 2017 Edition

8.	Textbook on Legal Language & Legal Writing	K.L. Bhatia, Universal Law Publishing - An Imprint of LexisNexis; Third edition (1 September 2016)
9.	Legal Language, Legal Writing & General English	Nishi Behl and J.S Singh, Allahabad Law Agency 2017 Edition
10.	A History of the English Language	Albert C. Baugh , Thomas Cable Routledge Publication, 6th edition 2013
11.	An Outline History Of The English Language	Trinity Press, Imprint of Laxmi Publications, 2014 Edition
12.	Textbook of English Phonetics For Indian Students	BalaSubramanian, Laxmi Publications 3rd Edition 2013

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1.	6	**Legal Language**	Nature of Legal Language - Scope and Demands -The importance of Context - Using "Plain English" - Nature of Plain English - How Legal Language is different from other type of writing/ speech?	RB-1 RB-3 RB-5	Chapter-1 pgs-1-24 Chapter 1-Pgs-1-16 Pages 5-51 https://www.youtube.com/watch?v=QCSmwW-sr9A https://www.youtube.com/watch?v=pA2CAmCKo3M	Students will be able to know what language is and how the language is developed to communicate effectively more particularly in law.
2.	9	**Legal Terminologies**	Legal Maxims- Origin of Maxims -Meaning of Maxims - usage of maxims in sentences - Legal Phrases - Commonly used Vocabulary	RB-1 RB-3 RB-5	Chapter-11 pgs-327 -404 Chapter 5,6-Pgs-136-175 Pages 43-58 https://www.youtube.com/watch?v=aV6KiiYqq9I https://www.youtube.com/watch?v=cc26AhBkwJQ http://docs.manupatra.in/newsline/articles/Upload/2D83321D-590A-4646-83F6-	Students will be acquainted with the use of Latin maxims and words of Latin and French origin.

					9D8E84F5AA3C.pdf	
3.	5	**Fundamental Principles of Legal Writing**	Concisions – Clarity – Cogency- Simplicity of writing - Legal Terms and Use of equivalent other terms - Translating legal terms in regional language- Increased efficiency and understanding - Errors free	RB-1 RB-3 RB-5	Chapter-6 pgs-163 -194 Chapter 11-Pgs-496-621- Pages 287-353	To be able to familiar with the rules and principles used in Legal writing.
4.	9	**Drafting**	Problems of Drafting - Wordiness and redundancy - Overuse of 'shall' - Obscure language - Unusual word order - Legalese and jargon.	RB-1 RB-3 RB-5	Chapter-9 pgs-215 -248 Chapter 3-Pgs-68-109 Pages 19-24	Students will be acquainted with the skills of drafting and also understand the problems in drafting legal documents and how to overcome those difficulties.
5.	7	**Effective Writing**	Modern, standard English - Document structure - Tables, plans and formulas -Notes and examples -Syntactic ambiguity -Inclusive language -Problems with 'and', 'or' - Drafting in the present tense	RB-1	Chapter 5: Elements of Good Style: Clarity, Consistency, Effectiveness pp 46-62 https://www.youtube.com/watch?v=FsJuGSL9vyg	Students will have an overall idea about how to write Legal English effectively
6.	9	**Legal Writing**	Pleading **–** Plaint **-** Written Statement –Affidavit - Agreement of / Sale -Legal Notice.	RB-1	Chapter 9: Pgs 215-248. https://www.youtube.com/watch?v=ixKD_Mah2-4&list=PLj26egOBPjmE6Go4CSY-8kr2gJc7JXVmW&index=2	To be acquainted legal documents like written statement etc and how to draft them.
7.	8	**Importance of Punctuation**	How Punctuation Developed - Lawyers' Distrust of Punctuation - Commas - Semicolons - Colons – Dashes - Parentheses – Apostrophes - Hyphens - Periods, Question Marks, and Exclamation Points - Quotations	RB-2	Chapter 9: Punctuation and Capitalization pp 321-326	Students will be able to understand the punctuation and how to use them in legal writing.
8.	7	**To Write Responsibly**	Identifying actual problem - Locating relevant provision of Law - Referring case commentaries of renowned authors - Analysis and application of Cases - Avoiding Multiple Negatives -	RB-1	Chapter 6: What to Avoid pgs 67-72 https://www.youtube.com/watch?v=FPQail535HE	Students will have overall knowledge and Identify the problems in drafting and do's and don'ts in writing. Further

			Avoiding Cosmic Detachment - Use Strong Nouns and Verbs - Avoiding Sexist Language			usage legal English effectively and responsibly.
Total	**60**					

List of Latest cases-

- Smt. Anita BalasahebMote vs. Tata AIGGeneralInsuranceCompany Ltd., DCDRC,2018.
- Jagadish@M.Jagadeesha sv. Lvis Menesez Braganca,MACT, Bnglr, 2018.
- Ayana Unnikrishnan vs.Sreejith, High Court,Kerala, 2019
- Volenti non fit injuria cases
- Ravishankar Bhatt vs.The State of Bihar, Patna High court, 2019
- Munnalal Agarwal vs.Union of India, MP HC,2019. Injuria Sine Damnum cases
- Vijaya Education Trustvs. the State ofKarnataka, HC, Kar.2018.
- H. N. Vijaydev vs. M. D. Saroj, HC, KAR, 2019 Damnum sin injuria cases.
- Raman Mahajan vs. SubDivisional MagistrateGurdaspur& Ors. HCP&H, 2017.
- Manoharan v. DistrictCollector, HC, Mad.2018.
- Dr. Ramakant Gourahavs. State of Chattisharh,HC, CHH, 2019. Ubi jus ibi remedium cases
- Photon Infotech Pvt. Ltd. vs. Medici HoldingsLtd., NCLAT, 2018.
- Ismail Hasan Nakhawavs. the Chairman,Establishments, HCBom. 2018 Ibi jus ubi remedium cases
- Tanuja Bibi & Ors. v.The National InsuranceCompany, HC. Cal. 2018.
- Dr. G. S. Banerjee v.Master ShaswataTalukder, SCDRC, 2017. Res ipsa loquitar cases.
- Ashok Kumar Sharma Vs. State of Rajasthan 2013(1)ACR833(SC)
- R. Balakrishna Pillai Vs. State of Kerala2003(2)ACR1382(SC)
- India Tourism Development Corporation Limited Vs. Respondent: Susan Leigh Beer 2014(144)DRJ63 IPC Cases

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Latecomers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class fordiscussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.

- The participation has to be relevant and meaningful. “Speaking for speaking’s sake” will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.
- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
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- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
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96-100	5
91-95	4
86-90	3
81-85	2
75-80	1
Less than 75%	0

- Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honor Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If he/she is found unable to perform, he/she will be replaced by the faculty of the course.

Class Discipline

- Students must occupy their seats before faculty comes in and remain seated until the end of the class.
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- Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.
- Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.
- No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated asabsent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component	Component Number	Expected slot / due date	Marks declaration by	Weig htage	Syllabus
NCP 1	Internal assessment	30/08/2019	7/09/2019	10	UNIT I-II
NCP 2	Mid term	30-09-2019	10/10/2019	20	UNIT I-IV
NCP 3	Internal Assessment	27/10/2019	05/11/2010	10	UNIT V-VI
NCP 4	Class Participation	Class participation	24/11/2019	5	-
NCP 5	Attendance	Attendance	24/11/2019	5	-
END TERM			25-11-2019	50	UNIT I-VIII

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she

should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Dr. M. Madhuri Irene, Associate Professor, ICFAI LAW SCHOOL, ICFAI Foundation for Higher Education (IFHE), HYD

- Having 19 yrs. of teaching Experience as Law professor.
- Guided 22 L.L.M Dissertations.
- 5 yrs of practice as an Advocate.
- Published more than 35 Articles in referred International and National Journals / Books.
- Presented 50 papers in International National and Seminars/ Conferences.
- Senior Faculty Editor cum Advisor for The Law Brigade Publishers & Creative Connect International Publishers run by Libertatem Media Group, Ahmedabad.
- Associate Editorial Board member (Law) International Journal of Interdisciplinary Current Researches(IJICR)
- Honorary Editorial board / reviewer , Amity Law Journal Dubai, UAE
- Reviewer for scientific journals of Crimson Publishers, LLC, New York - 10016, USA
- Review Committee member for International Centre of Excellence in Education, Business and Management Journal, USA
- External Peer Reviewer for Christ University Law Journal, Bangalore.
- Visiting Resource person for Orientation and Workshops conducted for State Government officials by APHRDI, Bapatla, AP
- Visiting Faculty for ADR and FDR PG Diploma Courses Conducted by ICADR, Regional Centre, Hyderabad.
- Visiting Legal advisor for Vanitha TV legal Help Line LIVE TV Programme
- Worked as Associate Professor in School of Law, Christ University, Bangalore, Karnataka
- Worked as Advocate (attorney) in the office of Senior Advocate P. Prakash Rao (Enrolled as an Advocate in 1995 with Bar Council of A.P) from 1995-2000
- Attended Several Orientation Programs and Refresher course (law) as per UGC Guidelines.
- Attended several seminars, workshops and training Programs at National and International Level

Functional English (AT111C)

Objectives: The study of this course enables the students to understand the purpose of communication in different situation, such as official, familial and so on. The course also aims the students to become competence in language as well as articulation. This course introduces corrective measure to eliminate grammatical errors in speaking and writing.It focuses on the theoretical and conceptual understanding of the elements of grammar.

Course Outcome: After completion of the course , the students , the Students will be well equipped with the English communication skills , Language perfection,presentation skills and articulation skills

Unit 1:Basic Communication - What is communication? - Types of Communication - Verbal and Non-Verbal Communication - Medium of communication - Barriers to Communication - Principles of Effective Communication

Unit 2: **Phonetics -** Introduction to phonetics - Types of Sounds in English – Stress – Syllables – Intonation – Modulation - Tone

Unit 3: **Types of Learning Communication Skills –** Writing - Spontaneous writing skill - Writing article - Public Speaking - Library Skills - Dictionary Skills

Unit 4: **English Language – Sub-Skills -** Note making - Note taking - Active and Passive Listening – Skimming – Scanning - Eye Breathe

Unit 5: **Presentation Skills -** Limitation of Power Point - Other Audio-Visual Aid for presentation - The A, B, C, D, E of presentation Skills - Individual vs Group Presentation

Unit 6:Inter/ Intra-personal - Starting little Conversation - Group Discussion – Debate - Team Building - Simulation

Unit 7: **Formal Correspondence -** Business Letters - E-mail Etiquettes

Unit 8:Soft Skills - Public Speaking - Eye contact – Audience – Dress code - Mock Interview – Body Language – Choice of words - Telephonic Conversation – Greetings – Getting Information – Making note and passing the information.

Text and Reference Books:

- Hewings M, Advanced English Grammar.
- Balasubramanian, T., A Textbook of English Phonetics for Indian Students, 2nd Ed.
- Raman M & Sharma S, Communicative Skills.
- Butt, D, Fahey, R, Feez, S, Spinks, S &Yallop, C. Using Functional Grammar: An Explorer's Guide
- Hewings, M. Advanced English Grammar.
- Douglas Biber, Stig Johansson. The Longman Grammar of Spoken and Written English
- B. Azar, Basic English Grammar
- David Crystal, The Cambridge Encyclopedia of the English Language
- Murphy, R. English Grammar in Use (4th Edition)
- Krishna Gopal, A Text Book of Functional Grammar and Composition.
- Bill Mascull, Business Vocabulary in Use.

ICFAI Law School, Hyderabad

Course Hand Out

Academic Year – 2019-20

(Class of 2024)

***Course Name*: Functional English**

Course Code:

Semester: I

***Faculty Name*: Dr. K. Jagan Mohan Rao**

Mobile No: 9849168639

Email: drjagan@ifheindia.org

Objectives of the Course:

Course Outcomes:

Recommended Text Books and Reference Books

	TEXT BOOK	AUTHOR / PUBLICATION
1.	*Communicative Skills*	Raman. M & Sharma. S/ Oxford University Press
2.	*Basic English Grammar*	B. Azar/ Prentice Hall
3.	*The Cambridge Encyclopedia of the English Language*	David Crystal/Cambridge University Press
4.	*Business Vocabulary in Use.*	Bill Mascull/ Cambridge University Press

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1.	2	What is communication?	Definition of communication	Communicative Skills	https://www.youtube.com/watch?v=-DHeRk4cwtY	Students will be able to understand and analyze communication and its process, etc.
2.	2	Types of Communication - Verbal and Non-Verbal Communication	Difference between Verbal and Non-Verbal communication and various skills involved in expressing the communication	http://www.iosrjournals.org/iosr-jhss/papers/Vol20-issue2/	https://www.youtube.com/watch?v=T2Fa478yoNs	It helps them learn about various styles of communication.

				Version-4/H020244752.pdf		
3.	2	Barriers to Communication - Principles of Effective Communication – Communication Channels	Barriers to communication – effective way to minimize communication issues.	http://www.uj.edu.sa/Files/1001210/Subjects/Chapter%204%20Barriers%20to%20Communication%20.pdf	https://www.youtube.com/watch?v=jsl468Hwr4o	When students learn about the barriers, they try to minimize the language, auditory, issues.
4.	2	Importance of communication through English Formal and informal language plain English	Formal and informal settings- plain and simple English; usage and examples.	https://www.uts.edu.au/current-students/support/helps/self-help-resources/grammar/formal-and-informal-language	https://www.youtube.com/watch?v=2FOptwGnD8I	The distinction between formal and informal communications lets students behave well in formal and informal settings and they will be able to create a mark on their audience.
5.	3	foreign words, phrases and idioms	Idioms and Phrases used in daily life and in professional life	https://www.smart-words.org/quotes-sayings/english-idioms-commonly-used.pdf	https://www.youtube.com/watch?v=bj5btO2nvt8	The knowledge of foreign words will enable students to communicate with anyone with ease and confidence. Idioms and phrases add flavor to one's language.
6.	4	Introduction to phonetics -Types of Sounds in English – Stress – Syllables – Intonation – Modulation - Tone	Syllables, phonemes, speech sounds, stress and intonation will add meaning and perfection to one's language use.	Put Phonetics into Practice	https://www.youtube.com/watch?v=GLBsvdaR_ow	Phonetics, when learnt well, helps one to speak effectively and meaningfully using appropriate intonation and stress.

7.	2	Writing Spontaneous writing skill	Writing articles, essays, notices, memos etc.	English Writing Skills	https://www.youtube.com/watch?v=0IFDuhdB2Hk	Drafting is an essential skill for lawyers and this lesson will help them hone their competent writing.
8.	2	Writing article	Articles such as political, movie, book reviews, legal research articles are discussed here.	Writing Article	https://www.youtube.com/watch?v=MbMMZ4rPrfI	Article writing is one of the skills imperative to lawyers. So students get the best ways of the skills.
9.	2	Public Speaking	Right topic, awareness of one's audience and organization of the speech.	Successful Public Speaking pdf	https://www.youtube.com/watch?v=HAnw168huqA	Lawyers will get to master the art of speaking in public to demonstrate their verbal and non-verbal communication.
10.	1	Library Skills Dictionary Skills	Catalogue searching and choosing the right book/journal/magazine needs extra care to save time.	file:///C:/Users/Jagan/Downloads/Sem%20I%202019%20July/Material-DictionarySkills.pdf	https://www.youtube.com/watch?v=R_IRzaGhGgc	When learnt these skills, the students will be able to identify the useful books and words in their library and dictionary respectively.
11.	2	English Language Sub-Skills: Note making Note taking	Speaking and Listening Skills are made easy with note taking and note making.	Note making Note taking	https://www.youtube.com/watch?v=khwsNIG8qwQ	These skills save students' time and energy and make them ready for any presentation, it may be oral or written.
12.	3	Active and Passive Listening – Skimming – Scanning - Eye Breathe	Listening and various kinds of listening eases the students' capacity to understand the content.	Effective Listening Skills	https://www.youtube.com/watch?v=My7XX_IzH4U	Listening skills and its sub-skills help the students receive information and respond well when asked.
13.	2	Presentation Skills: Planning presentation: structuring and delivery	Power Point Presentation, oral presentations are some of the ways of communicating information.	Presentation Skills Ch.5	https://www.youtube.com/watch?v=dEDcc0aCjaA	Using computer software, one can become expert presenters giving information about various projects, plans and ideas.
14.	2	Limitation of Power Point – Other Audio-Visual Aid for presentation	Lack of power resources, gadgets, etc. hamper the use of technology.	Microsoft Power point	https://www.youtube.com/watch?v=dEDcc0aCjaA	One learns about the short comings of ppts and other audio-visual facilities due to several factors.
15.	2	The A, B, C, D, E of presentation Skills - Individual vs Group	Group Discussions, debates, arguments are a part of learning in higher education.	How to Use and Evaluate	https://www.youtube.com/watch?v=wo7zLXnzZ	The skills learnt in this unit are helpful in making their argument or discussion fruitful

		Presentation		Student Speaking & Oral Presentations in the Classroom	qc	while managing group communication.
16.	2	Cross-cultural communication	Cross Cultural communication, cultural assimilation and adaptability to new cultures will be dealt with in this unit.	A HANDBOOK TO UNDERSTAND OTHERS' CULTURES	https://www.youtube.com/watch?v=YMyofREc5Jk	Since students are faced with global interactions, this class will make them get in touch with various global practices while studying this topic.
17.	2	Negotiation skills	Arbitration, dialogue, mediation etc. are common things among lawyers.	Negotiation Skills	https://www.youtube.com/watch?v=DZntD2KEJs0	The students will have learnt the art of negotiation which helps them become successful in their profession.
18.	2	Minuting Conversations - Group Discussion – Debate -Team Building - Simulation	Leadership qualities, minutes writing, pro-activeness are some of qualities students are expected to learn and exhibit to sustain the competitive world of today.	Building An Effective Team	https://www.youtube.com/watch?v=YY2yjEEoB3U	These skills will make them specialists in their profession when they get familiar with them.
19.	2	Writing coherent paragraphs - Precise writing	Essay writing, Precis Writing, Paragraph writing are a part of the curriculum that answer many questions they face in their future life.	Precis Writing: Tips and Tricks	https://www.youtube.com/watch?v=GtncXIijH2I	Lawyers will get ample benefit by following the skills in these areas.
20.	4	Business Letters - writing memos, notices and E-mails – writing reports –Writing Business proposals	Corporate communication requires the writing techniques mentioned here.	Essentials of Business Writing	https://www.youtube.com/watch?v=3Tu1jN65slw https://www.youtube.com/watch?v=mozVzcNZMG0	Emails, reports, business proposals are a regular patterns of communication. The students will master the writing skills by learning and implementing them.
21.	2	Public Speaking - Eye contact – Audience – Dress code	Various skills and precautions need to be considered while making a speech.	Public Speaking (Everything You Need To Know)	https://www.youtube.com/watch?v=Nbh-JtSwzxc	The nuances of public speaking enable the students get expertise when followed these items discussed in the lesson.
22.	1	Telephonic Conversation –	Use of telephone, proper etiquette, giving and	Telephone	https://www.youtube.co	Modern communication requires telephonic

		Greetings– Getting Information – Making note and passing the information.	getting information with appropriate pause makes the conversation more effective.	Calls: Unity and Diversity in Conversational Structure	m/watch?v=6F5WwPKY8G4	skills which will be mastered with efficient use of time, verbal expressions. This lesson helps them learn and master the skill.
Total	48					

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
- The participation has to be relevant and meaningful. "Speaking for speaking's sake" will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.
- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
- The Students should come in uniform, otherwise they will be marked absent. Do not roam in the academic area/ attend classes in chappals / shorts / informal t-shirts.
- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.
- Five (5) Marks for attendance will be given as below-

Attendance percentage	Marks alloted
96-100	5

91-95	4
86-90	3
81-85	2
75-80	1
Less than 75%	0

- Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

Students must occupy their seats before faculty comes in and remain seated until the end of the class.

Students must have their name plates on the desk.

Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.

Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.

No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	Component	Expected slot / due date	Marks declaration by	Weig htage	Syllabus
NCP I	Internal	August 28	September 3	10	Unit 1

	Assessment				
NCP II	Mid Term	October 3	October 7	20	Unit II,III & IV
NCP IV	Class Participation	November 13	November 15	5	
NCP V	Attendance	November 20	November 21	5	
End Term	End Term	November 25	November 30	50	ALL UNITS

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Dr. K. Jagan Mohan Rao holds a PhD in ELT from Kakatiya University. He has been teaching in several universities in India and abroad for 24 years. His areas of interest include: Psycholinguistics, Legal English, and English for Science and Technology, IELTS, TOEFL, GRE, Philosophy, literature, etc.

Sociology – I (AT121)

Objectives: The study of this course will provide to develop a sociological imagination through which student can examine him selves with others, groups and society, more generally. It also develop a critical understanding of how social institutions shape our lives, legal system and society.

Course Outcomes: At the end of the course the student is able to describe how sociology differs from and is similar to other socialsciences and give examples of these differences and similarities. Apply the sociological imagination and sociological concepts and principles to her/his own life. Further students also able to show how Social institutions interconnect in their effects on each other and on individuals and also the role of law in society.

Unit –I Introduction to Sociology: Sociology – Meaning, definition, aims, scope, significance – Origin and development of sociology: Saint Simon and Aguste Comte – Sociological Imagination – relationship with law and society in India.

Unit –II Sociology and other Social Sciences: Relation with other social sciences – history, political science, economic, anthropology and psychology.

Unit – III Basic Concepts and Social Institutions: Basic concepts – Society, Community, Institutions, Associations Culture, Language, Social groups, Status and Role, Social Norms Social institutions – Family, Marriage, Kinship, Religion, Education, Polity and Law.

Unit IV Human Society and Culture: Human society – Definition, characteristics and functions, Individual and Society, Culture and Personality – Heredity and Environment.

Unit V Sociologists Contribution: Contribution of Eminent Sociologists - Emile Durkheim Herbert Spencer, Karl Marx, Max Weber, Talcott Parson, Pareto, Habermas.

Unit VI Social Process and Social Change: Socialization: Process, Stages, Agencies, Social Process - Cooperation, Competition, Conflict, Accommodation and Assimilation – Social Disorganization, Social change – Meaning, types theories, factors – Law and Social Change – Social Progress – Social Integration and Social Engineering.

Unit VII Social Stratification and Social Control: Meaning, Forms, Theories of social stratification, Functional and Conflict theories – Dimensions of social stratification: Class, Caste, Power and Gender differentiation - Social Mobility: Meaning, Forms and Factors - Social Control: Forms and Agencies.

Unit VIII Sociological Theoretical Approaches: Important theoretical approaches – Evolutionism, Functionalism, Conflict theory, Symbolic Interactionism theory, Ethnomethodology and Phenomenology.

Text and Reference books

- Bottomore, T.B., Sociology: A guide to problems and literature, S. Chand Publication, New Delhi (2nd edition), 1986.
- Harlambos, M and R M Heald, Sociology: Themes and Perspectives, (7th edition), Oxford University Press, New Delhi, 2008.

- Inkeles, Alex, What is Sociology?, Prentice Hall of India, New Delhi, 1964
- Johnson, Harry M, Sociology: A Systematic Introduction, Routledge, New York, 2011.
- Maclver, R.M, and Charles Page, Society: An Introductory Analysis, Trinity Press, Texas, 2013.
- Oommen, T.K, Sociology for Law Students, Eastern Book Company, Lucknow, 2010.
- Shanker Rao, C.N. Principles of Sociology with an Introduction to Social thought, S. Chand & Co. Ltd., New Delhi, 2007.
- Peter Worsley (Ed), Introducing Sociology, Penguin Books, New Delhi, 1987.
- Jayaram, N. Introductory Sociology, Laxmi Publications, New Delhi, 2017.
- Srinivas, M.N. Social Change in Modern India, Orient Longman Ltd, New Delhi, 1980.

List of Case studies-

- Todd beer (2014), Sociological Imagination college enrolment in the context
- Prakash (2014), E Judiciary: a Step towards Modernization in Indian Legal System
- 'Wolf Girls' Of Godamuri: The Story Of Amala And Kamala by peppermint (2017)
- Ashmita Sharma,Saqib Khan (2018), The paradox of indigeneity - *Adivasi struggle ST status in Assam*
- Pinak Sarkar,Nutan Shashi Tigga (2018) Social Inequality and Institutional Deliveries

Articles:

- Ghezzi S, Mingione E. Embeddedness, Path Dependency and Social Institutions: An Economic Sociology Approach.*Current Sociology*. 2007;55(1):11-23.
- Dezalay, Yves and Madsen, Mikael Rask, The Force of Law and Lawyers: Pierre Bourdieu and the Reflexive Sociology of Law, *Annual Review of Law and Social Science*, 2012: 8(1): 433-452.
- Tosini D. Medium as a basic concept of sociology: contributions from systems theory.*Social Science Information*. 2006;45(4):539-560.
- yle, Kate. "Shaping the Future of Sociology: The Challenge of Interdisciplinarity beyond the Social Sciences."*Sociology*, 2017: 51(6): 1169–1185.
- Lawler, Stephanie. "Introduction: Class, Culture and Identity."*Sociology*, 2005: 39(5):797–806.
- Paoli, L. The paradoxes of organized crime.*Crime, Law and Social Change*2002: **37,**51–97.
- Thiede, Brian. The Spatial Concentration of America's Rural Poor Population: A Postrecession Update. *Rural Sociology*, 2018: 83(1): 109-144.

Videos:

- https://nptel.ac.in/courses/109/104/109104074/
- https://onlinecourses.swayam2.ac.in/nou21_hs10/preview
- https://freevideolectures.com/course/3429/introduction-to-sociology-i
- https://www.coursera.org/courses?query=sociology
- https://www.btechguru.com/courses--nptel--humanities-and-social-sciences--introduction-to-sociology-video-lecture--HSS--HS10028V.html

ICFAI Law School, Hyderabad

Course Hand Out

Academic Year – 2019-20

(Class of 2024)

***Course Name*: Sociology - I**

***Course Code:* AT121**

Semester: I

***Faculty Name*:Dr. S.Kannan**

Mobile No: 9442007216

Email: kannans@ifheindia.org

Objectives of the course: The study of this course will provide to develop a sociological imagination through which student can examine him selves with others, groups and society, more generally. It also develop a critical understanding of how social institutions shape our lives, legal system and society.

Course Outcomes: At the end of the course the student is able to describe how sociology differs from and is similar to other socialsciences and give examples of these differences and similarities. Apply the sociological imagination and sociological concepts and principles to her/his own life. Further students also able to show how Social institutions interconnect in their effects on each other and on individuals and also the role of law in society.

Recommended Text Books and Reference Books

	TEXT BOOK	AUTHOR / PUBLICATION
1.	Sociology: A guide to problems and literature	Bottomore, T.B, S. Chand Publication, New Delhi, 1986.
2.	Sociology: Themes and Perspectives	Harlambos, M and R M Heald, Oxford University Press, New Delhi, 2008.
3.	Sociology: A Systematic Introduction	Johnson, Harry M, Routledge, New York, 2011.
4.	Society: An Introductory Analysis	Maclver, R.M, and Charles Page, Trinity Press, Texas, 2013.
5.	Sociology for Law Students	Oommen, T.K, Eastern Book Company, Lucknow, 2010.
6.	Principles of Sociology with an Introduction to Social thought	Shanker Rao, C.N., S. Chand & Co. Ltd., New Delhi, 2019.
7.	Introductory Sociology	Jayaram, N., Laxmi Publications, New Delhi, 2017.
8.	Social Change in Modern India	Srinivas, M.N., Orient Longman Ltd, New

		Delhi, 1980.
9.	Contemporary India:A Sociological View	Satish Deshpande, Viking Publishers, New York, 2003

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1.	7	UNIT-I: Introduction to Sociology: Sociology – Meaning, definition, aims, scope, significance – Origin and development of sociology: Saint Simon and Aguste Comte – Sociological Imagination – relationship with law and society in India	Sociology Society Social Interaction Individuals Synthetic school Formalistic School	Text Book Serial No. 3, 6 and 7	Book 3 = chap 1:p 2-6 Book 6= chap 1:p 9-11; chap 2:p 17-25 Book 7 = chap 1:p 3-4 https://swayam.gov.in/courses/4998-principles-of-sociology	Students able to apply the sociological imagination and sociological concepts and principles to her/his own life.
2.	4	UNIT – II: Sociology and other Social Sciences: Relation with other social sciences – history, political science, economic, anthropology and psychology.	History Political Science Economics Anthropology Psychology Perspectives Methods	Text Book Serial No. 1,6 and 7	Book 1=chap 2:p11-14 Book 6=chap 6 : p78-93 Book 7=Chap 3:p 19-21 https://swayam.gov.in/courses/4998-principles-of-sociology	Students able to describe how sociology differs from and is similar to other socialsciences and give examples of these differences and similarities
3.	9	UNIT - III: Basic Concepts and Social Institutions: Basic concepts – Society, Community, Institutions, Associations Culture, Language, Social groups, Status and Role, Social Norms Institutions – Family Marriage Kinship Religion, Education, Polity and Law.	Society Community Family Marriage Law Political Associations Education Religion Group Ascribed status Achieved status Institutions	Text Book Serial No. 3, 4 and 6	Book 3=chap1:p6-9; chap2:p21-39; chap 4:p 86-87 Book 4=chap5:p98-112 Book 6=chap8:p 103-118; chap 9: p 128-31; Chap 17: p 201-204 https://swayam.gov.in/courses/4998-principles-of-sociology	Students will be able to show how Social institutions interconnect in their effects on each other and on individuals and also the role of law in society.

4.	4	UNIT – IV: Human Society and Culture: Human society – Definition, characteristics and functions, Individual and Society, Culture and Personality – Heredity and Environment.	Interaction Group Formation Basic need Culture Personality Heredity Environment	Text Book Serial No. 3 and 6	Book 3=chap 9: p 93-103 Book 6 = Chap 12 and 13: p 155-171 https://swayam.gov.in/courses/4969-population-environment-and-development	Students will be able to critically think how human society emerged by citing the example of analysis of the history of their family.
5.	3	Unit – V: Sociologists Contribution: Contribution of Eminent Sociologists – Emile Durkheim Herbert Spencer, Karl Marx, Max Weber, Talcott Parson, Pareto, Habermas	Positivism Division of Labour Restitute Law Repressive Law Evolution Social Action Elites Modernity	Text Book Serial No. 5 and 6	Book 5 = chap 5:p53-62 Book 6 = Chap 51,52and 53: p 696-745; Chap 60:p 885-900 https://swayam.gov.in/courses/4998-principles-of-sociology	Students will be able to analyze the contributions of sociological thinkers to the contemporary situation in regard with law and society
6.	7	UNIT – VI: Social Process and Social Change: Socialization: Process, Stages, Agencies, Social Process - Cooperation, Competition, Conflict, Accommodation and Assimilation – Social Disorganization — Social change – Meaning, types theories, factors – Law and Social Change – Social Progress – Social Integration and Social Engineering.	Socialization Cooperation Conflict Competition Accommodation Assimilation Deviance Social Change Law Social Engineering	Text Book Serial No. 5, 6 and 9	Book 5= chap 7:p 77-81; chap 8: p 85-92; Book 6=Chap 18: p 247-265; Chap 39: p 537-542; Chap 35 and 26: p 483-510 Book 9= chap 7:p 118-135 https://swayam.gov.in/courses/4998-principles-of-sociology	Students will be able to explain the socialization process and how it operates through at least three major agents of socialization
7.	8	UNIT – VII: - Social Stratification: Meaning, Forms, Theories of social stratification, Functional and Conflict theories – Dimensions of social stratification: Class, Caste, Power and Gender differentiation. Social Mobility: Meaning, Forms, Factors - Social Control: Forms,	Closed society Open society Caste Class Race Ethnicity Upward mobility Downward mobility	Text Book Serial No. 1, 2, 6 and 9	Book 1= chap 11: p 125-130 Book 2= chap 2:p 27-30 Book 6 = Chap 20: p 279-288 Book 9= chap 8:p 221-230 https://swayam.gov.in/courses/4998-principles-of-sociology	Students will be able to critically think the penetration of social inequality and its influence on legal system.

		Agencies.				
8.	6	UNIT – VIII: - Sociological Theoretical Approaches: Important theoretical approaches – Evolutionism, Functionalism, Conflict theory, Symbolic interactionism theory, Ethnomethodology and Phenomenology.		Text Book Serial No. 1,2, 3 and 6	Book 1 = Chap 3: p 24-39 Book 2 = Chap1:p 9-21 Book 6= chap 2: p 25-29 https://swayam.gov.in/courses/4998-principles-of-sociology	Students will be able to compare and contrast basic theoretical orientations in reference to social phenomena.
Total	48					

List of Case studies-

- Todd beer (2014), Sociological Imagination college enrolment in the context
- Prakash (2014), E Judiciary: a Step towards Modernization in Indian Legal System
- 'Wolf Girls' Of Godamuri: The Story Of Amala And Kamala by peppermint (2017)
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Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
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- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.

- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
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- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.
- Five (5) Marks for attendance will be given as below-

Attendance percentage	Marks alloted
96-100	5
91-95	4
86-90	3
81-85	2
75-80	1
Less than 75%	0

- Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

- Students must occupy their seats before faculty comes in and remain seated until the end of the class.
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Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component	**Component Number**	**Expected slot / due date**	**Marks declaration by**	**Weightage**	**Syllabus**
NCP (Test)	I	27.08.2019	03.09.2019	10	Units 1 and 2
Midterm (NCP-II)	II	30.09.2019	04.10.2019	20	Units 1 to 4
NCP (Online Quiz)	III	01.11.2019	01.11.2019	10	Units 5 and 6
NCP (Attendance)	IV	25.11.2019	-	05	-
NCP (Class Participation)	V	25.11.2019	-	05	-
End Term	-	25.11.2019	-	50	Units 1 to 8

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Awarded Ph.D in Sociology from Pondicherry University in 2009 and also awarded ICSSR Post-Doctoral Fellowship in sociology for the year 2012-14. Having teaching experience of 6 years in the field of sociology. Published 8 research articles in reputed international and national journals. 18 research papers presented in International and national conference. Awarded best researcher award in Lovely Professional University, Punjab in the field of social sciences in the year 2016.

Micro Economics (AT131)

Objectives The Study of this Course enables the student to acquire conceptual knowledge of business economics. To understand the tools of business economics and their applications.To develop the ability to evolve business strategy using economic reasoning. To appreciate the new challenges to business management in the internet age.To appreciate the linkages between economics and the functional areas of business.

Course Outcome: After completing the microeconomics course, students will be able to understand the problem of scarcity and unlimited wants and how it generates the basic problem of choice in front of economists and policy makers. Students will learn about what are demand and supply and the determinants of demand and supply. This subject will help them in learning about different market structures and price and output determination in these markets. Overall this subject will guide them in understanding and analyzing how individual units (consumers, producers or firm) take decisions to maximize their welfare.

Unit I- Introduction: Wants and Scarcity – Functions of an Economic System – Microeconomic Theory and the Price System – The Margin: The Key Unifying Concept in Microeconomics – Specialization, Exchange, and the International Framework of Microeconomics – Models, Methodology and Value Judgments.

Unit II- Theory of Consumer Behavior and Demand - Consumer Preferences and Choice:Utility Analysis – Consumer's Tastes: Indifference Curves – International Convergence of Tastes – The Consumer's Income and Price Constraints: The Budget Line – Consumer's Choice.

Consumer Behavior and Individual Demand: Changes in Income and the Engel Curve – Changes in Price and the Individual Demand Curve – Substitution Effect and Income Effect – Substitution Between Domestic and Foreign Goods – Some Applications of Indifference Curve Analysis.

Choice Under Uncertainty: Risk and Uncertainty in Demand Choices – Measuring Risk – Utility Theory and Risk Aversion – Insurance and Gambling – Risk Aversion and Indifference Curves – Reducing Risk and Uncertainty – Behavioral Economics.

Unit III- Basic Demand and Supply Analysis: Market Analysis – Market Demand – Market Supply – When is a Market in Equilibrium? – Adjustment to Changes in Demand and Supply: Comparative Static Analysis – Domestic Demand and supply, Imports, and Prices – Interfering with Versus Working through the Market

Market Demand and Elasticities: The Market Demand for a Commodity – Price Elasticity of Market Demand – Income Elasticity of Demand – Cross Elasticity of Demand – Price Elasticity and Income Elasticity of Imports and Exports – MarginalRevene and Elasticity.

Unit IV- Production, Costs and Competitive Markets - Production Theory**-** Relating Outputs to Inputs – Production with One Variable Input – Production with Two Variable Inputs – The Shape of Isoquants – Constant, Increasing and Decreasing Returns to Scale – Technological Progress and International Competitiveness – Open Innovation Model.

Costs of Production:The Nature of Production Costs – Cost in the Short Run – Cost in the Long Run – Expansion Path and Long-Run Cost Curves – Shape of the Long-Run Average Cost Curve – Multiproduct Firms and Dynamic Changes in Costs.

Unit V Price and Output Under Perfect Competition - Market Structure: Perfect Competition – Price Determination in the Market Period – short-Run Equilibrium of the Firm – Short-Run Supply Curve and Equilibrium – Long-Run Equilibrium of the Firm and the Industry – Constant-, Increasing-, and Decreasing-Cost Industries – International Competition in the Domestic Economy – Analysis of Competitive Markets.

Unit VI Imperfectly Competitive Markets - Pure Monopoly-The Opposite Extreme from Perfect Competition – Short-Run Equilibrium Price and Output – Long-Run Equilibrium Price and Output – Profit Maximization by the Multiplant Monopolist – Price Discrimination-A Monopolist's Method of Increasing Profits – International Price Discrimination and Dumping – Two-part Tariffs, Tying and Bundling – Analysis of Monopoly Markets.

Price and Output under Monopolistic competition and Oligopoly:Monopolistic Competition: Many Sellers of a Differentiated Product – Monopolistic Competition: Short-Run and Long-Run Analysis – Oligopoly: Interdependence Among the Few Producers in the Industry – The Cournot and the Kinked-Demand Curve Models – Collusion: Cartels and Price Leadership Models – Long-Run Adjustments and Efficiency Implications of Oligopoly – Other Oligopolistic Pricing Practices – The March of Global Oligopolists.

Game Theory: Definition, Objectives and Usefulness – Dominant Strategy and Nash Equilibrium – The Prisoners' Dilemma, Price and Nonprice Competition, and Cartel Cheating – Repeated Games and Tit-for-Tat Strategy – Strategic Moves – Strategic Moves and International Competitiveness.

Unit VII Market Structure, Efficiency and Regulation: Market Structure and Efficiency – Measuring Monopoly Power – Social Costs and Dynamic Benefits of Monopoly Power – Controlling Monopoly Power: Antitrust Policy – Public-Utility Regulation – The Deregulation Movement – Regulating International Competition: Voluntary Export Restraints – Some Applications of Market Structure, Efficiency and Regulation.

Unit VIII- Pricing and Employment of Inputs - Input Price and Employment Under Perfect Competition: Profit Maximization and Optimal Input Employment – The Demand Curve of a Firm for an Input – The Market Demand Curve for an Input and Its Elasticity – The Supply Curve of an Input – Pricing and Employment of an Input – Input Price Equalization Among Industries, Regions and Countries – Economic Rent: An Unnecessary Payment to Bring Forth the Supply of an Input – Analysis of Labor Markets Under Perfect Competition.

Input Price and Employment Under Imperfect Competition: Profit Maximization and Optimal Input Employment – The Demand Curve of a Firm for an Input – The Market Demand Curve and Input Price and Employment – Monopsony: A Single Firm Hiring an Input – Monopsony Pricing and Employment of One Variable Input – Monopsony

Pricing and Employment of Severable Variable Inputs –International Migration and the Brain Drain – Analysis of Imperfect Input Markets.

Unit IX - General Equilibrium, Efficiency and Public Goods - General Equilibrium and Welfare Economics: Partial Versus General Equilibrium Analysis – General Equilibrium of Exchange and Production – General Equilibrium of Production and Exchange and Pareto Optimality – Perfect Competition, Economic Efficiency, and Equity – General Equilibrium of Production and Exchange with International Trade – Welfare Economics and Utility-Possibilities Frontiers – Social Policy Criteria – Trade Protection and Economic Welfare.

Unit X Externalities, Public Goods and the Role of Government: Externalities – Externalities and Property Rights – Public Goods – Benefit-Cost Analysis – The Theory of Public Choice – Strategic Trade Policy – Government Control and Regulation of Environmental Pollution.

The Economics of Information: The Economics of Search – Asymmetric Information: The Market for Lemons and Adverse Selection – Market Signaling – The Problem of Moral Hazard – The Principal-Agent Problem – The Efficiency Wage Theory.

Text and Reference Books

- Principles of Microeconomics by Gregory Mankiw- Cengage Publishers
- Micro Economic Analysis, III Edition by Hal R. Varian
- Advanced Micro Economic Theory by H.L Ahuja
- Microeconomics: Principles, Problems,& Policies by Campbell McConell, Stanley Brue, and Sean Flyn, McGraw-Hill Series in Economics.
- Microeconomics by Paul Krugman and Robin Wells.
- Microeconomic Theory by Andreu Mas-Colell, Michael D. Whinston and Jerry R. Green.
- Microeconomics: Principles, Applications and tools ,7/e: Arthur O'Sullivan,Steven M, Sheffrin- Pearson Education
- 8 Micro Econ- Principles of Microeconomics- by William A McFachern and Simrit Kaur, CENGAGE Publishers (Rs 595), First Edition, 2013 (Indian Adaptation)

Articles:

- George A. Akerlof, 1970. The Market for "Lemons": Quality Uncertainty and the Market Mechanism. The Quarterly Journal of Economics, Vol. 84, No. 3 (Aug., 1970), pp. 488-500
- Paul Streeten, 1950. "Economics and Value Judgments,"The Quarterly Journal of Economics, Oxford University Press, vol. 64(4), pages 583-595.
- P Nelson, "Advertising as Information", journal of Political Economy, July/August-1974, pp. 729-754.
- R.R. Coase, 1960. "The problems of Social Cost". Journal of Law and Economics, Oct. 1960, pp. 1-44.

- T. Scitonsky, 1940. “A Note on Welfare Propositions in Economics”, A Review of Economics and statistics, Nov. 1941, pp. 77-78.
- J.R Hicks, 1939. “ The Foundation of Welfare economics”, Economic Journal, Dec. 1939, pp. 696-712.
- J. Persky, “Adam Smith’s Invisible hand”, Journal of Economic Perspective, fall 1989, pp 195-201.
- D.Salvatore, “Globalization and International Competitiveness” in S.Shojai, ed.,Globalization: Virtue or Vice, pp. 7-21.
- S. Rosen “Potatoes Paradoxes”. Journal of Political Economy, Dec. 1999.
- J.C. Panzar & R.D Willig, “Economics of Scope “ American Economic review, May 1981.

Videos:

- https://www.youtube.com/user/egyankoshIGNOU
- vidyamitra.inflibnet.ac.in (e-pathshala)

Course Hand Out

Academic Year – 2019-20

(Class of -B.A LLB First Year)

***Course Name*:Micro Economics**

Course Code: **AT 131**

Semester: First

***Faculty Name*: Dr. Iti Vyas**

Mobile No: 9676311480

Email: iti.savernika@gmail.com

Objectives of the Course:

The purpose of Microeconomics course is to give students a thorough understanding of the principles of economics that is helpful in decision makings of individuals both consumers and producers in the given economic system. Each unit is like a building block, where the concepts are interrelated and by the end of this course, students will have a strong grasp on the major issues of micro economics, such as consumer and producer behavior, the nature of supply and demand, the different kinds of markets and how they function, and the welfare outcomes of consumers and producers.

Course Outcomes:

After completing the microeconomics course, students will be able to understand how markets organize core economic activities, such as production, distribution, and consumption. Students will learn about the determinants of demand and supply and how consumer and firm's behave in different market conditions.

Recommended Text Books and Reference Books

	TEXT BOOK	**AUTHOR / PUBLICATION**
	Micro Economics	Robert S. Pindyck Rubinfeld
	Adavnced Economic Theory	H.L Ahuja
	Micro Economics	Salvatore

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1.	2	Introduction and basic Concepts of Micro Economics	Wants and Scarcity – Functions of an Economic System	Salvatore, H.L Ahuja	Chapter 1 ,2	After reading this chapter, student would be able to understand the subject importance

						and how economy works in case of scarcity of resources and unlimited wants.
	1		Microeconomic Theory and the Price System	Salvatore, H.L Ahuja	Chapter 2	
	1		The Margin, Specialization, Exchange, and the Models, Methodology and Value Judgments.	Salvatore	Chapter 2 & 3	
2	1	Basic Demand and Supply Analysis	Market Analysis – Market Demand – Market Supply – When is a Market in Equilibrium?	Salvatore, H.L Ahuja, Robert S. Pindyck Rubinfeld	Chapter 3 & Chapter 2	The student would be able to explain what is demand and supply and how market reaches to the equilibrium when there is a change in demand and supply
	2		Adjustment to Changes in Demand and Supply: Comparative Static Analysis	Salvatore	Chapter 3	
	3	Market Demand and Elasticities	The Market Demand for a Commodity – Price Elasticity of Market Demand, Income Elasticity of Demand, Cross Elasticity of Demand	Salvatore, H.L Ahuja, Robert S. Pindyck Rubinfeld	Chapter 2, 3 ,4 & 12	It will help students to understand how various factors affect the demand and changes in one factor brings change in consumer's demand.
3	3	Consumer Preferences and Choice	Utility Analysis – Consumer's Tastes: Indifference Curves, The Consumer's Income and Price Constraints: The Budget Line – Consumer's Choice.	Salvatore, H.L Ahuja, Robert S. Pindyck Rubinfeld	Chapter 3, Ch. 5,6,& 7	Students will be able to understand the concept of utility and how through different economic theories we judge and measure consumer's utility. Budget line concept will make them understand how consumer decides to get maximum level of satisfaction when prices of the goods and income of the consumer are given.
	2	Consumer Behavior and Individual Demand	Changes in Income and the Engel Curve – Changes in Price and the Individual Demand Curve – Substitution Effect and Income Effect	Salvatore, H.L Ahuja, Robert S. Pindyck Rubinfeld, Dominick Salvatore	Chapter 3 & Chapter 7	Student would be able to understand the relation between income and demand for the different types of goods.
4	3	Production Theory	Relating Outputs to Inputs – Production with One Variable Input, and Two Variable Inputs – The Shape of	Salvatore, H.L Ahuja, Robert S. Pindyck	Chapter 6 & Chapter 16, 17& 18	After reading this chapter student will be able to understand that how producer

			Isoquants – Constant, Increasing and Decreasing Returns to Scale	Rubinfeld		produces with given amount of inputs in the short run and long run.
5	3	Cost of production	The Nature of Production Costs – Cost in the Short Run – Cost in the Long Run – Expansion Path and Long-Run Cost Curves – Shape of the Long-Run Average Cost Curve	Salvatore, H.L Ahuja, Robert S. Pindyck Rubinfeld	Chapter 7 & Chapter 20	It would make students to understand the concept of different types of cost in the economy.
Mid term Eamination						
6	5	Price and Output Under Perfect Competition	Market Structure: Perfect Competition – Price Determination in the Market Period – short-Run Equilibrium of the Firm – Short-Run Supply Curve and Equilibrium – Long-Run Equilibrium of the Firm and the Industry – Constant, Increasing, and Decreasing-Cost Industries	Salvator e, H.L Ahuja, Robert S. Pindyck Rubinfel d	Chapter 9 & Chapter 24 & 25	After reading this chapter student would be able to understand- How price and output determines in the short run and long run in perfect competition market.
7	5	Price and Output under Monopoly	Pure Monopoly-The Opposite Extreme from Perfect Competition – Short-Run Equilibrium Price and Output – Long-Run Equilibrium Price and Output – Profit Maximization by the Multiplant Monopolist – Price Discrimination-A Monopolist's Method of Increasing Profits	Salvator e, H.L Ahuja, Robert S. Pindyck Rubinfel d	Chapter 10, 11& Chapter 28, 29	After reading this chapter student would be able to understand- How price and output determines in the short run and long run in Monopoly market and types of price discrimination by monopolist.
8	5	Price and Output under Monopolistic competition and Oligopoly	Monopolistic Competition: Many Sellers of a Differentiated Product – Monopolistic Competition: Short-Run and Long-Run Analysis – Oligopoly: Interdependence Among the Few Producers in the Industry – The Cournot and the Kinked-Demand Curve Models – Collusion: Cartels and Price Leadership Models	Salvator e, H.L Ahuja, Robert S. Pindyck Rubinfel d	Chapter 12, 13 & Chapter 31, 32, 35, 37, 39	After reading this chapter student would be able to understand- How price and output determines in the short run and long run in Monopolistic Competition market.
9	4	General Equilibrium and Welfare Economics	Partial Versus General Equilibrium Analysis – General Equilibrium of Exchange and Production, Pareto Optimality, Perfect Competition, Economic Efficiency, and Equity, Welfare Economics–Social Policy Criteria	Salvator e, H.L Ahuja, Robert S. Pindyck Rubinfel d	Chapter16, & Chapter 55, 56, 57, 58	After reading this chapter student would be able to understand- The concept of general equilibrium and partial equilibrium, and the concept of welfare

						economics.
10	6	The Economics of Information and Externalities and public goods and the role of government	The Economics of Search – Asymmetric Information: The Market for Lemons and Adverse Selection – Market Signaling – The Problem of Moral Hazard – The Principal-Agent Problem – The Efficiency Wage Theory. Externalities and Public Goods – Benefit-Cost Analysis – The Theory of Public Choice	Salvatore, H.L Ahuja, Robert S. Pindyck Rubinfeld	Chapter 17, 18 & Chapter 60, 61	After reading this chapter student would be able to understand- The different concepts of public economic theories and impact of asymmetric information on market and consumer, positive and negative externalities
Total	48					

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
- The participation has to be relevant and meaningful. "Speaking for speaking's sake" will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.
- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
- The Students should come in uniform, otherwise they will be marked absent. Do not roam in the academic area/ attend classes in chappals / shorts / informal t-shirts.
- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum

attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.

- Five (5) Marks for attendance will be given as below-

Attendance percentage	Marks alloted
96-100	5
91-95	4
86-90	3
81-85	2
75-80	1
Less than 75%	0

- Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

- Students must occupy their seats before faculty comes in and remain seated until the end of the class.
- Students must have their name plates on the desk.
- Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.
- Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.
- No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	Component	Expected slot / due date	Marks declaration by	Weightage	Syllabus
NCP I	Internal Assessment	9th september	20th september	10	Two units
NCP II	Mid Term	Last week of september		50	Four Units
NCP III	Internal Assessment	First week of November	Second Week	10	Three Units
NCP IV	Class Participation	Third week of October	Fourth week of October	05	
NCP V	Attendance				
End Term	End Term	Last week of November	First week of December	50	6 Units

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Dr. Iti Vyas is currently working as Assistant Professor of Economics at ICFAI Law School, IFHE, Hyderabad. Prior to this, she was a UGC Postdoctoral Fellow in School of Economics, the University of Hyderabad from 2014-19. During her PDF, she has worked on "Impact of maternal employment on child's educational progress, social, cognitive, and emotional growth in India". She has also worked as Assistant Professor and Head of the Department of Economics at St. Ann's Degree College for women, Mehdipatnam, Hyderabad since August 2013. She has recently authored a book titled " The Economics of Financial Markets in India: Integration, Operation, and Efficiency" 2019, published by Akhand Publication, New Delhi. She has co-authored a book entitled as "Linkage Dynamics of Indian Financial Markets" Published by**VDM Verlag,**Dr. Müller Aktiengesellschaft & Co. KG Dudweiler Landstr. 99, 66123 Saarbruecken, Germany. She has also published several research papers in International Journals such as Indonesian Capital Market Review, Journal of Economics and International Finance. She has presented several research papers in the area of financial economics in national and international conferences. She has completed her Ph.D., M. Phil. in Economics from IGNOU under regular mode and Master in Economics from Gokhale Institute of Economics and Politics, Pune and MohanlalMohanlal Sukhadia University,Udaipur, Rajasthan respectively in 2003 and 2005. She has also qualified bothUGC National Eligibility Test (NET)and State Level Eligibility Test (SLET) for lectureshipin Economics.

IT Applications (IT141A)

Objectives: Students will benefited by learning various computer related aspects like fundamentals of computer and use of other software that are available in computers. The curriculum is designed to develop appropriate technical knowledge as well as theprofessional skills of the students. The study of this course also enables the students to acquire knowledge on Data Analysis Tools.

Course Outcome: On completion of this Course, the students would be in a position to apply various computer techniques and knowledge in all endeavors. Also they are equipped to take gainful employment in the said vocation.

Unit I Basics of IT: Information and Its Prerequisites – Need for Information – Information Technology and Its Components – Role of IT in Major Areas – IT and Internet – Basic Internet Terms – Internet Applications – Internet Tools – Search Engines – Multimedia Essentials – Emerging Trends in IT.

Unit II Computer Fundamentals: Classification of Computers – Organization of Computers – Storage Devices – Operating System – Data Communication – Computer Network – Computer Security – Cryptography – Digital Signature.

Unit III Applications of IT: Word Processing: Working with Microsoft Word – Editing Documents – Paragraph Formatting – Adding Footnotes, Comments – Tracking Changes – Working with Tables – Adding Graphics to a Document – Drawing Graphs and Diagrams – Embedding Objects and Hyperlinks – Creating and Executing Macros – Working with Templates –Mail Merge – Bibliography, Index, Citation, Table of Figures, Table of Contents, Cross Reference, Book Mark, Watermark, Share, Converting Word Files to PDF Files – Protecting the Document.

Unit IV Applications of IT: Making Presentations: Creating, Saving and Opening Presentations – Adding New Slides – Rehearsing a Presentation – Adding and Manipulating Text and Word Art – Creating Master Slides – Applying Slide Transition – Applying Custom Animation – Using Slide Sorter – Working with Images and Inserting Clip Art – Using Charts – Linking Files – Sound, Video Clips and Images – Moving, Grouping and Ungrouping of Objects – Giving On-Screen Presentation – Navigation During the Presentation – Meeting Minder – Speaker Notes – Pausing the Presentation – Slide Miniature – Embedding Hyperlinks.

Unit V Applications of IT: Working with Excel: Working with Worksheets – Creating, Saving and Closing a Workbook – Formatting Worksheets – Page Setup and Page Breaks – Spreadsheet Concepts – Calculations on Data-operators and Operands – Groups of Data-creating Formulas for Calculating Values – Correcting Errors in Calculations – Setting Conditions for Data-Functions – Operations using Function Wizard – Designing Charts using the Data – Working with Different Types of Charts – Sorting and Filtering the Data – Creating Pivot Tables and Generating Pivot Charts –

Unit VI Data Analysis Tools: What-If Analysis, Scenarios, Goal Seek – Database Power Of Excel – Changing and Sorting the Database – Getting Data from Other Sources – Protecting the Workbook – Macros – Functions – Financial, Trigonometric, Mathematical, Logical, Statistical, Date, Lookup, Calculation Option F9 – Data Forms – Share.

Unit VII: Office Automation Tools : Spreadsheets, word processing, presentations.

Unit VIII: Working with Publisher: Creating and Customizing a New Publication.

Project Work: Project on developing a website of an advocate and registering the domain name.

Text and Reference Books:

- Ed Bott, Woody Leonhard, Using Microsoft Office 2007, Pearson Education, Special Edition
- David Cyganski, John A Orr, Information Technology: Inside and Outside, Pearson Education.
- Paul McFedries, Tricks of the Microsoft Office 2007 Gurus, Pearson Education, 2007, Low Price Edition
- Turban, McLean and Wetherbe, Information Technology for Management, Wiley, 2004, 4th Ed.
- Jessup L, Valacich, J., Information Systems Today, PHI, 2007, 2nd Edition.

ICFAI Law School, Hyderabad

Course Hand Out

Academic Year – 2020-21

(Class of 2025)

***Course Name*: IT Applications**

***Course Code:*IT141**

Semester: I

***Faculty Name*: Rakesh Suryadevara**

Mobile No: 7702263666

Email: rakeshsuryadevara@ifheindia.org

Objectives of the Course:

This course helps the students to understand the role of computer technology in the present world. It enables the students to know various computer resources for quicker access to information. It also helps the students to get introduced to few hardware devices, tools, software and their use in theirs. This course gives an overall view of the use of computers.

Course Outcomes:

Student should be comfortable to document, plan, improve productivity using IT applications from major players.

Recommended Text Books and Reference Books

	TEXT BOOK	AUTHOR / PUBLICATION
1	Information Technology and Lawyers: Advanced Technology in the Legal Domain- From Challenges to Daily Routine	Arno R Lodder and Anja O S Kamp,
2	Information Technology And Its Business Applications	Oxford Publication, REEMA THAREJA

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1	4	Basics of IT	Information and Its Prerequisites – Need for Information – Information Technology and Its Components – Role of IT in Major Areas – IT and Internet –	Material will be provided in class.	N/a	Introduction to IT

			Basic Internet Terms – Internet Applications – Internet Tools – Search Engines – Multimedia Essentials – Emerging Trends in IT.			
2	4	Computer Fundamentals	Classification of Computers – Organization of Computers – Storage Devices – Operating System – Data Communication – Computer Network – Computer Security – Cryptography – Digital Signature.	Material will be provided in class.	N/a	An overview on evolvement of computer technology
			INTERNAL ASSESSMENT			
3	4	Word Processing - Introduction	Working with Microsoft Word – Editing Documents – Paragraph Formatting – Adding Footnotes, Comments – Tracking Changes – Working with Tables – Adding Graphics to a Document – Drawing Graphs and Diagrams – Embedding Objects and Hyperlinks Converting Word Files to PDF Files – Protecting the Document.	Textbook 2	Chapters pertaining to documentation	Introduction to Word Processing
4	4	Word Processing - Advanced	Creating and Executing Macros – Working with Templates –Mail Merge – Bibliography, Index, Citation, Table of Figures, Table of Contents, Cross Reference, Book Mark, Watermark, Share	Textbook 2	Chapters pertaining to documentation	Advanced word processing
5	4	Presentations : Introduction	Creating, Saving and Opening Presentations – Adding New Slides – Rehearsing a Presentation – Adding and Manipulating Text and Word Art – Creating Master Slides – Applying Slide Transition – Applying Custom Animation – Using Slide Sorter – Working with Images and Inserting Clip Art – Using Charts – Linking Files – Sound, Video Clips and Images.	Textbook 2	Chapters pertaining to powerpoint	Introduction to Presentation
6	4	Presentations : Advanced	Moving, Grouping and Ungrouping of Objects – Giving On-Screen Presentation – Navigation During the Presentation – Meeting Minder – Speaker Notes – Pausing the Presentation – Slide Miniature – Embedding Hyperlinks.	Textbook 2	Chapters pertaining to powerpoint	Advanced Presentation Techniques
			MID TERM			
7	11	Excel - Introduction	Working with Worksheets – Creating, Saving and Closing a Workbook – Formatting	Textbook 2	Chapters pertaining to data	Introduction to excel and data processing.

			Worksheets – Page Setup and Page Breaks – Spreadsheet Concepts – Calculations on Data-operators and Operands – Groups of Data-creating Formulas for Calculating Values – Correcting Errors in Calculations – Setting Conditions for Data-Functions – Operations using Function Wizard – Designing Charts using the Data – Working with Different Types of Charts – Sorting and Filtering the Data.		processing	
			Internal Assessment II			
8	10	Excel - Advanced	Creating Pivot Tables and Generating Pivot Charts – Data Analysis Tools, What-If Analysis, Scenarios, Goal Seek – Database Power Of Excel – Changing and Sorting the Database – Getting Data from Other Sources – Protecting the Workbook – Macros – Functions – Financial, Trigonometric, Mathematical, Logical, Statistical, Date, Lookup, Calculation Option F9 – Data Forms – Share.	Textbook 2	Chapters pertaining to data processing	Advanced excel usage.
9	3	Revision	Revision	N/a	N/a	Revision

Total : 48 Sessions

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
- The participation has to be relevant and meaningful. “Speaking for speaking’s sake” will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.
- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.

- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.
- Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

- Students must occupy their seats before faculty comes in and remain seated until the end of the class.
- Students must have their name plates on the desk.
- Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.
- Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.
- No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	Component	Expected slot / due date	Marks declaration by	Weightage	Syllabus
NCP I	Internal Assessment	n	12th Session	15	**Unit I , II**
NCP II	Mid Term	After 24 Sessions	30th Session	20	Units I to IV
NCP III	Internal Assessment	37th Session	42nd Session	15	Units V, VI
End Term	End Term			50	Units I to VIII

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Rakesh Suryadevara is a MBA graduate with 12 yrs industry experience having worked for MNC's like Infosys, KPMG

IT for Lawyers (IT141B)

Objectives: The study of the present course helps the students of law to understand the role of computer technology in the legal profession. It enables the students to know various computer resources for quicker access to the legal information. It also helps the students to know the various hardware devices, tools, software and their use in the legal profession and automation of the legal profession. This course gives an overall view of the use of computers in the legal profession and case management.

Course Outcome: After completion of the Course, the students will be ready to apply the information technology, how to use computers in legal profession, legal research and legal education. The students also will be ready with the knowledge to deal with online litigation.

Unit I: Information Technology: Meaning and nature of the Information and Communication Technology – components of information technology: software, hardware, input and out devices, storage units, memory systems -computers and evolution of computer systems- mobile technology – mobile applications and social media – impact of technology on the society

Unit II:Internet and Applications: Networking of computers – types of networking – multimedia – flow of information and data – storage of data – Application of networking in business and legal profession- computer and information usage in legal profession and understanding of computer system architecture.

Unit III:Browser and Search Engines: Introduction to the Browser, Browsing and World-wide Webs- –search engines – Search engines relating to legal profession -IP address – IP routing – Servers -Basic network services for legal professionals

Unit IV:Law and Computers: Role of computer technology in the legal profession - Learning computers: Microsoft Office, Excel and spread sheets, data safety and security - – e files and folders -

Unit V:Legal Research and Computer Technology: Legal research and computers – Search engines and online legal data banks - Exploring Sources of Data - Collection, Storage and Retrieval of Data- Data Analysis - Law Related Websites: Basic Knowledge - Finding Laws, Case Laws, Primary and Secondary Sources.

Unit VI:Electronic Governance of Litigations:E courts – filing of documents and petitions in the courts -Case Managements in the courts - Use of ICT in Judicial Information System – Case Information, Judgment Search –

Unit VII: IT and Law Firm Managements: Law firm and computers usage – Legal Process out sourcing and computers – Client data collection and management – evaluating the digital contents – legal services to the clients through network – Online dispute settlements – online counselling to the clients -

Unit VIII: Social Networking and Legal Professionals: Popular networking sites for lawyers – popular social networking and lawyers – lawyers and blogs - mobile applications for lawyers – law start-ups – customised software for lawyers

Project work:

Browsing and preparing the list of applications useful for a lawyer and compiling databases for the use of advocates.

Reference Books:

- Allan M Garten: Internet : Law and Legal Profession
- Arno R Lodder and Anja O S Kamp, Information Technology and Lawyers: Advanced Technology in the Legal Domain- From Challenges to Daily Routine
- Blair Janis, 'How Technology Is Changing the Practice of Law' Vol. 31 No. 3 http://www.americanbar.org/publications/gp_solo/2014/may_june/how_technology_changing_practice_lawhtml
- Jeanne Eicks, 'Educating Superior Legal Professionals: Successful Modern Curricula Join Law and Technology' http://papers.ssrn.com/sol3/papers.cfm?abstract_id=2465977
- Jonathan Jenkins, 'What Can Information Technology Do for Law?' (2008) 21 No. 2 Harvard Journal of Law & Technology 589.

ICFAILawSchool,Hyderabad

Course HandOut

AcademicYear–2020-21

(Classof 2025)

***CourseName*:ITFORLAWYERS**

***CourseCode:*IT141B**

Semester: I

***Faculty Name*: Rakesh SuryadevaraMobileNo: 7702263666**

Email: rakeshsuryadevara@ifheindia.org

Objectivesof the Course:

Thiscoursehelpsthestudentsoflawtounderstandtheroleofcomputertechnology in the legal profession. It helps the students to get introduced to fewhardwaredevices,tools,softwareandtheiruseinthelegalprofessionandautomation of the legal profession. This course also gives a sense of how to store,retrieveandprotectdata which isthe soulof lawprofession.

Course Outcomes:

StudentwillbeequippedwiththebasictomediumITknowledgenecessaryto implementinthismodern legalprofession.

RecommendedTextBooksandReferenceBooks

	TEXTBOOK	AUTHOR/PUBLICATION
1	Information Technology and Lawyers:AdvancedTechnologyinth eLegalDomain-FromChallengestoDailyRoutine	ArnoRLodderandAnjaOSKamp,
2	Internet:LawandLegal Profession	AllanMGarten
3	Information TechnologyAndItsBusinessApplica tions	OxfordPublication,REEMATHAREJA

CourseOutline:

Sl .No	No.of Sessions	Topic	KeyConcepts	Text BookMaterial touse	ChapterReading /Videos	LearningOutcome
1	5	InformationTechnology	Meaning; Components ofinformation technology:software, hardware, inputand out devices, storageunits;memory systemscomputers and evolutionof computer systems-mobile	MaterialWill beprovidedin class	N/a	Introduction toIT

			technology –mobile applications andsocialmedia– impactoftechnologyon thesociety			
2	4	InternetandApplications	Networkingofcomputers– types of networking –multimedia – flow ofinformation and data –storage of data –Application of networkingin business and legalprofession-computer andinformation usage in legalprofession andunderstandingofcomputersystemarchitecture.	Materialwillbeprovidedinclass	N/a	Introduction toInternet andWWW
PREMIDTERM						
3	5	BrowserandSearchEngines	Introduction to theBrowser, Browsing andWorld-wide Webs- –search engines – Searchengines relating to legalprofession-IPaddress–IProuting– Servers-Basicnetworkservicesforlegalprofessionals	Textbook2	ChapterrelatedtoIP	Overview ofdata transfer inInternetworld.
4	6	Law andComputers	Role of computertechnology in the legalprofession - Learningcomputers: MicrosoftOffice, Excel and spreadsheets, data safety andsecurity –– e files andfolders-	Textbook3	Chapterspertainingtodataprocessing	Tipsindataprocessing
5	4	Legal Researchand Computer Technology:	Legalresearchand computers – Searchengines and online legaldata banks - ExploringSources of Data - Collection, Storage andRetrieval of Data- DataAnalysis - Law RelatedWebsites: BasicKnowledge - FindingLaws,CaseLaws,PrimaryandSecondarySources.	Textbook 1	Chapters relatedtodatastorageandretrieval	Introductionto data storageandretrieval.
MIDTERM						
6	5	ElectronicGovernance ofLitigations:	Ecourts– filingofdocumentsandpetitionsinthecourts - CaseManagementsinthecourts - Use of ICT inJudicial InformationSystem – CaseInformation,JudgmentSearch –	Materialswillbeprovidedinclass	Videosrelatedtothetopicprovideddurincoursediscussion.	E-Court filingapplicationintroduction.
7	5	IT and LawFirmManagements	Lawfirmandcomputersusage – Legal Process outsourcing and computers –Client data collection andmanagement – evaluatingthe digital contents – legalservices to the clientsthrough network – Onlinedisputesettlements–online counselling to theclients-	Materials Willbeprovidedinclass	Videosrelatedtothetopicprovideddurincoursediscussion.	Intro to onlineclientcounselling.
PostMidTerm						
8	6	Social	Popularnetworkingsites	Materials	N/a	Impact

		Networking And Legal Professionals	for lawyers – popularsocial networking andlawyers – lawyers andblogs-mobileapplications for lawyers –law start-ups – customisedsoftwareforlawyers	Will beprovidedin class		ofsocialnetworkingsites in legalprofession.
9	8	StudentDe /-mosPracticalFinal	Revision&FinalTest	N/a		
Total	48					

ExpectationsfromStudents:

- Students must report to the respective sessions well before the announcedtime. Late comers will not be permitted to join the class after five minutes ofthescheduledtime.
- Readtherelevantchapter(s)andCaseStudy/materialandcomewellprepared to the class for discussions as indicated in the course plan by thefaculty.
- Intheclassdiscussionsstudentisexpectedtoparticipateactivelyandcontribute to individual and group learning. Evaluation is based on activemeaningful participation.
- Theparticipationhastoberelevantandmeaningful."Speakingforspeaking'ssake"willbecounter-productive.Participationbyjustrepeatinga point made or picking on what someone has said will also be counter-productive.
- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Everystudentneedstobeawareofthetimelinesgiveninthesectionbelow.Absence from these evaluations will mean non awarding of marks in thatparticularcomponent.
- Whereverapplicable,groupassignmentsrequireeachstudenttocontributeto the group effort. This enhances group effectiveness and leads to greaterappreciationof workingingroups.
- Studentsareexpectedtoshowhighregardandappreciationforclassdisciplineanddesistfrom usingmobilephones/electronicgadgets/mechanicaldevices.Thisdisturbstheclassambienceandunnecessarilydivertsattentionofotherstudentsaswellasthefacultymember. To avoid these, mobile phones should be switched off inside theclassroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarifydoubts ifany,seek explanations and get mentored ifneeded.
- Attendance is compulsory in all sessions. Minimum required 75 percentageofattendancehastobefollowedbyeachstudent.Failureinfulfillingminimumattendancerequirementwillresultinstoppagefromwriting/attempting mid-termor end-termexams.
- Studentshavetosubmittheirassignmentsontheduedateinformed by the faculty. For this no extension of time will begiven.

HonourCode:

Unfair practices in tests and **plagiarism** in assignments / project workwillstraight awayentail a**ZERO**to allinvolved parties.

ClassOrganization

Class Representative

Two among you will be selected by consensus as Class Representativeforeachcourse.She/hewillberesponsibleforclassroomarrangements,dealing withacademicoffice,forcommunicatinginformation from faculty to the class and otherwise, also to collect allassignments / project works and deliver them to faculty. He will be thebridge between the faculty and the students of the class and responsiblefor the discipline in the class. If found unable to function, he/she will bereplaced bythe facultyof the course.

ClassDiscipline

- Studentsmustoccupytheirseatsbeforefacultycomesinandremainseateduntilthe endof the class.
- Studentsmusthavetheirnameplatesonthedesk.
- Use of mobile phones is strictly prohibited in the class. If foundusing or holding the cell phones the faculty maysend them out oftheclass.
- Studentsarefreeto ask questions/doubts/clarifications in the classontopicsunderdiscussion.Forotherdoubts,theyshouldmeetfacultyduringconsulting hours.
- No Student is allowed to enter or exit the class rooms during theproceedings of sessions, if so, the student shall be treated as absentonsuchdate.Ifrepeatedmorethantwicehe/sheshallbesubjectedto absentfor5days inthe concernedsubject.

EvaluationTimelines

KeepinginlinewithcontinuousevaluationatICFAILawSchool,Hyderabad the following schedules have been drawn. Students are expectedtogothroughthedates /sessionsmentioned andprepareaccordingly.

Compone ntNumber	**Component**	**Expected slot /due date**	**Marks declaration by**	**Wei ghtage**	**Syllabus**
NCPI	Internal Assessment	9thSession	12thSession	15	**UnitI ,II**
NCP II	Mid Term	After 24Sessions	30thSession	20	Units I toV
NCP III	Internal Assessment	37thSession	42ndSession	15	Units VI,VII
End Term	End Term			50	Units ItoVIII

Thefinalgradewillbedeclaredaftertheend-semesterexaminationsfollowing the above given weightage formula. Before the student takes theend semester examination, he/she should be aware of the progress in thecourse up to an extent of 50 marks.There will not be any make-up tests forevaluation tests.

RakeshSuryadevaraisaMBAgraduatewith12yrsindustryexperiencehaving worked for MNC's like Infosys KPMG

IT Systems and Analytics (IT141C)

Objectives: This course is intended to provide the basics of the Information Technology systems, security of computer systems and computers, ERP and other related knowledge to the students.

Unit I: Introduction to I T Hardware and Software Meaning and nature of Hard and Software - IT Hardware Configuration – Network Configuration - Network topology – Types of Software – Structures of Computer Systems and Operating Systems –- Types of Operating System – Difference between Single-User and Multi-User Operating Systems - Configurations of Computer Systems

Unit II: Introduction to I T Security: Need for IT Security – Cyber Security -Different types of IT Threats – Protection against IT Threats -tools of IT Security – Physical security and computer security - Data security- fire walls, various types of software: spyware, virus, etc.

Unit III: Systems Approach: The Meaning of System's Approach – How Systems Approach is used to Solve Problems – Software Development Life Cycle (SDLC) – Computer-Aided Systems Engineering (CASE) – End-User Development.

Unit IV: Basics of Programming and Database Management: Introduction to Object Oriented Programming, Algorithms, and Flowcharts –Database – Use of Database in an application – Different Kinds of Database the Traditional File Based Systems – Data base Approaches – Advantages Disadvantages of using DBMS – Different Database Models.

Unit V: Working with Productivity Tools: Introduction to types of Productivity tools - Basics of Excel – Basics of PowerPoint – How to use Excel as a Data Analytics tool

Unit VI: Analytics: Basics of Data Analytics – Importance of Analytics – How Analytics will help in making decisions - Identifying the Question to be answered-Gathering Relevant Data – Clean and Structure the Data – Run Analysis to decide

Unit VII: Enterprise Computing: ERP Meaning and concepts – Types of Modules present in ERP – Different ERP Solutions aver Integrating an Enterprise –E-Business – The Relationship between ERP and E-Business –Advantages of ERP to organizations

Unit VIII: Convergence of Technologies: The Concept of Convergence – Impact of Convergence – A Systematic Approach to Managing Convergence – Challenges of ICT Revolution – Emerging Technologies – Introduction to Cloud technologies

Text and Reference Books:

- Landon and Traver, 'E-Commerce: Business Technology of Society', Pearson Education
- Stallings W, Data and Computer Communication, Pearson Education
- Tueba, Aronson, Decise Support System & Intelligent Systems, Pearson Education
- Senn, Analysis and Design of Information Systems, McGraw Hill International
- Cock N, System Analysis and Design, Sage Publications
- Silberschatz, KothSudarshan, Database System Concepts, McGraw Hill International

ICFAI Law School, Hyderabad

Course Hand Out

Academic Year – 2019-20

(Class of 2024)

***Course Name*: IT Systems and Analytics**

Course Code:

Semester: I

***Faculty Name*: Rakesh Suryadevara**

Mobile No: 7702263666

Email: rakeshsuryadevara6@gmail.com

Objectives of the Course: This course is intended to provide the basics of the Information Technology systems, security of computer systems and computers, ERP and other related knowledge to the students.

Course Outcomes: Student should have obtained overview on e-commerce, design of information systems and DBMS

Recommended Text Books and Reference Books

	TEXT BOOK	AUTHOR / PUBLICATION
1	'E-Commerce: Business Technology of Society', Pearson Education	Landon and Traver; Pearson Education
2	Analysis and Design of Information Systems	Senn, McGraw Hill International
3	Database System Concepts	Silberschatz, KothSudarshan; McGraw Hill International

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Course Outcome
1	6	Introduction to IT Hardware and Software	Meaning and nature of Hard and Software - IT Hardware Configuration – Network Configuration - Network topology – Types of Software – Structures of Computer Systems and Operating Systems –- Types of Operating System – Difference between Single-User and Multi-User Operating Systems - Configurations of Computer Systems	Overview on network topology, Operating Systems.
2	4	Introduction to IT Security	Need for IT Security – Cyber Security - Different types of IT Threats – Protection against IT Threats -tools of IT Security –	Overview on Data Security.

			Physical security and computer security - Data security- fire walls, various types of software: spyware, virus, etc.	
INTERNAL ASSESSMENT				
3	7	Systems Approach	The Meaning of System's Approach – How Systems Approach is used to Solve Problems – Software Development Life Cycle (SDLC) – Computer-Aided Systems Engineering (CASE) – End-User Development.	Intro on Software Development Life Cycle.
4	7	Basics of Programming and Database Management:	Introduction to Object Oriented Programming, Algorithms, Flowcharts – Database – Use of Database in an application – Different Kinds of Database - The Traditional File Based Systems – Data base Approaches – Advantages Disadvantages of using DBMS – Different Database Models.	Basic programming skills
MID TERM				
5	6	Working with Productivity Tools	Introduction to types of Productivity tools - Basics of Excel – Basics of PowerPoint – How to use Excel as a Data Analytics tool	Intro to productivity tools
6	5	Analytics	Basics of Data Analytics – Importance of Analytics – How Analytics will help in making decisions - Identifying the Question to be answered- Gathering Relevant Data – Clean and Structure the Data – Run Analysis to decide	Overview on Data Analysis
Internal Assessment II				
7	5	Enterprise Computing	ERP Meaning and concepts – Types of Modules present in ERP – Different ERP Solutions avERP Integrating an Enterprise – E-Business – The Relationship between ERP and E-Business –Advantages of ERP to organizations.	Overview on ERP
8	5	Convergence of Technologies	The Concept of Convergence – Impact of Convergence – A Systematic Approach to Managing Convergence – Challenges of ICT Revolution – Emerging Technologies – Introduction to Cloud technologies.	Intro to emerging technology.
9	3	Revision	Revision	Revision
Total	48			

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.

- The participation has to be relevant and meaningful. “Speaking for speaking’s sake” will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.
- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
- The Students should come in uniform, otherwise they will be marked absent. Do not roam in the academic area/ attend classes in chappals / shorts / informal t-shirts.
- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.
- Five (5) Marks for attendance will be given as below-

Attendance percentage	Marks alloted
96-100	5
91-95	4
86-90	3
81-85	2
75-80	1
Less than 75%	0

- Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

Students must occupy their seats before faculty comes in and remain seated until the end of the class.

Students must have their name plates on the desk.

Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.

Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.

No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	Component	Expected slot / due date	Marks declaration by	Weightage	Syllabus
NCP I	Internal Assessment	10th Session		10	Sl No 1,2 in course outline

NCP II	Mid Term	After 24th Session		20	Till Sl No 4
NCP III	Internal Assessment	35th Session		10	Till Sl. No 6
NCP IV	Class Participation	Thru 48 Sessions		5	NA
NCP V	Attendance	Thru 48 Sessions		5	Na
End Term	End Term	After 48th Session		50	Full Syllabus

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Rakesh Suryadevara is a MBA graduate with 10 + yrs industry experience having worked for MNC's like Infosys, KPMG

Political Science – 1(AT151)

Objectives Of the course:

The aim of the course is to understand the scope and importance of Political Science, to examine the nature of Political Science, to understand the importance of Political Theory, to be familiarize with different political theories, to study Indian and western Political thought

Course Outcomes: At the end of the course a student is expected to be familiar with Political theory and thought and would be able to apply the theories in his second semester course Indian Government And Politics.

Unit I – Introduction -Political Science - Definition, aim, nature, scope and Importance of Political Science – Political System: Meaning, Characteristics and Functions - Relationship between Political Science and Law, History, Sociology, Economics and Ethics – Approaches to the Study of Political Science: Liberal and Marxist - Significance of Political Theory: Ancient, Traditional, Modern, Beharviouralism and Marxian Approach.

Unit II – State And Sovereignty: Concept And Theories -Theories of origin of State : Divine and Force theory - Organic theory - Idealist theory - Individualist theory - Theory of Social Contract - Plato and Hegel (ideal state) - Indian Context: Kautilaya's statecraft - Manu's concept of ideal state (Saptang theory) - - Machiavelli's statecraft.

State –Concept of State and Government: Distinction of the State from Government and Society - Sovereignty: Meaning and Characteristics – Concept of Police State - Development of Welfare State - Constitution: Meaning, Nature and Types - Organs of the Government

Meaning and Concept of Rule of Law – Dicean exposition of Rule of Law - Liberty and Equality – Their Relationship - Power and Authority - Rights: Concept and Theories - Natural Rights Theory - Legal Theory - Laski's Theory - Liberty and Equality: Meaning, definition and types –concept of equality, liberty and justice - - Dynamics of Rule of Law and Welfare State

Unit III – Organization Of State -Governments: Classification of Governments - Democracy: Direct and Indirect - Dictatorship – Unitary, Federal, Quasi Federal, Military government, Forms of Government - Parliamentary and Presidential –Organs of State - Powers and Functions – Legislative, Executive and Judiciary - Independence of Judiciary - Judicial Review

Unit IV – Ideologies Of Political Thought - Ideologies: Individualism– Liberalism – Origin, meaning and core themes –Totalitarian State- Merits & demerits of Totalitarian State –Fascism –Genocides and War crimes-Socialism and Marxism - meaning and features –Types of Socialism - Schools of Socialism - Socialism in 21st century - Historical and Dialectical materialism - Concept of Class and Class struggle - Merits and demerits of Marxism

Unit V – Political Obligation And Civil Disobedience -Political Obligation: Meaning - Concept and Philosophy of Political Obligation: Liberal and Marxist perspective - Basis

and limits of Political obligation - Force *majuere* - Divine right - Idealist - Conservative – Anarchist Views - Civil Disobedience

Unit VI – Political Culture And Political Socialisation- Major Issues - Political culture - Meaning and types - Political Socialization: Meaning and Agencies .

Unit VII Western Political Thought - Plato, Aristotle, St. Thomas Aquinas, Machiavelli, Thomas Hobbes and JJ Rousseau - The idea of social contract, equality and natural law, property, limited government, tolerance and rule of law - J.J. Rousseau

Unit VIII Indian Political thought -Ancient Indian Political Thought - Sources of Ancient Indian Political Thought - Manu: Varnadharma and Dandaneeti - Kautilya: State and Society - Goutama Buddha: Dhamma and Sangha

Modern Indian Political Thought - Indian Political thinkers – Gandhi: Ahimsa and Satyagraha -Nehru: Democratic Socialism - Gokhale - Jay Prakash Narayan - Ambedkar: Annihilation of Caste -M.N. Roy: Radical Humanism

Text books and References

- Verma, S.P.: Modern Political Theory,Vikas Publication House Pvt Ltd; First edition ,2000
- Appadorai, A: Documents in Political thoughts of modern India, Oxford University Press,July 1974
- Kapoor, A.C: Principles of Political Theory, S. Chand Publishing,2009
- N. P. Barry, Introduction to Modern Political Theory, London, Macmillan, 1995.
- H. J. Laski, A Grammar of Politics, London, Allen and Unwin, 1948.
- S. Ramaswamy, Political Theory: Ideas and Concepts, Delhi, Macmillan, 2002.
- F. Thakurdas, Essays on Political Theory, New Delhi, Gitanjali, 1982
- J.C. Johari, Principle of Modern Political Science, Sterling, Delhi, 2009
- H. J. Laski, A Grammar of Politics, London, Allen and Unwin, 1948.
- C.E.M Joad, Political Theory, Oxford University, (1933)
- Rajeev bhargava & Ashok Acharaya, Political theory: AnIntroduction, PearsonLongman, Delhi, 2008.
- M.P. Jain, Political Theory,Pearson India,2008
- B R Ambedkar, Annihilation of Caste
- O.P Gauba An Introduction to Political Theory, Mayur Paperbacks,2015
- O.P Gauba Western Political Thought, Mayur Paperbacks2016
- B.K Gokhale Political Science, Himalaya Pub.House-New Delhi (2015)
- R.C Aggarwal Principles of Political Science, Ram Chand and Company, 2004

Articles:

- Duncan Bell; What Is Liberalism?; Political TheoryVol. 42, No. 6 (December 2014), pp. 682-715 (34 pages) ;Sage Publications, Inc.

- lya Somin; Lessons from a century of communism; https://www.washingtonpost.com/news/volokh-conspiracy/wp/2017/11/07/lessons-from-a-century-of-communism/
- Frank Weng: On Freedom and Progress: Comparing Marx and Mill; http://www.inquiriesjournal.com/articles/782/on-freedom-and-progress-comparing-marx-and-mill
- **Marx The Spot: Why I'm a communist—and why you should be, too ;** https://qz.com/965740/why-im-a-communist-and-why-you-should-be-too/
- Robert J. Barro: Determinants of Democracy; Volume 107,Number S6 |December 1999'pp. S158–S183

Videos:

- https://www.youtube.com/watch?v=nA4nvA0fY_o
- https://www.youtube.com/watch?v=HbzvIrRdVY4
- https://www.youtube.com/watch?v=SJTBMkb8MzY
- https://www.youtube.com/watch?v=qxEZukcNidM
- https://www.youtube.com/watch?v=4ABR1ZkWNsc

Icfai Law School, Hyderabad

Course Hand Out

Academic Year – 2019-20

(Class of 2024)

***Course Name*: Political Science 1**

***Course Code:*AT151**

Semester: I

***Faculty Name*:S. Uma Devi**

Mobile No: 9010701582

Email: umasonti1@gmail.com

Course Objective: To make the students be familiar with Political theory and thought.

Course Outcomes: The student will learn different concepts in political science and will be well-equipped to understand his second semester course Indian Government and Politics.

Recommended Text Books and Reference Books-

	Text Book	Author / Publication
1.	Political Science	B.K Gokhale, Himalaya Pub.House-New Delhi (2015)
2.	Political Theory	M.P. Jain, Pearson India,2008
3.	Principles Of Political Science	R.C Aggarwal, Ram Chand And Company, 2004
4.	Principles Of Modern Political Science	J.C Johari; Sterling Publishers Pvt.Ltd; 2nd Revised Edition (2009)
5	An Introduction To Political Theory,	O.P Gauba , Mayur Paperbacks,2015
6	Prem Arora	Political Science, Political Theory And Indian Politics, Cosmos Bookhive;2015

Course Outline:

Sl. No	No. Of Sessions	Topic	Key Concepts	Text Book Material To Use	Chapter Reading /Videos	Course Outcome
1.	3	Political Science - Scope	Definition, Aim, Nature, Scope And Importance Of Political Science Relationship Between	1,3	CH1	The students understand the subject matter of political science.

			Political Science And Law, History, Sociology, Economics And Ethics **Approaches To The Study Of Political Science Liberal And Marxist Behaviouralism** Post Behaviouralism	Ch 4	Ch 4, 20,21	Throws light on different ways of studying Political science
2.	11	State And Sovereignty: Concept And Theories	Elements of state State & society State & government Sovereignty Meaning And Characteristics Constitution: Meaning, Nature and Types - Organs of the Government Theories of origin of State: Divine and Force theory - Organic theory - Theory of Social Contract Idealist theory - Individualist theory - Nation-nationality-nationalism-factors	RB 5 RB 1	Ch 4,ch 11 Ch 8&9 http://www.preservearticles.com/20140051433461/constitution-meaning-types-and-importance-of-constitution.html Ch 6&7 http://www.politicalsciencenotes.com/essay/state/theories-on-the-origin-of-state-essay-theories-political-science/1513 https://opentextbc.ca/nationalism/chapter/what-is-a-nation/	The study understands the importance of state. Makes the students how sovereignty is an essential elements of state It throws light on the necessity of constitution and different options provided while choosing a constitution Makes the students understand why the state originated. learns how nationalism binds the people
3	4	Concept Of Rule Of Law	Concept of Rule of Law –– Liberty and Equality – Meaning, definition and types -Their Relationship - Power and Authority - Rights**:** Concept and Theories -Justice	5 RB 4	14 https://www.thestar.com.my/opinion/online-exclusive/a-humble-submission/2016/10/31/characteristics-of-the-rule-of-law Ch 8&9	Learns what should be done so that people enjoy a comfortable life. Learns the concepts needed to make human life meaningful
4	7	Organization of state	Governments: Classification of Governments - Democracy: Direct and Indirect - Dictatorship – Unitary, Federal, Quasi Federal, Military government, Forms of Government - Parliamentary and Presidential. Organs of	1	Ch 5,7, 13,15,16,17,21	The student can find which form of govt is suitable for different countries. learns about the basic working of the govt

			State - Legislative, Executive and Judiciary - Powers and Functions – Independence of Judiciary - Judicial Review			
5	6	**IDEOLOGIES**	Ideologies: Individualism– Liberalism – Origin, meaning and core themes –Totalitarian State- Merits & demerits of Totalitarian State –Fascism –- Socialism and Marxism - meaning and features – Welfare State	4 5 1	ch 15 Ch 23,24 Ch 22,33	Learns what should be the place of individual in a state.
6	2	Political System And Political Power	Political System: Meaning and characteristics - Political power: Meaning and types - Political Authority and Power- Political Authority and Legitimacy: Relationship	1	26 http://www.politicalsciencenotes.com/political-system/political-system-nature-characteristics-and-functions-india/872	Learns how power manifests in a state.
7	2	Political Obligation And Civil Disobedience	Political Obligation: Meaning - Concept and Philosophy of Political Obligation: Liberal and Marxist perspective - Basis and limits of Political obligation - Force - Divine right - Idealist - Conservative – Anarchist Views - Civil Disobedience	RB 4	Ch 12	Understands the importance of obeying and not obeying the state.
8	1	Political Culture And Political Socialisation - Major Issues	Political Culture - Meaning And Types - Political Socialization: Meaning And Agencies	1	35 http://www.politicalsciencenotes.com/articles/4-different-kinds-of-political-culture-contribution-and-criticism/360	points out how people develop their political ideas.
	12	Western Political Thought	- Plato, Aristotle, St. Thomas Aquinas, Machiavelli		http://www.yourarticlelibrary.com/notes/platos-theory-of-justice-useful-notes/40136 http://www.yourarticlelibrary.com/political-science/platos-theory-of-communism-including-2-forms-of-communism/4013	Becomes familiar with Greek political thought and their relevance.

					4 http://www.politicalsciencenotes.com/aristotle/aristotles-theory-of-state-nature-function-criticism-and-thought/853	
		Ancient Indian Political thought	Manu, kautilya & Gautima Buddha	1	http://www.politicalsciencenotes.com/political-thinkers/saint-thomas-aquinas/st-thomas-aquinas-bio-life-and-political-ideas/1069 http://www.politicalsciencenotes.com/political-thinkers/machiavelli/machiavelli-bio-life-and-political-ideas-modern-political-thought/1097	Throws light on realism in politics Learns how how political and social systems were organized for a convenience of the society.
		Modern Indian Political Thought - Indian Political Thinkers	Indian Political thinkers – Gandhi: Ahimsa and Satyagraha -Nehru: Democratic Socialism - Gokhale - Jay Prakash Narayan - Ambedkar: Annihilation of Caste - M.N. Roy: Radical Humanism		https://www.ijccr.com/January2012/20.pdf https://www.researchgate.net/publication/24116687_Kautilya_Politics_Ethics_And_Statecraft https://www.civilserviceindia.com/subject/Political-Science/notes/indian-political-thought-m.k.gandhi.html http://www.preservearticles.com/20110623842O/nehru-and-democratic-socialism.html http://www.indiaonline.in/about/personalities/freedom-	Throws light on relevance of Gandhian thought in the present political setup. Throws light on thought of freedom fighters Learns about how untouchability divided the society

					fighters/jayprakash-narayan	
Total	48					

Expectations from Students:

- Students Must Report To The Respective Sessions Well Before The Announced Time. Late Comers Will Not Be Permitted To Join the Class after Five Minutes of the Scheduled Time.
- Read The Relevant Chapter(S) And Case Study / Material And Come Well Prepared To The Class For Discussions As Indicated In The Course Plan By The Faculty.
- In The Class Discussions Student Is Expected To Participate Actively And Contribute To Individual And Group Learning. Evaluation Is Based On Active Meaningful Participation.
- The Participation Has To Be Relevant And Meaningful. "Speaking For Speaking's Sake" Will Be Counter- Productive. Participation By Just Repeating A Point Made Or Picking On What Someone Has Said Will Also Be Counter-Productive.
- Evaluation Is A Continuous Process At Icfai Law School, Hyderabad. Every Student Needs To Be Aware Of The Timelines Given In The Section Below. Absence From These Evaluations Will Mean Non Awarding Of Marks In That Particular Component.
- Wherever Applicable, Group Assignments Require Each Student To Contribute To The Group Effort. This Enhances Group Effectiveness and Leads To Greater Appreciation Of Working In Groups.
- The Students Should Come In Uniform; Otherwise They Will Be Marked Absent. Do Not Roam In The Academic Area/ Attend Classes In Chappals / Shorts / Informal T-Shirts.
- Students Are Expected To Show High Regard And Appreciation For Class Discipline And Desist From Using Mobile Phones/Electronic Gadgets/Mechanical Devices. This Disturbs The Class Ambience And Unnecessarily Diverts Attention Of Other Students As Well As The Faculty Member. To Avoid These, Mobile Phones Should Be Switched Off Inside The Classroom.
- Utilize The Scheduled Consultation Hour To Meet The Faculty Time And Clarify Doubts If Any, Seek Explanations And Get Mentored If Needed.
- Attendance Is Compulsory In All Sessions. Minimum Required 75 Percentage Of Attendance Has To Be Followed By Each Student. Failure In Fulfilling Minimum Attendance Requirement Will Result In Stoppage From Writing/Attempting Mid-Term Or End-Term Exams.
- Five (5) Marks For Attendance Will Be Given As Below-

Attendance Percentage	Marks Alloted
96-100	5
91-95	4

86-90	3
81-85	2
75-80	1
Less Than 75%	0

- Students Have To Submit Their Assignments On The Due Date Informed By The Faculty. For This No Extension Of Time Will Be Given.

Honour Code:

Unfair Practices In Tests And Plagiarism In Assignments / Project Work Will Straight Away Entail A Zero To All Involved Parties.

Class Organization

Class Representative

Two Among You Will Be Selected By Consensus As Class Representative For Each Course. She/he Will Be Responsible For Class Room Arrangements, Dealing With Academic Office, For Communicating Information From Faculty To The Class And Otherwise, Also To Collect All Assignments / Project Works And Deliver Them To Faculty. He Will Be The Bridge Between The Faculty And The Students Of The Class And Responsible For The Discipline In The Class. If Found Unable To Function, He/She Will Be Replaced By The Faculty Of The Course.

Class Discipline

- Students Must Occupy Their Seats Before Faculty Comes In And Remain Seated Until The End Of The Class.
- Students Must Have Their Name Plates On The Desk.
- Use Of Mobile Phones Is Strictly Prohibited In The Class. If Found Using Or Holding The Cell Phones The Faculty May Send Them Out Of The Class.
- Students Are Free To Ask Questions/Doubts/Clarifications In The Class On Topics Under Discussion. For Other Doubts, They Should Meet Faculty During Consulting Hours.
- No Student Is Allowed To Enter Or Exit The Class Rooms During The Proceedings Of Sessions, If So, The Student Shall Be Treated As Absent On Such Date. If Repeated More Than Twice He/She Shall Be Subjected To Absent For 5 Days In The Concerned Subject.

Evaluation Timelines

Keeping In Line With Continuous Evaluation At Icfai Law School, Hyderabad The Following Schedules Have Been Drawn. Students Are Expected To Go Through The Dates / Sessions Mentioned And Prepare Accordingly.

Component	Component Number	Expected Slot / Due Date	Marks Declaration By	Weightage	Syllabus

NCP 1	I	27-8-19		10	Ch1 & 2
Mid Term (NCP-2)	II	1-10-19		20	Ch 1-5
NCP 3	III	3-11-19		10	
End Term	IV	17-12-19		50	
Attendance	V			5	
Class Participation				5	

The Final Grade Will Be Declared After The End-Semester Examinations Following The Above Given Weightage Formula. Before The Student Takes The End Semester Examination, He/She Should Be Aware Of The Progress In The Course Up To An Extent Of 50 Marks. There Will Not Be Any Make-Up Tests for Evaluation Tests.

Brief Profile of the Faculty Member

Dr. Uma Devi , PhD from School of International Studies JNU, New Delhi

General Principles of Contract (LL161)

Objectives: The study of this Course will also provide students with an excellent opportunity to observe evaluate and critique developments in the law as it responds to the fast-changing and dynamic environment of the world of commerce. Also this enables the students to understand, analyze the conceptual understandings of entire general principles of contracts.

Course Outcomes: On completion of the course, the student will be acquainted with complete knowledge about the conceptual understanding of the essentials of a valid contract, value of consideration, modalities of entering into a contract, capacity of parties, remedies for breach of contract. The students will be in a position to guide a common man in entering into a valid contracts.

Unit I: General Principles of Contract: Evolution – Scope of Law of Contracts – Definitions: Agreement, Contract, Proposal (Offer), General Offer, Invitation to offer, Acceptance, Communications, Revocation of Offer and Acceptance, Consideration and Exceptions to Consideration – Void and Voidable Agreements. Application of Contract Act to E-contracts.

Unit II: Capacity to Contract: Minor – Persons of Unsound Mind – Persons Disqualified by Law – Special Features of Legal Persons.

Unit III: Consent: Consent – Free Consent – Coercion – Undue Influence – Misrepresentation – Fraud.

Unit IV: Mistake: Mistake as to Identity – Mistake as to Subject Matter – Unilateral and Bilateral Mistakes– Limitations.

Unit V: Legality of an Object: Unlawful Object – Void Agreements – Restraints of Trade and Commerce – Restraints of Marriage – Restraint of Legal Proceedings.

Unit VI: Privity of Contracts: Evolution of Doctrine – Rules of Doctrine of Privity of Contracts – Exceptions to the Doctrine of Privity.

Unit VII: Performance of Contracts: Obligations of Parties – Liabilities of Parties – Appropriation Payments – Performance of Joint Promises.

Unit VIII: Discharge and Contract: Modes of Discharge – Doctrine of Supervening – Discharge by Agreement – Remedies of Performance – Accords and Satisfaction – Anticipatory Breach.

Unit IX: Remedies for Breach of Contract: Damages – Various Steps of Damages – Measures of Damages – Liquidatory Damages – Specific Performance – Quantum Meruit.Quasi Contracts**:** Nature of Quasi Contracts – Types of Quasi Contracts.

Unit X: Specific Relief Act, 1963: Specific Relief – Recovery of Possession of Movable Property – Specific Performance of Contracts – Contracts which cannot be specifically enforced – Arbitration – Lack of Free Consent – Family settlement – Persons for or against whom Contracts may be specifically enforced – Declaratory Decrees – Injunction.

Text and Reference Books

- Anson: Law of Contract, Clarendon Press, Oxford, 1998.

- Krishnan Nair: Law of Contract, S.Gogia & Co., Hyderabad 1995.
- G.C.V. Subba Rao: Law of Contract, S.Gogia & Co., Hyderabad 1995.
- T.S.Venkatesa Iyer: Law of Contract, revised by Dr. Krishnama Chary, S. Gogia &Co.
- Avtar Singh: Law of Contract, Eastern Book Company, Lucknow, 1998.

Articles

- Giancaspro, Mark. "Is a 'smart contract'really a smart idea? Insights from a legal perspective."*Computer law & security review*33.6 (2017): 825-835
- Bix, Brian H. "The promise and problems of universal, general theories of contract law."*Ratio Juris*30.4 (2017): 391-402.
- Gan, Orit. "The Many Faces of Contractual Consent."*Drake L. Rev.*65 (2017): 615.
- Nuredini, Bashkim, and Vesna Paunkoska Dodevska. "Legal aspects of electronic contracts." (2020).
- Maleki, Mohammad Reza, and Ali Mohammadzadeh. "The Effects of Non-Performance of Contract as a Result of Frustration of Purpose."*J. Pol. & L.*10 (2017): 200.

Videos

- https://www.youtube.com/watch?v=rox7rOmh-ig
- https://www.youtube.com/watch?v=1NA-0fc-flw
- https://www.youtube.com/watch?v=B71xmQGP3aM
- https://www.youtube.com/watch?v=pohlaDYNbUc&list=PLpbtRdN7xWUfKfRXfbgaPdQZBQSS1n2Vr&index=7

Course Hand Out

Academic Year – 2019-20

(Class of 2024)

***Course Name*: General principles of Contracts**

***Course Code:* LL161**

Semester: I

***Faculty Name*: Rukmini Desai**

Mobile No: 9515724065

Email: rukmini.d@ifheindia.org

Objectives of the Course: To enlighten the students about rights, duties and obligations of the contracting parties which help them to successfully conclude business and other transactions.

Course Outcomes: The student by the end of the course would be in a position to understand, analyze the conceptual understandings of entire general principles of contracts.

Recommended Text Books and Reference Books

	TEXT BOOK	AUTHOR / PUBLICATION
1	Law of Contract	Avtar Singh, Eastern Book Company, Lucknow, 2017
2	Law of Contract	T.S.Venkatesa Iyer, revised by Dr. Krishnama Chary, S. Gogia & Co
3	Chitty on Contracts	Sweet & Maxwell, London, Vol. I & II, (28thEdn. – 1999).
4	Anson's Law of Contract,	J. Beatson, Clarendon Press, Oxford, (28th Edn. -2002).
5	Contracts and their Management	B.S. Ramaswamy, Lexis Nexis, 2013
6	Law of Contract	R.K Bangia, Allahabad Law Agency Law Publishers

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1	3	Unit I : General Principles of Contract	Evolution – Scope of Law of Contracts – Definitions: Agreement, Contract, Proposal (Offer), General	Avtar Singh: Law of Contract	Chapter 1 Pg. 1 – 152 https://www.youtube.co	The students understands the history and Evolution of Contract and the

			Offer, Invitation to offer, Acceptance, Communications, Revocation of Offer and Acceptance, Consideration and Exceptions to Consideration – Void and Voidable Agreements. Application of Contract Act to E-contracts.	, Eastern Book Company, Lucknow, 2017	m/watch?v=rox7rOmh-ig https://www.youtube.com/watch?v=1NA-0fc-flw https://www.youtube.com/watch?v=B71xmQGP3aM	basic requirements of a Contract and importance of electronic contracts, in the present scenario
2	5	Unit II: Capacity to Contract	Minor – Persons of Unsound Mind – Persons Disqualified by Law – Special Features of Legal Persons	Avtar Singh: Law of Contract, Eastern Book Company, Lucknow, 2017	Chapter 4 Pg. 153 – 174	Makes the students understand why the contracts are to be entered into between competent persons
3	5	Unit III: Consent	Consent – Free Consent – Coercion – Undue Influence – Misrepresentation – Fraud.	Avtar Singh: Law of Contract, Eastern Book Company, Lucknow, 2017	Chapter 5 Pg. 176 – 225	Students will be able to understand on how the consent to the contract should be free from force or any kind of fraud.
4	5	Unit IV: Mistake	Mistake as to Identity – Mistake as to Subject Matter – Unilateral and Bilateral Mistakes– Limitations.	Avtar Singh: Law of Contract, Eastern Book Company, Lucknow, 2017	Chapter 6 Pg. 226 – 254 https://www.youtube.com/watch?v=pohlaDYNbUc&list=PLpbtRdN7xWUfKfRXfbgaPdQZBQSS1n2Vr&index=7	Students will learn what should be done when there is mistake of the parties about fact and its limitations
5	5	Unit V: Legality of an Object	Unlawful Object – Void Agreements – Restraints of Trade and Commerce – Restraints of Marriage – Restraint of Legal Proceedings.	Avtar Singh: Law of Contract, Eastern Book Company, Luckno	Chapter 7 Pg. 255 – 350	Student will able to understand the concept of legally enforceable agreements

				w, 2017		
6	5	Unit VI: Privity of Contracts	Evolution of Doctrine – Rules of Doctrine of Privity of Contracts – Exceptions to the Doctrine of Privity.	Avtar Singh: Law of Contract, Eastern Book Company, Lucknow, 2017	Chapter 6 Pg. 107 – 121	Students will learn the concepts of Privity of Contracts
7	5	Unit VII: Performance of Contracts	Obligations of Parties – Liabilities of Parties – Appropriation Payments – Performance of Joint Promises.	Avtar Singh: Law of Contract, Eastern Book Company, Lucknow, 2017	Chapter 8 Pg. 217 – 241	Students will learn the requirement of performance of Contract along with the liabilities arising out of it
8	5	Unit VIII: Discharge and Contract	Modes of Discharge – Doctrine of Supervening – Discharge by Agreement – Remedies of Performance – Accords and Satisfaction – Anticipatory Breach.	Avtar Singh: Law of Contract, Eastern Book Company, Lucknow, 2017	Chapter 8 Pg. 351 – 452	Students learns about the Remedies made available in terms of breach of contracts
9	5	Unit IX: Remedies for Breach of Contract	Damages – Various Steps of Damages – Measures of Damages – Liquidatory Damages – Specific Performance – Quantum Meruit. Quasi Contracts: Nature of Quasi Contracts – Types of Quasi Contracts.	Avtar Singh: Law of Contract, Eastern Book Company, Lucknow, 2017	Chapter 9 & 10 Pg. 465 – 589	Students will learn what sort of damages they are eligible to claim for.
10	5	Unit X: Specific Relief Act, 1963	Specific Relief – Recovery of Possession of Movable Property – Specific Performance of Contracts – Contracts which cannot be specifically enforced – Arbitration – Lack of Free Consent – Family settlement – Persons for or against whom Contracts may be specifically enforced –	Avtar Singh: Law of Contract, Eastern Book Company, Lucknow, 2017	Chapter 16 Pg. 841 – 964	Student will learn about Specific relief – in terms of movable property, Arbitration and Decrees of Injunction.

			Declaratory Decrees – Injunction.			
11	12	Tutorials	Cases will be discussed			
Total	60					

List of Cases

- M/s. Vedanta Limited v. M/s. Emirates Trading Agency LLC MANU/SC/0474/2017
- Kanchan Udyog Limited vs. United Spirits Limited MANU/SC/0699/2017
- Maharashtra state cooperative housing finance corporation limited v. Prabhakar sitaram bhadange (2017)5 SCC623
- Gautam Gazmer v. Uttam Gazmer, 2014 SCC Online Cal 18020
- M. S. Madhusoodhanan v. Kerala Kaumudi P Ltd. (2004) 9 SCC 204
- Maya Devi v. Lata Prasad (2015) 5 SCC 588
- National Thermal Power Corporation Ltd .vs. Wig Brothers Builders and Engineers Ltd 160 (2009) PLT 642
- Sri Chandrashekar & ors .vs. The Tuheed Co-operative Housing Society AIR 2009 NOC 264
- Binny Mill Labour Welfare House Building Co-operative Society Ltd .vs. Dr.Mruthyunjaya Aradhya AIR 2008 NOC 2774
- Percept D'Markr(India) Pvt.Ltd. vs. Zaheerkhan & Anr AIR 2006 SC 3426

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
- The participation has to be relevant and meaningful. "Speaking for speaking's sake" will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.
- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
- The Students should come in uniform, otherwise they will be marked absent. Do not roam in the academic area/ attend classes in chappals / shorts / informal t-shirts.

- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.
- Five (5) Marks for attendance will be given as below-

Attendance percentage	Marks alloted
96-100	5
91-95	4
86-90	3
81-85	2
75-80	1
Less than 75%	0

- Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

- Students must occupy their seats before faculty comes in and remain seated until the end of the class.
- Students must have their name plates on the desk.

- Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.
- Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.
- No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	**Component**	**Expected slot / due date**	**Marks declaration by**	**Weightage**	**Syllabus**
NCP I	Internal Assessment	30-8-2019	6-9-2019	10	Unit 1 & 2
NCP II	Mid Term	30-9-2019	4-10-2019	20	Unit 1 to 5
NCP III	Internal Assessment	25-10-20109	25-10-2019	10	Unit 6 & 8
NCP IV	Class Participation	22-11-2019		05	
NCP V	Attendance	22-11-2019		05	
End Term	End Term	25-11-2019	10-12-2019	50	Whole Syllabus
Total				100	

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Rukmini Desai obtained LL.M (Corporate & Commercial Laws) from K.S.L.U., Law school, Navnagar, Hubbali.

Designation – Faculty Associate

Teaching areas are Law of mergers and acquisitions, Company law, Securities and investment law.

Areas of interest are Securities law.

Jurisprudence and Interpretation of Statutes (LL171)

Course Objective: Legal system is a purposive system. At the heart of the legal system is the concept of law. Without a deep understanding of this concept neither legal education nor legal practice can be purposive activity oriented towards attainment of justice in society. The basic nature and purpose of law should be clear to every student and it should be the very foundation of law teaching. A course in jurisprudence can impart knowledge of doctrines about law and justice, developed over years, in various nations and historical situations. This course should impart the analytical skill and equip the student to find the solutions to the basic problems concerning law. The course is designed to expose students to the leading historical and contemporary theories of law and justice.

Course Outcome: At the end of the course a student is expected to be clear that Jurisprudence is at the very heart of law ; to understand the relevance of jurisprudence and utility of its study; to be familiar with the nature, purpose and function of Law; to trace out origin, growth and evolution of Law; to know the various sources of law and law-making process; to elucidate historical and contemporary theories of law; to learn about the application of theories in practice ; to analyse the fundamental legal concepts; and to explain principles of statutory interpretation.

UNIT I Introduction**:** Meaning and scope of term "Jurisprudence" - Theories of jurisprudence -Relationship of Jurisprudence with other social sciences

UNIT IILaw: Nature, Scope, Theories and definition of "Law"; Sources of Law; Purpose and Functions of Law

UNIT III Schools of Jurisprudence: Natural School of Law, Positive School of Law, Historical School of Law, Sociological School of Law, Utilitarian School of Law, Marxist Theory of Law

UNIT IVJustice: Meaning & kinds - Justice and Law: approaches of different schools; Administration of Justice, Civil & Criminal - Theories of punishment - Indian Position – Role of State in Administrative Justice – Principles of Natural Justice - Judicial Activism

UNIT V Ancient Indian Legal System: Evolution and Concept of Law, Rule of Law, Role of King in administration of justice

UNIT VI Concept of Legal Rights & Legal Persons: The Concept of Right – Kinds of Rights - Right duty correlation; **Legal Persons:** Concept of Person – Natural and Legal Persons - Nature of Personality - Status of the unborn, minor, lunatic, drunken and dead person - Corporate personality - Dimensions of the modern legal personality - legal personality of non-human beings

UNIT VII Concept of Ownership, Possession and Property: The Concept of Ownership - Kinds of Ownership - Difference between possession & ownership; The Concept of Possession: Kinds of Possession - Acquisition of Possession; The Concept of Property - Modes of Acquisition of Property

UNIT VIII Interpretation of Statutes: Rules of Interpretation of a Statutes – Basic Guidelines on Interpretation – Divergent Opinions on Interpretation and Construction of Statutes – Rules of Construction – Procedural and Substantive Law.

Text and Reference Books:

- Edgar Bodenheinier, , *Jurisprudence: The Philosophy and Method of the Law*, Delhi: Universal Law Publishing Co. Pvt. Ltd., 2001.
- Cardozo, Benjamin N., *The Nature of the Judicial Process*, Delhi: Universal Law Publishing Co. Pvt. Ltd., Second Indian Reprint, 2008.
- Fitzegerald, P.J., *Salmond on Jurisprudence*, 4th edition, Delhi: Universal Law Publishing Co. Pvt. Ltd., Indian Economy Reprint 2009.
- Friedman, W., *Legal Theory*, Fifth Edition, Delhi: Universal Law Publishing Co. Pvt. Ltd., First Indian Reprint, 1999.
- Roscoe Pound, *Introduction to the Philosophy of Law*, Delhi: Universal Law Publishing Co. Pvt. Ltd., 1998.
- John Rawls,A *Theory of Justice*, Delhi: Universal Law Publishing Co. Pvt. Ltd., First Indian Reprint 2000.
- Dias, *Jurisprudence*, 5th Edition. , Lexis Nexis, Indian Reprint 2013.
- Dhyani, S. N., *Fundamentals of Jurisprudence: The Indian Approach*, 4th edition, Allahabad: Central law Agency, 2002.
- Mahajan V.D., *Jurisprudence and Legal Theory*, 5th Edition, Lucknow: Eastern Book Company, 2012.
- Maine, Henry Sumner, *Ancient Law: Its Connection with the Early History of Society and its Relation to Modern Ideas*, London: John Murray, 1861.
- Mani Tripathi, B. N., An introduction to *Jurisprudence and Legal Theory*, Allahabad: Allahabad Law Agency, 2013.
- Langan P. St. J. (ed.)*Maxwell on the Interpretation of Statutes*, 12th Edition, Bombay: N M Tripathi Pvt Ltd, 1976.
- Paton, G.W., A Text Book of Jurisprudence, 4th edition, Oxford: Oxford University Press, 1972.
- Rama Jois, Seeds of Modern Public Law in Ancient Indian Jurisprudence , Lucknow: Eastern Book Company, 2000.
- Sarathi, Vepa P., *Interpretation of Statutes*, 5th Edition, Lucknow: Eastern Book Company, 2010.
- Subba Rao, G.C.V., Jurisprudence and Legal Theory, 9th edition, Lucknow: Eastern Book Company, 1975.
- Freeman M.D.A. (ed.) *Lloyd's Introduction to Jurisprudence*, 7th edition, London: Sweet & Maxwell, 2001.
- Allen C.K., Law in the Making, 7th edition, Delhi: Universal Law Publishing Co. Pvt. Ltd., 2001.

- Hart H.L.A., The Concept of Law, Oxford: Oxford University Press, 2002.
- Lon L Fuller, *The Morality of Law*, Delhi: Universal Law Publishing Co. Pvt. Ltd., Second Indian Reprint 2000.

Videos :

- https://www.youtube.com/watch?v=T_oCceGElys
- https://www.youtube.com/watch?v=S5jpuAdtJlY
- https://www.youtube.com/watch?v=XaOxUTfhjxw
- https://www.youtube.com/watch?v=kBdfcR-8hEY&list=PL66DFF275B46BEF40
- https://www.youtube.com/watch?v=AYK2jl24Cwg&list=PL_a1TI5CC9RF_dQA_VkU6m5HDZldafSsd&index=7
- https://www.youtube.com/watch?v=oXPcf6Pt5yE&list=PL_a1TI5CC9RF_dQA_VkU6m5HDZldafSsd&index=5

Course Handout

Academic Year 2019 - 2020

(Class of 2024)

***Course Name*: Introduction to Law & Jurisprudence and Interpretation of Statutes**

Course Code: **(LL171)**

***Semester*: FIRST**

***Faculty Name*: Y. PRATAP REDDY**

***Mobile No*: 9441081663**

***Email*: ypratapreddy@ifheindia.org**

Course Objective: Legal system is a purposive system. At the heart of the legal system is the concept of law. Without a deep understanding of this concept neither legal education nor legal practice can be purposive activity oriented towards attainment of justice in society. The basic nature and purpose of law should be clear to every student and it should be the very foundation of law teaching. A course in jurisprudence can impart knowledge of doctrines about law and justice, developed over years, in various nations and historical situations. This course should impart the analytical skill and equip the student to find the solutions to the basic problems concerning law. The course is designed to expose students to the leading historical and contemporary theories of law and justice.

Course Outcome: At the end of the course a student is expected to be clear that Jurisprudence is at the very heart of law ; to understand the relevance of jurisprudence and utility of its study; to be familiar with the nature, purpose and function of Law; to trace out origin, growth and evolution of Law; to know the various sources of law and law-making process; to elucidate historical and contemporary theories of law; to learn about the application of theories in practice ; to analyse the fundamental legal concepts; and to explain principles of statutory interpretation.

Recommended Text Books and Reference Books

	TEXT BOOK	AUTHOR
1.	*Jurisprudence*	Salmond
2.	*A Text Book of Jurisprudence*	Paton
3.	*Jurisprudence*	Dias
4	*Interpretation of Statutes*	Maxwell

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1.	4	Introduction Definition, nature and scope of Jurisprudence;	Jurisprudence, Legal Theory, Theology, Ethics,	Jurisprudence and Legal Theory by V.D. Mahajan	Chapter One https://www.youtube	To understand the relevance of jurisprudence and utility of its study.

		Jurisprudence as a social science; Relationship of Jurisprudence with other social sciences; and Utility of its study.	Philosophy, Sociology, Positive Law, Civil Law		.com/watch?v=4kw58Vm3lFM	To determine the nature and scope of jurisprudence.
2.	8	Schools of Jurisprudence Classification of Jurisprudence into Schools; Rationale of Classification; Salient features of Law of Nature School, Positive School, Historical School, Sociological School and Realism.	Legal exposition, Legal history, Science of legislation	Jurisprudence and Legal Theory by Nomita Agarwal Jurisprudence The Legal Theory by B N Mani Tripathi	Chapters 17 - 21 Chapters III – VI https://www.youtube.com/watch?v=a7KDbZ5VQ0E https://www.youtube.com/watch?v=Bw7tSkw37jk&list=PL_a1TI5CC9RF_dQA_VkU6m5HDZldafSsd&index=3	To understand the rationale of classification of jurisprudence into schools. To enumerate the salient features of those schools.
3.	10	Nature and Sources of Law Nature and theories of law: Legal positivism, Utilitarian Theory, Austin's Theory, Salmond's Definition of Law, Pure Theory of Law, Hart's Concept of Law, Theories of Natural Law, Purpose and Functions of Law. Sources of Law: Custom, Precedent and Legislation	Positivism, Utilitarianism, Sovereignty, Grund norm, Natural Law, Volksgeist, Social engineering, American realism, Custom, Usage, Stare decisis, Ratio decidendi, Obiter dicta, Overruling, Subordinate legislation, Codification	Jurisprudence and Legal Theory by V.D. Mahajan	Chapters Twenty Two – Twenty Nine Chapters Eight – Eleven https://www.youtube.com/watch?v=AYK2jl24Cwg&list=PL_a1TI5CC9RF_dQA_VkU6m5HDZldafSsd&index=7 https://www.youtube.com/watch?v=oXPcf6Pt5yE&list=PL_a1TI5CC9RF_dQA_VkU6m5HD	To comprehend the leading historical and contemporary theories of law. To understand the various sources of law and their relative merits and demerits.

					ZldafSsd&index=5	
4.	4	Justice: Meaning and kinds of Justice, Administration of Justice, Civil and Criminal justice, Theories of punishment, Role of State in the Administration of Justice, Principles of Natural Justice, and Judicial activism.	Civil justice, Criminal justice, Natural justice, Judicial activism	Jurisprudence The Legal Theory by B N Mani Tripathi Jurisprudence and Legal Theory by V.D. Mahajan Jurisprudence and Legal Theory by G C Venkata Subba Rao	Chapter VIII Chapter Seven Chapter XXIX and XXX https://www.youtube.com/watch?v=kBdfcR-8hEY&list=PL66DFF275B46BEF40	To be familiar with the system of administration of justice. To distinguish between administration of civil justice and criminal justice. To understand the principles of natural justice. To examine the theoretical foundation of judicial activism.
5.	2	Ancient Indian Legal System Concept of Dharma, Concept of Law, Concept of Justice and Rule of Law in the Ancient Indian Legal System.	Dharma, Rule of Law	Jurisprudence The Legal Theory by B N Mani Tripathi	Chapter IX https://www.youtube.com/watch?v=XaOxUTfhjxw	To have an exposure to the ancient Indian legal philosophy.
6.	4	Legal Persons Concept of Person; Natural and Legal Persons; Status of the unborn, minor, lunatic, drunken dead person; Legal Status of Animals; Theories of Corporate personality; Civil and Criminal Liability of Corporations.	Juristic persons, Corporation sole, Corporation aggregate	Jurisprudence and Legal Theory by G C Venkata Subba Rao	Chapter XXIV https://www.youtube.com/watch?v=S5jpuAdtJlY	To understand the shift in the meaning of person. To elucidate the various theories of juristic personality.
7.	4	Legal Rights and Duties Definition of Right; Essentials of Legal Right; Theories of Rights; Kinds of Rights; Relation between Rights and Duties; and Hohfeld's analysis of Legal Rights.	Right, Duty, Power, Liberty, Immunity, Liability, Disability, No-right	Jurisprudence and Legal Theory by V.D. Mahajan	Chapter Thirteen https://www.youtube.com/watch?v=T_oCceGElys	Conceptual clarity of right and duty and their relation.
8.	4	Ownership and Possession Concept of Ownership; Kinds	Res nullius, Corpus possessionis, Animus	Jurisprudence and Legal Theory by V.D. Mahajan	Chapter Fourteen	To be familiar with concept of ownership and possession. To distinguish

		of Ownership; Difference between possession and ownership; Concept of Possession; Elements of Possession; Kinds of Possession; Acquisition of Possession; and Possessory Remedies	possedendi, Possessory remedy, Adverse possession			between possession in fact and possession in law. To enumerate the various possessory remedies.
9.	2	Property Concept of Property, Kinds of Property, Theories of Property and Modes of Acquisition of Property.	Movable property, Immovable property, Corporeal property, Incorporeal property, Private property, Public property	Jurisprudence and Legal Theory by V.D. Mahajan	Chapter Eighteen	An exposure to theories of property, kinds of property and modes of acquisition of property.
10.	6	Interpretation of Statutes Meaning of interpretation, Interpretation and Construction, General Principles of Interpretation of Statutes, Literal Rule, Golden Rule, Mischief Rule, Harmonious Construction, Beneficial Construction and Strict Construction of Statutes, *noscitur a socii , ejusdem generis* and *expressio unius* rule	Literal Rule, Golden rule, Mischief rule, Noscitur a socii, Ejusdem generis Internal aids, External aids	Interpretation of Statutes by Vepa P Sarathi		To get acquaintance with principles of interpretation of statutes. A study of the three cardinal rules of interpretation and a few selected maxims of interpretation.
Total	48					

Recent Cases:

- (Students should read and identify the jurisprudential issues involved in the judgments of the following cases)
- Bilkis Bano Case (decided on 23 April 2019)
- Joseph Shine v. Union of India (2019) 3 SCC 39
- Indian Hotel and Restaurants Association v. State of Maharashtra (2019) 3 SCC 429
- Tehseen S Poonawalla v. Union of India (2018) 9 SCC 501

- Swapnil Tripathi v. Supreme Court of India (2018) 10 SCC 639
- Navtej Singh Johar v. Union of India (2018) 10 SCC 1
- Shayara Bano v. Union of India (2017) 9 SCC 1

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
- The participation has to be relevant and meaningful. "Speaking for speaking's sake" will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.
- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
- The Students should come in uniform, otherwise they will be marked absent. Do not roam in the academic area/ attend classes in chappals / shorts / informal t-shirts.
- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.
- Five (5) Marks for attendance will be given as below-

Attendance percentage	Marks allotted
96-100	5
91-95	4
86-90	3

81-85	2
75-80	1
Less than 75%	0

- Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

- Students must occupy their seats before faculty comes in and remain seated until the end of the class.
- Students must have their name plates on the desk.
- Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.
- Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.
- No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	**Component**	**Expected slot / due date**	**Marks declaration by**	**Weightage**	**Syllabus**
NCP I	Internal Assessment	29-8-2019	6-9-2019	10	Unit 1 & 2
NCP II	Mid Term	30-9-2019	4-10-2019	20	Unit 1 to 5
NCP III	Internal	28-10-20109	28-10-2019	10	Unit 6,7

	Assessment				&8
NCP IV	Class Participation	22-11-2019		05	
NCP V	Attendance	22-11-2019		05	
End Term	End Term	25-11-2019		50	Whole syllabus
Total				100	

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Professor of Law

Business Environment (AT112A)

Objectives: The course is designed to impart idea on various aspects of business environment interface, also to develop the ability to understand and scan business environment in order to analysis opportunity and take decisions.

Course Outcome: At the end of the course a student would be in a position to know the nature and evolution of Business environment in India and the world, the concept of economic system, growth and development, industry analysis, globalization, industrial policy, privatization-process and impact, fiscal and monetary policy, capital markets, legal environment of business, WTO agreements, India's trade policy, corporate governance and CSR, economic environment in India and foreign countries.

UNIT –I : Nature and Dynamics of Business Environment: History of Global Capitalism-The Pros and Cons of Capital Account Convertibility- Lessons from the US Sub-Prime Crisis and Great Recession- The Global Capitalism-Free Market Model- Role of Developing countries.

UNIT-II: Political Environment and Economic Systems: History of Economic Thought andEconomic Systems-Market Economy-Planned Economy-Mixed Economy Social Environment

UNIT-III: Anatomy of the Indian Economy: Indian Economy-Overview- Monetary Policy in the 21 st Century- Monetary Policy in Various Countries- Banking sector ReformsGlobalization and Business Environment: Globalization-meaning and Scope-Phases andIndicators-Business Environment-Sector wise Analysis

UNIT-IV: Industrial Policy: Five Year Planning-Industrial Policy-Industrial Licensing Policy-Industrial Policy (1991) Small Scale Industries-Industrial Finance-Competition Policy andCompetition Act, 2002- Foreign Direct Investment Industry Analysis:Textiles, Electronics andAutomobiles- Economic Reforms and Competitive Environment-textiles Industry-ElectronicsIndustry-Automobile Industry Industry Analysis- FMCG,Chemicals and Pharmaceutical Sectors: Business Environment and Current issues-Fast Moving Consumer Goods (FMCG) Industry-Chemical Industries-Pharmaceutical Industry

UNIT-V: Privatization: Problems and Prospects: Privatization-Modes, reasons and Problems-Disinvestment-Indian Scenario-Difficulties in the process of PrivatizationFiscal Policy, Union Budget and Taxation: Fiscal Policy-Union Budget-Reforms Undertakenand to be Undertaken-taxes-Role of Government Monetary Policy and Banking SectorReforms: Basic concepts- Monetary Policy in the 21 st Century-Monetary Policy in variousCountries-Banking sector Reforms

UNIT-VI: Technological Environment of Business: Role of Information Technology-RemoteBanking- Technology Implementation for Card Based Business- Technology and Banks'strategies- Effect of Technology on Risks in Banking- Delivery Channels and ChannelMigration

UNIT-VII: Capital Market, Stock Exchanges, and Present Scenario: Capital market-Capitalmarket Institutions- Stock Indices-Derivatives market-Global and Indian Scenario-Major StockExchanges in the World.

Legal Environment of Business, Mergers and Acquisitions: Mergers and Acquisitions-LegalEnvironment of Business- Bank of Madura Merger with ICICI Bank

UNIT-VIII: Global Recession and New Business Environment: Introduction-Review ofGlobal Economy-Business Environment in Developed Countries- Business Environment inEmerging Countries (BRIC)

UNIT-IX: WTO Agreements and Current Issues: GATT and WTO- Agreements andImplications

India's Trade Policy: Policy Changes and Issues-Sector-Wise Trade Policies: RecentDevelopments-Removal of Quantitative Restrictions (QRs)on Imports- Special Provisions in theWTO Agreement

External Sector- BoP, Currency Convertibility, ADR-GDRs and FEMA: Balance ofPayment, Current and Capital Account Convertibility- ADR and GDR-Foreign ExchangeManagement Act (FEMA)1999-Recent Policy Changes

UNIT-X: Global Outsourcing: Introduction-Business Process Outsourcing-The Outsourcing DebateSocial Environment in India and China: Social Environment-Poverty and Poverty AlleviationProgrammes-Labour and Employment-Women in Work Force-Child labour- Education Health,Population and Family Welfare.

Text book &Reference Books

- Justin Paul: Business Environment: Test & Cases 2E ,published by Tata McGraw-Hillpublishing company limited
- Francis Cherunilam: Business Environment: Text and Cases 12 edition.PublisherHimalayaPublishing House.

Articles:

- Changing scenario in Indian Economy—Sudhir Jadav—Daffodills International universityjournal of business and economics-Dec,2015
- Business Environment frame work and Policies—Vedamani—Independent Researcher-March,2018
- Effects of Changing business on Organization Performance—The Case of HMTWatches—SAGE journal—March,2017
- Business Environment and Innovations in Indian firms—Satyal—Informatic Journal-2015
- BE Analysis: Globalization era Imperative for SSI—EA Dionco—www.tandinfoline.com
- Factors influencing firm's local business environment—T.Nag—www.emerald.com-2018
- The impact of regulations and technology on the business—HB Kota—https://semanticscholar.org
- Emerging trends in India BE Organized retail sector—Pariplex—www.worldwide journal.com

- Competitive environment-Enterpreneuring—IJBE-Oct,2019
- Business Environment and Enivironment—BAE Mota, www.willey.com

Videos:

- Business Environment in India—https:// economictimes.com
- Understanding Indian BE—https://mays.tames.edu
- Business Environment in India-Risk analysis-www.aig.com
- BE of India-Economy of India-www.scribid com
- BE in India better but not good—Micheal—www.businessstandard.com
- Business environment-Toppur-www.toppur.com
- How is current business Environment in India—Quora-www.quora.com
- India should improve BE to Vintage—www.globaltimes.com
- Changing scenario of India's BE-- www.researchgate.net
- Business Environment—www.doenload.nos.org

ICFAI Law School, Hyderabad

Course Hand Out

Academic Year – 2019-20

(Class of 2024)

***Course Name*: BUSINESS ENVIRONMENT**

***Course Code:* MG 142**

Semester: II

***Faculty Name*: Dr.M.Ravindranath**

Mobile No: 9491883900

Email: ravindraphd@gmail.com

Objectives of the Course: To understand the changing nature of BE,role of firms and govts, understanding the history of economic thought,economic systems, learning theprocess of reforms, iIndian economy, trends in different sectors of the economy, various industrial policies, source of finance, FDI, privatization-methods, merits and demerits, privatization in India and other countries, importance of technology-application in banking-merits-risks; capital markets, stock exchanges, derivative markets, FIIs, International stock exchanges.identifying the causes of global recission-financial crisis-impact on developed countries and emerging countries.

Course Outcome:

At the end of the course a student would be in a position to know the nature and evolution of Business environment in India and the world, the concept of economic system, growth and development, industry analysis, globalization, industrial policy, privatization-process and impact, fiscal and monetary policy, capital markets, legal environment of business, WTO agreements, India's trade policy, corporate governance and CSR, economic environment in India and foreign countries

Recommended Text Books and Reference Books

	Text Book	Author / Publication
1	Business Environment-Text&Cases	Justin Paul—Tata-Mc Grew Hill
2	Business Environment-Text&Cases	Francis Cherunilam-- Himalayan Publication House
3	Economic Environment Of Business	SK Misra, V.K.Puri—Himalayan Publishing House.

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material	Chapter Reading /Videos	Course Outcome

				to use		
1	5	Nature and dynamics of Business Environment	History of global capitalization,,pros&cons of capital account convertibility,US sub prime crisis&recision. Global capitalization,free market model,role of developing countries.	Justin Paul	Part-1.1,p.4-9	Students will be knowing about the nature of BE, global capitalization and related topics.
2	4	Political Environment 7Economic Systems	Economic thought&economic systems, Market, planned ,mixed economy and social environment.	Justin paul	Part-1.2, p.16-25	Students Will be understanding different types of economic systems.
3	3	Anotomy of Indian Economy	Monetary policy in India and in other countries. Banking sector reforms.	Justin paul	Part-3.9 ,p.129-134	Students Will be learning monetary policies of India and other countries, banking reforms.
4	10	Industrial policy	5year planning,industrial licencing policy,industrial policy-1991,SSI,industrial financial competition Act-2002, FDI, Various industries analysis.	Justin Paul	Part-4.11,12,13 ,p.179-233	Students will be learning about 5year plans industrial policy,FDI. Various industry analysis.
5	10	Privatization: Problems &prospects. Fiscal policy	Privatization modes, reasons &problems, disinvestment-Indian context, difficulties in the process of privatization. Fiscal policy,union budgets-taxation	Justin paul	Part-5.14,15,16 p.248-303.	Students will be knowing privatization-process-modes-merits&demerits. Fiscal policy, union budgets and taxation.
6	3	Technical environment of business	Role of info-technology, remote banking, technology&banking strategies-risks, delivery channels and channel migration	Justin paul	Part-6.17 p.317-329	Students will be learning about information technology in banking &its merits and risks, delivery channels and channel migration.
7	6	Capital markets&stock exchanges Mergers&acquisitions	Capital markets -institutions, stock indicies, derivatives market,mergers and acquisitions.	Justin paul	Part-7.18,19 p.345-376	Students will be learning about capitalmarkets, stock exchanges, derivatives, mergers and acquisitions.
8	3	Global recession&new BE	Rewiew of global economy, BE in developed countries and BRICS	Justin paul	Part-8.20 p.407-412	Students will be learning about BE in developed countries and BRICS
9	4	WTO agreements-current issues	GATT& WTO,agreements, India Trade policy, -sector wise, recent developments-removal of QR-quantitative restrictions.	Justin paul	Part-8.21,22 p.418-445	Students will be learning about GATT&WTO agreements, India trade policy-sectorwise-recent

						developments and removal of QR.
Total	48					

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
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91-95	4
86-90	3
81-85	2

75-80	1
Less than 75%	0

- Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

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- Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.
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- No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	Component	Expected slot / due date	Marks declaration by	Weig htage	Syllabus
NCP I	Internal Assessment	Jan-31	10	10	**1,2**
NCP II	Mid Term	20-03-2020	50	20	1,2,3,4,
NCP III	Internal Assessment	April-10	20	10	

NCP IV	Class Participation		5	5	
NCP V	Attendance		5	5	
End Term	End Term	20-05-2020	50	50	5,6,7,8,9

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Dr. M. Ravindranath, PhD in Business management studies. LLB, (LLM) has 25 years of teaching experience in India and abroad for commerce and management students. Also have ten years of industry experience. Published articles and presented papers in national and international conferences.

Contemporary Business Practices (AT112B)

Objectives of the Course: The course is aimed to provide insight of contemporary Business Practices in the changing global scenario influenced by both external and internal factors. It focuses on the aspects of cross border environment, exchange rates, capital market regimes, regulatory, economic and political content of business. It provides students with the opportunity to learn about business operations in a free market economy, management of one's own personal business affairs, the role consumer's play in the economy and how to be an informed consumer. This course is an insight to the students to understand the appreciation of how and why some businesses are successful while others are not.

Course Outcomes: After completion of this course (contemporary business practices) students would be able to understand the reasons for fluctuations in modern business both nationally and internationally. They will identify different phases of business life cycles and the changing corporate business. The students understand the essentials of business environment; Corporate challenges to sustain consumer needs.

UNIT I: Business in a Global Environment: Business trends in modern world –Global Business scenario: Realities – Challenges - Business competencies and economic challenges- people, capital and technology – Business responsibilities – Social, Legal Ethical – Strategies for Business promotion – Organization, marketing - Business in different Economic systems and Business models. Traditional vs Modern.

UNIT II: Business Life Cycles as Strategies: Business Life Cycles: Meaning and nature – Business cycles product life cycle – Complexities in business cycle designing – Uncertainties – Innovations in business process – New startups – Incubation of new business – Strategical decision making in management – Developing competencies - Empowerment.

UNIT III: New Business and Skill development: Business Planning – Planning – support system - Resource augmentation strategy – Understanding the competitive advantages – Networking - Systems for performance – people and Process. Administration and governance of business.

UNIT IV: Technology and Business: Role of technology in Business – Enterprise resources planning for business – Business organization Structure and selection of technology – Investment design and technology – Integration of people and technology – Value chain creation - On line and off line business – e-business: Designing strategy, e-marketing.

UNIT V: Business Development Planning: Business analysis – Entrepreneurship – Employee and employer relationship – Team work and leadership – Investors – Consumers outreach and support – Wealth Distribution. Social and ethical responsibilities.

UNIT VI: Entrepreneurship and Small Business: Types of Business needs-Business as a resource in creating employment and wealth generation. Stimulating the economy, Supporting the Nation through taxes.

UNIT VII: Business and Management: Leading, Controlling, Decision making, Time Management, Strategic Management, Goal Management

UNIT VIII: Analysis of Business: SWOT Analysis- Identification and analysis of organizational strengths and weaknesses, Identification and analysis of environmental opportunities, Identification and analysis of Threats, Environmental Analysis- Process of scanning the business environment for threats and opportunities, Organizational Analysis- Process of analyzing a firm's strengths or weaknesses, Planning- Strategic Planning, Tactical Planning, Operational Planning, Contingency Planning.Crisis Management- Shared experiences, Stories, Beliefs, Norms.

Text and Reference Books (There may be change in the list of books)

- Luis. E. Boone, David L. Kurtz (2015), Contemporary Business,16th ed., John wiley & Sons
- Parkinson(2005) , Great Ideas in Management, Vision Books Publishers
- K.Aswathappa 2016, Essentials of Business environment, Himalaya Publishing house new Delhi.
- Justin Paul (2006),Business Environment Text and Cases, McGraw Hill Education(India) private limited. Chennai.
- Azarkazmi, Latest Edition, Business Policy & Strategy, published by McGraw Hill Education.
- Stephen, P.Robbins, Mary Coulter, David Decenzo, Strategic Management. Pearson.
- R.Satya Raju, A. Parthasarathy, " Management Text and cases" Prentice Hall, India.
- Anil Bhat, Arya Kumar, Principles of Management. Oxford University Press.
- K.C. Gopala Krishen(2016), Legal Economics, International Dimensions of Economics & Law. Eastern Book Company.
- Graham Friend and Stefan Zehle, (2004). ISBN1 861974744 Replika press pvt limited, India.

Articles

- Refer to this article : mustaphamuktar.blogspot.com the-role-of-entrepreneurship-towards development.
- www.ibef.org › download › Role-of-Manufacturing-in-Employment-
- linkhttp://www.slidesharenet/vdubey21/business -studies – ppt
- http://www.Larsentoubro.com/intcorporate/common/ui_templates/homepage_news.aspx?res=P_CORP,accessed on 28th aug2007.(Larson & toubro) Ltd. Pg 300"Principles of Management"Anil Bhat & Arya Kumar.
- Economic Times 1, May, 2007 (Hiranandani Brothers)"Creativity & Entrepreneurship"
- http://www.ntpc.co.in/growthplans/growth.shtml. 10th June 2007. strategic Planning, Tool for effective management
- www.tatasteel.com/,10th July 2007 Success story of management.

- BUSS4, Essay guide: Leadership & Business success, Video presentation, by Jim Reley.
- Studycare.in/2020msme-classification revised, New classification of MSME.
- University of Oklahoma," Crisis Communication Management" Johnson & Johnson. HRM relations.
- www.powershow.com/view/e7fff-MDEwM/corporate. Social Responsibility.

ICFAI Law School, Hyderabad

Regular Teaching Format

Course Hand Out

Academic Year – 2020-21

(Class of 2025)

***Course Name*: Contemporary Business Practices**

Course Code:

Semester: BBALLB-Sem-II

***Faculty Name*:Dr.G.P.Sudhakar**

Mobile No: 9959738774

Email: gp.sudhakar@ifheindia.org

Objectives of the Course: The course deals with the contemporary business changes across the global scenario. It will help the students to have a clear understanding of the various business practices at a global level in a wide cross section of business areas and the ability to systematically apply the problem-solving approach for business decision making and selection of strategic choices for the sustainability of business. To learn from both successful and unsuccessful businesses. To provide an opportunity to students to study and acquire knowledge on the changing forces acting on business from Economic, Political, Societal, Environmental, Legal and Ethical aspects.

Course Outcomes: After completion of this course, students will be able to:

- Understand the dynamics in modern business both nationally and internationally,
- Identify different phases of business life cycles and the changing corporate business,
- Understand about essentials of business environment, corporate business processes and strategies to sustain in the market,
- Have high level understanding of entrepreneurship and job creation,
- Enhance their potential to understand SWOT (Strengths, Weaknesses, Opportunities, and Threats) analysis and Planning for meeting the business goal.

Recommended Text Books and Reference Books

S.No.	TEXT BOOK	AUTHOR / PUBLICATION
R1.	Business Environment: Text and Cases	Justin Paul (2006), McGraw Hill Education (India) Private Limited, Chennai.
R2.	Management: Text and cases	R. Satya Raju, A. Parthasarathy (2014), Prentice Hall, India.

R3.	Business Strategies: A Guide to Effective Decision Making	Jeremy Kourdi (2004), The Economist & Profile Books, London, Distributed by Viva Books, New Delhi

Supplementary Readings (SR):

Unit-1: Economic Challenges of Global Businesses: Ocloo, C.E., Akaba, S., Worwui-Brown, D.K. (2014), "Globalization and Competitiveness: Challenges of Small and Medium Enterprises (SMEs) in Accra, Ghana", International Journal of Business and Social Science, Vol. 5, No. 4, March 2014.

Unit-2: Product Life Cycles:HCL (2009), "Business Aligned R & D: Global Product Life Cycle Management", HCL Technologies, Feb 2009.

Unit-3: Competitive Advantage in Business: Potjanajaruwit, P. (2018), "Competitive Advantage Effects on Firm Performance: A Case Study of Startups in Thailand", Journal ofInternational Studies, Vol. 10, No. 1, pp. 104-111.

Unit-4: Consumer Outreach-Brand Perception: Jeevananda, S. (2011), "A Study on Brand Perception of FMCG Goods", International Journal of Research in Commerce & Management,

Unit-5: Investors: Henderson, R.M., Sterman, J. and Nanda, R. (2009), "Ventures in Salt: Compass Minerals International", MIT Sloan Management Review, July 10, 2009, pp. 1-22.

Unit-6: Li, S.X., Tutak, J.L, Chimbghandah, R.R. and No, M. (2011), "Srinivasan Services Trust: Combating Poverty with Entrepreneurship", MIT Sloan Management Review, July 21, 2011, pp. 1-20.

Unit-7: Strategic Planning: Thomas, E., Sunley, J., Cozzens, S., Piekarz, R. (1996), "Case Study: Strategic Planning at the National Science Foundation", National Science Foundation & American Society for Public Administration, pp. 1-10.

Unit-8: Decision Making: Stavkova, J., Stejskal, L., Toufarova, Z. (2008), "Factors Influencing Consumer Behavior", AGRIC. ECON-CZECH, Vol. 54, 2008 (6), pp. 276-284.

Videos:

Unit-1:Cost Effective Lean Business Models: "The 9 Most Successful Business Models", Available online at https://youtu.be/DL6myRFdC_g (18.32 minutes)

Unit-2: The New Corporate Concept: "15 Things You should know When starting a Business", Available online at https://youtu.be/nt7jKOc-Ya8 (22.02 minutes)

Unit-3: Corporate Strategy:"Gary Hamel: Renowned Business Strategy and Management Thought", Available online at https://www.youtube.com/watch?v=7hBjdVGDIs8 (14.54 minutes)

Unit-4: Marketing:"The Genius of Tesla's $0 Social Marketing Strategy", Available online at https://www.youtube.com/watch?v=tF9r9LrOb70 (7.32 minutes)

Unit-5: Investors: "Warren Buffet's 6 rules of Investing", Available online at https://www.youtube.com/watch?v=DlA2jMueIyc (10.14 minutes)

Unit-6: Stimulating the Economy: "Green Entrepreneurs Who will spark your imagination", Available online at https://www.youtube.com/watch?v=VhJr6JD9T6A (4.18 minutes)

Unit-7: Norms:"The Harvard Principles of Negotiation", Available online at https://www.youtube.com/watch?v=RfTalFEeKKE (8.46 minutes)

Unit-8: Leading:"Richard Branson Inspirational Leadership", Available online at https://youtu.be/g7fbe-oV-X0 (19.15 minutes)

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1	6	UNIT-1: Business in a Global Environment	Business as Blending of People, Technology and Ethical Behavior - Achieving Business Success through Social Responsibilities - Economic Challenges Facing Global/Domestic Business - Management of Change - Competing in Turbulence - Cost Effective Lean Business Models.	R1.Ch10 R1.Ch27	SR.1 VL.1	By the end of this Unit, the student will: Understand Global and Domestic Business Scenarios Come to Know Cost Effective Lean Business Models
2	6	UNIT-2: Business Life Cycles and Strategies	Challenges of Shrinking Product Life Cycles - Fostering Innovation as an on-going Process - Challenge of Time Compression - Speed as a Global Competitive Weapon in all business processes - The New Corporate Concept.	R3.Ch9	SR.2 VL.2	By the end of this Unit, the student will: Improve Awareness on Shrinking Product Life Cycles Acquire Knowledge on Challenges and Competition of Businesses
3	6	UNIT-3: Emerging Trends in the Business World	Triple Bottom-line concept of Corporate - Ethical Leadership - Improving Corporate Performance with 'EQ' - Empowerment, Teamwork & Communication - Designing Systems of Resources Flow - Lean Approach to Corporate strategy - Customer Driven Marketing - Future of Business/Marketing - Creating Sustainable Competitive Advantages in Business - Alignment of Balanced Scorecards.	R3.Ch2 R3.Ch8 R3.Ch9	SR.3 VL.3	By the end of this Unit, the student will: Understand Ethical Leadership and EQ Be able to Explain Customer Driven Marketing Know to gain Competitive Advantage for Business
4	6	UNIT-4: Business	Global Trade - Distribution of	R1.Ch22	SR.4	By the end of this

		Analysis and Marketing	Wealth - Business Analysis - Employee Relations - Business Type – Marketing - Consumer Outreach and Support	R3.Ch12	VL.4	Unit, the student will: Understand Business Analysis Aware of Business Types and Employee Relations
5	6	UNIT-5: Business Stakeholders and Processes	Social Responsibility - Impact of Technology - Entrepreneurship – Consumers – Investors – Employees - Teamwork – Communication - Motivational leadership - Ethical responsibility	R1.Ch17 R2.Ch8 R2.Ch9 R2.Ch12	SR.5 VL.5	By the end of this Unit, the student will: Come to Know Different Stakeholders of Business Be able to Explain Business Processes such as Communication and Teamwork
6	6	UNIT-6: Entrepreneurship and Small Business	Creation of Jobs - Stimulating the Economy - Supporting the Nation through Taxes.	R1.Ch.26 R1.Ch11	SR.6 VL.6	By the end of this Unit, the student will: Explore High Level on Entrepreneurship Know creating jobs and Supporting Nation with Taxes
7	6	UNIT-7: SWOT Analysis and Planning	*SWOT Analysis:* Identification and analysis of organizational strengths and weaknesses, Identification and analysis of environmental opportunities, Identification and analysis of Threats. - *Environmental Analysis:* Process of scanning the business environment for threats and opportunities - *Organizational Analysis:* Process of analysing a firm's strengths or weaknesses – *Planning:* Strategic Planning, Tactical Planning, Operational Planning, Contingency Planning - Crisis Management - Shared experiences: Stories, Beliefs, Norms.	R1.Ch9	SR.7 VL.7	By the end of this Unit, the student will: Understand SWOT Analysis Come to Know Conducting Environmental Analysis Explore Different Types of Planning
8	6	UNIT-8: Reaching the Business Goal	Leading – Controlling - Decision Making - Time Management - Strategic Management - Goal Management.	R2.Ch1, Ch4,Ch5, Ch7,Ch10 R3.Ch13	SR.8 VL.8	By the end of this Unit, the student will: Know Leading, Controlling, and Decision Making Explore How to Reach Business Goal
Total	48	Forty Eight Sessions				

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
- The participation has to be relevant and meaningful. "Speaking for speaking's sake" will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.
- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
- The Students should come in uniform, otherwise they will be marked absent. Do not roam in the academic area/ attend classes in chappals / shorts / informal t-shirts.
- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.
- Five (5) Marks for attendance will be given as below-

Attendance percentage	Marks alloted
96-100	5
91-95	4
86-90	3
81-85	2
75-80	1
Less than 75%	0

- Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

- Students must occupy their seats before faculty comes in and remain seated until the end of the class.
- Students must have their name plates on the desk.
- Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.
- Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.
- No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	Component	Expected slot / due date	Marks declaration by	Weightage	Syllabus
NCP I	Internal Assessment			10	Unit-1 & Unit-2
NCP II	Mid Term			20	Unit-1 to Unit-4
NCP III	Internal			10	Unit-5

	Assessment				&Unit-6
NCP IV	Class Participation			5	--
NCP V	Attendance			5	--
End Term	End Term			50	Unit-1 to Unit-8
			Total	100	

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Dr.G.P.Sudhakar, PhD, PMP is working with IFHE, Hyderabad, India. He has 24 years of experience comprising 12 years in industry and 12 years in academics. He authored or edited 15 books and over 90 papers/articles/case studies. He worked in US, UK, Ireland, Finland and India. His research areas include Project Success Factors, Entrepreneurship, Conflict Resolution in Projects, Project Teams and Top Management Teams.

Law and Social Change (AT112C)

Objectives: The study of this course will enrich the students understanding over the interdependent relationship between law, justice and society. It also able to exemplify the impact of legal system on social, economic, linguistic, technological and political aspects of society.This course also examine how law and legal institutions can be used to combat social oppression and inequalities in Indian society.

Course Outcome: At the end of the course a student is expected to know about the basic concept of social change and to have an in depth knowledge of the interaction between the law and society and how the law affects social change. They must also know the different theories of social change, how law functions as a tool of social engineering and the relations between morality and law. They must be able to appreciate the change in the Indian society right from the Vedic period to the medieval period and the modern period. They are expected to know the interconnectedness between law and religion and how law in India has affected the behavior and personal laws of various religious communities. They must also know how law has helped in the upliftment of various weaker and backward classes, concept of the welfare state and related constitutional values.

Unit I: Introduction: Definition of 'Social Change'- Concept of Change and Social Change -Characteristics of Social Change-Theories of Social Change: Theory of Deterioration, CyclicTheory, Linear Theory, Deterministic Theory of Social Change- - Stability and Social Change -Interaction between Legal Change and Social Change

Unit II: Instruments of Social Change: Meaning and Concept of Law – Law as a socialphenomenon – Law as purposive device - Purpose and Function of Law - Law and SocialEngineering – – Law as product of Traditions and Culture – Relation between Law and Morality– Law and Public Opinion– Social Change in the context of Democracy - Law as an index ofSocial solidarity.

Unit III: Law and Social Change in India: Law and Social Change in Ancient India - Interpretation of Srutis, Smritis and other Commentaries to accommodate social change - Socio-legal Reforms during Medieval Period – Social Reforms during British Regime – FreedomMovement and Social Reform Ideas - Law and Social Change in Modern India – Sanskritization,Westernization and Modernization –Reforms through Codification of Laws

Unit IV: Religion, Language, Community and Law: Interrelation between Religion and Law-Freedom of Religion in India- The Concept of Secularism-personal Laws and Uniform CivilCode - Language and society - Multi Linguistic culture and its challenges-Equality in LanguageRights- Constitutional Protection to Linguistic Minorities in India-Language Policy andConstitution - Caste as a divisive and integrative factor-Discrimination and violations on theground of caste-Caste Politics in India-Protective discrimination; Scheduled Castes, tribes andbackward classes-Reservation Policy, Statutory Commissions - Problems of National Integrationand Regionalism

Unit V: Evolution of the Constitution and Social Change: Adult Franchise - Concept ofWelfare State – Incorporation of Basic Human Rights - Constitutional Interpretation and SocialChange – Amendments to Right to Property – Agrarian Reforms – Protection

of Women,Children, Minorities and Empowerment of other Backward Classes – Inclusive policy – GenderEmpowerment

Unit VI: Social Reform Legislations in India: Social problems and Legal control – WidowRemarriage - Prohibition of Child Marriages – Abolition of Untouchability – Practice of Sati –Devadasi System – Dowry System – Bonded Labour – Suppression of Immoral Traffic inHuman Beings – Child labour – Women's right to property - Female foeticide –Surrogacy -Protection to Senior Citizens - Indian Marxist critique of law and justice- Naxalite movement:cause and cure

Unit VII: Law and Economic Change: Land Reforms laws and their implementation – Allotment of Land to Landless Poor – Nationalization of Banking and Insurance Companies –Impact of Globalization – Emergence of WTO and its impact on economic change -Disinvestment and Privatization of Public Sector Undertakings – Contract Service in PublicEmployment and its Impact on Social Security - concept of gramanyayalayas-Gram NyayalayasAct, 2008 - The jurisprudence of Sarvodaya-Gandhiji, VinobaBhave: Jayaprakash Narayan- Socialist thought on law and justice

Unit VIII: Science, Technology and Modernization in India: Information andCommunication Technology and Its impact on law and social change – Industrialization andUrbanization and its impact on Environment – Sustainable Development Modernization as anIntegral feature of Law-Modernization of social institutions through law-Reform of family law-Agrarian reform – Industrialization of agriculture- Industrial reform: Free enterprise v. Stateregulation – Industrialization-Environmental protection-Reform of court processes- Criminallaw: Plea bargaining; compounding and payment of compensation to victims-Civil law: (ADR)Confrontation v. consensus; mediation and conciliation; Lok Adalats-Prison reforms-Democraticdecentralization and local self-government -Concept of Social Justice and Judicial Process-Public Interest Litigation- Separation of Powers and Judicial Activism-Judicial Review-CurativePetition

Text and Reference books:

- Krishna Pal Malik and Raval, Law & Social Transformation, Allahabad Law Agency, 2014.
- Mark Galanter (ed.), Law and Society in Modern India, Oxford University Press, Mumbai,1997.
- Srinivas, M.N. Social Change in Modern India, Orient Black Swan, New Delhi, 2010
- Ishwara Bhat, P. Law and Social Transformation, Eastern Book Company, Lucknow, 2012.
- Upendra Baxi, The Crisis of the Indian Legal System, Vikas, New Delhi, 1982.
- Friedmann, W. Law in a Changing Society, Universal Law Publishing Co., New Delhi 2011.
- Oliver Mendelsohn, Law and Social Transformation in India, Oxford University Press,Oxford, 2014.

Articles

- Chandrashekharan Pillai KN. “Supreme Court on Caste conversion and reservation”, Journal of the Indian Law Institute Vol 47, No. 4 (October-December 2005)
- Neetha N, Making of Female Bread Winners: Migration and Social Networking of Women Domestics in Delhi, Economic and Political Weekly, 2004
- Chandrashekharan Pillai KN. “Incorporation of International compensation law into domestic law by the Indian judiciary” Indian Juridical Review Vol 3 2006.

Videos

- https://www.youtube.com/watch?v=ot05xdv3ne8
- https://www.youtube.com/watch?v=FArtDv4SwJQ
- https://www.youtube.com/watch?v=zBLZn4yYPlE
- https://www.youtube.com/watch?v=1DsI0rW1KWA
- https://www.youtube.com/watch?v=R4YTvfMbbzA
- https://www.youtube.com/watch?v=HMRJwmRoDDc
- https://www.youtube.com/watch?v=XFpJ_JkliW8
- https://www.youtube.com/watch?v=OB5ykS-_-CI
- https://www.youtube.com/watch?v=1DsI0rW1KWA

ICFAI Law School, Hyderabad

Course Hand Out

Academic Year – 2019-2020(Class of2024)

***Course Name*: LAW AND SOCIAL CHANGE**

Course Code: **MG142C/AT112C**

Semester: II

***Faculty Name*: ASTHA SRIVASTAVA**

Mobile No: 8341019522

Email: astha.davv@gmail.com

Course Objective:

The study of this course will enrich the student's understanding over the interdependent relationship between law, justice and society. It will help them analyze the impact of legal system on social, economic, linguistic, technological and political aspects of society and how law and legal institutions can be used to combat social oppression and inequalities in Indian society..

Course Outcomes: At the end of the course a student is expected to have an in depth knowledge of the interaction between the law and society and how the law affects social change.

Recommended Text Books and Reference Books

	Text Book	Author / Publication
	Law & Social Transformation	Krishna Pal Malik and Raval, Allahabad Law Agency, 2014
	Law and Society in Modern India	Mark Galanter (ed.), Oxford University Press, Mumbai, 1997.
	Social Change in Modern India	Srinivas, M.N., Orient Black Swan, New Delhi, 2010
	Law and Social Transformation	Ishwara Bhat, P., Eastern Book Company, Lucknow, 2012
	The Crisis of the Indian Legal System	UpendraBaxi, Vikas, New Delhi, 1982
	Law in a Changing Society	Friedmann, W., Universal Law Publishing Co., New Delhi 2011.
	Law and Social Transformation in India	Oliver Mendelsohn, Oxford University Press, Oxford, 2014

Course outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text BookMaterial to use	Chapter Reading /Videos	Course Outcome
1.	5	Introduction	Definition of 'Social Change'- Concept of Change and Social Change - Characteristics of Social Change- Theories of Social Change: Theory of Deterioration, Cyclic Theory, Linear Theory, Deterministic Theory of Social Change- - Stability and Social Change - Interaction between Legal Change and Social Change	Ishwara Bhat, P. Law and Social Transformation, Eastern Book Company, Lucknow, 2012. P(1-167) Law in a Changing Society Friedmann, W., Universal Law Publishing Co., New Delhi 2011	https://www.youtube.com/watch?v=ot05xdv3ne8	Students will learn about the basic concept of social change and how the society interacts with the law and how law has the capacity to assist social transformation. Different theories of social change will also be taught.
2.	6	Instruments of Social Change	(Meaning and Concept of Law – Law as a social phenomenon – Law as purposive device - Purpose and Function of Law - Law and Social Engineering – – Law as product of Traditions and Culture – Relation between Law and Morality – Law and Public Opinion– Social Change in the context of Democracy - Law as an index of Social solidarity.	Ishwara Bhat, P. Law and Social Transformation, Eastern Book Company, Lucknow, 2012. P(71-127) Law in a Changing Society Friedmann, W., Universal Law Publishing Co., New Delhi 2011	https://www.youtube.com/watch?v=FArtDv4SwJQ	Students will learn about how law functions as a tool of social reengineering and the relations between morality and law.
3.	6	Law and Social Change in India	Law and Social Change in Ancient India - Interpretation of Srutis, Smritis and other Commentaries to accommodate social change - Socio-legal Reforms during Medieval Period – Social Reforms during British Regime - Freedom Movement and Social Reform Ideas - Law and Social Change in Modern India –	Ishwara Bhat, P. Law and Social Transformation, Eastern Book Company, Lucknow, 2012. P(71-127)	https://www.youtube.com/watch?v=HMRJwmRoDDc Suzanne Goldberg, In Pursuit of Workplace Rights: Household Workers and a Conflict of Laws, 1 Yale journal of law	Students will be able to appreciate the change in the Indian society right from its very beginning, the Vedic period the medieval period and in the modern period.

			Sanskritization, Westernization and Modernization –Reforms through Codification of Laws		and feminism, 3 (1990)	
4.	7	Religion, Language, Community and Law	Interrelation between Religion and Law- Freedom of Religion in India- The Concept of Secularism-personal Laws and Uniform Civil Code - Language and society - Multi Linguistic culture and its challenges- Equality in Language Rights- Constitutional Protection to Linguistic Minorities in India-Language Policy and Constitution - Caste as a divisive and integrative factor- Discrimination and violations on the ground of caste-Caste Politics in India-Protective discrimination; Scheduled Castes, tribes and backward classes- Reservation Policy, Statutory Commissions - Problems of National Integration and Regionalism	Ishwara Bhat, P. Law and Social Transformation, Eastern Book Company, Lucknow, 2012. P(225-267) Law in a Changing Society Friedmann, W., Universal Law Publishing Co., New Delhi 2011	https://www.youtube.com/watch?v=5LfW7dr3tQ8 N. Neetha, Making of Female Bread Winners: Migration and Social Networking of Women Domestics in Delhi, ECONOMIC AND POLITICAL WEEKLY, April 24, 2004	Students will learn about the interconnectedness between law and religion and how law in India has affected the behavior and personal laws of various religious communities.
5.	6	Evolution of the Constitution and Social Change	Adult Franchise - Concept of Welfare State – Incorporation of Basic Human Rights - Constitutional Interpretation and Social Change – Amendments to Right to Property – Agrarian Reforms – Protection of Women, Children, Minorities and Empowerment of other Backward Classes – Inclusive policy – Gender Empowerment	Ishwara Bhat, P. Law and Social Transformation, Eastern Book Company, Lucknow, 2012. P(127-167) Law in a Changing Society Friedmann, W., Universal Law Publishing Co., New Delhi 2011	https://www.youtube.com/watch?v=xBFSF7TwU8Q Human Rights Watch, Hidden in the Home, June 1, 2001 Society for Labour and Development, India's Labour Law Changes, 29, (July 2016)	Students will learn about the how law has helped in the upliftment of various weaker and backward classes, concept of the welfare state and related constitutional values.
6.	6	Social Reform Legislations	: Social problems and Legal control - Widow Remarriage - Prohibition	Ishwara Bhat, P. Law and Social	https://www.youtube.com/watch?v=vUGeaP	The students will learn to appreciate how law in India has

		in India	of Child Marriages – Abolition of Untouchability – Practice of Sati – Devadasi System – Dowry System – Bonded Labour – Suppression of Immoral Traffic in Human Beings – Child labour – Women's right to property - Female foeticide –Surrogacy - Protection to Senior Citizens - Indian Marxist critique of law and justice- Naxalite movement: cause and cure	Transformation, Eastern Book Company, Lucknow, 2012. P(453-305)	HICF8 MargritEichler, Power, dependency, love and the sexual division of labour: A critique of the decisionmaking approach to family power and an alternative approach with an appendix: On washing my dirty linen in public, 4 WOMEN'S STUDIES INTERNATIONAL QUARTERLY 2 (1981)	been instrumental in abolishing traditional social practices which were contrary to modern legal values.
7.	6	Law and Economic Change	Land Reforms laws and their implementation – Allotment of Land to Landless Poor – Nationalization of Banking and Insurance Companies – Impact of Globalization – Emergence of WTO and its impact on economic change - Disinvestment and Privatization of Public Sector Undertakings – Contract Service in Public Employment and its Impact on Social Security - concept of gramanyayalayas-Gram Nyayalayas Act, 2008 - The jurisprudence of Sarvodaya-Gandhiji, VinobaBhave: Jayaprakash Narayan- - Socialist thought on law and justice	Ishwara Bhat, P. Law and Social Transformation, Eastern Book Company, Lucknow, 2012. P(819-887)	https://www.youtube.com/watch?v=zBLZn4yYPIE	Students will learn about how law has aided in the economic development of the society.
8.	6	Science, Technology and Modernization in India	Information and Communication Technology and Its impact on law and social change –	Ishwara Bhat, P. Law and Social Transformation, Eastern	https://www.youtube.com/watch?v=1DsI0rW1KWA	Students will learn about technology's impact on law and social change

			Industrialization and Urbanization and its impact on Environment – Sustainable Development Modernization as an Integral feature of Law-Modernization of social institutions through law-Reform of family law-Agrarian reform – Industrialization of agriculture- Industrial reform: Free enterprise v. State regulation – Industrialization-Environmental protection-Reform of court processes- Criminal law: Plea bargaining; compounding and payment of compensation to victims-Civil law: (ADR) Confrontation v. consensus; mediation and conciliation; LokAdalats-Prison reforms-Democratic decentralization and local self-government - Concept of Social Justice and Judicial Process-Public Interest Litigation-Separation of Powers and Judicial Activism-Judicial Review-Curative Petition	Book Company, Lucknow, 2012. P(663-701)		
Total	48					

Recent Cases

- Navtej Singh Johar v. Union of India (2018)10SCC1
- Indian Young Lawyers Association and Ors. v. The State of Kerala and Ors. 2018(13)SCALE75 MANU/SC/1094/2018
- Government of NCT of Delhi v. Ram Singh 2013
- M. Siddiq (D) thr. L.Rs. vs. Mahant Suresh Das and Ors. (09.11.2019 - SC) : MANU/SC/1538/2019, 2019(15)SCALE1
- Right to Privacy Case - (Justice K.S. Puttaswamy v. Union of India) (2017) 10 SCC 1
- Shakti Vahini v. Union of India 2018
- Common Cause v. Union of India 2018

- Justice K. S. Puttaswamy (Retd.) and Anr. vs Union Of India And Ors
- ShyamChauksey v. Union of India (2018)2 SCC574
- Shafin Jahan v. KM Ashokan and ors2018(4) SCALE 404
- Lakshmi v. Union of India 2014 SCC 4 427
- Roxann Sharma v. Arun Sharma 2015 8 SCC318

Expectations from students:

- Students must report to the respective sessions well before the announced time. Latecomers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class fordiscussions as indicated in the course plan by the faculty.
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- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
- The Students should come in uniform, otherwise they will be marked absent. Do not roam in the academic area/ attend classes in chappals / shorts / informal t-shirts.
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- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.
- Five (5) Marks for attendance will be given as below-

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81-85	2
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- Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

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Class Representative

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Class Discipline

- Students must occupy their seats before faculty comes in and remain seated until the end of the class.
- Students must have their name plates on the desk.
- Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.
- Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.
- No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated asabsent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component	Compone	Expected slot / due date	Marks declaration	Weig	Syllabus

	nt Number		by	htage	
NCP	I	3/2/2020	10/2/2020	10	UNIT I-II
Mid-term (NCP-II)	II	3/3/2020	10/3/2020	20	UNIT III-IV
NCP	III	3/4/2020	10/4/2020	10	UNIT V-VI
NCP	IV	Class participation	30/4/2020	5	-
NCP	V	Attendance	30/4/2020	5	-
END TERM	30/4/2020			50	UNIT I-X

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Astha Srivastava, Assistant Professor,

ICFAI LAW SCHOOL, ICFAI Foundation for Higher Education (IFHE), HYD

LL.M. NET

Interested in teaching and research in law.

Sociology – II (AT122)

Objectives : The study of this course will provide to the students comprehensive,integrated and empirically based profile of Indian Society. It also enable students to understand the relationship between class, caste, gender, religion and ethnicity in India. The course also relate the changing trends in institutional developments to the structures of hierarchies in India.

Course Outcome: On successful completion of the course, the student will be able to explain about Indian social structure with a special attention to the notion of 'change'. The student will be able to deals with a set of recurring social problems, that Indian society has been confronting,and analyzes them in the light of prominent theoretical and empirical observations. The student will be able to exemplify the economic, political and educational system in influencing the sociallife of the individuals in the Indian society.

Unit 1: Features and Structure of Indian Society: Diversity - linguistic, racial, ethnic andreligious- Unity-through processes of assimilation, accommodation, pilgrimage and political andadministrative efforts, Basic tenets of Islam - Christianity, Sikhism, Buddhism, Jainism, andZoroastrianism - Hindu Social Organization: Purusharthas and Varnashrama dharma - Basis ofsocial stratification in Indian society

Unit II: Social Institutions: Marriage in India: Forms and changing trends – Preferentialmarriage – Marriage among Hindu, Muslim and Christian; Family in India: Forms and changingtrends - Family among Hindus, Muslims and Christians - Decline of Joint family: causes andconsequences; Kinship – forms of kinship system in north and south India - important features

Unit III: Social Deviance: Deviance in simple and complex societies – Legislations – Alcoholismand drug addiction - social bases of deviance in contemporary India.

Unit IV: Social Change in Independent India: Sources of change: Internal and External –Cultural Interaction - Planning – Legislation – Synergism – Conflict and protest –Industrialization and Urbanization – Consequences of change – Direction of change – State andsocial change

Unit V: Economy and society in India: Jajmani system: Forms, Content and Change – Casteand Land ownership: Peasant groups and Protest Movements - Present occupational structure-Features of Tribal economy; Urban Economy; Industrial, Service and Informal Sectors.

Unit VI: Social Stratification in India: Varna and Jati - Definition, features and functions ofCaste system - Caste and Class - Class in India: Agrarian and Non Agrarian classes – Emergenceof middle class - Dominant Caste - changing trends in caste system – Reverse discrimination.

Unit VII: Polity and Education: System of governance - Local polity in India: Faction, castecouncils and village panchayat – The rise of pressure groups - Differential access to politicalpower - Traditional Educational System – Emergence of modern formal education system inIndia - Differential access to education in India- Education and Social Mobility.

Unit VIII: Problems of Indian Society: Tribal Society: Exploitation of Tribes - Land alienationand displacement and Problems of Health and Nutrition; Rural Society: Poverty andUnemployment, Indebtedness and farmers' suicides and Illiteracy; Urban Society: Housing andcivic services, Pollution, Crime and Juvenile Delinquency

Text and Reference books

- Beteille, A, Caste, Class and Power: Changing Patterns of Stratification in a TanjoreVillage; Oxford University Press, New Delhi; 2002
- Horton. P.B. and C.L. Hunt Sociology; McGrew- Hill book Company, Singapore, 1984.
- Mandelbaum, D.G, Society in India; Volume I and Volume II; Popular Prakashan,Mumbai; 1992
- Oommen, T.K and Venugopal, C.N. Sociology for Law students, Eastern BookCompany, Lucknow, 2016.
- Ram Ahuja, Social Problems in India, Rawat Publications, New Delhi, 2014
- S. C. Dubey, Indian Society, National Book Trust, New Delhi, 2005.
- Sabharwal, G, Ethnicity and Class: Social Divisions in an Indian City; Oxford UniversityPress; New Delhi; 2006
- Shankar Rao, Sociology of Indian Society, S.Chand and Co., New Delhi, 2016.
- Singh, Y., Social Change in India: Crisis and Resilience; har-Anand Publications Pvt.Ltd. New Delhi; 1993
- Srinivas, M.N., Social Change in Modern India; Orient Longman Ltd. New Delhi, 2010.
- 11) Vir, Dharam, Kinship, Family and Marriage: Changing Perspectives (Edited); NewAcademic Pub. New Delhi; 2006.

Latest Case Studies:

- The Dark face of Indian racism by Karuna Madan, 2019
- The Third Gender and Hijras by Diane L. Moore, 2018
- Jati, The Caste system in India by Donald Johnson and Jean Johnson, 2018
- Agricultural Crisis and Farmers Suicides in India by K. Reddy Sai Sravanth and N.Sundaram, 2019.
- Closed City'spaces': Differential Access to Education in Vijayawada, South India byN.Purendra Prasad, 2017

Journal Articles:

- Amaresh Dubey, Richard Palmer-Jones and Kunal Sen,Surplus Labour, Social Structureand Rural to Urban Migration: Evidence from Indian Data,The European Journal ofDevelopment Research,18(1),2006.

- Ashwini Deshpande, Thomas E. Weisskopf, Does Affirmative Action ReduceProductivity? A Case Study of the Indian Railways, World Development, 64, 2014.
- Bernburg, J. G. and Krohn, M. D., Labeling, Life Chances, and Adult Crime: The Directand Indirect Effects of Official Intervention in Adolescence on Crime in EarlyAdulthood. Criminology, 41(4), 2003.
- Fuller, C. and Narasimhan, H. Companionate marriage in India: the changing marriagesystem in a middle-class Brahman subcaste. Journal of the Royal AnthropologicalInstitute, 14 (4): 2008.
- Indraneel Dasgupta and Sarmistha Pal, Touch Thee Not: Group Conflict, Caste Power,and Untouchability in Rural India, Institute of labor Economics, Discussion Paper seriesno.120156, 2018
- Kanani, S., Popat, K. Growing Normally in an Urban Environment: Positive Devianceamong Slum Children of Vadodara, India.Indian Journal of Pediatric,79,606–611,2012.
- Mark Granovetter, The Impact of Social Structure on Economic Outcomes, Journal ofEconomic Perspectives, 19(1), 2005.
- Mawdsley, E., India's Middle Classes and the Environment. Development and Change,35 (1), 2004.
- Sonalde Desai and Amaresh Dubey, Caste in 21 st Century India: Competing Narratives,Economic and Political weekly, 46(11), 2012.
- Vikas Kumar, Impact of Non Timber Forest Produces (NTFPs) on food and LivelihoodSecurity: An Economic Study of Tribal Economy in Dang's District of Gujarat, India,International Journal of Agriculture, Environment and Biotechnology, 8(2), 2015.

Videos:

- https://swayam.gov.in/course/206-sociology-3
- https://www.youtube.com/watch?v=CrjQmAsubic
- https://www.youtube.com/watch?v=BGq9zW9w3Fw

ICFAI Law School, Hyderabad

Course Hand Out

Academic Year – 2020-21

(Class of 2025)

***Course Name*: Sociology - II**

***Course Code:* AT122**

Semester: II

***Faculty Name*: Dr. S.Kannan**

Mobile No: 9442007216

Email: kannans@ifheindia.org

Objectives of the Course: The study of this course will provide to the students comprehensive, integrated and empirically based profile of Indian Society. It also enables students to understand the relationship between class, caste, gender, religion and ethnicity in India. The course also relates the changing trends in institutional developments to the structures of hierarchies in India.

Course Outcomes: On successful completion of the course, the student will be able to explain about Indian social structure with a special attention to the notion of 'change'. The student will be able to deals with a set of recurring social problems, that Indian society has been confronting, and analyzes them in the light of prominent theoretical and empirical observations. The student will be able to exemplify the economic, political and educational system in influencing the social life of the individuals in the Indian society.

Recommended Text Books and Reference Books

	TEXT BOOK	AUTHOR / PUBLICATION
1	Sociology for Law Students	Oommen, T.K. and Venugopal, C.N., Eastern Book Company, Lucknow, 2016
2	Sociology of Indian Society	Shankar Rao, C.N. S.Chand & co., New Delhi, 2016
3	Indian Society	S.C.Dube, National Book Trust, New Delhi, 2005.
4	Social Problems in India	Ram Ahuja, Rawat publications, New Delhi, 2014
5	Social Change in Modern India	Srinivas, M.N. Orient Black swan, New Delhi, 2010.

Course Outline:

Sl. No	No. of	Topic	Key Concepts	Text Book	Chapter Reading	Course Outcome

	Sessions			Material to use	/Videos	
1	5	Unit 1: Features and Structure of Indian Society: Diversity - linguistic, racial, ethnic and religious- Unity-through processes of assimilation, accommodation, pilgrimage and political and administrative efforts, Basic tenets of Islam - Christianity, Sikhism, Buddhism, Jainism, and Zoroastrianism - Hindu Social Organization: Purusharthas and Varnashrama dharma - Basis of social stratification in Indian society	Linguistic Racial group Ethnic group Religion Assimilation Accommodation Pilgrimage Varna Stratification	Text Book Serial No. 2 and 3	Book 2: hap 1, p.1-38 Book 3 : Chap-1, p. 1-28;chap 2, p. 29-46 https://www.youtube.com/watch?v=CrjQmAsubic&t=28s	Students will be able to explain the basic features and social organization of all the religion of Indian society
2	7	Unit 2: Social Institutions: Marriage in India: Forms and changing trends - Preferential marriage – Marriage among Hindu, Muslim and Christian; Family in India: Forms and changing trends - Family among Hindus, Muslims and Christians - Decline of Joint family: causes and consequences; Kinship – forms of kinship system in north and south India - important features	Marriage Anuloma Pratiloma Sacrament Contract Family Joint family Kinship	Text Book Serial No. 2	Book 2: Chap- 4, p. 101-129; Chap 5, p.130-153 https://www.youtube.com/watch?v=dj909fv-XGc https://www.youtube.com/watch?v=Pno93fQKf6I	Students will be able to examine the changes in marriage, family and kinship system due to modernization and urbanization process.
3	6	Unit 3: Social Deviance: Deviance in simple and complex societies – Legislations - Alcoholism and drug addiction - social bases of deviance in contemporary India.	Deviance Alcoholism Drug Addiction Folkways Mores	Text Book Serial No. 1 and 2	Book 1: Chap 24, p.570-584 Book 2:Chap 25, p.269-282 https://www.youtube.com/watch?v=R2aPmhGSQY4	Students will be able to exemplify the causes of deviant behavior and its forms in modern society.
4	6	Unit 4: Social Change in Independent India: Sources of change: Internal and External – Cultural Interaction - Planning – Legislation – Synergism – Conflict and protest – Industrialization and Urbanization – Consequences of change – Direction of change – State	Sanskiritisation Westernization Parochilization Westernization Modernization Synergism Industrialization Urbanization	Text Book Serial No. 1 and 5	Book 1: chap 15, p.217-219; chap 8, p.92; chap 25, p. 315-351. Book 5: chap 2, p. 26-52 https://www.	Students will be able to articulate sources and process of social change in India.

		and social change			youtube.com/watch?v=QN6IO-E3ByY	
5	6	Unit 5: Economy and society in India: Jajmani system: Forms, Content and Change – Caste and Land ownership: Peasant groups and Protest Movements - Present occupational structure- Features of Tribal economy; Urban Economy; Industrial, Service and Informal Sectors.	Jajmani system Peasant Kisan Mazdoor Social movements	Text Book Serial No. 1	Book 1: chap 12,p.141-158 https://www.youtube.com/watch?v=JMclFJeXXSw	Students will be able to explain the Jajmani system and agrarian relation in India.
6	5	Unit 6: Social Stratification in India: Varna and Jati - Definition, features and functions of Caste system - Caste and Class - Class in India: Agrarian and Non Agrarian classes - Emergence of middle class - Dominant Caste - changing trends in caste system – Reverse discrimination.	Varna Jati Class Middle class Discrimination	Text Book Serial No. 1 and 3	Book 1: chap 11, p.122-140; Book 3: chap 3, p.47-63 https://www.youtube.com/watch?v=W3ToErD5meI	Students will be able to exemplify the various forms of stratification in Indian society.
7	6	Unit 7: Polity and Education: System of governance - Local polity in India: Faction, caste councils and village panchayat – The rise of pressure groups - Differential access to political power - Traditional Educational System – Emergence of modern formal education system in India - Differential access to education in India- Education and Social Mobility.	Faction Panchayat Pressure group Caste council Social mobility	Text Book Serial No. 1 and 2	Book 1: chap 13, p.164-167: Book 2: chap 20, p.573-595 https://www.youtube.com/watch?v=Fwt-tZnbquA	Students will be able to examine the political system in India especially local governance. The students also able to describe about the education system and tis role in social change in India.
8	7	Unit 8: Problems of Indian Society: Tribal Society: Exploitation of Tribes - Land alienation and displacement and Problems of Health and Nutrition; Rural Society: Poverty and Unemployment, Indebtedness and farmers' suicides and Illiteracy; Urban Society: Housing and civic services, Pollution, Crime and Juvenile Delinquency	Exploitation Displacement Malnutrition Poverty Unemployment Indebtedness Suicide Illiteracy Pollution Juveniles	Text Book Serial No. 2 and 4	Book 2: chap 22, p.634-684 Book 4: chap 2 and 3, p.28-82; chap 10, p.229-242; chap 14, p.331-335; https://www.youtube.com/watch?v=ZBCkryUcH4s https://www.	Students will be able to articulate the various social problem in India by analyzing its challenges and policy frameworks.

					youtube.com/watch?v=wgZQZg1vOTc	
Total	48					

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
- The participation has to be relevant and meaningful. "Speaking for speaking's sake" will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non-awarding of marks in that particular component.
- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.
- Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

- Students must occupy their seats before faculty comes in and remain seated until the end of the class.
- Students must have their name plates on the desk.
- Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.
- Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.
- No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly. ***The below given schedule is tentative and may change according to the academic calendar.***

Component Number	**Component**	**Expected slot / due date**	**Marks declaration by**	**Weig htage**	**Syllabus**
NCP I	Internal Assessment	15.03.2021	23.03.2021	15	Unit 1 & 2
NCP II	Mid Term	12.04.2021	21.04.2021	20	Unit 1 to 4
NCP III	Internal Assessment	21.05.2021	21.05.2021	15	Unit 5 & 6
End Term	End Term	14.06.2021	24.06.2021	50	Unit 1 to 8
Total				100	

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Awarded Ph.D in Sociology from Pondicherry University in 2009 and also awarded ICSSR Post-Doctoral Fellowship in sociology for the year 2012-14. Having teaching experience of 9 years in the field of sociology. Published 14 research articles in reputed international and national journals. 21 research papers presented in International and national conferences. Awarded best researcher award in Lovely Professional University, Punjab in the field of social sciences in the year 2016.

Macro Economics (AT132)

Objectives: The study of this course enables the student to understand the dynamics of macroeconomic aggregates in a modern economy. This also exposes the student to later developments in macroeconomics, and also topics in open economy macroeconomics. It aims at training the students to address modern macroeconomic issues such as growth and fluctuations and policy making and the real world behaviour.

Course Outcome: After completion of this course students would be able to identify different phases of business cycles and the problems caused by cyclical fluctuations in the market economy. Students will be able to define and measure Gross Domestic Product and national income and rates of unemployment and inflation. The student would be well versed with the concept of money and money supply and the process of credit creation by central banking system and the role of the central bank. Overall the knowledge in the subject acquired by the student during the time will be helpful to enhance their potential to critically analyze and understand the real economic situation at national as well as global level.

Unit I: Introduction to Macro Economics: Meaning, Nature and Scope of Macro Economics. Importance of Macro Economics. Growth v/s Development, Economic Growth: Factors Influencing Economic Growth and development, Challenges for Economic Growth and development. Concepts of Stock and Flow, Static, Dynamic and Comparative analysis. Introduction to different schools of Macro Economic thoughts.

Unit II: Circular Flow of Income and National Income Accounting: Meaning of National Income, Circular flow of NI- Two sector economy, Three sector economy with government sector and four sector economy. Concepts of National Income: GNP, GDP,NNP, NDP, PCI.

Three methods to measure National Income: Value Added Method, Income Method and Expenditure Method. Difficulties in Measuring NI, Importance of National Income, NI and Economic Welfare.

Unit III: The Classical theory and Keynesian theory of Income and Employment: Introduction, Say's Law and Classical Theory- Wage Price Flexibility and Full employment, Classical Theory of employment and output: with and without savings and investment, Criticism of Classical Theory.

Keynesian Theory of employment- Principle of Effective demand, Aggregate Demand and Aggregate supply, Shifts in Aggregate Demand and Aggregate Supply curve, Determinants of equilibrium level of employment, Money-Wage Rigidity model, Criticism of Keynesiam approach.

Unit IV: Consumption Function: Introduction, Consumption function, Average and Marginal Propensity to consume and save, determinants of propensity to consume, subjective and objective factors, Keynes' Psychological Law of consumption, Importance of Consumption Function.

Meaning, Determinants of Investments, Marginal Efficiency of Capital and Investment, Business expectations – Invetsment demand curve, Multiplier and Accelerator.

Unit V: IS-LM Framework: Introduction, Goods and Money market: Link between them, Goods market equilibrium- derivation of the IS curve, Shifts in the IS curve. Money market equilibrium- the LM curve, Shifts in LM curve. Simultaneous Equilibrium of IS-LM model.

Unit VI: Money Supply and Demand for Money, Credit and Commercial Banking:

Nature and Functions of Money, Money supply and its determinants, Theory of Money supply, Demand for money and Keynes Liquidity Preference Theory. Meaning and functions, Credit creation and Credit Control. Functions of Central Banking, Monetary Policy and Fiscal Policy.

Unit VII: Trade Cycles, Inflation and Unemployment: Meaning, Phases and features of Trade Cycles. Unemployment: Meaning of Unemployment, Types of Unemployment- Frictional Unemployment, Structural unemployment and Cyclical Unemployment, concept of full employment, Keynes' view of Involuntary Unemployment, Causes of Unemployment, Inflation and Unemployment- Phillips Curve: Explanation of Phillips Curve

Unit VIII: Open Economy and Macro Economics: International trade- Meaning, Balance of trade vs Balance of Payment, Current Account and Capital Account, Equilibrium in the Balance of payment, Causes of Disequilibrium in the BOP, Measures to correct disequilibrium.

Text and Reference Books:

- Ahuja, H.L, Macro Economic Theory and Policy, S.Chand& Company Ltd., 2019, 20th Edition
- Mankiw, N. Gregory, Macro Economics, Worth Publishers, 2016, 9th Edition
- Jhingan, M.L, Macro Economic Theory, Vrinda Publication, 2017, 13th Edition
- Jhingan, M.L, Monetary Economics, Vrinda Publication, 2010, 7th Edition
- ckley, G., Macroeconomics: Theory and Policy, Macmillan, New York, 1978
- Branson, William, Macroeconomic Theory and Policy, Harper and Row: New York, 1989, 3rd Edition.
- Shapiro, E., Macroeconomic Analysis, Galgotia Publications, New Delhi, 1996, 5th Edition.
- Gupta, S.B., Monetary Economics, S. Chand and Co., Delhi., 1994, 2019 Edition
- Keynes, J.M., The General theory of Employment, Interest and Money, Macmillan: London, 1936, http://etext.library.adelaide.edu.au/k/k44g/k44g.ziphttp://etext.library.adelaide.edu.au/k/k44g/k44g.html
- Snowdon, B. and Vane, H. R, Macroeconomics Reader, Routledge : London, 1997, http://citeseerx.ist.psu.edu/viewdoc/download?doi=10.1.1.460.6407&rep=rep1&type=pdf

- Blanchard Olivier, Macroeconomics, Pearson Education, Inc., 2009, 5th Edition
- Dornbusch, Rudigar, Stanley Fischer and Richard Startz, Macroeconomics, McGrawHill, 2014, 12th Edition

Articles

- Friedman, Milton, 'The Role of Monetary Policy',The American Economic Review, Vol.58, No.1, March, 1968 Pp. 1-17
- Yeager, L.B, 'Essential Properties of medium of Exchange', International Review of Social Sciences, Vol. 21, Issue 1, February 1968
- Lucas, Robert, 'Econometric Policy Evaluation- A Critique', Carnegie-Rochester Conference Series on Public Policy, Vol.1, 1976, Pp. 19-46
- Buchanan, James, 'What should economist do', Southern Economic Journal, Vol. 30, No.3, January, 1964, pp. 213-222
- Lucas, Robert, ' Understanding Business cycles', Rochester conference series on public policy,1977
- Lucas, Robert, ' Methods and Problems in business Cycle Theory', Journal of Money, Credit and Banking, 1980, Vol. 12, Issue 4, Pp. 696-715
- Pigou, A.C., 'The Value of Money', The Quarterly Journal of Economics, vol.32, Issue 1, November 1917, Pp. 38-65
- Modigliani, Franklin, 'Liquidity Preference and the Theory of Interest and Money', Econometrica, Vol. 12, No. 1, January, 1944, pp. 45-88
- Philips, A.W., 'The Relation Between Unemployment and the Rate of Change of Money Wages in the United Kingdom 1961-1957', Economica, 1958, Pp. 283-99
- Reserve Bank of India, Annual Report, 2018-19, Mumbai.

Videos:

- https://www.youtube.com/user/egyankoshIGNOU
- vidyamitra.inflibnet.ac.in (e-pathshala)

ICFAI Law School, Hyderabad

ONLINE Teaching Format

Course Hand Out

Academic Year – 2020-21

(Class of II Semester)

***Course Name*: Macro Economics**

***Course Code:* MG 132**

Semester: II

***Faculty Name*: Dr. Iti Vyas**

Mobile No: 9676311480

Email: itivyas@ifheindia.org

Objectives of the Course: The course deals with the definition, measurement and dynamics of macroeconomic aggregates in a modern economy. The course also exposes the student to some later developments in macroeconomics, and also some topics in open economy macroeconomics. The course also seeks to train the student to address modern macroeconomic issues such as growth and fluctuations and policy making and the real-world behavior.

Course Outcomes: After completion of this course (Macro Economics) students would be able to understand the fluctuations in economy. It would help students to identify different phases of business cycles and the problems caused by cyclical fluctuations in the market economy. Students will be able to define and measure Gross domestic product and national income and rates of unemployment and inflation. This course will help them to understand about money and money supply and the process of credit creation by central banking system and the role of the central bank. Overall, this subject will develop student's subject knowledge, and will enhance their potential to critically analyze and understand the real economic situation at national as well as global level.

Recommended Text Books and Reference Books

	TEXT BOOK	AUTHOR / PUBLICATION
	Modern Economics	H.L Ahuja, S. Chand
	Macroeconomics	Errol D'Souza
	Modern Macroeconomics Analysis	Shapiro, E. (1996), Galgotia Publications, New Delhi.

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material	Chapter Reading /Videos	Course Outcome

				to use		
1.	3	**Unit 1- Introduction to Macro Economics**	Meaning, Nature and Scope of Macro Economics, Importance of Macro Economics, Growth v/s Development, Economic Growth and Development: Factors Influencing Economic Growth and development, Challenges for Economic Growth and development, Concepts of Stock and Flow, Static, Dynamic and Comparative analysis, Introduction to different schools of Macro Economic thoughts	**H.L Ahuja and Rudr Dutt Sundaram**	Chapter 1 http://www.youtube.com/user/egyankosh/IGNOU Vidyamitra.inflibnet.ac.in (e-pathshala)	Students will understand the concept of Economic growth and development, difference between them, and what is macroeconomics, its importance and scope.
2.	5	**Unit 2- Circular Flow of Income and National Income Accounting**	Meaning of National Income, Importance of National Income, Circular flow of NI- Two sector economy, Three sector economy with government sector and four sector economy, Concepts of National Income: GNP, GDP,NNP, NDP, PCI, Three methods to measure National Income: Value Added Method, Income Method and Expenditure Method, Difficulties in Measuring NI, NI and Economic Welfare	H.L Ahuja,	Chapter-2 Vidyamitra.inflibnet.ac.in (e-pathshala) http://www.youtube.com/user/egyankosh/IGNOU	After studying this unit student would be able to understand the various concepts of National Income like GDP, GNP, PCI, NDP, NNP, how to calculate these measures, difficulties in calculation and importance of NI and relation between NI and Economic welfare
3.	8	**Unit 3 -The Classical theory and Keynesian theory of Income and Employment**	Introduction, Say's Law and Classical Theory- Wage Price Flexibility and Full employment, Classical Theory of employment and output: with and without savings and investment, Criticism of Classical Theory Keynesian Theory of employment- Principle of Effective demand, Aggregate Demand and Aggregate supply, Shifts in Aggregate Demand and Aggregate Supply curve, Determinants of equilibrium level of employment, Money-Wage Rigidity model, Criticism of Keynesiam approach	H. L Ahuja, Shapiro, and Ackley	Chapter 3&4 Vidyamitra.inflibnet.ac.in (e-pathshala) http://www.youtube.com/user/egyankosh/IGNOU	Students will learn different about different schools of economic thought and in detail they will understand about classical and Keynesian view on price and output determination and various concepts which are given by classical and Keynesian economists
4.	8	**Unit 4- Consumption**	Introduction, Consumption function, Average and	H.L Ahuja	Chapter 6&8 Vidyamitra.i	After studying this unit students will be able

		and Investment Function	Marginal Propensity to consume and save, determinants of propensity to consume, subjective and objective factors, Keynes' Psychological Law of consumption, Importance of Consumption Function Meaning, Determinants of Investments, Marginal Efficiency of Capital and Investment, Business expectations – Invetsment demand curve, Multiplier and Accelerator	Shapiro, Branson, M.L Jhingan,	nflibnet.ac.in (e-pathshala) http://www.youtube.com/user/egyankosh/IGNOU	to understand about consumption and investment functions, different factors which affect them and various theories related to consumption function and investment function, students will also get the understanding of multiplier and accelerator
5.	5	**Unit 5- IS-LM Framework**	Introduction, Goods and Money market: Link between them, Goods market equilibrium- derivation of the IS curve, Shifts in the IS curve. Money market equilibrium- the LM curve, Shifts in LM curve, Simultaneous Equilibrium of IS-LM model	H.L Ahuja, Shapiro, Branson	Chapter 24 Vidyamitra.inflibnet.ac.in (e-pathshala) http://www.youtube.com/user/egyankosh/IGNOU	After reading this chapter student would be able to understand the concept of Goods market and Money market, IS-LM curve and how to achieve equilibrium through IS-Lm curve in Goods market and Money market.
6.	7	**Unit 6- Money Supply and Demand for Money, Credit and Commercial Banking**	Nature and Functions of Money, Money supply and its determinants, Theory of Money supply, Demand for money and Keynes Liquidity Preference Theory, Meaning and functions, Credit creation and Credit Control, Functions of Central Banking, Monetary Policy and Fiscal Policy	H.L Ahuja, M.L Jhingan, Monetary economics and Macro economics	Chapter 13 to 17 Vidyamitra.inflibnet.ac.in (e-pathshala) http://www.youtube.com/user/egyankosh/IGNOU	After studying this unit students will be able to understand what is money supply and demand for money, RBI's Function, credit creation by commercial banks and monetary and fiscal policy
7.	6	**Unit 7- Trade Cycles, Inflation and Unemployment**	Meaning, Phases and features of Trade Cycles, Unemployment: Meaning of Unemployment, Types of Unemployment- Frictional Unemployment, Structural unemployment and Cyclical Unemployment, concept of full employment, Keynes' view of Involuntary Unemployment, Causes of Unemployment, Inflation and Unemployment- Phillips Curve: Explanation of Phillips Curve	H.L Ahuja M.L Jhingan, Shapiro	Chapter 11, 25, 27 Vidyamitra.inflibnet.ac.in (e-pathshala) http://www.youtube.com/user/egyankosh/IGNOU	After reading this chapter student would be able to understand the concept unemployment, inflation and trade cycles, types and causes of unemployment and Phillips curve
8.	4	**Unit 8- Open Economy and**	International trade: Meaning, Balance of trade vs Balance	H.L Ahuja	Chapter 34 Vidyamitra.i	After studying this unit students will be able

		Macro Economics	of Payment, Current Account and Capital Account, Equilibrium in the Balance of payment, Causes of Disequilibrium in the BOP, Measures to correct disequilibrium		nflibnet.ac.in (e-pathshala) http://www.youtube.com/user/egyankosh/IGNOU	to understand about how international trade and macro economy is related, different concepts related to trade, current account and capital account, and balance of payment.
9.	1	NCP 1				
10.	1	NCP 2				
Total						

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
- The participation has to be relevant and meaningful. "Speaking for speaking's sake" will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.
- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.
- Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

- Students must occupy their seats before faculty comes in and remain seated until the end of the class.
- Students must have their name plates on the desk.
- Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.
- Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.
- No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	**Component**	**Expected slot / due date**	**Marks declaration by**	**Weightage**	**Syllabus**
NCP I	Internal Assessment	15th March 2021	20th March 2021	15	Unit1& 2
NCP II	Mid Term	12th April 2021	20th April 2021	20	Unit 1,2, 3, 4 & 5
NCP III	Internal Assessment	15th May 2021	16th May 2021	15	Unit 6 & 7
End Term	End Term	14th June 2021	20th June 2021	50	Unit 6,7,8 & 9

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Political Science – II (AT141)

Objectives: The objective of the course is to introduce students to the constitutional provisions of India and to provide an understanding of evolution and working of the constitution of our country.

Course Outcome : At the end of the course a student would be in a position to understand the evolution of Indian constitution and provisions and implementation of Fundamental rights directive principles, structure and functioning of Indian government.

Unit I - Constitution And Forms Of Government constitution: Concept and classification (Written, unwritten, rigid and Flexible) - Unitary form of Government: Essential features. - Federal form of Government: Essential features - Parliamentary and Presidential forms of government; Essential features

Unit II Indian Freedom Struggle Mutiny to Mass Satyagraha, Revolutionary movements -Non Cooperation, Civil disobedience and Quit India, Indian Naval uprising, Indian National Army; role of women in freedom struggle- Role of Indian National Congress in freedom struggle-Round Table Conferences-Cabinet Mission Plan-Indian Independence Act, 1947-Drafting of Indian Constitution

Unit III Indian Constitution, Salient Features & Organs of Government-

Indian Constitution and Salient Features- Nature of Indian Constitution –Unitary and federal features- Preamble and basic features - Fundamental Rights and Duties - Directive Principles- Parliamentary system; amending procedures; judicial review Working of Indian Federalism: Major issues of constraint –Emergency Provisions-Centre State Relations

Organs of Government Legislature: Types, Composition and Functions – Executive: President, Governor and Council of Ministers-Powers and functions- Judiciary-Composition, Jurisdiction and functions-Doctrine of separation of Powers and checks and balances

Unit IV Electoral Representation Adult Franchise and its role in democracy-Concept and theories of Representation - Types of Representation- Political Accountability: Concept and dimensions. - Social movements; Concept, types and role-Role of Election Commission

Unit V Structure Of Indian Government Indian Parliament - The President of India – Position- The Prime Minister- position - Role of Governor - the working of the Indian Parliament. Lok Sabha and Rajya Sabha- Statutory institutions/Commissions - composition and functioning of the government institutions-UPSC -Comptroller and Auditor General, National Backward Classes Commission, National Commission for women; National Human Rights Commission; Minorities Commission-National Commission for SC's & ST's- NITI Ayog

Unit VI Indian Political Parties And Public Opinion Political parties: Definition, features and classification - Nature and evolution of Indian Party system - One Party dominant system to multi-party system and rise of coalition politics - Interest groups and Pressure groups in India –Public Opinion and its Formation- Social movements in India-Ecology movements, Women movements and Peasant movements

Unit VII Indian Judicial System Hierarchy of Courts in Indian Judiciary - Indian Supreme Court: Jurisdiction- State High Court-Areas of Jurisdiction – Subordinate Judiciary in India-Tribunals

Unit VIII - Challenges to National Integration, Communalismand Terrorism - Emerging Trends and Challenges before Indian Political System – Casteism and Regionalism-Rise and evil effects on National Integration-Social movements: Agrarian, Working class, Women, Tribal, Dalit and Environmental

Text and Reference Books

- D. D. Basu, An Introduction to the Constitution of India, New Delhi, Prentice Hall, 1994.
- M Lakshmi Kant: Indian Polity, Mcgraw Hill Education 2016
- B.L.Fadia: Indian Government And Politics Publisher:Sahitya Bhawan; 2017
- Pylee, M.V. : Our Constitution Government & Politics, Universal Law Publishing Co. Pvt. Ltd, Delhi., 2017
- AP Avasti, Indian Government And Politics , Lakshmi Narayan Agarwal, 20
- Bipan Chandra, India's Struggle For Independence 1857- Penguin Books
- S. P. Aiyar and U. Mehta (eds.), Essays on Indian Federalism, Bombay, Allied Publishers, Bombay, 1965.
- G. Austin, The Indian Constitution: Corner Stone of a Nation, Oxford University Press, 1966.
- C. P. Bhambhri, The Indian State: fifty years, New Delhi, Shipra, 1997.
- P. Brass, Politics of India Since Independence, Hyderabad, Orient Longman, 1990.
- M. Chadda, Ethnicity, Security and Separatism in India, Delhi, Oxford University Press, 1997

Articles:

- M. S. S. Pandian: Dilemmas of Public Reason: Secularism and Religious Violence in Contemporary India, *Economic and Political Weekly;* Vol. 40, No. 22/23 (May 28 - Jun. 10, 2005), pp. 2313-2320
- Arun Pratap*, Prof. A.R.Dangwal: Freedom of Expression & Sovereignty And Security of Nation, IOSR Journal Of Humanities And Social Science (IOSR-JHSS) Volume 23, Issue 1, Ver. 2 (January. 2018) PP 31-36.
- Singh, Rupali: An Overview Of Lokpal Bill Lokpal, Vidhigya: The Journal Of Legal Awareness . Jul-Dec2015, Vol. 10 Issue 2, p57-62. 6p

Videos:

- https://www.youtube.com/watch?v=jQK0Xbfel-M
- https://www.youtube.com/watch?v=xQh3ZsRX9tE
- https://www.youtube.com/watch?v=Es-no_LlRX4
- https://www.youtube.com/watch?v=LV-M8gRW-AE
- https://www.youtube.com/watch?v=TuXCjMvOTQw

ICFAI Law School, Hyderabad

Course Hand Out

Academic Year – 2020-21

(Class of --BA LLB-------)

***Course Name*: Political science II**

***Course Code:* AT142**

Semester: II

***Faculty Name*: S.Uma Devi**

Mobile No: 9010701582

Email: Umasonti1@Gmail.Com

Objectives of the Course: The objective of the course is to make the students understand the working of Indian constitution This paper is designed to introduce the students to the working of the Indian polity and democracy, and the role played by the three organs of the government. It deals with various institutions and commissions within the Indian administrative system and political parties in India.

Course Outcomes: The student will understand the provisions and working of the Constitution. The student analyses Indian politics from a socio-political angle from freedom struggle onwards. He will be able to explain the working of the government and the reasons for rise of social movements in the country.

Recommended Text Books and Reference Books

	TEXT BOOK	AUTHOR / PUBLICATION
1	Indian Polity	M Lakshmi Kant Publisher: McgrawHill Education 2016
2	Introduction To The Constitution Of India Nexis	D.D. Basu ,Publisher:Lexis
3	Constitution Of India	V.N. Shukla ,Eastern Book Company
4	Our Constitution Government & Politics	Pylee, M.V. -Delhi: Universal Law Publishing Co. Pvt. Ltd., 2017
5	Indian Government And Politics	B.L.Fadia Publisher:Sahitya Bhawan; 2017
6	Indian Constitution: Conflicts And Controversies	Subhash C. Kashyap ,Vitasta Publishing Pvt.Ltd, Mar 2010
7	Indian Government And Politics	Bidyut Chakrabarty, Sage Texts; 1 Edition (9 September 2008)
8	Indian Government And Politics	Peu Ghosh, Phi Learning; (2017)

9	Indian Government And Politics	AP Avasti, Lakshmi Narayan Agarwal, 2004
10	Indian Political System	Hans raj , Surjeet Publications,2002
11	Bipan Chandra,	India's Struggle For Independence 1857-Penguin Books
12	Political Science	B.K Gokhale, Himalaya Pub.House-New Delhi (2015)

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1	2	Unit I Constitution And Forms Of Government	Constitution: Concept And Classification Federal And Unitary Forms Of Government Parliamentary And Presidential Forms Of Government	Tb 12	Ch 1, pp 5-9	The Student Understands The Types Of Constitutions And Political Systems.
2	8	Indian Freedom Struggle –	Mutiny To Mass Satyagraha, Revolutionary Movements-Role Of Indian National Congress In Freedom Struggle- Role Of Gandhi- Non Cooperation, Civil Disobedience And Quit India- Indian Naval Uprising, Indian National Army; Role Of Women In Freedom Struggle- Round Table Conferences-Cabinet Mission Plan-Indian Independence Act, 1947- Drafting Of Indian Constitution	11	pp2-30, 45-57. 114-125, 152-181. 223-236, 227-289. 319-350, 448-500	Learns about the indian freedom movement and constitutional developments.
3	5	Indian Constitution And Salient Features	Preamble –Unitary and federal features - Parliamentary system	7	Ch 1, pp 1-5, 18-22	Will be able to explain the values the constitution stands for and the basic provisions..
4	10	Fundamental Rights and Duties - Directive Principles	Need and importance of Fundamental rights-limitations and their actual working Need and importance of Fundamental duties - Directive Principles of state policy-meaning and classification- implementation of DPSPs.	7	Ch 1, pp 11-18	The student understands the provision of Fundamental rights, Fundamental duties & Directive Principles

5	9	Structure Of Indian Government Organs Of Government	Organs of government- Legislature: Composition and Functions of Parliament- - and state legislatures amending procedures-major amendments to the constitution – Executive: President, and Prime minister and Council of Ministers-Powers and functions- Judiciary: Composition, Jurisdiction and functions-- judicial review-Doctrine of separation of Powers and checks and balances , State Legislatures, -Major Amendments To The Constitution- Governor Chief Minster	10 7	Ch 12-15, pp 134 -309, ch21,22,2,3, 24 pp 345-386 Ch 3, pp 54-71, Ch 6 pp 129-149	Learns About organ of the government And federal structure of the Indian political system.
6	3	Indian Federalism	Working of Indian Federalism -Centre State Relations-Article 370			
7	3	Constitutional And Statutory Bodies	Upsc -Comptroller And Auditor General National Backward Classes Commission, National Commission For Women; National Human Rights Commission; Minorities Commission-National Commission For Sc's & St's-Niti Ayog	1	Ch 43,46 & 49 pp 43.1-43.46.1-49.4	Learns about Constitutional and Statutory Bodies
8	6	Indian Political Parties	Political parties: Definition, features and classification - Nature and evolution of Indian Party system - One Party dominant system to multi-party system electoral system- Role of Election Commission -rise of coalition politics- - Pressure groups in India – Social movements: Agrarian, Working class, Women, Tribal, Dalit and Environmental	9	Ch 54.pp 550-565	Understands The Importance Of Political Parties And Elections,
9	2	Challenges To National Integration	Communalism And Terrorism - Casteism-Regionalism	9	Ch 26-27 pp 574-603	Learns About The Divisive Forces In The Country
Total	48					

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
- The participation has to be relevant and meaningful. "Speaking for speaking's sake" will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.
- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
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- Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and plagiarism in assignments / project work will straight away entail a ZERO to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

- Students must occupy their seats before faculty comes in and remain seated until the end of the class.
- Students must have their name plates on the desk.
- Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.
- Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.
- No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	Component	Expected slot / due date	Marks declaration by	Weig htage	Syllabus
NCP I	Internal Assessment	7/3/21		15	
NCP II	Mid Term	12-04-2021		20	
NCP III	Internal Assessment			15	
End Term	End Term	14-06-2021		30	

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Uma Devi PhD in Politics(International studies), N\JNU, New Delhi

Special Contracts (LL152)

Objectives: The objective of the course is to introduce students to the fundamental principles of Special Contracts and to enlighten the students about rights, duties and obligations of the contracting parties which help them to successfully conclude business and other transactions.Enable students to understand various types of Special Contracts. The course also aims provide an insight into justification for special statutory provisions for certain kinds of contracts.

Course Outcome: The student by the end of the course would be in a position tounderstand, analyze the conceptual understandings of entire principles of Specialcontracts.

Unit – I : Contract of Indemnity- Definition and Nature of Contract of Indemnity – Rights ofIndemnity Holder (Indemnified) – Liability of Indemnifier.

Unit – II: Contract of Guarantee- Nature of Contract of Guarantee – Essential Characteristicsof Contract of Guarantee – Distinction between Indemnity and Guarantee – Rights andLiabilities of Surety – Discharge of Surety.

Unit – III: Bailment- Nature of Contract of Bailment – Rights and Duties of Bailor – Rights andDuties of Bailee – Finder of Lost Goods – Remedies for Breach of Contract.

Unit – IV: Pledge- Definition and Nature of Contract of Pledge – Rights and Duties of Pawneeand Pawnor – Pledge by Non-owners – Hypothecation.

Unit - V : Contract of Agency- Features of Agency – Rights and Duties of Agent – Rights andDuties of Principal – Delegation of Agent's Authority – Relationship with Third Persons–Ratification of Agent's Acts – Termination of Agency.

Unit -VI : Contract of Sale of Goods- Development of Law – Nature of the Contract of Sale –Formation of Contract of Sale – Subject Matter of Contract of Sale-Conditions and Warranties –Principle of Caveat Emptor – Aspects of Consumer Protection- Sale of Specific Goods: Transferof Property – Sale by Non-owners - 'nemo dat quod non habet' – Performance of Contract –Delivery of Goods – Rights of Unpaid Seller against the Goods – Remedies for Breach ofContract of Sale

Unit - VII: Partnership Act 1932; LLP Act-2008- Partnership - Nature – Formation ofPartnership.-Relationship among Partners – Partnership - Relationship between Partners andThird Parties – Partnership - Distinction from other Associations-Partnership - Reconstitution –Partnership - Dissolution.

Unit - VIII : The Negotiable Instruments Act, 1881- Definition and Characteristics of aNegotiable Instrument – Parties to a Negotiable Instrument – Foreign Instruments and the Law

Text and Reference Books:

- Avtar Singh, Law of Contract, Eastern Book Company, Lucknow, 2017
- Anson's Law of Contract, J. Beatson, Clarendon Press, Oxford, 29th Edn. (2002).
- Mulla: The Indian Contract Act, 13th edition, 2011, Lexis Nexis, Nagpur
- Chitty on Contracts, Sweet & Maxwell, London, Vol. I &II, 28thEdn. (1999).

- Cheshire & Fifoot: Law of Contract, Butterworth, London, 1976.
- G.C.V. Subba Rao: Law of Contracts, 11th edition Narender Gogia; Company,Hyderabad, (2016).
- A Ramaiah's Sale of Goods Act, 4th Ed. 1998, The Law Book Co., Allahabad.
- Benjamin's Sale of Goods, 1st Ed. 1978, Sweet & Maxwell, London.
- P.S.Atiyah: Sale of Goods Act, 9th Ed. 1997, Universal Book Traders, Delhi.
- Chales D.Drale: Law of Partnership 3rd Ed. 1983, Sweet & Maxwell, London.
- Bowstead On Agency, 16th Ed. 1995, Sweet and Maxwell, London.
- Akhileshwar Pathak, Law Relating To Special Contracts–Contracts of Bailment, Pledge,Hypothecation, Indemnity And GuaranteePaperback, 1st edition, Lexis Nexis, Nagpur(2013)

Articles:

- Nadler, Jennifer. 'Contract Damages, Moral Agency, and Henry James' TheAmbassadors."Canadian Journal of Law, Jurisprudence(2019)
- Grant, Fiona. "Negotiable instruments.";Business law in Scotland. W. Green, 2015.
- Nandamuri, Purna Prabhakar, Annapurna Devi Munaganti, and Rekh Raj Jain. "LegalAnalysis of Contract Management for Effective Supply Chain Administration: The IndianPerspective.";Emerging Applications in Supply Chains for Sustainable BusinessDevelopment. IGI Global, 2019.
- Wood, Roderick J. "The Interface Between Sales Law and Secured TransactionsLaw."Canadian Business Law Journal61 (2018)
- Stoljar, Samuel. "The Early History of Bailment"The American Journal of LegalHistory1.1 (1957)
- Tettenborn, Andrew. "Contract, Bailment and Third Parties—Again",The CambridgeLaw Journal53.3 (1994)
- LaRosa, W. New Legal Problems, Old Legal Solutions: Bailment Theory as the BaselineData Security Standard of Care Owed to an Opponent& Data in E-Discovery.U. Pa. L.Review (2018).
- Hogan, C. (2015). Judicial Treatment of Defences Pleaded in Personal GuaranteeProceedings.Irish Bus. L. Review
- Han, W. On If an Insurance Policy Is a Perfect Contract of Indemnity in MarineInsurance.China Legal Science (2018).
- Smythe, Donald J. "Reasonable Standards for Contract Interpretations under theCISG",Cardozo J. Intl Comp. L.25 (2016)
- Halson, Roger. "Contract Damages: Expectation, Reliance and Mental Distress"TheCambridge Law Journal50.1 (1991)
- Rosenthal, Albert J. "Negotiability--Who Needs It?",Columbia Law Review71.3 (1971)

- “A Partnership and a Joint Adventure Distinguished.”Harvard Law Review, vol. 33, no.6, 1920
- Courtney, Wayne Benjamin. “The nature of contractual indemnities”,Journal of ContractLaw27.1 (2011)
- Potts, William John. “What are the rules of construction that apply toreverseindemnityclauses?” Commercial Law Quarterly: The Journal of the Commercial LawAssociation of Australia33.3 (2019): 46.

Videos:

- http://vidyamitra.inflibnet.ac.in/content/index/5a3b438d8007be759f65cbcf/SL
- https://www.youtube.com/watch?v=y4tMOjA5dwk
- https://www.youtube.com/watch?v=pw1LDvcFJPs
- https://www.youtube.com/watch?v=xubGEEnb0HQ
- https://www.youtube.com/watch?v=Z8vs2j6hAqk
- https://www.youtube.com/watch?v=xIMDiyz1YIc
- https://www.youtube.com/watch?v=4XBOHAg9dYY
- https://www.youtube.com/watch?v=NkXG8MqXC0M
- https://www.youtube.com/watch?v=fLPMzcpsLC4

Course Hand Out

Academic Year – 2020-21

(Class of 2025)

***Course Name*: Special contracts**

***Course Code:* LL152**

Semester: II

***Faculty Name*: Rukmini Desai**

Mobile No: 9515724065

Email: rukmini.d@ifheindia.org

Objectives of the Course: The objective of the course is to introduce students to the fundamental principles of Special Contracts and to enlighten the students about rights, duties and obligations of the contracting parties which help them to successfully conclude business and other transactions. Enable students to understand various types of Special Contracts. The course also aims provide an insight into justification for special statutory provisions for certain kinds of contracts.

Course Outcomes: The student by the end of the course would be in a position to understand, analyze the conceptual understandings of entire principles of Special contracts.

Recommended Text Books and Reference Books

	TEXT BOOK	AUTHOR / PUBLICATION
1.	Anson's Law of Contract	Sir Jack Beatson, Andrew Burrows, 29th Ed., Oxford University Press, London 2010
2.	Cheshire & Fifoot: Law of Contract	M.P. Furmston, 15th Edn, Oxford University Press, London, 2007
3.	Avtar Singh: Law of Contracts	17th Edn., Eastern Book Company, Lucknow, 2018.
4.	Akhileshwar Pathak, Law of sale of Goods	Oxford University Press, New Delhi, 2013
5.	N.D. Kapoor, Elements of Mercantile Law	Sultan Chand Educational Publishers, 2004
6.	Avtar Singh, Laws of Banking & Negotiable Instrument- An Introduction	3rd Edn., Eastern Book Company, Lucknow, 2010
7.	Dr. N. Maheshwara Swamy, Law relating to Partnership	1st Edn., Asia Law House, Hyderabad, 2002

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1	4	Contract of Indemnity	Definition and Nature of Contract of Indemnity – Rights of Indemnity Holder (Indemnified) – Liability of Indemnifier.	Avtar Singh: Law of Contracts, 17th Edn., Eastern Book Company, Lucknow, 2018.	Pg. No. 591-597 https://www.youtube.com/watch?v=y4tMOjA5dwk	At the end of this Unit, students would be in a position to understand the concept of contract of indemnity.
2	5	Contract of Guarantee	Nature of Contract of Guarantee – Essential Characteristics of Contract of Guarantee – Distinction between Indemnity and Guarantee – Rights and Liabilities of Surety – Discharge of Surety.	N.D. Kapoor, Elements of Mercantile Law, 1st Edn., Asia Law House, Hyderabad, 2002	Pg. No. 179-198 https://www.youtube.com/watch?v=y4tMOjA5dwk	Students will learn various elements involved in concept of Guarantee. Its Essentials and distinction from other three party contracts.
3	5	Bailment	Nature of Contract of Bailment – Rights and Duties of Bailor – Rights and Duties of Bailee – Finder of Lost Goods – Remedies for Breach of Contract.	Avtar Singh: Law of Contracts, 17th Edn., Eastern Book Company, Lucknow, 2018.	Pg. No. 671-711	On the completion of the unit the students will be aware of Contract of Bailment.
4	4	Pledge	Definition and Nature of Contract of Pledge – Rights and Duties of Pawnee and Pawnor – Pledge by Non-owners – Hypothecation.	N.D. Kapoor, Elements of Mercantile Law, 1st Edn., Asia Law House, Hyderabad, 2002	Pg. No. 199-215	Attains knowledge about Pledge. Nature of these type of contracts and various duties and power of Pawnor and Pawnee.
5	5	Contract of Agency	Features of Agency – Rights and Duties of Agent – Rights and Duties of Principal – Delegation of Agent's Authority – Relationship with Third Persons –Ratification of Agent's Acts – Termination of Agency.	Anson's Law of Contract, Sir Jack Beatson, Andrew Burrows, 29th Ed., Oxford University Press, London 2010 Cheshire & Fifoot: Law of Contract,	Pg. No. 687-723 https://www.youtube.com/watch?v=y4tMOjA5dwk Pg. No. 593-	On the completion of the unit the students will be having grasp of Contract of agency.

				M.P. Furmston, 15th Edn, Oxford University Press, London, 2007	625	
6	10	Contract of Sale of Goods	Development of Law – Nature of the Contract of Sale – Formation of Contract of Sale – Subject Matter of Contract of Sale- Conditions and Warranties – Principle of Caveat Emptor – Aspects of Consumer Protection- Sale of Specific Goods: Transfer of Property – Sale by Non-owners - 'nemo dat quod non habet' – Performance of Contract – Delivery of Goods – Rights of Unpaid Seller against the Goods – Remedies for Breach of Contract of Sale	Akhileshwar Pathak, Law of sale of Oxford University Press, New Delhi, 2013 Goods,	Pg. No. 1-23, 37-75 Pg. No. 170-187 http://vidyamitra.inflibnet.ac.in/content/index/5a3b438d8007be759f65cbcf/SL https://www.youtube.com/watch?v=xubGEEnb0HQ	To make students understand the overall scenario of Contract of Sale of Goods
7	10	Partnership Act 1932& LLP Act-2008	Partnership - Nature – Formation of Partnership.- Relationship among Partners – Partnership - Relationship between Partners and Third Parties – Partnership - Distinction from other Associations- Partnership - Reconstitution – Partnership - Dissolution.	Dr. N. Maheshwara Swamy, Law relating to Partnership, 1st Edn., Asia Law House, Hyderabad, 2002	Pg. No. 18-27, 176-200, 235-317 https://www.youtube.com/watch?v=pw1LDvcFJPs https://www.youtube.com/watch?v=pw1LDvcFJPs https://www.youtube.com/watch?v=pw1LDvcFJPs https://www.youtube.com/watch?v=pw1LDvcFJPs https://www.youtube.com/watch?v=pw1LDvcFJPs	To make students understand the overall scenario Partnership Act 1932& LLP Act-2008
8	5	The Negotiable	Definition and	Avtar Singh,	Pg. No. 221-	To make students

		Instruments Act, 1881	Characteristics of a Negotiable Instrument – Parties to a Negotiable Instrument – Foreign Instruments and the Law	Laws of Banking & Negotiable Instrument- An Introduction, 3rd Edn., Eastern Book Company, Lucknow, 2010	248 https://www.youtube.com/watch?v=Z8vs2j6hAqk https://www.youtube.com/watch?v=xIMDiyz1YIc https://www.youtube.com/watch?v=4XBOHAg9dYY https://www.youtube.com/watch?v=NkXG8MqXC0M https://www.youtube.com/watch?v=fLPMzcpsLC4	understand the overall scenario The Negotiable Instruments Act, 1881
Total	12	Tutorials- Cases will be discussed				

List of latest cases:

- State Bank of India v .V. Ramakrishnan and Ors. MANU/SC/0849/2018
- Purushottam and Ors. vs. Shivraj Fine Art Litho Works and Ors. (07.11.2006 - SC) : MANU/SC/8634/2006
- Himadri Chemicals Industries Ltd. v. Coal Tar Refining Company AIR 2007 SC 2798
- Taj Mahal Hotel vs United India Insurance Co.Ltd. on 14 November, 2019
- M/s Sunrise Associates, v. Government of NCT of Delhi AIR (2006) SC 1908
- M/s Indian Oil Corporation v. M/s NEPC India Ltd. AIR 2006 SC 2780
- Citi Corporation Maruti Finance Limited v. S. Vijayalaxmi AIR 2012 SC 509
- Smt. Bramaramba v. T. Madhawarao & Co. AIR 2010 (NOC) 244 (Mad)
- Contship Container Lines Ltd v. D.K. Lall AIR 2010 SC 1704
- Nabi Khan v. Roojdar AIR 2010 Raj 128

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.

- The participation has to be relevant and meaningful. “Speaking for speaking’s sake” will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
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- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.
- Five (5) Marks for attendance will be given as below-

Attendance percentage	Marks alloted
96-100	5
91-95	4
86-90	3
81-85	2
75-80	1
Less than 75%	0

- Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

- Students must occupy their seats before faculty comes in and remain seated until the end of the class.
- Students must have their name plates on the desk.
- Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.
- Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.
- No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	**Component**	**Expected slot / due date**	**Marks declaration by**	**Weightage**	**Syllabus**
NCP I	Internal Assessment	18-3-2021		15	**Units-I, II**
NCP II	Mid Term	12-4-2021		20	Units-I,II, III, IV
NCP III	Internal Assessment	13-5-2021		15	Units-V, VI
NCP IV	Class Participation				
NCP V	Attendance				
End Term	End Term	14-6-2021		50	Full Syllabus

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Rukmini Desai obtained LL.M (Corporate & Commercial Laws) from K.S.L.U., Law school, Navnagar, Hubbali.

Designation – Faculty Associate

Teaching areas are Law of mergers and acquisitions, Company law, Securities and investment law.

Areas of interest are Securities law.

Law of Torts and Consumer Protection (LL162)

Objectives: The study of the law of torts is aimed to provide holistic knowledge on civil law other than contracts to the students. Its objective is to provide the concepts of injury, liability, remedies for the injuries suffered by individual. It also provides inputs about various legal principles, maxims, land mark case laws and various kinds of torts. The subject also provides the meaning and concept of consumer, protection available to consumer and dispute mechanism under Consumer Protection Act, 2019. The course also discusses the liability arising out of the accidents under Motor Vehicle Act, 1988.

Course Outcome: After studying law of torts, the students will be well-versed in handling the cases relating to civil law and practice in civil courts. Student will acquire skill set to identify the concepts of negligence, nuisance and other torts such as trespass, defamation, consumerism etc., One will be also able to practice in the areas of Motor Vehicles Act, 1988.

Unit – I: Introduction: Tort – Nature and Definition of Torts – Tort and Crime – Tort andContracts – Tort and Breach of Trust – Elements of Tort –Mental Element in Tort – Malice inLaw and Malice in Tort – Malfeasance, Misfeasance and Malfeasance – Foreign Torts.

Unit – II: General Defences: Concept of General Defenses – Act of State, Judicial Acts,Executive Acts, Administrative Acts – Necessity – Statutory Authority – Inevitable Accident –Act of God – Exercise of Common Rights – Volenti non fit injuria– Private Defence – Plaintiff aWrong Doer – Mistake – Wrong doings of Minor, lunatics and Insolvent.

Unit - III: Different kinds of Tortious Liabilities: Rules of Strict and Absolute Liability -Vicarious Liability: Concept – Liability by Ratification – Liability by Relationship – Master andServant – Principal and Agent – Company and Directors – Firm and Partners – IndependentContractor – Guardian and Ward – Husband and Wife; Vicarious Liabilities of the State –Concept in India and England;

Unit - IV: Negligence: Meaning and Essentials of Negligence,Professional Negligence – Directors Negligence, Medical Negligence, Solicitors/Lawyers Negligence – ContributoryNegligence –Composite Negligence - Independent Tort Feasors and Joint Tort Feasors;Nuisance: Meaning and Nature – Public Nuisance – Private Nuisance – Defences to Nuisance,Liability for Fraud and Negligent Misstatements.

Unit - V: Torts against Person: Capacity and Wrong Doings byLegal Personalities,Corporation, High way Authorities, Foreign Sovereign, Alien Enemy, Ambassadors, TradeUnion State and its Officers;Assault and Battery – False Imprisonment –Meaning and Natureof Malicious Prosecution – Action Based upon a Prior Civil Proceeding – Action Based Upon aPrior Criminal Proceeding - Damages for Malicious Prosecution– Maintenance and Champerty;Defamation: Nature and Meaning – Essentials of Defamation – Slander and Libel – Defences –Privileges – Remedies; Death in Relation to Torts: ActioPersonalisMoritur Cum Persona –Exceptions to the Maxim

Unit - VI: Torts against Property: Trespass to Land – Doctrine of Trespass ab initio – Trespass to Personal Property – Conversion - Trover – Slander of Title – Slander

ofGoods.Occupiers Liability- Liability for Dangerous Premises – Liability for Dangerous Chattels;

Unit - VII: Remedies: Concept and Nature of Remedies – Judicial Remedies — Extra-JudicialRemedies; Different kinds of Damages - Actual Damages, Pecuniary Costs and Damages,Exemplary Damages, Aggravated Damages; Remoteness and Proximity of Damages; Claim andCompensation in torts; Different Types of Discharge – Discharge by Waiver – Accord andSatisfaction – Release – Acquiescence – Judgment Recovered – Limitation.

Unit - VIII: Motor Vehicle Act 1988: Payment of Compensation – Definition – CompulsoryInsurance – Motor Vehicle Accident – Claim and Compensation.

Unit - IX: Consumer Protection Act, 2019: Evolution of Consumer law – Features of theAct, 2019; Definitions – Consumer - Services - Defect in goods and Deficiency in Services –Product Liability - Procedure of Consumer Case Filing – Consumer Protection Councils –Consumer Dispute Redressal Agencies – Other Provisions.

Text and Reference Books:

- Winfield &Jolowiczon Tort: Tort, XII edition, Sweet and Maxwell, London , 2016.
- Salmond and Heuston : Law of Torts, 21 st edition, 2nd Indian reprint, Universal Book traders,New Delhi,1996.
- RamaswamyIyer: The Law of Torts, 10th edition (Bombay, 2010).
- Achutan Pillai: Law of Tort, IXth edition, Eastern Book Company, Lucknow, 2008.
- Durga Das Basu: The Law of Torts, 10th edition, Prentice Hall of India, New Delhi, 1998.
- Ratan Lal &Dhirajlal: The Law of Torts, 28th edition, Wadhwa& Company Nagpur, 2019.
- R.K.Bangia: Law of Torts, 24th edition, Allahabad Law Agency, Allahabad, 2018.
- J.N.Pandey: Law of Torts, 9 th Edition edition Central Law Publications, Allahabad, 2014.
- Vivienne Harpwood: Law of Torts, 1st edition, Cavandish Publishing Ltd. London, 1993.
- Hepple& Mathews: Tort - Cases and Materials, 7 th edition Butterworth, London,2015.
- Leelakrishnan (edited), Consumer Protection and Legal Control (Lucknow, Eastern BookCompany
- Avtar Singh, Introduction to the law of Torts and consumer Protection, 3 rd Edition, LexisNexis, 2013.

List of Latest Cases:

- Manasi Jewelers (p) Ltd v. The Oriental Insurance Company Limited 2019 (4) CPR 384

- Khenyei v. New India Assurance Company Limited (2015) 9 SCC 273
- Mahefuzali alias Baba AhmadaliSaiyad v. State of Gujarat 2019 Crl. L.J 3044
- Faridkot Improvement trust and others v. Naresh Kumar 2019 (4) CPR
- Om Prakash v. Reliance General Insurance &Another AIR 2017 SC 4836.
- Jethu Singh v . State of Rajasthan, AIR 2014 Raj. 157
- B.M. Thimmaiah v. T. M. Rukimini, AIR 2013, Kar. 81
- Prabhat Chandra Malakar v. Hafida Begum, AIR, 2015 Gau. 20
- State of Rajasthan v. Jainudeen Sheik, AIR 2015SC 3649
- State of Chhattisgarh v. Gajendra Singh, AIR 2015 Chh. 132.

Articles:

- John Murphy, "The Heterogeneity of Tort Law" Oxford Journal of Legal Studies, Volume 39,Issue 3, Autumn 2019,
- K.K.S.R.Murthy, " Medical Negligence and the Law" Indian Journal of Medical Ethics, Vol.4, No.3, 2017
- S.K. Bhatia, "Specific Problems Of Law Of Torts In India" Journal of the Indian LawInstitute Vol. 11, No. 4, 1969.
- Minal H. Upadhyay, "The Law of Torts in India", International Journal of Research in allSubjects in Multi Languages, Vol. 2, Issue:2, February 2014.
- Swetha Mishra, "Is Defamation Complex: Harm to Reputation and Free Speech" Journal ofLaw of Torts and Consumer Protection Law, vol 2 No 1 (2019)
- SakshiRaje, "Tort as a Law", Law Times Journal, 2018.
- H.E. Fresh, "State-dependent utility and the tort system as insurance: Strict liability versusnegligence, International Review of Law and Economics, Volume 14, Issue 3,September 1994,Pages 261-271.
- John Murphy, "Malice As An Ingredient Of Tort Liability", The Cambridge Law Journal,Volume 78,Issue 2 July 2019, pp. 355-38.
- Cristina Carmody Tilley, " Tort Law Inside Out", The Yale Law Journal, Vol.126, 2017.
- MadhavMadhusudhan Singh, " The Consumer protection Act : A Legal Perspective",International Journal of Research Foundation of Hospital & Healthcare Administration, July-December 2014;2(2):121-129

ICFAI Law School, Hyderabad

Course Hand Out

Academic Year – 2019-20

***Course Name*: Law of Torts and Consumer Protection**

***Course Code:* LL 162**

Semester: II

***Faculty Name*: Dr. Rama Devi Gudemela**

Mobile No: 8897346660

Email: ramadevi@ifheindia.org

Objectives of the Course: The law of torts is essentially concerned with regulating the means of redressing losses incurred by a person. The issues involved in the course analyzed various types of losses and granting of compensation. Product liability is now assuming a new dimension in developed economics. In the modern era of consumer concern of goods and services, the law of torts has an added significance with this forage into the emerging law of consumer protection. It operates in disputes relating to the quality of goods supplied and services rendered and in those areas relating to damage suffered by consumers.

Course Outcome: At the end of the course, a student to be expected to be aware of various legal rights and difference between the compensation and exemplary damages. Students will be able to analyze foundational principles of Tort law. Students should understand the role and differing characteristics of Common law in contrast to Statutory Law. On completion of the course, students will be able to analyze the payment of compensation by the insurer to extent of actual liability to the victims of motor accidents.

Recommended Text Books and Reference Books (R.B)

S.No.	TEXT BOOK	AUTHOR / PUBLICATION
1.	Tort	Winfield & Jolowicz, 18th Edition (South Asian Edn), Sweet and Maxwell, 2010
2.	The Law of Torts	Ratan Lal & Dhiraj Lal, 26th Edition, Wadhwa & Company, Nagpur, 2010
3.	Law of Torts including Compensation under the Motor Vehicles Act & Consumer Protection Laws	Dr. R.K. Bangia, 24th Edition, Allahabad Law Agency, 2017
4.	The Law of Torts	Durga Das Basu, 10th Edition, Prentice Hall of India, New Delhi, 1998.
5.	Law of Tort	P.S.Achuthen Pillai, 9th Edition, Eastern Book Company, Lucknow, 2011

6.	Law of Torts including Compensation & Consumer Protection Act	S.P.Singh,7th Edition, Universal Law Publishing Company, New Delhi, 2018
7.	Law of Torts	B.M.Gandhi, 4th Edition, Eastern Book Company, Lucknow, 2011
8.	Law of Torts with Consumer Protection Act and Motor Vehicles Act	Dr. J.N.Pandey, 10th Edition, Central Law Publications, Allahabad, 2019
9.	Law of Consumer Protection in India	G.B. Reddy, , Gogia Law Agency, Hyderabad, 1999
10.	Law of Torts	Vivienne Harpwood, 1st edition, Cavandish Publishing Ltd. London, 1993

Suggestive Readings : (S.R)

S.No.	TITLE	WEB-LINK
1.	Absolute Liability : The Rule of Strict Liability in Indian Perspective	http://docs.manupatra.in/newsline/articles/Upload/2D83321D-590A-4646-83F6-9D8E84F5AA3C.pdf
2.	Law of Torts : Fundamentals and Urgent Reformations	http://www.legalserviceindia.com/legal/article-8-law-of-torts-fundamentals-and-urgent-reformations.html
3.	Protecting Reputation : Defamation and Negligence	https://academic.oup.com/ojls/article-abstract/29/4/603/1404388
4.	Vicarious Liability in India	http://www.legalservicesindia.com/article/1634/Vicarious-Liability-in-India.html
5.	Nuisance : A Tort	http://www.legalservicesindia.com/article/825/Nuisance:-A-Tort.html
6.	Medical Negligence in India	http://www.legalservicesindia.com/law/article/3/27/Medical-Negligence-in-India
7.	Personal Capacity – Minor of suing in Law of Tort	http://www.legalserviceindia.com/article/l228-Minors-In-Torts.html
8.	Quantum of Damages in Tort Law	http://www.legalservicesindia.com/article/296/Quantum-of-damages-in-Tort-Law.html
9.	Malicious Prosecution under Law of Tort	http://www.legalserviceindia.com/article/l337-Malicious-Prosecution-under-Law-of-Tort.html
10.	Consumer Protection law in India	http://www.legalservicesindia.com/article/1739/Consumer-Protection-Law-In-India.html
11.	Motor Vehicle Act : An Overview	http://www.lawyersclubindia.com/articles/Motor-Vehicle-Act-1988-An-Overview-9239.asp

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1.	8	Unit -I & II Introduction & General Defences	Unit-1 Introduction: Nature and Definition of Torts – Elements of Tort - Tort and Crime – Tort and Breach of Contracts – Tort and Breach of Trust — Mental Element in Tort — Misfeasance and Malfeasance – Foreign Torts. Unit – II General Defences: Concept of General Defenses – Act of State, Judicial Acts, Executive Acts, Administrative Acts – Necessity – Statutory Authority – Inevitable Accident – Act of God – Exercise of Common Rights – *Volenti non fit injuria*– Private Defence – Plaintiff the Wrong Doer – Mistake – Wrong doings of Minor, lunatics and Insolvent. Tutorial - 1	R.B : 1 R.B : 2 R.B : 3	Ch-1-The Nature of a Tort (Pp-3-27) Ch-2-General Defences (Pp-29-50) S.R. : 2 https://www.youtube.com/watch?v=jQ6smN3lcnY – Introduction to Torts by Prof. Lindsay Wiley https://www.youtube.com/watch?v=pA2CAmCKo3M Essentials of Tort – Damnum sine injuria	Student will be to able to determine nature and meaning of term 'tort', and distinguish the tort from crime and General defences.
2.	8	Unit - III: Different kinds of Tortious Liabilities	Rules of Strict and Absolute Liability - Vicarious Liability: Concept – Liability by Ratification – Liability by Relationship – Master and Servant – Principal and Agent – Company and Directors – Firm and Partners – Independent Contractor – Guardian and Ward – Husband and Wife; Vicarious Liability of the State – Concept in India and England; Tutorial - 2 & 3	R.B : 1 R.B : 2 R.B : 3	Ch- 4 – Vicarious Liability Ch-5-Vicarious Liability of the State (pp- 78-128) Ch- 14 – Liability for Dangerous Premises Ch-15-Liability for Dangerous Chattels Ch-16-Rules of Strict and Absolute Liability (pp-305-346) S R : 1 S R : 3	On completion of this unit, students will be able to determine the Principles of strict, absolute and vicarious liability and the liability by relationship.
3	6	Unit - IV: Negligence	Meaning and Essentials of Negligence, Professional	R.B : 1 R.B : 2	Ch- 11-Negligence	On completion of this Unit, students will be

		&Nuisance	Negligence – Directors Negligence, Medical Negligence, Solicitors/Lawyers Negligence – Contributory Negligence –Composite Negligence – Independent Tort Feasors and Joint Tort Feasors ; Nuisance: Meaning and Nature – Public Nuisance – Private Nuisance – Defences to Nuisance, Liability for Fraud and Negligent Misstatements Tutorial 6 & 7 Tutorial 4	R.B : 3	Ch-12-Medical & Professional Negligence, Ch-13-Contributory and Composite Negligence (pp- 224-303) S R : 5 https://www.youtube.com/watch?v=re_l3lHEez4 - Essentials of Negligence https://www.youtube.com/watch?v=R2agJK35nOI Negligence – Res Ipsa Loquitor Ch- 9-Nuisance (pp- 180-196) S R : 4 https://www.swayamprabha.gov.in/index.php/search/view_details/113565 Specific Torts –Nuisance in Law of Torts by Prof. Nusrat Ahad Pandit	define the term 'Negligence' and analyze various kinds of negligence, and also on completion of this unit, students will be able to analyze the tort of private nuisance and distinguish from the tort of public nuisance
4	7	Unit - V – Torts against Person, Defamation & Death in relation to Tort	Torts against Person: Capacity and Wrong Doings by Legal Personalities, Corporation, High way Authorities, Foreign Sovereign, Alien Enemy, Ambassadors, Trade Union &State and its Officers; Assault and Battery – False Imprisonment –Meaning and Nature of Malicious Prosecution – Action Based upon a Prior Civil Proceeding – Action Based Upon a Prior Criminal Proceeding - Damages for	R.B : 1 R.B : 2 R.B : 3	Ch-3-Capacity (Pp-51-76) Ch-22-Death in Relation to Tort (Pp-389-400) Ch-10 –Abuse of Legal Procedure (Pp-197-223) S. R. : 6 Ch-8-Defamation (Pp-148-178)	On completion of this unit, students will be able to know about capacity to sue and be sued in Tort law, and also able to determine the damages for malicious prosecution and also the students will be to know about essentials of defamation

			Malicious Prosecution– Maintenance and Champerty; Defamation: Nature and Meaning – Essentials of Defamation – Slander and Libel – Defences – Privileges – Remedies; Death in Relation to Torts: *ActioPersonalisMoritur Cum Persona* – Exceptions to the Maxim Tutorial 5		S R : 3 https://www.youtube.com/watch?v=KSQtwxtnhkc - Law of Defamation by Prof. Shamsul Arif Makhdhoomi S.R. : 7	
5	4	Unit - VI Torts against Property	Trespass to Land – Doctrine of Trespass *ab initio* – Trespass to Personal Property – Conversion - Trover – Slander of Title – Slander of Goods, Occupiers Liability- Liability for Dangerous Premises – Liability for Dangerous Chattels Tutorial -6	R.B : 1 R.B : 2 R.B : 3	Ch-7- Tresspass to the Person (Pp-138-147) Ch-18- Tresspass to Land (Pp-357-362) S R : 3 https://www.youtube.com/watch?v=KSQtwxtnhkc - Law of Defamation by Prof. Shamsul Arif Makhdhoomi S.R. : 7	Students will be able to differentiate between the elements of torts of trespass to person and land
6	8	Unit - VII Remedies:	Concept and Nature of Remedies – Judicial Remedies — Extra-Judicial Remedies; Different kinds of Damages - Actual Damages, Pecuniary Costs and Damages, Exemplary Damages, Aggravated Damages; Remoteness and Proximity of Damages; Claim and Compensation in torts; Different Types of Discharge – Discharge by Waiver – Accord and Satisfaction – Release – Acquiescence – Judgment Recovered – Limitation.	R.B : 1 R.B : 2 R.B : 3	Ch-23- Damages,Claim and Compensation (Pp-403-413 Ch-24- Remedies (Pp-414-437) S.R. : 7	On completion of this unit, students will be able to analyse nature of remedies available in tort law and various kinds of damages
9	3	Unit – VIII Motor Vehicle Act	Payment of Compensation, Definition – Compulsory Insurance – Motor Vehicle Accident – Claim and Compensation. Tutorial- 12	R.B : 1 R.B : 2 R.B : 3	Ch- 25- Compesnation under Motor Vehicles Act. (pp- 441-504) S R : 10 https://www.youtube.com/w	On completion of this unit, students will be able to analyze the payment of compensation by the insurer to extent of actual liability to the victims of motor

					atch?v=cCdb9C-JTSk – No fault liability under Motor Vehicles Act by Law Curators	accidents
8	4	Unit-IX Consumer Protection Act, 2019	Evolution of Consumer law – Features of the Act, 2019; Definitions – Consumer - Services - Defect in goods and Deficiency in Services – Product Liability - Procedure of Consumer Case Filing – Consumer Protection Councils – Consumer Dispute Redressal Agencies – Other Provisions. Tutorial 11	R.B : 1 R.B : 2 R.B : 3	Ch-26-Consumer Protection Act (pp- 507-554) S R : 9 https://www.youtube.com/watch?v=yBwtdKLg-ng – Consumer Protection Act https://www.youtube.com/watch?v=URvwWYaShKs – Consumer Protection Act – District Forum by I . Wasim Khan	On completion of this unit, students will be able to determine the rights of consumers
Total	48	Tutorial 12				

List of Latest Cases :

- Manasi Jewelers (p) Ltd v. The Oriental Insurance Company Limited 2019 (4) CPR 384
- Khenyei v. New India Assurance Company Limited (2015) 9 SCC 273
- Mahefuzali alias Baba Ahmadali Saiyad v. State of Gujarat 2019 Crl. L.J 3044
- Faridkot Improvement trust and others v. Naresh Kumar 2019 (4) CPR
- Om Prakash v. Reliance General Insurance & Another AIR 2017 SC 4836.
- Jethu Singh v . State of Rajasthan, AIR 2014 Raj. 157
- B.M. Thimmaiah v. T. M. Rukimini, AIR 2013, Kar. 81
- Prabhat Chandra Malakar v. Hafida Begum, AIR, 2015 Gau. 20
- State of Rajasthan v. Jainudeen Sheik, AIR 2015SC 3649
- State of Chhattisgarh v. Gajendra Singh, AIR 2015 Chh. 132.

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.

- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
- The participation has to be relevant and meaningful. "Speaking for speaking's sake" will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
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- Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

- Students must occupy their seats before faculty comes in and remain seated until the end of the class.
- Students must have their name plates on the desk.
- Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.
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- No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	**Component**	**Expected slot / due date**	**Marks declaration by**	**Weightage**	**Syllabus**
NCP I	Internal Assessment	15/03/2021	24/03/2021	10	**Unit I to III**
NCP II	Mid Term	09/03/2021	20/03/2021	20	**Unit IV - V**
NCP III	Internal Assessment	13/05/2021	19/05/2021	10	**Unit VI & IX**
NCP IV	Class Participation	12/06/2021		5	-
NCP V	Attendance	12/06/2021		5	-
End Term	End Term	14/06/2021	18/07/2021	50	Whole

					Syllabus

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Dr. Rama Devi Gudemela, Assistant Professor, ICFAI Law School has 6+ years of teaching experience and 3+ years of Industry experience with specialisation in International Law, Human Rights, Environmental law, Torts and Consumer laws. Obtained PhD in law from Osmania University and a Gold medalist in LLB for overall standing toper.

Clinical Course– I (Moot Court) (LC172)

Objectives: Moot Courts are simulation exercises geared up to endow students with facility in preparation of written submissions and planning, organizing and marshalling arguments in the given time so as to convince the presiding officer. By studying this course, the students should familiarize themselves with the various stages of trial in civil and criminal cases. They should be exposed to real court experience. Further they should imbibe the skills of client interviewing. This paper is aimed at imparting the practical skills of research, case analyses strategy and presentation of arguments at the trial and appellate stages of a case. The teaching methods used in the course will include hypothetical, role plays, simulation, and court visits. This course has been divided into four components having with Moot court, Court visits, Client counseling and Viva Voce.

Unit I - Meaning and Importance: Difference between Moot Court and Court, History of MootCourt- In England, U.S.A and India, Importance or advantages or educational value of MootCourts.

Unit II - Manner of organizing or conducting the Moot Court-Imaginary legal case, DecidedCase and moot Court on specific legal subject, Factors for Success-Preparation of case, judicialsystem in India and pleading.

Unit III - Writing a Moot Court Speech(Written Memorial)- First Draft, Written submissions,jurisdiction, Statement of facts, Issues of law, Citations, Conclusion, Bibliography.

Unit IV - Duties of Advocates and Judges- Duties of Judges, Duties of Advocates, Duty to theCourt, Duties to the Clients, Duty to opponent, Duty to Colleagues, duty in imparting training,seven lamps of advocacy.

Unit V - Hierarchy of Courts in India: Hierarchy of Criminal Courts, Hierarchy of Civil Courts

Unit VI - Jurisdiction and Powers of Supreme Court: Original Jurisdiction, AppellateJurisdiction, Advisory Jurisdiction, Judicial Review

Unit VII - Interviewing Technique: Pretrial Preparations and Participation in Trial

Unit VIII - Proceedings-Civil matters- Procedure before hearing, pretrial preparation, essentialsof a suit, Stages of a suit, place of suing, parties to suit, pleading.

Unit IX - Pretrial Preparations and Participation in Trial Proceedings-Criminal matters-Complaint, Police Report, Bailable, nonbailable offence, investigation, inquiry, trial, summoncase, warrant case, Appeal, Reference and revision.

Unit X - Procedure in Contempt Cases- Contempt of Court, meaning and Categories, procedurein Contempt cases

Unit XI - Drafting of writ Petition-Parts, Writs-Habeas Corpus, Mandamus, Certiorari,Prohibition, Quo-warranto, Writ Jurisdiction Of Supreme Courts-Article 32,Writ Jurisdiction ofHigh Courts-Article 226.

Unit XII - Art of Cross examination and Argument-Introduction, Examination in chief, Crossexamination, Reexamination.

Unit XIII - Consumer Disputes Redressal agencies and central Administrative Tribunal-District forum, state commission, National Commission.Central administrative Tribunal- Jurisdiction, powers and authority.

Unit XIV - Practical Cases: Every Student has to take Active Part/Move Presentation in atleast(4) Cases of Different Nature during the Semester.

Unit XV - Court Attendance and Diary Maintenance: Every Student is required to attend theCriminal and Civil Subordinate and High Courts and Observe the Proceedings in the Court andmake a note of the Transactions of the Court in the Diary and submit the same to the Faculty-in-charge.

Viva: Every Student has to attend Viva-Voce at the end of the Semester.

Reference Books

- Dr. Kailash Rai: Moot Court Pre-Trial Preparation and Participation in Trial Proceedings,Central Law Publication.
- AmitaDanda: Moot Court for Interactive Legal Education, Gogia Law Agency,Hyderabad.
- Blackstone's: Books of Moots, Oxford University Press.
- Mishra: Moot Court Pre-Trial Preparation and Participation in Trial Proceedings, CentralLaw, Allahabad.

Course Handout

Faculty: Prof. K.S. RekhRaj Jain **Section: Class of 2019**

Mobile: 9704093588 **e-mail id: nabariya_jain@yahoo.co.in**

Objectives of the course:

- to acquaint regarding mooting,
- to provide the knowledge about the courts,
- to provide comprehensive view regarding pre-trail preparations both civil and criminal,
- to provide hands-on experience about the functioning of the courts.

Session Plan

Sessions	Title of the Topic
5	**Moot Courts:** Meaning & Evolution of Moot Courts – Difference between Moot Courts and Courts – Organizing the Moot Court Problem – Factors of Success.
4	**Judicial Delivery System in India:** Hierarchy of Courts – Supreme Court- Jurisdiction and Powers of Supreme Court, High Courts - Jurisdictions and Powers of High Court, Subordinate Courts, Administrative Tribunals, Consumer Courts.
6	**Pre-Trial Preparations (Civil Matters):** Client Interview – Understanding and Analysis of Problem – Preparation of the Draft Petition, Oral and Written Presentations.
6	**Pre-Trial Preparations (Criminal Matters):** Client Interview – Understanding and Analysis of Offence/Case – Preparation of the Draft Complaint – Preparation of Defense, Oral and Written Presentations.
12	**Practical Cases (4)**

Expectations from Students

- All students are expected to be inside the class on time. Students coming late may not come to class.
- Do not start conversation in the class with your neighbor or any other – for which you may be penalized.
- The court dairy should be submitted as per the dates given. Deadlines will not be extended.

EVALUATION PLAN

1. Participation and Presentation of Moot Problems.	60 Marks
2. Court Visits	20 Marks
3. Court Diary	10 Marks
4. Viva-Voce	10 Marks

SEMESTER -III

Introduction to Psychology (AT211)

Objectives: To prepare the students with a set of psychological concepts that is fundamental to understanding other business management courses. To enable the students to appreciate the thought process and approach to understanding human nature and behavior for application in management functions such as HRM and Marketing. To enable the students to understand the methods of scientific thinking involved in assessment of human behavior.

Course Outcomes: At the end of the course a student is expected to be conversant with knowledge of psychological principles, research findings, current trends and their application in the real life situations.

Unit - I: Nature, Scope and Methods of Psychology: Definitions, Goals and Application –Branches: Physiological, Abnormal Developmental, Social, Industrial and Organizational Behavior, Clinical and Counseling, Educational, Sports Psychology, Psychology of Women.

Unit – II: Physiological/Biological Bases of Behavior: Neurons: Structure and Function; Synapseand Neurotransmitters – Central Nervous System Structure and Function of Spinal Cord andBrain – Peripheral Nervous System Autonomic Nervous System and Somatic Nervous System.

Unit – III: Motivation: Definition, Concept of Drive, Incentive – Theories of Motivation (Contentand process): Freudian Theory of Motivation, Maslow's MAC Cleland's Herzberg's.

Unit – IV: Sensation, Attention and Perception: Vision, audition and Other Senses – Perception:Definition, Approaches to Perception, Perception of Form, Space, Movement – Dynamics ofPerception: Attention – Organization and Interpretation.

Unit – V: Learning & Memory: Definition – Methods of Learning – Trial and Error Method:Thorndike's Laws of learning, Insight Learning: Kohler's Experiments – Theories of Learning:Behavioral Learning Theories – Classical Conditioning – Association, Extinction, SpontaneousRecovery, Generalization, Discrimination, Higher Order Conditioning; Operant Conditioning –Skinner's Operant Conditioning, Comparison of Classical Conditioning and OperantConditioning, Role of Reinforcement in Conditioning – Cognitive Processes in Learning –Observational Learning – Modeling and Shaping.

Memory: Nature of Encoding, Storage and Retrieval – STM LTM, Types of Memory – Learning, Remembering and Factors Influencing Retrieval – Forgetting and Decay.

Unit – VI: Intelligence, Cognition and Language: Nature and Definition of Intelligence –

Intelligence and Aptitude – Measurement of Intelligence – Studying Cognition: Language Use,Visual Cognition – The Thinking Process: Problem Solving and Reasoning: Judging and

Deciding, Creative Thinking.

Unit – VII: Emotion and Stress: Theories of Emotion – Expression and Perception of Emotion –Types of Stress, Consequences of Stress.

Unit – VIII: Attitude & Personality: Nature of Attitude, Theories of Attitude, Measures ofAttitude – Attitude and Behavior.

Personality: Defining Personality – Theories of Personality: Psychodynamic, Behaviouristic,Humanistic, and Trait Theory of Personality – Tests/Assessment of Personality.

Unit - IX Self Perception, Social Perception and Relationships: Concept of Self and SelfPerception – Social Perception and Social Influence – Social Relationships – AttributionTheories.Assessment and Testing: Psychological Testing and Its Application.

Text and Reference Books

- Spencer A. Rathus: Psychology - Principles in Practice, Holt, Rinehart and Winston(1998)
- Atkinson &Hilgard: Introduction to Psychology, Thomson Wardsworth 14 th Edition(2003).
- Baron, R.A, Psychology (5 th Edition) Pearson Education Inc., New Delhi(2001)
- Baron, R.A & Byrne, D. Social Psychology (10 th Edition) Pearson Education Inc., NewDelhi (2006)
- Hurlock, E.B. Developmental Psychology – a life span approach (1980).
- M.C. Graw Hill, InCarson, Abnormal Psychology, 13 th Edition, Pearson Education, India.
- Nelson – Jones, R. The Theory and Practice of Counselling Psychology(1994)

ICFAI Law School, Hyderabad

ONLINE Teaching Format

Course Hand Out

Academic Year – 2020-21

(Class of -BBA LLB)

Course Name:

Course Code: HS112

Semester: II

Faculty Name: Dr. Arpita

Mobile No: 9706505318

Email: arpitachakraborty789@gmail.com

Objectives of the Course: Adapting the students to cordinate with a set of psychological concepts that is rudimentary to comprehend other business management courses. To enable the students to acknowlege the deliberation and approach to understand human nature and behaviour for application in management functions such as HRM and Marketing. To enable the students to adapt the methods of scientific thinking involved in assesement of human behaviour.

Course Outcomes: Students will be able to demonstrate acquisition of both factual knowledge and the ability to conceptualize and apply this knowledge to their own behavior, to ways of interacting with others, and to their roles in culture and society.

Recommended Text Books and Reference Books

	TEXT BOOK	AUTHOR / PUBLICATION
	Introduction to Psychology	**Atkinson &Hilgard:, Thomson Wardsworth 14th Edition(2003)**
	Psychology- Principles in Practice	Spencer A. Rathus, Holt, Rinehart and Winston(1998)
	Psychology(5th Edition)	Baron,R.A, Pearson Education Inc, New Delhi(2006)
	The theory and Practice of Counselling Psychology	Jones, R. (1994)

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1		Nature, Scope and Methods of	Definitions, Goals and Application – Branches:	1.Atkinson	1.https://you	Psychology students learn to comprehend

		Psychology	Physiological, Abnormal Developmental, Social, Industrial and Organizational Behavior, Clinical and Counseling, Educational, Sports Psychology, Psychology of Women	&Hilgard 2. M.C. Graw Hill, InCarson, Abnormal Psychology	tu.be/cLNkkhMI79M 2.https://youtu.be/rhubLE1BSzw	why people act in certain way,how they respond to the world and around them.The goals of psychology demonstrate critical thinking about psychological information.`Different branches of psychology can help improve their decision making, stress management, and behavior based on understanding past behavior to better predict future behavior
		Physiological/Biological Bases of Behavior	Neurons: Structure and Function; Synapse and Neurotransmitters – Central Nervous System Structure and Function of Spinal Cord and Brain – Peripheral Nervous System Autonomic Nervous System and Somatic Nervous System.	1. Baron, R.A, Psychology 2. Baron, R.A & Byrne, D. Social Psychology	1https://youtu.be/6qS83wD29PY 2.https://youtu.be/O2kuU2mZzeU	A physiological psychologist studies the ways our bodies, particularly our behavior affects our minds. Physiological psychology researches,diagnoses and treats them
3		Motivation	Definition, Concept of Drive, Incentive – Theories of Motivation (Content and process): Freudian Theory of Motivation, Maslow's MAC Cleland's Herzberg's.	1. Atkinson &Hilgard	https://youtu.be/791k5VVtmj0	Motivation can affect both learning process and Course Outcomes. Generally,when people are motivated , they are happier and more energetic to get positive results.
4		Sensation, Attention and Perception	Vision, audition and Other Senses – Perception: Definition, Approaches to Perception, Perception of Form, Space, Movement – Dynamics of Perception: Attention – Organization and Interpretation.	1. Atkinson &Hilgard	1.https://youtu.be/unWnZvXJH2o	The ability to detect and interpret the events that are occurring around us allows us to these stimuli appropriately.Therefore,sensation and perception helps students develop a knowledge base in basic process of sensory systems and perceptual action.
5		Learning	Definition – Methods of Learning – Trial and Error	1. Atkinso	1.https://youtu.be/Exuta	Theories of learning provide a basis to

			Method: Thorndike's Laws of learning, Insight Learning: Kohler's Experiments – Theories of Learning: Behavioral Learning Theories – Classical Conditioning – Association, Extinction, Spontaneous Recovery, Generalization, Discrimination, Higher Order Conditioning; Operant Conditioning – Skinner's Operant Conditioning, Comparison of Classical Conditioning and Operant Conditioning, Role of Reinforcement in Conditioning – Cognitive Processes in Learning – Observational Learning – Modeling and Shaping.	n &Hilgard	8NEtI 2.https://youtu.be/aEEnaTazScs https://youtu.be/q85zfDObH_A https://youtu.be/c4qt8cc3bdM https://youtu.be/qSqWiTG-o2Y https://youtu.be/H6LEcM0E0io	understand how people learn and a way to explain , describe, analyze and predict learning. Learning theories allow for reliable prediction of the effectiveness of the selected instructional strategies. Learning theories describe how students receive,process and retain knowledge during learning.Cognitive,emotional,and environmental influences,as well as prior experience,all play apart in how understanding , or a world view, is acquired or changed and knowledge and skills retained.
6		Memory	Nature of Encoding, Storage and Retrieval – STM LTM, Types of Memory – Learning, Remembering and Factors Influencing Retrieval – Forgetting and Decay.	1. Atkinson &Hilgard	https://youtu.be/v0OibijQYiQ https://youtu.be/s4c-DO4M8OU	Memory makes a fundamental contribution to our everyday mental experience. Loss of memory not only means being robbed of your past, it can also be associated with problems inhabiting once imagination.
7		Intelligence, Cognition and Language	Nature and Definition of Intelligence – Intelligence and Aptitude – Measurement of Intelligence – Studying Cognition: Language Use, Visual Cognition – The Thinking Process: Problem Solving and Reasoning: Judging and Deciding, Creative Thinking.	1. Atkinson &Hilgard	https://youtu.be/oW-87-EQ_Dw https://youtu.be/MRhJLy14OaE	Cognitive psychologists strive to determine and measure different types of intelligence,why some people are better at problem solving than others, and how emotional intelligence affects success in work place.
8		Emotion and Stress	Theories of Emotion – Expression and Perception of Emotion – Types of Stress, Consequences of Stress.	1. Atkinson &Hilgard	https://youtu.be/zUafO9dJYIY	Emotion can play an important role in how we think and behave. The emotions we feel each day comples us

						to take action and infulenc e the decision we make about our lives.Stress has a powerful impact in various aspects of our lives.
9		Attitude	Nature of Attitude, Theories of Attitude, Measures of Attitude – Attitude and Behavior.	1. Atkinson &Hilgard	https://youtu.be/S1cxPJ4g1ak https://youtu.be/cDq1_R-J51w	The importance of attitude is that it is the basis for everything in our lives. Our attitude determines how we react to adversity, our ability to grow and to learn, and ability to overcome challenges.
10		Personality	Defining Personality – Theories of Personality: Psychodynamic, Behaviouristic, Humanistic, and Trait Theory of Personality – Tests/Assessment of Personality	1. Atkinson &Hilgard	https://youtu.be/NRGFv3aSXl8 https://youtu.be/QuQpDViC1-Y	How personality develops as well as how it influences the way we think and behave. Psychologists look at how personality varies among individuals as well as how people are similar.
11		Self Perception, Social Perception and Relationships	Concept of Self and Self Perception – Social Perception and Social Influence – Social Relationships – Attribution Theories.	1. Atkinson &Hilgard	https://youtu.be/EjOgTlh6VKs https://youtu.be/OdVcezCXiDc	Self perception are what helps us to avoid getting crushed by rejection and what motivates us to keep pushing for our dreams.Social perception refers to identifying and utilizing social cues to make judgements about social roles,ru;les,relationships,
12		Assessment and Testing	Psychological Testing and Its Application	1. Nelson – Jones,R.The Theory and Practice of Counselling Psychology	https://youtu.be/77Ivk34pxd4 https://youtu.be/8nSWX9k_-1s	Testv and assessment are to components of psychological evaluation. Psychologists use both types of tools to help them arrive at a diagnosis and a treatment plan.
Total	48					

Expectations from Students:

Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.

Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.

In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.

The participation has to be relevant and meaningful. "Speaking for speaking's sake" will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.

Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.

Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.

Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.

Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.

Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.

Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

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NCP II	Mid Term				
NCP III	Internal Assessment				
End Term	End Term				

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Dr.Arpita Chakraborty,M.A,Mphil,PhD,NET,SET

Political Science – III (AT221)

Objectives:

The objective is to introduce the students the concepts of International relations. The students will be familiarized with the history and developments of international relations. This paper also focuses on understanding the role of international organizations, emerging issues in the relations between the states and the problems of third world countries.

Course Outcomes: At the end of the course a student is expected to be able to understand the current international scenario and will have the background that will help him understand international laws in later courses

Unit I: Introduction to International Relations: Meaning, nature, scope and significance of international relations - Origin and growth of international relations as an academic discipline - Theories of international relations - Idealist Theory - Realist theory

Unit II: History of International Relations: Rise of Sovereign Nation State System – Brief History of First World War, Second World War – Imperialism, Colonialism and Decolonization

Unit III: Power: Definition, elements of national power, limitations-International law, International morality and world public opinion.

Super Powers, Regional Powers, Cold War and Détente, End of the Cold War, unilateral Hegemony, Uni-Polarity, Bipolarity, Multi-polarity & - End of bi-polarity and disintegration of Soviet Union - Emergence of Unipolar world

UNIT IV: National Interest: National Interest - Meaning and kinds - Methods for promotion of National Interest - National interest and Foreign policy

Unit V: Non Alignment: Meaning, Growth and Relevance - Role of Non-Aligned movement in the Post-Cold War period Problems of Third world countriesNeo-Colonialism and Third World - Impact on International Relations - Concept of 'North' and 'South': Relation between the two - North- South Dialogue - South-South Cooperation - New International Economic Order (NIEO)

Unit VI: The UN System and International Organizations: International organizations - Evolution - League of Nations –formation, aims and objectives - Success and failure of League of Nations.

United Nations organization and its major organs - Structure and Role, Need for revision of the charter, Peace keeping and Peace making machinery of the UN, UN Charter and its shortcomings. Regional Organizations, European Union, SAARC and ASEAN International Financial Institutions: World Bank, WTO Functions and Role

Unit VII: International Security: Arms Race - Arms Control and Disarmament - Issues in Nuclear Politics and the concept of nuclear deterrence

Peace and its various approaches – Promotion of international cooperation

Collective security and disarmament –alliance and Balance of power , SALT I & SALT II

Unit VII: Diplomacy: Concept, meaning and types - Peaceful resolution of conflicts by Alternative Dispute Resolution Methods

Unit IX: Foreign Policy: Foreign Policy: Determinants and Features,Indian Foreign Policy: Determinations of Indian foreign policy; changes of Indian Foreign policy

Unit X: Contemporary Issues: Contemporary Issues in International Relations: Globalization: Causes and its Impact on Developing NationsEnvironment, Territorial Claims, Migrations, Human Rights and Terrorism

Text books and References

- Vinay Kumar Malhotra , (2002). International Relations: Anmol Publications Pvt. Limited .
- Appadorai and Rajan, M.S.(eds.)(1985) International Relations
- Palmer and Parkins, International Relations: Published by CBS, 2001 edition
- Joshua& Goldstein: International Relations, Delhi: Pearson Education, 2003.
- Rama S. Melkote and A. NarasimhaRao: International Relations, New Delhi: Sterling Publication, 1999.
- Goldstein, J. and Pevehouse, J.C. (2009) International Relations. Pearson.
- India's Foreign Policy and Relations.: South Asian Publishers. New Delhi
- Art, R. J. and Jervis, R. (eds.) (1999). International Political Enduring: Concepts and Contemporary Issues. 5th Edition.: Longman, New York
- Hans J. Morgenthau. Politics Among Nations, New Delhi:
- Jackson, R. and Sorenson, G. (2008) Introduction to International Relations: Theories and Approaches.: Oxford University Press, New York
- Prakash Chander & Prem Arora, International Relations, 'Cosmos Book hives.'
- Adi H Doctor: International Relation- An Introductory Study, New Delhi, 1969.
- Norman J., Padelford and George A Lincoln: International Politics- Foundations of International Relations, New York: The Macmillan, 1957.

Articles:

- Andrew Maitland: **Opinion – Lessons from Europe for the UK's Battle Against Economic Inequality** ;JAN 3 2021; https://www.e-ir.info/2021/01/03/opinion-lessons-from-europe-for-the-uks-battle-against-economic-inequality/
- Sarah Clifford and Scott N Romaniuk; **An Unlikely Alliance? Canada-Japan Relations in the Justin Trudeau Years;https://www.e-ir.info/2020/12/19/an-unlikely-alliance-canada-japan-relations-in-the-justin-trudeau-years/**
- ByBarry R. Posen: The Rise of Illiberal Hegemony; **Trump's Surprising Grand Strategy** Foreign affairs; **March/April .20182018**https://www.foreignaffairs.com/articles/2018-02-13/rise-illiberal-hegemony?fa_anthology=1123571

Videos:

- International Relation : Meaning, Nature, Scope, Evolution, Approaches https://www.youtube.com/watch?v=QbhiPd3Iml0
- United Nations, https://www.youtube.com/watch?v=UvVoK3tCBkk
- National power, https://www.youtube.com/watch?v=DY9uPZPfHlI
- Types of Diplomacy; https://www.youtube.com/watch?v=_MupwP02HFw
- World War 1(BBC Documentary): https://www.youtube.com/watch?v=kg35etJ0UJs
- World War II; https://www.youtube.com/watch?v=SQux0OTe9sQ&list=PLZxIFAN12m6wmm5K8fPkApSB1F90885hS

Icfai Law School, Hyderabad

Course Hand Out

Academic Year – 2019-20

(Class of 2023)

***Course Name*: Political Science III**

***Course Code:*AT221**

Semester: III

***Faculty Name*: S. Uma Devi**

Mobile No: 9010701582

Email: umasonti1@gmail.com

Course Objective: Make The Student Understand Theoretical And Practical Aspects Of International Relations

Course Outcomes: At the end of the course a student is expected to be able to understand the current international scenario and will have the background that will help him understand international laws in later courses.

Recommended Text Books and Reference Books

	Text Book	Author / Publication
1.	Vinay Kumar Malhotra	International Relations, Anmol Publications, 2017
2.	Pavneet Singh: International Relations	International Relations, Mcgraw Hill Education; (18 October 2017)
3.	Joshua& Goldstein	International Relations
4.	Rama S. Melkote And A. Narasimharao	International Relations
5	Goldstein, J. And Pevehouse	International Relations
6	Mahendra Kumar	Theoretical Aspects Of International Politics
7	Abhishek Tyagi	International Relations For Civil Services Examination, Shakuntala Publications,2017
8	Adi H Doctor	International Relations
9	Prakash Chander & Prem Arora	International Relations Cosmos Bookhive Pvt Ltd.
10	Peu Ghosh	International Relations, PHI, 20013

Course Outline:

Sl. No	No. Of Sessions	Topic	Key Concepts	Text Book Material To Use	Chapter Reading /Videos	Course Outcome
1.	2	Introduction To International Relations	Meaning, Nature, Scope And Significance Of International Relations - Origin And Growth Of International Relations As An Academic Discipline - Theories Of International Relations - Idealist Theory - Realist Theory	TB 1	Ch 1 &2	The student will be ready to learn different topics in IR
2.	11	History Of International Relations	Rise of Sovereign Nation State System	TB 1	Ch 3	Will help the student realize how the present state system emerged
			Brief History Of First World War, Second World War	TB 1,9	Https://Www.Youtube.Com/Watch?V=Fi1oyvb2lay Https://Www.Youtube.Com/Watch?V=Spmbwsh3e58	Highlights the conditions leading to war and its effects
			Imperialism, Colonialism And Decolonization	TB 9	Https://Www.Youtube.Com/Watch?V=Fudwpz9vml0 Https://Www.Youtube.Com/Watch?V=X1roxlmpdi0 Https://Www.Youtube.Com/Watch?V=Mqqhpzkqjgk	Realizes different ways of power politics.
3	7	Power	Definition, Elements Of National Power, Limitations- International Law, International Morality And World Public Opinion	TB 1	Ch 4	Will gets a deep insight into the role of power.
			Super Powers, Regional Powers, Cold War And Détente, End Of The Cold War, Uni-Lateral Hegemony, Uni-Polarity, Bipolarity, Multi-Polarity & - End Of Bi-Polarity And Disintegration Of Soviet Union - Emergence Of Unipolar World	TB 9	Https://Www.Youtube.Com/Watch?V=Dsdryh2af5y	Gives an insight into how power politics changes the world scenario.
4	2	National Interest	Meaning And Kinds - Methods For Promotion Of National Interest - National Interest And Foreign Policy	TB 1,9	Https://Www.Youtube.Com/Watch?V=A_Ljaibekei	Will understand the basis of foreign policy
5	5	Non Alignment	Meaning, Growth And Relevance - Role Of Non-Aligned Movement In The Post-Cold War Period	TB 1,9	Https://Www.Youtube.Com/Watch?V=Nat1juv-B6i Https://Www.Youtube.Com/Watch?V=Govr5-Rcf6k	Gives an understanding of how 3rd world can take an independent role.

			Problems Of Third World Countries Neo-Colonialism And Third World - Impact On International Relations - Concept Of 'North' And 'South': Relation Between The Two - North- South Dialogue - South-South Cooperation - New International Economic Order (NIEO)		Https://Www.Youtube.Com/Watch?V=Afggn0fdwuk Https://Www.Youtube.Com/Watch?V=2wqry4xmfks Https://Www.Youtube.Com/Watch?V=Zy4g17vaapy	Understands the importance of co-operation for economic development.
6	9	UN System And International Organizations	Evolution - League Of Nations –Formation, Aims And Objectives - Success And Failure Of League Of Nations		Https://Www.Youtube.Com/Watch?V=Tul0iuz5f50	Highlights the importance of international cooperation for peace.
			United Nations Organization And Its Major Organs - Structure And Role, Need For Revision Of The Charter, Peace Keeping And Peace Making Machinery Of The Un, Un Charter And Its Shortcomings		Https://Www.Youtube.Com/Watch?V=Gfvl_S1pxik Https://Www.Youtube.Com/Watch?V=Sulrkvz8xwc	
			Regional Organizations, European Union, SAARC And ASEAN		Https://Www.Youtube.Com/Watch?V=Xrwzydtdcac Https://Www.Youtube.Com/Watch?V=0h-Z05sgi0q Https://Www.Youtube.Com/Watch?V=Hul3xjrxxik	Realizes the importance of regional cooperation.
			International Financial Institutions: World Bank, WTO Functions And Role		Https://Www.Youtube.Com/Watch?V=Nq952ba75yk Https://Www.Youtube.Com/Watch?V=Xpkf24_Pxfq	
7	4	International Security	Arms Race - Arms Control And Disarmament - Issues In Nuclear Politics And The Concept Of Nuclear Deterrence Peace And Its Various Approaches – Promotion Of International Cooperation Collective Security And Disarmament –Alliance And Balance Of Power, SALT I & SALT II	TB 9	Https://Www.Youtube.Com/Watch?V=A_Q1c0cf4bi Https://Www.Youtube.Com/Watch?V=Kq0wcz5zfje Https://Www.Youtube.Com/Watch?V=Ukadxmdfqyg Https://Www.Youtube.Com/Watch?V=P4od2ldopnm Https://Www.Youtube.Com/Watch?V=X4cweea8tpe Https://Www.Youtube.Com/Watch?V=Zsdkq-Nbp4q Https://Www.Youtube.Com/Watch?V=Zsdkq-Nbp4q	The students will be aware of war politics.
8	2	Diplomacy	Concept, Meaning And Types - Peaceful Resolution Of Conflicts By Alternative Dispute Resolution Methods	TB 9	Https://Www.Youtube.Com/Watch?V=Zqvnq-5td-Q Https://Www.Youtube.Com/Watch?V=Jltxwubjv8o	The student will be in a position to understand how to avoid war.
9	2	Foreign Policy	Determinants And Features,	TB 9	Ch 7	Will

			Indian Foreign Policy: Determinations Of Indian Foreign Policy; Changes Of Indian Foreign Policy		Https://Www.Youtube.Com/Watch?V=W-Ep3svdck4 Https://Www.Youtube.Com/Watch?V=Whv4xok6sui	understand how to achieve national interest.
10	4	Contemporary Issues	Globalization: Causes And Its Impact On Developing Nations Environonment, Territorial Claims, Migrations, Human Rights And Terrorism	TB 1	Http://Www.Yourarticlelibrary.Com/Notes/Globalization-Notes/Globalization-Causes-Consequences-And-Regionalization/39742	Will be aware of current global issues.
Total	48					

Expectations from Students:

- Students Must Report To The Respective Sessions Well Before The Announced Time. Late Comers Will Not Be Permitted To Join The Class After Five Minutes Of The Scheduled Time.
- Read The Relevant Chapter(S) And Case Study / Material And Come Well Prepared To The Class For Discussions As Indicated In The Course Plan By The Faculty.
- In The Class Discussions Student Is Expected To Participate Actively And Contribute To Individual And Group Learning. Evaluation Is Based On Active Meaningful Participation.
- The Participation Has To Be Relevant And Meaningful. "Speaking For Speaking's Sake" Will Be Counter- Productive. Participation By Just Repeating A Point Made Or Picking On What Someone Has Said Will Also Be Counter-Productive.
- Evaluation Is A Continuous Process At Icfai Law School, Hyderabad. Every Student Needs To Be Aware Of The Timelines Given In The Section Below. Absence From These Evaluations Will Mean Non Awarding Of Marks In That Particular Component.
- Wherever Applicable, Group Assignments Require Each Student To Contribute To The Group Effort. This Enhances Group Effectiveness And Leads To Greater Appreciation Of Working In Groups.
- The Students Should Come In Uniform, Otherwise They Will Be Marked Absent. Do Not Roam In The Academic Area/ Attend Classes In Chappals / Shorts / Informal T-Shirts.
- Students Are Expected To Show High Regard And Appreciation For Class Discipline And Desist From Using Mobile Phones/Electronic Gadgets/Mechanical Devices. This DistuTBs The Class Ambience And Unnecessarily Diverts Attention Of Other Students As Well As The Faculty Member. To Avoid These, Mobile Phones Should Be Switched Off Inside The Classroom.
- Utilize The Scheduled Consultation Hour To Meet The Faculty Time And Clarify Doubts If Any, Seek Explanations And Get Mentored If Needed.
- Attendance Is Compulsory In All Sessions. Minimum Required 75 Percentage Of Attendance Has To Be Followed By Each Student. Failure In Fulfilling Minimum Attendance Requirement Will Result In Stoppage From Writing/Attempting Mid-Term Or End-Term Exams.

- Five (5) Marks For Attendance Will Be Given As Below-

Attendance Percentage	Marks Alloted
96-100	5
91-95	4
86-90	3
81-85	2
75-80	1
Less Than 75%	0

- Students Have To Submit The IR Assignments On The Due Date Informed By The Faculty. For This No Extension Of Time Will Be Given.

Honour Code:

Unfair Practices In Tests And Plagiarism In Assignments / Project Work Will Straight Away Entail A Zero To All Involved Parties.

Class Organization

Class Representative

Two Among You Will Be Selected By Consensus As Class Representative For Each Course. She/He Will Be Responsible For Class Room Arrangements, Dealing With Academic Office, For Communicating Information From Faculty To The Class And Otherwise, Also To Collect All Assignments / Project Works And Deliver Them To Faculty. He Will Be The Bridge Between The Faculty And The Students Of The Class And Responsible For The Discipline In The Class. If Found Unable To Function, He/She Will Be Replaced By The Faculty Of The Course.

Class Discipline

Students Must Occupy TheIR Seats Before Faculty Comes In And Remain Seated Until The End Of The Class.

Students Must Have TheIR Name Plates On The Desk.

Use Of Mobile Phones Is Strictly Prohibited In The Class. If Found Using Or Holding The Cell Phones The Faculty May Send Them Out Of The Class.

Students Are Free To Ask Questions/Doubts/Clarifications In The Class On Topics Under Discussion. For Other Doubts, They Should Meet Faculty During Consulting Hours.

No Student Is Allowed To Enter Or Exit The Class Rooms During The Proceedings Of Sessions, If So, The Student Shall Be Treated As Absent On Such Date. If Repeated More Than Twice He/She Shall Be Subjected To Absent For 5 Days In The Concerned Subject.

Evaluation Timelines

Keeping In Line With Continuous Evaluation At Icfai Law School, Hyderabad The Following Schedules Have Been Drawn. Students Are Expected To Go Through The Dates / Sessions Mentioned And Prepare Accordingly.

Component	Component Number	Expected Slot / Due Date	Marks Declaration By	Weightage	Syllabus
NCP 1	I	23/8/19	10	10	World wars
Mid Term (NCP-II)	2	28/9/19	50	20	Ch 1-5
NCP III	3	23/10/19	10	10	Ch 6
End Term	4	29/11/19	50	50	
Class participation			5	5	
attendance			5	5	

The Final Grade Will Be Declared After The End-Semester Examinations Following The Above Given Weightage Formula. Before The Student Takes The End Semester Examination, He/She Should Be Aware Of The Progress In The Course Up To An Extent Of 50 Marks. There Will Not Be Any Make-Up Tests For Evaluation Tests.

Brief Profile Of The Faculty Member

Dr. Uma Devi , PhD from School of International Studies JNU, New Delhi

Indian Economy (AT231)

Objectives: The primary objective of this course is to provide a comprehensive understanding of the Indian Economy since Independence. It begins with the historical perspective of the Indian economy. This subject covers the major features such as structure of the population, rural, urban migration workforce participation rate, issues and challenges in the three main sectors of the economy (Agriculture, Manufacturing and Service sector) and their contribution to economic growth and employment. The main objective of this course is to enhance student's understanding about how each sector of the economy is interrelated and play an important role in the development of our economy, what are the issues and challenges and how government policies help in solving thisissue.

Course Outcome: After studying this course students will be able to understand the basic features of the Indian Economy and its development before and after independence. They will understand the concept of human resource, the link between investment in human capital, economic growth and human development and the need for government intervention. They will understand the basic concepts related to employment such as economic activity, work force, migration and unemployment. Students will be able to comprehend the role of infrastructure, agriculture, industries and foreign trade in economic development and the main challenges India faces in the area of social and economic infrastructure. After learning development during different plan periods and government financing students will be able to critically analyse the current economic situation.

Unit I Historical Perspective of the Indian Economy Indian economy in the pre-British period, its economic consequences and decline of Indian handicrafts Commercialization of agriculture and the colonial exploitation

Post Independent Transition and the Process of industrial transition in India - Meaning of an underdeveloped economy, Basic characteristics of the Indian economy as a developing economy, National income of India, Trends in growth and structure of National Income.

Unit II Human Resources and Economic Development Demographics of IndiaUrbanization and Rural urban migration' – National Population Policy and Measures to control population growthstructure and economic development Change in profile of GDP and employment in India and the workforce participation rate in India.

Unit III Natural Resources and Economic Development Meaning, Importance and availability of natural resources – Land, Forest and Water resourcesEnergy resourcesNeed for national policy to conserve natural resources – Economic development and environmental degradation.

Unit IV Infrastructure and the Indian Economy Energy - Conventional and non-conventional energyEnergy crises - Power sector reformsTransport system – Railways, Roads, Shipping, Civil Aviation – Communication SystemsUrban infrastructure - private investment in infrastructure and Public private partnership.

Unit V Planning and Economic Development Economic planning in IndiaIndustrial policyGlobalization and its impact on IndiaNature and causes of unemployment Competition law and policy

Unit VI Agriculture and the Indian Economy Agriculture, the National economy and the five year plansGreen Revolution and concept of food securityMechanization of agriculture and Land ReformsAgricultural finance – Agricultural insurance, marketing and taxation

Unit VII Industries and the Indian Economy Industrialization and economic developmentLarge and small scale industriesInformation technology industrySickness in the Indian industryProblems of industrial labour and the New industrial policy.

Unit VIIIForeign Trade and Indian Economy Importance of foreign trade for the developing economyForeign trade during pre-independence and post-independence periodChange in structure of Indian exports and importsIndia's foreign trade policyImpact of GATT, WTO on India's foreign trade.

Unit IX Indian Currency and Financial System Indian currency systemFactors affecting money supply in India, Foreign exchange management, Prevention of money launderingIndian Financial & Banking systemFunctions of RBI and Demonetization.

Unit X Government Financing Central government budgetsBudgets of State governmentsFinancial relations between the Center and StatesEvaluation of India's fiscal policy.

Text Reference Books:

- Ruddar Dutt: Indian Economy
- Misra SK and VK Puri: Indian Economy and Its Developmental Experience
- Uma Kapila – An overview of Indian Economy Vol I and II
- Sankaraganesh K : Indian Economy – Key Concepts 2016
- Sanjiv Varma : The Indian Economy 2013
- Puri: Indian Economy 2016
- Ramesh Singh: Indian Economy 2016
- A N Agarwal : Indian Economy

Articles:

- Buchanan, James, 'What should economist do', Southern Economic Journal, Vol. 30, No.3, January, 1964, pp. 213-222
- Chakraborty Judhajit & R. Nagraj, 'Has India Deindustrialized Prematurely? A Disaggregate Analysis', Economic & Political Weekly, Vol.55, No. 48, December, 2020.
- Mukherji R., 'The State, Economic Growth, and Development in India' , India Review, Vol.8, Issue1, 2009, pp. 81-106.
- Kumar, C. Raj, 'Legal Education, Globalization, and Institutional Excellence: Challenges for the Rule of Law and Access to Justice in India', Indiana Journal of Global Legal Studies, 2013.

- Madhok, Bindu, and Selva J. Raj, 'Globalization, Higher Education, and Women in Urban India: A Development Ethics Approach', Journal of Third World Studies, 2011.
- Centre-State Financial Relations: I: Scope of the Finance Commission. (1973).Economic and Political Weekly,8(19), 873-877. Retrieved January 8, 2021, from http://www.jstor.org/stable/4362631
- James, K.S, 'India's Demographic Change: Opportunities and Challenges', Science, July 2011
- U. Kumar, 'India's Demographic Transition: Boon or Bane? A State Level Perspective,' http://ssrn.com/abstract=1675278.
- Goyal, Ashima, 'The Indian Fiscal-Monetary Framework: Dominance or Coordination?', WP-2018-010, WP-2018-010.pdf (igidr.ac.in)
- Sharma, Vijay, India's Agricultural Development Under the New Economic Regime: Policy Perspective and Strategy for the 12th Five Year Plan, Indian Journal of Agriculture Economics. Vol.67, No.1, Jan.-March 2012 05-Vijay Paul Sharma.pdf

Videos

- Sectoral Issues : Agricultural Industry and Services.
- Sectoral Issues : Agricultural Industry and Services. - YouTube
- Industrial growth and planning period (New)
- https://youtu.be/LKsKepFV2As

Course Hand Out

Academic Year – 2019-20

(Class of B.A LLB III Semester)

***Course Name*: Indian Economy**

***Course Code:* AT231**

Semester: Third semester

***Faculty Name*: Dr. Iti Vyas**

Mobile No: 9676311480

Email: iti.savernika@gmail.com

Objectives of the Course: The primary objective of this course is to provide a macroeconomic understanding of the Indian Economy since Independence. It begins with the historical perspective of the Indian economy. This subject covers the major features such as structure of the population, rural, urban migration workforce participation rate, issues and challenges in the three main sectors of the economy (Agriculture, Manufacturing and Service sector) and their contribution to economic growth and employment. The main objective of this course is to enhance student's understanding about how each sector of the economy is interrelated and play an important role in the development of our economy, what are the issues and challenges and how government policies help in solving this issue.

Course Outcomes: After studying this course students will be able to Develop ideas of the basic characteristics of Indian economy, its potential on natural resources. They will understand the importance, causes and impact of population growth and its distribute, translate and relate them with economic development. They would be able to explain how agriculture, industry, and service sectors are the foundation of economic growth and development, they will be able to analyse the progress and changing nature of different sectors and their contribution to the economy as a whole.

Recommended Text Books and Reference Books

	TEXT BOOK	AUTHOR / PUBLICATION
	Indian Economy	**Mishra & Puri**
	Indian Economy	Rudradutt & Sundaram
	An overview of Indian Economy	Uma Kapila

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1	4	Historical Perspective of the Indian Economy	Indian economy in the pre-British period, its economic consequences and decline of Indian handicrafts,	Mishra, S.K & V.K Puri, RudraDutt	Chapter 4,5	After reading this chapter student would be able to understand: The meaning of

			Commercialization of agriculture and the colonial exploitation Post Independent Transition and the Process of industrial transition in India - Meaning of an underdeveloped economy, Basic characteristics of the Indian economy as a developing economy,	: Indian Economy A.N Agarwal: Indian Economy		colonialisation, nature of exploitation in British period.
2	4	Human Resources and Economic Development	Demographics of India, Urbanization and Rural urban migration. National Population Policy and Measures to control population, structural growth and economic development, Change in profile of GDP and employment in India and the workforce participation rate in India.	Mishra, S.K & V.K Puri, RudraDutt : Indian Economy A.N Agarwal: Indian Economy	Chapter10 , 11, 12	After reading this chapter student would be able to understand: various reasons of population growth, its impact on the economy, workforce participation, rural urban migration and about the government's national population policy.
3	6	Natural Resources and Economic Development	Meaning, Importance and availability of natural resources Land, Forest and Water resources, Energy resources, Need for national policy to conserve natural resources Economic development and environmental degradation.	Mishra, S.K & V.K Puri, RudraDutt : Indian Economy A.N Agarwal: Indian Economy	Chapter 6	After reading this chapter student would be able to understand: the meaning and different types of natural resources, their uses and their availability in India and about the environmental degradation.
4	6	Infrastructure and the Indian Economy	Energy - Conventional and non-conventional energy, Energy crises - Power sector reforms Transport system – Railways, Roads, Shipping, Civil Aviation Communication Systems Urban infrastructure - private investment in infrastructure and Public private partnership.	Mishra, S.K & V.K Puri, RudraDutt : Indian Economy A.N Agarwal: Indian Economy	Chapter 7	After reading this chapter student would be able to understand: Why infrastructure is important for economic growth, types of infrastructure, energy crisis, and private investment in infrastructure.
Mid Term Examination						
5	4	Planning and Economic Development	Economic planning in India Industrial policy Globalization and its impact on India Nature and causes of unemployment Competition law and policy	Mishra, S.K & V.K Puri, RudraDutt: Indian Economy A.N Agarwal: Indian Economy	Chapter 42, 55,56	After reading this chapter student would be able to understand: new industrial policy, and its impact on the economy, causes of unemployment and policies.
6	4	Agriculture and	Agriculture, the National	Mishra, S.K	Chapter	After reading this

		the Indian Economy	economy and the five year plans Green Revolution and concept of food security Mechanization of agriculture and Land Reforms Agricultural finance Agricultural insurance, marketing and taxation	& V.K Puri, RudraDutt: Indian Economy A.N Agarwal: Indian Economy Uma Kapila: An Overview of Indian Economy	19,20, 21, 22	chapter student would be able to understand: Agricultural strategy of government in different planning periods, Green revolution, insurance and marketing of agriculture.
7	5	Industries and the Indian Economy	Industrialization and economic development Large and small scale industries Information technology industry Sickness in the Indian industry Problems of industrial labour and the New industrial policy.	Mishra, S.K & V.K Puri, RudraDutt: Indian Economy A.N Agarwal: Indian Economy	Chapter28 , 33, 34	After reading this chapter student would be able to understand: Large and small scale industries, role of industries in economic development, industrial sickness and policy of the government.
8	5	Foreign Trade and Indian Economy	Importance of foreign trade for the developing economy Foreign trade during pre-independence and post-independence period Change in structure of Indian exports and imports India's foreign trade policy Impact of GATT, WTO on India's foreign trade.	Mishra, S.K & V.K Puri, RudraDutt: Indian Economy A.N Agarwal: Indian Economy	Chapter 36, 41, 43	After reading this chapter student would be able to understand: The importance of foreign trade in Indian economy, the policies of government regarding foreign trades and impact of GATT and WTO on India's foreign trade.
9	4	Indian Currency and Financial System	Indian currency system Factors affecting money supply in India, Foreign exchange management, Prevention of money laundering Indian Financial & Banking system Functions of RBI and Demonetization.	Mishra, S.K & V.K Puri, RudraDutt: Indian Economy A.N Agarwal: Indian Economy	Chapter 40, 44	After reading this chapter student would be able to understand: Currency system of India, money laundering functions of RBI and Demonetization.
10	4	Government Financing	Central government budget Budgets of State governments Financial relations between the Center and States Evaluation of India's fiscal policy.	Mishra, S.K & V.K Puri, RudraDutt: Indian Economy A.N Agarwal: Indian Economy	Chapter 55, 56, 57.	After reading this chapter student would be able to understand: Budget system of the state and central government and fiscal policy of government.
Total	46					
Test	2					

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
- The participation has to be relevant and meaningful. "Speaking for speaking's sake" will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.
- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
- The Students should come in uniform, otherwise they will be marked absent. Do not roam in the academic area/ attend classes in chappals / shorts / informal t-shirts.
- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.
- Five (5) Marks for attendance will be given as below-

Attendance percentage	Marks alloted
96-100	5
91-95	4
86-90	3
81-85	2

75-80	1
Less than 75%	0

- Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

Students must occupy their seats before faculty comes in and remain seated until the end of the class.

Students must have their name plates on the desk.

Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.

Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.

No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	**Component**	**Expected slot / due date**	**Marks declaration by**	**Weig htage**	**Syllabus**
NCP I	Internal Assessment	First week of September	Third week of September	10	**2 Units**
NCP II	Mid Term	Last week of September	Second week of October	50	4 Units
NCP III	Internal Assessment	First week of November	Second Week of November	10	3 Units

NCP IV	Class Participation	Third Week of October	First week of November	05	Presentation
NCP V	Attendance				
End Term	End Term	Last week of November	Second week of December		6 Units

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Dr. Iti Vyas is currently working as Assistant Professor of Economics at ICFAI Law School, IFHE, Hyderabad. Prior to this, she was a UGC Postdoctoral Fellow in School of Economics, the University of Hyderabad from 2014-19. During her PDF, she has worked on "Impact of maternal employment on child's educational progress, social, cognitive, and emotional growth in India". She has also worked as Assistant Professor and Head of the Department of Economics at St. Ann's Degree College for women, Mehdipatnam, Hyderabad since August 2013. She has recently authored a book titled " The Economics of Financial Markets in India: Integration, Operation, and Efficiency" 2019, published by Akhand Publication, New Delhi. She has co-authored a book entitled as "Linkage Dynamics of Indian Financial Markets" Published by**VDM Verlag,**Dr. Müller Aktiengesellschaft & Co. KG Dudweiler Landstr. 99, 66123 Saarbruecken, Germany. She has also published several research papers in International Journals such as Indonesian Capital Market Review, Journal of Economics and International Finance. She has presented several research papers in the area of financial economics in national and international conferences. She has completed her Ph.D., M. Phil. in Economics from IGNOU under regular mode and Master in Economics from Gokhale Institute of Economics and Politics, Pune and MohanlalMohanlal Sukhadia University,Udaipur, Rajasthan respectively in 2003 and 2005. She has also qualified bothUGC National Eligibility Test (NET)and State Level Eligibility Test (SLET) for lectureshipin Economics.

Indian Penal Code – I (LL241)

Course Objectives: The course is aimed to provide consolidated conceptual understanding about the essentials of crime and offences, penalties and general defenses available to the accused. The course has been designed to familiarize the principles of criminal liability. The course also enables the students to understand the definitions of important terms used, jurisdictional issues, specific offences against the State, public tranquility and other related matters.

Course Outcome: After the completion of the course, the students shall be in a position to identify the crime to which class it belongs to, what are the punishments prescribed under the law and search for defenses or fix the criminal liability on the offender.

Unit I - Conceptual Perspectives: Concept of Crime - Definition of Crime - Criminal Law vs. Civil Law - Elements of Crime- Stages of Crime - Genesis of IPC – Territorial and Extra Territorial Jurisdictions and Exceptional Rule – Attempt to Commit Offences.

Unit II - General Explanations: Purpose of General Explanation - Interpretation: Public Servant, Wrongful gain and Wrongful loss, Dishonestly, Injury, Life, Death, Fraudulently, Counterfeit, Document, Electronic Record, Valuable security, Common intention, Voluntarily, Offence, Oath, Good faith and Harbour etc.

Unit III:Punishments: Concept of Punishment - Purpose of Punishment- Theories of Punishments - Forms of Punishments – Imprisonment and Fine – Sentence of Death – Commutation of Death and Imprisonments –Solitary Confinement – Limits of Punishment for Several Offences . (Sections 51 to 75)

Unit IV: General Exceptions: Mistake of Fact and Mistake of law – Accidental Acts - Acts for Necessity -Act and Consent of a Child and Insane- Offences During Intoxication –Acts not Intended to Cause Death or Injury - Right of Private Defense – (Sections 76 to 106)

Unit V: Abetment, Criminal Conspiracy and Offences Against the State: Meaning and Essentials of Offence of Abatement - Abettor – Liability and Punishment for Abatement – Abatement in India and Outside India-Definition, Essentials of Criminal Conspiracy – Waging War and Sedition – Collecting of Arms for Waging War - Aiding to Escape of the Prisoners – Abetting Mutiny or Seducing the Soldiers – Harboring the Deserter of Soldier, Sailor and Airman

Unit VI - Offences Against Public Tranquility: Unlawful Assembly: Meaning, Nature, Definition, Essentials and Punishment– Rioting: Meaning, Definition, Essentials and Punishments –Affray: Meaning, Definition, Essentials and Punishment - Distinction Among Unlawful Assembly, Rioting and Affray.

Unit VII: Public Servant: Public Servant: Definition of Public Servant, Disobey of law by Public Servants, Impersonating , Offences by the Public Servants –Contempt and Offences Against the Public Servants: Avoiding to Receive Summons, Non-Appearance, Omission and Refusing to Sign the Documents, Obstructing the Public Servant From Discharging Duties and Threat of Injury to the Public Servant

Unit VIII: False Evidence and Offences Against Public Justice: False and Fabricating Evidence: Meaning, Nature, Punishment - Threatening to Create False and Fabricated

Evidence, Using the False Evidence Knowingly- Issue of False Certificates- Destruction of Evidences – Impersonification – False Representation – Disobeying the Orders – Accepting Gifts to Promote Wrongful Acts – Escaping from the Custodyor Confinement -(Sections from191 to 229A)

Text and Reference Books

- Williams Glanville, Text Book of Criminal Law, 4th ed., Sweet and Maxwell, 2015.
- Ratanlal & Dhirajlal, The Indian Penal Code, 36th ed., Lexis Nexis, 2019.
- Pillai P. S. A., Criminal Law, 14th ed., Lexis Nexis, 2019.
- Gaur K. D., Criminal Law- Cases and Materials, 7th ed., Lexis Nexis, 2020.
- Paranjape N. V., Indian Penal Code, 4th ed., Central Law Publications, 2019.
- Misra S. N., Indian Penal Code, 22nd ed., Central Law Publications, 2020.
- Turner J. W. Cecil, Kenny's Outlines of Criminal Law, 18th ed., Cambridge University Press, 2013.
- Pandey K. A., O.P. Srivastava's Principles of Criminal Law, 7th ed., Eastern Book Company, 2018

Case Laws

- Rizwan v. State of Chhattisgarh (2003)2 SCC 661
- Sucha Singh v. State of Punjab (2003)7 SCC 693
- DPP vs Colloins (2006) AER 602 (HL)
- Uttam Nandram Somwanshi vs. State of Maharashtra 2017 Cr.L.J 1103
- Duleshwar vs State Of Mp (Now Chhattisgarh) on 21 January, 2020 [SC Criminal Appeal No. 1813 of 2017]
- Sonu @ Sunil vs The State Of Madhya Pradesh on 29 May, 2020 [SC Criminal Appeal No. 57 of 2013]
- Devender Pal Singh Bhullar &Anr vs State Of NCT Of Delhi on 12 April, 2013 [Writ Petition (Criminal) D.NO. 16039 OF 2011]
- Bharat vs State on 18 April, 2012 [CR.MA/7536/2008]

Articles

- Levin Benjamin, Mens Rea reform and its discontents, The Journal of Criminal Law and Criminology, Vol. 109, No. 3 (2019), pp. 491-558.
- Yeo Stanley, Penal Code Defences, National Law School of India Review, Vol. 29, No. 1 (2017), pp. 86-120.
- Johnson Eric A., Self-mediated Risk in Criminal Law, Law and Philosophy, Vol. 35, No. 6 (December 2016), pp. 537-565.
- Huang Bert I., Law and Moral Dilemmas, Harvard Law Review, Vol. 130, No. 2 (DECEMBER 2016), pp. 659-699.

- Apt Benjamin L., Do we know how to Punish?, New Criminal Law Review: An International and Interdisciplinary Journal, Vol. 19, No. 3 (SUMMER 2016), pp. 437-472.
- Corrado, Michael Louis, Kahler v. Kansas: Insanity and the Historical Understanding of Mens Rea (August 25, 2019). UNC Legal Studies Research Paper. Available at SSRN: https://ssrn.com/abstract=3442475 or http://dx.doi.org/10.2139/ssrn.3442475.
- Shaila Alam Asha (2018) Decolonizing criminal law: a critical appraisal, Commonwealth Law Bulletin, 44:4, 652-667.
- Krishna Kumari, Areti, Role of Theories of Punishment in the Policy of Sentencing (January 10, 2007). Available at SSRN: https://ssrn.com/abstract=956234 or http://dx.doi.org/10.2139/ssrn.956234

Course Hand Out

Academic Year – 2019-20

(Class of 2023)

***Course Name*: INDIAN PENAL CODE**

***Course Code:* LL241**

Semester: III

***Faculty Name*: ANWESHA PANIGRAHI**

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Email: panigrahianwesha24@gmail.com

Objectives of the Course: To ensure protection of the lives, liberties and properties of its citizens is the primary duty of the government. All other social structures function based on this primary security. Criminal law and criminal justice are the instruments through which the fundamentals of a civilised society are established. Therefore, knowledge of the general penal law of the land is of utmost significance. Devoid of criminal and penal sanctions, all other individual and collective rights of the citizens will be rendered motionless.

Therefore, the objectives are this course are:

- to acquaint the students with the substantive part of criminal law,
- to understand the contents of the various segments of crimes, the significance of the substantive law,
- to provide an understanding pertaining to general principles and defences,
- to acquaint with offences against the State, election, body and property, public tranquility, marital institution, trust, , public service, documents, public health, decency and morals reputation.

Course Outcomes: At the end of this course, students are expected to have familiarized themselves with the following:

- The fundamental concepts of crime and criminal law.
- The emergence and historical background of criminal law, with focus on the history of Indian Penal Code, 1860.
- The general provisions contained in the Code, 1860.
- The different types of crimes recognized under the penal code, their essential elements and the corresponding penal provisions. Significant case laws associated with particular crimes.
- Emerging trends in criminal jurisprudence.
- Ambit of criminal law is adjacent and associated domains such as forensics and cyber-crimes.

Recommended Text Books and Reference Books

	TEXT BOOK	AUTHOR / PUBLICATION
1.	Text Book of Criminal Law	Glanville Williams, Universal Law Publishing Co., New Delhi, 2012.
2.	The Indian Penal Code	Ratanlal and Dhirajlal, Wadhwa & Co. (35th edition)
3.	Criminal Law	P. S. A. Pillai, Butterworth Co. (13th edition)
4.	Criminal Law- Cases and Materials	K. D. Gour, Butterworth Co. (9th edition)
5.	Indian Penal Code	N.V. Paranjape, Central Law Publications, 2016.
6.	Indian Penal Code	S.N Misra, Central Law Publications, 2017.
4.	Kenny's Outlines of Criminal Law	Courtney Kenny, J. W. Cecil Turner, CUP (1962)
5.	General Principles of Criminal Law	O.P. Srivastava, EBC (1997)

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
I	03	Introduction to the law of crimes	Concept and definition of crime; Criminal Justice System; Civil wrong and Criminal wrong; Elements of Crime; Stages of Crime; Genesis of IPC; Modern trends in crimes.	Principles of Criminal Law: Andrew Ashworth P S A Pillai's Criminal Law (13th Edition) Criminal Law- Cases and Materials – KD Gaur (6th Edition)	Chapter 1 Chapter 1, 2, 3, 4, 15 General Introduction Chapter 3 https://www.youtube.com/watch?v=X_X0wFhlagI&list=PL_a1TI5CC9RGSn67cw5M2d	The students are expected to be introduced to the very nature of crime and the need for criminal law. They should understand each of the essential elements of crime as well as its stages to form the basis for the rest of the course.

				General Principles of Criminal Law- OP Srivastava	LIQxZdS9lof&index=2&t=0s https://youtu.be/VFMku5cf2kI?list=PL_a1TI5CC9RGSn67cw5M2dLIQxZdS9lof https://www.youtube.com/watch?v=sHJF8ZNJECA&list=PL_a1TI5CC9RFqmU4WCANW6ZTT7y4jbmUC&index=13&t=0s https://www.youtube.com/watch?v=5cl0Lj5CxNk&list=PL_a1TI5CC9RFqmU4WCANW6ZTT7y4jbmUC&index=14&t=0s https://www.youtube.com/watch?v=Ct5s1VutaaE https://www.youtube.com/watch?v=Dc1tDRmPi3g&list=PL_a1TI5CC9RGSn67cw5M2dLIQxZdS9lof&index=23&t=0s https://www.youtube.com/watch?v=0vn2I8l2Y78&list=PL_a1TI5CC9RGSn67cw5M2dLIQxZdS9lof&index=29&t=0s	
II	10	General	Territorial Jurisdiction,	P S A Pillai's	Chapter 5-	In this module,

		Principles	General Explanations, Punishment- Concept, Theories and various forms, General Exceptions, Abetment and Criminal Conspiracy.	Criminal Law (13th Edition) The Indian Penal Code- Ratanlal and Dhirajlal (35th edition) Criminal Law- Cases and Materials – KD Gaur (6th Edition)	14, 16, 17, 19, 20 Chapter 1, 2, 3, 4, 5, 5A Chapter 1, 2, 3, 4, 5, 5A https://www.youtube.com/watch?v=fPQTwk1SOXg&list=PL_a1TI5CC9RGSn67cw5M2dLIQxZdS9lof&index=5&t=0s https://www.youtube.com/watch?v=80gM6rII7io&list=PL_a1TI5CC9RGSn67cw5M2dLIQxZdS9lof&index=26&t=0s https://www.youtube.com/watch?v=NEx-p5F-fhE&list=PL_a1TI5CC9RGSn67cw5M2dLIQxZdS9lof&index=25&t=0s https://www.youtube.com/watch?v=nbVopRH46PU&list=PL_a1TI5CC9RGSn67cw5M2dLIQxZdS9lof&index=24&t=0s https://www.youtube.co	students are expected to understand the general principles laid down in the IPC. They should understand the different types of punishments available. They should also learn the general exceptions such as insanity, intoxication, mistake of fact and others which are applicable to all offences under the IPC.

					m/watch?v=l9lk-sUOJ7E&list=PL_a1TI5CC9RFqmU4WCANW6ZTT7y4jbmUC&index=18&t=0s https://www.youtube.com/watch?v=Cvy2EOvmAlc&list=PL_a1TI5CC9RFqmU4WCANW6ZTT7y4jbmUC&index=19&t=0s https://www.youtube.com/watch?v=9HoMrinTg3E&list=PL_a1TI5CC9RGSn67cw5M2dLIQxZdS9Iof&index=22&t=0s https://www.youtube.com/watch?v=bB5_IjkBkR8&list=PL_a1TI5CC9RGSn67cw5M2dLIQxZdS9Iof&index=20&t=0s	
III	3	Offences relating to state and elections	Classification of offences against the State - Waging War and Sedition; Offences in relation to election.	P S A Pillai's Criminal Law (13th Edition) The Indian Penal Code- Ratanlal and Dhirajlal (35th edition) Criminal Law- Cases and Materials – KD Gaur (6th Edition)	Chapter 15 (pg. 193-200) Chapter 6, 9A Chapter 6, 9A https://www.youtube.com/watch?v=3vUd2bs1Hm4&list=PL_a1TI5CC9RGSn67cw5	This module entails learning about offences against the state (waging of war and sedition). Thereafter the students are to learn the essentials of offences relating to elections. They will also be familiarized with leading cases in this regard.

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IV	3	Offences Affecting Public Tranquility	Unlawful Assembly – Rioting – Affray.	P S A Pillai's Criminal Law (13th Edition) The Indian Penal Code- Ratanlal and Dhirajlal (35th edition) Criminal Law- Cases and Materials – KD Gaur (6th Edition)	Chapter 23 Chapter 8 Chapter 8	Offences against public tranquility will be extensively discussed under this unit with reference to various case laws. Students are expected to understand the essential ingredients of unlawful assembly, rioting and affray.
V	3	Offences by or relating to public servants	Public servant taking gratification other than the legal remuneration; obstructing Public servant in discharge of duty; Public servant disobeying law; Threat of cause of injury.	The Indian Penal Code- Ratanlal and Dhirajlal (35th edition) Criminal Law- Cases and Materials – KD Gaur (6th Edition) P S A Pillai's Criminal Law (13th Edition)	Chapter 9, 10 Chapter 9, 10 Chapter 25	The students should understand the classification of offences relating to public servants and offences in contempt of their lawful authority such as obstructing or disobeying a public servant. Offences by a public servant will also be discussed under this heading.
VI	2	Offences Against Public Justice	Giving False Evidence and fabrication of evidence; Disappearance of evidence; Harboring of offender.	The Indian Penal Code- Ratanlal and Dhirajlal (35th edition) Criminal Law- Cases and Materials – KD Gaur (6th Edition) P S A Pillai's Criminal Law (13th Edition)	Chapter 11 Chapter 11 Chapter 26	In this unit, students are expected to know about the penal provisions relating to giving false evidence and other offences against public justice such as fabrication and disappearance of evidence, and harboring of offender.
VII	4	Offences Affecting the Public Health, Convenience, Decency, and Morals	Public Nuisance; Adulteration of Food and Drugs; Offences against Public Safety and Convenience: Offences affecting Public Morals and Decency	The Indian Penal Code- Ratanlal and Dhirajlal (35th edition) Criminal Law- Cases and Materials – KD Gaur (6th Edition)	Chapter 14 Chapter 14 Chapter 27	Criminal liability for public nuisance will firstly be understood under this unit by the students. It will be followed by other offences such as adulteration of drugs and offences against public morals and

				P S A Pillai's Criminal Law (13th Edition)		decency.
VIII	6	Offences Affecting the Human Body	Offences affecting Life (Culpable Homicide and Murder); Offences affecting the body – Hurt and Grievous hurt, Wrongful Restraint and Wrongful Confinement; Criminal Force; Assault; Kidnapping and Abduction; Unnatural offences.	The Indian Penal Code- Ratanlal and Dhirajlal (35th edition) Criminal Law- Cases and Materials – KD Gaur (6th Edition) P S A Pillai's Criminal Law (13th Edition)	Chapter 16 Chapter 16 Chapter 33, 34, 36, 37, 38, 39, 40 (part B) https://www.youtube.com/watch?v=jo5rAShm3bU&list=PL_a1TI5CC9RGSn67cw5M2dLIQxZdS9Iof&index=6&t=0s https://www.youtube.com/watch?v=y4AKwn9rhq0&list=PL_a1TI5CC9RGSn67cw5M2dLIQxZdS9Iof&index=7&t=0s https://www.youtube.com/watch?v=ej5iYXfH9pU&list=PL_a1TI5CC9RGSn67cw5M2dLIQxZdS9Iof&index=8&t=0s https://www.youtube.com/watch?v=5EIHAAHRf4Y&list=PL_a1TI5CC9RGSn67cw5M2dLIQxZdS9Iof&index=10&t=0s https://www.	The students ought to understand the ingredients of various offences against life and body. The difference between culpable homicide and murder will be discussed under this module with reference to case laws. Recent supreme court decisions on s. 377 will also be discussed under this module. Apart from that, concepts of criminal force, assault and other offences will be discussed under this unit.

					youtube.com/watch?v=rtAexnhIF64&list=PL_a1TI5CC9RGSn67cw5M2dLIQxZdS9lof&index=14&t=0s https://www.youtube.com/watch?v=7Fg8GZEQ9ZA&list=PL_a1TI5CC9RGSn67cw5M2dLIQxZdS9lof&index=15&t=0s https://www.youtube.com/watch?v=Nlvtg8iEdpk&list=PL_a1TI5CC9RFqmU4WCANW6ZTT7y4jbmUC&index=7&t=0s	
IX	6	Offences Against Women	Outraging the modesty of women; Kidnapping or abducting women to compel her to marry or force her to illicit intercourse: Buying/Selling a minor for purpose of prostitution; Sexual offences – Rape and custodial rape; Causing miscarriage without the consent of women; Acid attacks, Sexual harassment, Assault or use of criminal force to woman with intent to disrobe, Voyeurism, Staking; Cruelty by Husband or his relatives; Dowry death.	P S A Pillai's Criminal Law (13th Edition) The Indian Penal Code- Ratanlal and Dhirajlal (35th edition) Criminal Law- Cases and Materials – KD Gaur (6th Edition)	Chapter 40, 35, 51 (part B), 39 (Part E), 37 (part B, C), 36, 33 (part D), 32 (for cruelty by husband or relatives) Chapter 16 (dowry death, miscarriage, acid attacks, outraging modesty, sexual harassment, disrobing, voyeurism, stalking, buying/ selling minor for immoral purposes, sexual	Keeping increasing incidents of crimes against women and corresponding legislative and judicial attempts to curb them, this unit has been framed. In this unit, students should be able to chalk out the offences against women spread over in the entire penal code, followed with their respective landmark case judgments.

					offences), 20A. Chapter 16 (crime against women, dowry death, miscarriage, acid attacks, outraging modesty, sexual harassment, disrobing, voyeurism, stalking, buying/ selling minor for immoral purposes, sexual offences), 20A. https://www.youtube.com/watch?v=DSWNK6jTFPk&list=PL_a1TI5CC9RGSn67cw5M2dLIQxZdS9lof&index=11&t=0s https://www.youtube.com/watch?v=IZtBkYBQnaU&list=PL_a1TI5CC9RGSn67cw5M2dLIQxZdS9lof&index=12&t=0s https://www.youtube.com/watch?v=4Z4gpoPGyAs&list=PL_a1TI5CC9RGSn67cw5M2dLIQxZdS9lof&index=13&t=0s https://www.youtube.co	

					m/watch?v=8aZQw93Qge0&list=PL_a1TI5CC9RGSn67cw5M2dLIQxZdS9lof&index=16&t=0s	
X	5	Offence Relating to Property, Documents and Property Marks	Offences relating to deprivation of property – theft, extortion, robbery, dacoity; Criminal Misappropriation and Breach of Trust; Cheating; Mischief; Criminal trespass; Forgery, Counterfeit Seals, Devices; Property Marks.	The Indian Penal Code- Ratanlal and Dhirajlal (35th edition) Criminal Law- Cases and Materials – KD Gaur (6th Edition) P S A Pillai's Criminal Law (13th Edition)	Chapter 17, 18 Chapter 17, 18 Chapter 41, 42, 43, 44, 45, 46, 47, 48, 49 https://www.youtube.com/watch?v=5ZGvfWLr6e8&list=PL_a1TI5CC9RGSn67cw5M2dLIQxZdS9lof&index=18&t=0s https://www.youtube.com/watch?v=LGV2lqcexiY&list=PL_a1TI5CC9RGSn67cw5M2dLIQxZdS9lof&index=19&t=0s https://www.youtube.com/watch?v=wv5Pe31nbYI&list=PL_a1TI5CC9RFqmU4WCANW6ZTT7y4jbmUC&index=3&t=0s https://www.youtube.com/watch?v=PjC5u9DZ-Us&list=PL_	The students are to understand the concept of property and possession and different kinds of offences relating to property such as theft, cheating, mischief, criminal misappropriation of property and criminal trespass. Along with that, the students are to learn about the offences relating to documents and property marks including forgery.

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XI	1	Offences against marriage	Fraudulent representation of lawful marriage; Bigamy and Adultery.	The Indian Penal Code- Ratanlal and Dhirajlal (35th edition) Criminal Law- Cases and Materials – KD Gaur (6th Edition) P S A Pillai's Criminal Law (13th Edition)	Chapter 20 Chapter 20 Chapter 32	The students should learn under this module the peculiarities of offences against marriage. Focus will be on the recent developments with respect to the offence of adultery being decriminalized with reference to leading supreme court judgments.
XII	2	Offences Affecting Reputation	Concept of Defamation - Libel and Slander; Exceptions to defamation; Punishments for defamation.	The Indian Penal Code- Ratanlal and Dhirajlal (35th edition) Criminal Law- Cases and Materials – KD Gaur (6th Edition) P S A Pillai's Criminal Law (13th Edition)	Chapter 21 Chapter 21 Chapter 50	In this unit students are to understand the different types of defamation, and the criminal and penal sanction incurred in the offence of defamation. They will also learn the exceptions to defamation given in the code with the help of leading case laws.
Total	48					

Tutorials: 12

Total: 48 + 12 = 60

List of cases:

State of Maharastra vs Mayor Hans George [AIR 1965 SC 722] - Nathulal vs State of M.P. [AIR 1966 SC 43] - Commissioner of Income Tax, Patiala vs. Patram DasAIR 1982 P & H 1 - DPP vs Colloins (2006) AER 602 (HL) - Mobarak Ali Ahmed v. State of Bombay [AIR 1957 SC 857] - Barendra Kumar Ghosh v. Emperor [(1924) 52 IA 40, Cal. (PC)] - Mehboob Shah v. Emperor [(1945), 47 Com LR 941(PC)] - Southwark London Borougn Council v. Williams (11971)2 All ER 175 - R. v. Duddley and Stephen (1884)14 QBD 273 - Dhaniya Daji v. State, (1868) 5 BHC (Cr C) 59 - Ulla Mahapatra,(1950) Cut 293 - M'Naughton's Case (1843)4 St. Tr. (NS) 847 - Ashiruddin v. Emperor, 50 Cr.LJ 225 Cal - R. v. Prince (1875)LR 2 CCR 154 - R v. Williams (1987)3 All ER 411 - Hobbs v. Winchester Corporation - Warner v. Metropolital Police Commissinor - State of Maharastra v. M. H. George AIR 1965 SC 722 - Nathumal v.

State of M.P. - R. v. Clarck (1972)1 All ER 219 - Jaidev v. State of Punjab, AIR 1963 SC 612 - Yogendra Morarji, AIR 1980 SC 660 - Mathre v. State of Kerala 1993 Cr LJ 213 Ker. - Rizwan v. State of Chhattisgarh (2003)2 SCC 661 - Sucha Singh v. State of Punjab (2003)7 SCC 693 - Purushottam v. State of Kerala, 1989 CrLJ NOC 184 (Kerala) - R v. Austin (1981) 1 All ER 374 (CA) - Satyanarayan Reddy v. State of Hyderabad AIR 1956 SC 379 - Parimal Chatterji (1932) 60 Cal 327 - Ram Kumar v . State of Himachal Pradesh 1995 CrLJ 3621 - State of Maharashtra v. Mohd. Yukub AIR 1980 SC 1111 - Narayandas Bhagwandas v. State of West Bengal AIR 1959 SC 1118 - Malkiat Singh v. State of Punjab AIR 1970 SC 713 - Dharma v. Nirmal Singh Bittu 1996 CrLJ 1631 - Abhayanand v. State of Bihar AIR 1961 SC 1698 - R v. Shivpuri 1986 UKHL 2 - R v. Riasat Ali (1881) ILR 7 Cal 352 - Asgarali Pradhania v. Emperor AIR 1933 Cal 893 - Maganlal v. Emperor, AIR1946 Nag 173 - Romesh Thappar v. State of Madras, AIR 1950 SC 124 - Emperor v. Hazrat Mohani, AIR 1922 Bom 284 - Surya Kumar Sen v. Emperor, AIR 1934 Cal 221 - State (NCT of Delhi) v. Navjot Sandhu, 2005 CrLJ 3950 (SC) - Kedar Nath Singh v. State of Bihar, 1962 AIR 955 - S.P.Kohli v. High Court of Punjab and Haryana AIR 1978 SC1753 - Ranjit Singh v. State of Pepsu AIR 1959 SC 843 - Babu Lal v. State of U.P AIR 1964SC 725 - Tahsildar Singh v. State of U.P AIR1958 All 214 - Ruli Ram v. State of Haryana AIR 2002 SC 3360 - Virsa Singh v. State of Punjab AIR 1958 SC 465 - K.M. Nanavati v. State of Maharashtra AIR 1962 SC 60 - R v. Govinda (1877) ILR 1 Bom 342 - Girija Shankar v. State of U.P. AIR 2004 SC 1808 - Willie (William) Slaney vs. The State1955 SCR (2)1140 - State of Andhra Pradesh v. R. Punnayya, AIR 1977 SC 45 - Baldevji v. State of Gujarat AIR 1979 SC 1327 - Juggan Khan v. State of M.P. AIR 1965 SC 83 - Gurbachan Singh v. Satpal Singh AIR 1990 SC 209 - Tej Singh v. State AIR 1958 Raj 169 - P. Rathinam v. Union of India AIR 1994 SC 1844 - Gian Kaur v. State of Punjab AIR 1996 SC 1257 - Naz Foundation v. Govt of NCT of Delhi (2009 Delhi H C) - Navtej Singh Johar v. Union of India [WRIT PETITION (CRIMINAL) NO. 76 OF 2016]- In Re: Malayara Seethu - State of Maharashtra v. Flora Santuno Kutinho & Ors (2007, Bombay HC) - Moideenkutty Haji and Ors v. Kunhikoya and Ors (1987, Kerala HC) - Dr Jacob George Vs. State of Kerala - Telanga Munda Vs. State of Bihar (2000, Patna HC) - Tulsi Devi And Ors. vs State Of U.P. 1996 CriLJ 940 - Ranganayakamma v. State of A.P. AIR 1967 AP 208 - Anis Beg v. Emperor AIR 1924 All 215 - Mathai v. State of Kerala AIR 2005 SC 710 - Krishnan and Anr v. State Rep by Inspector of Police AIR 2003 SC 2978 - Rupan Deol Bajaj v. KPS Gill AIR 1996 SC 309 - Chandra Arora v. State AIR 1960 SC 154 - State Of Punjab vs. Major Singh 1966 SCR (2) 286 - Raja Ram v. State of Haryana (1971) 3SCC 945 - Raju Pandurang Mohale v. State of Maharashtra AIR 2004 SC 1677 - TDVadagama v. State of Gujarat AIR 1973 SC 2314 - S Varadarajan v. State of Maharastra[1965] 1 S.C.R. 243 - State of Haryana v. Raja Ram AIR 1973 SC 819 - Gurcharan Singh v. State of Haryana AIR 1972 SC 2661 - Abdul Karim v. State of Karnataka AIR 2001 SC 116 - Tukaram v. State of Maharashtra AIR 1979 SC 185 - Delhi Domestic Working Women Forum v. Union of India - Bodhisattava Gautam v. Subhra Chakraborty- K. N. Mehra v. State of Rajasthan 1957 SCR 623 - Jadunandan Singh and Anr v. Emp AIR 1941 Pat 129 - Puttan alias Kamal Prasad v. State of U.P. AIR 1992 SC 1032 - The State of Gujarat v. Jaswantlal Nathalal AIR 1968 SC 700 - Ramaswamy Nadar v. State of Madras AIR 1958 SC 56 - Vishwandadha Maharaj v. State of U.P. 1999 CrLJ 3661 - Gadadhar Pati v.Bansidhar Pati (1981, Orissa HC) - Mathuri v. State of Punjab (1983, SC) - Trilochan

*Singh v. The Director, Small Industries Service Institute (1962, Madras HC) - Shiv Bahadur Singh AIR1954 SC 322 - Vimla (Dr.)v. Delhi Administration AIR1963 SC 1572 - State v. Parasram (1965) 1 CrLJ 213- Joseph Shine v. Union of India [*WRIT PETITION (CRIMINAL) NO. 194 OF 2017] - *Bhaurao Shankar Lokhande v. State of Maharashtra AIR 1965 SC 1564 - Kochu Ismail, AIR 1959 Ker 151 - Sarla Mudgal v. Union of India AIR 1995 SC 1531 - Yusuf Abdul Aziz v. State of Bombay 1954 CrLJ 886 (SC) - Ashwin Nananabhai Vyas v. State of MaharashtraAIR 1970 SC 1998 - V. Revathi v. Union Of India(1988 SCR (3) 73) - Inder Raj Malik v. Sunita Malik (1986) CrLJ 1510 - Shanti v. State of Haryana AIR 1991 SC 1226 - Pawan Kumar v.State of Haryana (1998) CrLJ 1144 (SC)- Sukhdeo Vithal Pansare v. Prabhakar Sukhdeo Pansare (1974) CrLJ 1435 - M.K.Prabhakaran v. T.E.Gangadharan, 2006 CrLJ 1872 (Ker) - Radhanath Rath v. Biraja Prasad Ray, 1992 CrLJ 938 (Ori) - Valmiki Faleiro v. Lauriana Fernandes, 2005 CrLJ 2498 (Bom) - Sanatan Sanstha v. State, 2007 CrLJ 2216 (Bom).*

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
- The participation has to be relevant and meaningful. “Speaking for speaking’s sake” will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.
- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
- The Students should come in uniform, otherwise they will be marked absent. Do not roam in the academic area/ attend classes in chappals / shorts / informal t-shirts.
- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.

- Five (5) Marks for attendance will be given as below-

Attendance percentage	Marks alloted
96-100	5
91-95	4
86-90	3
81-85	2
75-80	1
Less than 75%	0

- Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

- Students must occupy their seats before faculty comes in and remain seated until the end of the class.
- Students must have their name plates on the desk.
- Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.
- Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.
- No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component	**Componen**	**Expected slot / due**	**Marks**	**Weig**	**Syllabus**

Number	t	date	declaration by	htage	
NCP I	Internal Assessment	August 28, 2019	September 2, 2019	10	UNIT: I, II, III
NCP II	Mid Term	September 30, 2019	October 10, 2019	20	UNIT: I, II, III, IV, V, VI
NCP III	Internal Assessment	October 29, 2019	November 1, 2019	10	UNIT: VII, VIII, IX
NCP IV	Class Participation	November 22, 2019	December 20, 2019	5	UNIT: I - XII
NCP V	Attendance	November 22, 2019	December 20, 2019	5	UNIT: I – XII
End Term	End Term	November 25, 2019	December 20, 2019	50	UNIT: I - XII

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Miss Anwesha Panigrahi has completed her BA LLB from School of Law, KIIT University, Bhubaneswar. She has then completed her LLM in Criminal justice, family and social welfare from University College London. Her research interests include criminal law, criminal justice, prison laws and human rights law.

Constitutional Law – I (LL251)

Objectives: To give theoretical understanding of Constitution of India, Articles and Schedules and Important amendments as per curriculum. To make the students facilitate to comprehend the applicability and enforcement of fundamental rights of the Indian Constitution.To understand the thought of Directive Principles of State Policy of the Constitution of India. The student – by the last part of the course would be in a position to know, examine the theoretical understandings of scheduled articles.

Course Outcome: At the end of the course a student is expected to understand the need for a Constitution, explain the significance and role of Constitution in a Democracy, list the key features, describe the salient features of the Constitution, appreciate the fundamental rights of Citizens of India, comprehend the applicability and enforcement of fundamental rights Under the Indian Constitution , understand the thought of Directive Principles of State Policy of the Constitution of India and understand and analyze various cases decided by the Honorable Courts.

Unit-I: Introduction to the Constitutional Law of India: Historical Background to the Constitution of India – The Making of the Constitution – The Philosophy of the Constitution – Salient Features of the Indian Constitution – Judicial Activism

Unit-II: Different Types of Modern Constitutions – Nature of the Constitution of India – Union of States and Territory of India – 35th and 36th Amendments to the Constitution of India

Unit-III Citizenship (Articles 5-11): Meaning of Citizenship – Citizenship at the Commencement of the Constitution of India – Citizenship Act, 1955.

Unit-IV**Fundamental Rights and the State (Articles 12-13):** Origin, Development and Need of Fundamental Rights – Fundamental Rights and the State – Laws Inconsistent with or in Derogation of the Fundamental Rights (Article 13).

Unit-V Right to Equality (Articles 14-18): Equality Before Law – Prohibition of Discrimination (Article 15) – Equality of Opportunity in Public Employment (Article 16) – Abolition of Untouchability (Article 17) – Abolition of Titles (Article 18)

Unit-VI Right to Freedom (Article 19): Rights available to Citizens under the Constitution of India – Judicial Interpretation under Article 19.

Unit-VII Protection of Life and Personal Liberty (Articles 20, 2, 21 A and 22): Protection in respect of conviction for offences (Article 20) – Protection of Life and Personal Liberty (Article 21) – 21A. Right to education (Article 21A), Protection against Arrest and Detention (Article 22).

Unit-VIII Right Against Exploitation (Articles 23-24): Prohibition of Traffic in Human Beings and Forced Labour – Prohibition of Employment of Children in Factories etc.

Unit-IX Freedom of Religion, Cultural and Educational Rights (Articles 25-30): Right to Freedom of Religion – Cultural and Educational Rights.

Unit-X Right to Constitutional Remedies: Article 32 – Article 226 – Public Interest Litigation (PIL)

Unit-XI Directive Principles of State Policy: Directive Principles – Classification of Directive Principles – Fundamental Rights and Directive Principles of State Policy – Uniform Civil Code (Article 44) of the Constitution of India.

Free Legal Services and Free Legal Aid (Article 39 A) – Organizations of Village Panchayats (Article 40). Protection and Improvement of Environment – Safeguarding Forests and Wildlife (Article 51A)

Unit-XII Fundamental Duties: Importance, Enforcement and their Interpretation.

Project work:

Drafting a writ petition under article 226 praying the high court for directing the municipal administration/gram panchayat for safe disposal domestic waste.

Text and Reference Books

- M.P.Jain, Indian Constitutional Law, Wadhwa & Co, Nagpur
- V.N.Shukla, Constitution of India, Eastern Book Compamy, Lucknow
- Granville Austin, Indian Constitution-Cornerstone of a Nation, OUP, New Delhi
- H.M.Seervai, Constitutional Law of India (in 3 Volumes), N.M.Tripathi, Bombay
- G.C.V.Subba Rao, Indian Constitutional Law, S.Gogia & Co., Hyderabad
- B.Shiva Rao: Framing of India's Constitution (in 5 Volumes), Indian Institute ofPublic Administration, New Delhi
- J.N.Pandey, Constitutional Law of India, Central Law Agency, Allahabad

Videos:

- https://www.youtube.com/watch?v=6kWKxmPaYNo
- https://www.youtube.com/watch?v=elm3TwCuvpA
- https://www.youtube.com/watch?v=ZJbWTHa_QKw
- https://www.youtube.com/watch?v=n74ahZ-hSfk
- https://www.youtube.com/watch?v=yCf6BUCeGWY
- https://www.youtube.com/watch?v=5zHC8T4kAOo
- https://www.youtube.com/watch?v=Cb4wD79VosY
- https://www.youtube.com/watch?v=9qzFcVIxaZ4
- https://www.youtube.com/watch?v=J7wXhHdo7hU
- https://www.youtube.com/watch?v=aISxwW4UWck
- https://www.youtube.com/watch?v=ADowWxRkmQs
- https://www.youtube.com/watch?v=IM5O3kw1g4s
- https://www.youtube.com/watch?v=_dpL7B_3w8E
- https://www.youtube.com/watch?v=ljteiUJ9uqI
- https://www.youtube.com/watch?v=tdufI9i_SCc
- https://www.youtube.com/watch?v=p-rm_XqfLVg
- https://www.youtube.com/watch?v=cM9RAhonHL0
- https://www.youtube.com/watch?v=z5Zh7Y_9eE8
- https://www.youtube.com/watch?v=Ll4BhJi1L-g

ICFAI Law School, Hyderabad

Course Hand Out

Academic Year – 2019-2020

(Class of 2023)

Course Name: Constitutional Law - I

Course Code:LL251

Semester: III

Faculty Name: Prof. V. Hemalatha Devi

Mobile No: 9542121424

Email: hemalathadevi@ifheindia.org

Course Objectives: The study of this course aimed to provide to the student the theoretical understanding of Constitution of India, Various Articles and Schedules and salient Amendments as per curriculum, to make and facilitate the students to comprehend the applicability and enforcement of fundamental rights and to provide an opportunity to the students to understand the thought of Directive Principles of State Policy of the Constitution of India.

Course Outcome: At the end of the course a student is expected to understand the need for a Constitution, explain the significance and role of Constitution in a Democracy, list the key features, describe the salient features of the Constitution, appreciate the fundamental rights of Citizens of India, comprehend the applicability and enforcement of fundamental rights Under the Indian Constitution , understand the thought of Directive Principles of State Policy of the Constitution of India and understand and analyze various cases decided by the Honorable Courts.

Recommended Text Books and Reference Books

S.No	Text Book	Author / Publication
1.	The Constutional Law Of India	Author: Dr.J.N.PANDEY Publishers: CENTRAL LAW AGENCY
2.	Constutional Law Of India	Author: Prof. Narender Kumar Publishers: ALLAHABAD LAW AGENCY
3.	The Constutional Law Of India	Author: PM Bakshi Publishers: Universal Law Publications
4.	Indian Constutional Law	Author: M. P. Jain Publishers: Butter Worth
5.	Constutional Law And History Of Government Of India	Author: C. L. Anand

		Publishers: Universal Law Publications
6.	Legal And Constitutional History Of India	Author: M. Rama Jois Publishers: Universal
7	Constitution of India	Author: H.M.Seervai, Vol.1-3 Publisher: Thripati Publication
8	The Indian Constitution: Corner stone of a nation	Author: Granville Austin Publisher: Oxford University Press

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1.	4	UNIT - I: Introduction to the Constitutional Law of India: Historical Background to the Constitution of India – The Making of the Constitution – Salient Features of the Indian Constitution – The Philosophy of the Constitution	Constitution, Constitutional Law, Principles of Govt., Separation of Constitutional Assembly debates, Sovereignty, Unitary, Federal, Citizenship, Adult Suffrage, Democracy, Socialist, Secular, Republic, Justice, Liberty, Equality, Fraternity, Dignity, Integrity.	R. B. No.1, R. B. No.2,	https://www.youtube.com/watch?v=6kWKxmPaYNo Page Nos 1 to 16 and 23to 35 and Page Nos A1 to A65 and 1 to 5	Students will be able to understand the process of making or drafting Constitution and it's Philosophy and Significance.
2.	2	UNIT - II: Different Types of Modern Constitutions – Nature of the Constitution of India – Union of States and Territory of India	Unitary, Federal, Quasi Federal, Union of States, Territory,	R. B. No.1, R.BNo 2,	https://www.youtube.com/watch?v=elm3TwCuvpA Page Nos 17 to 22 and 36 to 42 and	Students learn different kinds of Constitutions and it's Characteristics and how Indian Constitution is different from that of the other Constitutions

			States Re organizati on, cession, Origin and Developm ent		Page Nos A1 to A65 and 6 to 14	
3.	4	UNIT - III Citizenship (Articles 5 - 11): Meaning of Citizenship – Citizenship at the Commencement of the Constitution of India	Citizenshi p, Commenc ement of the Certificatio n, Single citizenship , Citizenshi p of Emigrants, Domicile, Migrants, Common wealth citizenship .	R. B. No.1, R.B No 2,	https://www.yo utube.com/wat ch?v=ZJbWT Ha_QKw Page Nos 42 to 59 and Page Nos 15 to 24	Students learn the Constitutional Provisions dealing with Citizenship i.e., who are considered to be the Indian Citizens and the modes of acquiring and loosing of Citizenship
4.	5	UNIT - IV Fundamental Rights and the State (Articles 12 - 13): Origin, Development and Need of Fundamental Rights – Fundamental Rights and the State – Laws Inconsistent with or in Derogation of the Fundamental Rights (Article 13).	Fundame ntal rights, State, Laws, other Authority Derogatio n, Severabilit y, Eclipse, Natural Justice, Due proem, Human Rights Jurisprude nce, Indian Review	R. B. No.1, R.B No 2,	https://www.yo utube.com/wat ch?v=n74ahZ-hSfk https://www.yo utube.com/wat ch?v=yCf6BU CeGWY https://www.yo utube.com/wat ch?v=5zHC8T 4kAOo https://www.yo utube.com/wat ch?v=Cb4wD7 9VosY Page Nos 60 to 82 and Page Nos 25 to 4 6	Students will be able to understand the origin and significance of the Fundamental Rights and the need to define the term “State” and Definition of State and Classification of Laws, various Doctrines such as Severability, Eclipse and Waiver and Judicial approach.
5.	8	UNIT - V Right to Equality (Articles 14 - 18): Equality Before Law – Prohibition of Discrimination (Article 15) – Equality of Opportunity in Public Employment (Article 16) – Abolition of Un - touchability (Article 17) – Abolition of Titles (Article 18)	Rights, Equality, Equal Problems of law, Promotion of Discrimina tion, Protective	R. B. No.1, R.B No 2	https://www.yo utube.com/wat ch?v=9qzFcVI xaZ4 https://www.yo utube.com/wat ch?v=J7wXhH do7hU https://www.yo utube.com/wat	Students learn the necessity and significance of the General Principle of Equality as it is embodied under Art 14 and Specific Principles of Equality under Arts. 15, 16, 17 and 18 and Judicial approach.

			Discrimination, Educational and Employment opportunities, Un touch ability, Abolition, Titles.		ch?v=aISxwW4UWck https://www.youtube.com/watch?v=ADowWxRkmQs https://www.youtube.com/watch?v=IM5O3kw1g4s Page Nos 83 to 194 and Page Nos47 to 124	
6.	3	UNIT - VI Right to Freedom (Article 19): Rights available to Citizens under the Constitution of India – Judicial Interpretation under Article 19.	Freedoms, Freedom of speech and expression , Peaceful Association, Reasonable restriction, Right to information state trading and Nationalization, Judicial Interpretation.	R. B. No.1, R.B No 2	https://www.youtube.com/watch?v=_dpL7B_3w8E https://www.youtube.com/watch?v=ljteiUJ9uqI Page Nos 195 to 253 and Page Nos124 to 190	Students learn various fundamental rights which are in the form of freedoms and Judicial interpretation.
7.	6	UNIT - VII Protection of Life and Personal Liberty (Articles 20, 21, 21 A and 22): Protection in respect of conviction for offences (Article 20) – Protection of Life and Personal Liberty (Article 21) – 21A. Right to education (Article 21A), Protection against Arrest and Detention (Article 22).	Life, Personal Liberty, Procedure established by law, Natural Justice, Due Procedure , Human Dignity, Right to livelihood, Privacy, Free legal and solitary, Confinement,	R. B. No.1, R.B No 2	https://www.youtube.com/watch?v=tdufI9i_SCc Page Nos 254 to 375 and Page Nos191 to 250	Students will be taught kinds of protections that are guaranteed under the provisions of Constitution in respect of conviction for offences such as Ex-Posto Facto Laws, Double Jeopardy and Self – Incrimination, and Right to Life and Personal Liberty and it's Scope and Judicial Interpretation.

			Speedy trail, Right to Education, Preventive Detection.			
8.	2	UNIT - VIII Right Against Exploitation (Articles 23 -24): Prohibition of Traffic in Human Beings and Forced Labour – Prohibition of Employment of Children in Factories etc.	Exploitation, Trafficking, Hazardous employment.	R. B. No.1, R.BNo 2	https://www.youtube.com/watch?v=p-rm_XqfLVg https://www.youtube.com/watch?v=cM9RAhonHL0 Page Nos 376 to 383 and Page Nos251 to 256	Students will be taught Constitutional Provisions relating prohibition of Exploitation and it's related Law.
9.	4	UNIT - IX Freedom of Religion, Cultural and Educational Rights (Articles 25 - 30): Right to Freedom of Religion – Cultural and Educational Rights.	Religious belief, secularism, protection of minority rights, establishment and administration of educational institution	R. B. No.1, R.B No 2	https://www.youtube.com/watch?v=z5Zh7Y_9eE8 https://www.youtube.com/watch?v=Ll4BhJi1L-g Page Nos 382 to 418 and Page Nos257 to 293	Students learn what is religion? And Interpretation of the term "Religion" by the Judiciary and Rights guaranteed under the Constitution in relation Right to Religion and Protection of Cultural and Educational Rights of Minorities.
10.	4	UNIT - X Right to Constitutional Remedies: Article 32 – Article 226 – Public Interest Litigation (PIL)	Co-relation of rights and remedies. Writ jurisdiction Supreme Court and High Court	R. B. No.1, R.B No 2 and	https://slideplayer.com/slide/5296521/ https://www.youtube.com/watch?v=jWepC1_9lQc https://www.youtube.com/watch?v=-xy_adloQ7o Page Nos 423 to 459 and Page Nos340 to 365	Students learn Constitutional Remedies and Writ Jurisdiction of Supreme Court and High Court and difference between Art.32 and Art.226 and Concept of Judicial Activism through Public Interest Litigation.
11.	4	UNIT - XI Directive Principles of State Policy: Directive Principles – Classification of Directive Principles – Fundamental Rights and Directive Principles of State Policy – Uniform Civil Code (Article 44) of the Constitution of India. Free Legal Services	Positive obligation of State, Directions to the State, Justifiability and Justifiabilit	R. B. No.1, R.B No 2 and	https://www.youtube.com/watch?v=q-UJ0Nw9jd8 https://www.youtube.com/watch?v=aFCWGdECVG4 https://www.yo	Students learn significance of DPSP and it's Classification, the Relation between DPSP and Fundamental Rights and Judicial Interpretation.

		and Free Legal Aid (Article 39 A) – Organizations of Village Panchayats (Article 40). Protection and Improvement of Environment – Safeguarding Forests and Wildlife (Article 51A)	y, Governance, Socio, economic and political justice, community welfare, environmental protection, public health, separation of judiciary, international obligation, access to justice		utube.com/watch?v=x0dRKLrDQdo Page Nos 460 to 479 and Page Nos 366 to 386	
12.	2	UNIT - XII Fundamental Duties: Importance, Enforcement and their Interpretation.	Orientation to duties, respect to nation, compulsory primary education, environmental protection and dignity of women	R. B. No.1, R.B No 2	https://www.youtube.com/watch?v=LwnOofYH984 https://www.youtube.com/watch?v=Ae-4F_oxZ_c Page Nos 481 to 484 and Page Nos 387 to 388	Students learn nature of Fundamental Duties and it's Significance and Judicial Interpretation.

List of Latest cases-

- Independent Thought Vs Union of India AIR 2017 SC 4904
- Indira Jaising Vs Supreme Court of India AIR 2017 SC 5017
- Re: Mohit Chaudhary, Advocate AIR 2017 SC 3836
- Justice K Puttaswami Vs Union of India AIR 2017 SC4161
- Binoy Viswam v. Union of India, AIR 2017 SC 2967
- Shayara Bano v. Union of India, AIR 2017 SC 4609
- Shreya Singhal Vs Union of India 2015
- Cricket Association of Bihar v. BCCI C.A. No 4236 of 2014
- Jitendra Panchal v. Intelligence Officer, NCB AIR 2009 SC 1938
- Ashok Thakur v. Union of India AIR 2008 SCW 2889
- Ajay Goswami v. Union of India AIR 2007 SC 493

- Rajneesh Kapoor v. Union of India AIR 2007 SC 204
- Ajay Kumar v. UOI AIR 2006 SC 1177
- Susetha v. State of Tamil Nadu AIR 2006 SC 2893
- R.D. Upadhyay v. State of Andhra Pradesh AIR 2006 SC 1946
- State of Gujarat v. Mirzapur Moti Kureshi Kassab Jamat AIR 2006 SC 212
- Intellectual Forum Tirupathi v. State of Andhra Pradesh AIR 2006 SC 1350
- Zee Telefilms Ltd. v. Union of India AIR 2005 SC 2677
- Forum, Prevention of Envn. and Sound Pollution V. Union of India (UOI) and Anr AIR 2005 SC 3136
- E.V. Chinnaiah v. State of Andhra Pradesh AIR 2005 SC 162
- P.A. Inamdar v. State of Maharastra AIR 2005 SC 3226
- Union of India v. Naveen Jindal AIR 2004 SC 1559
- Union of India v. Naveen Jindal, AIR 2004 SC 1559
- TMA Pai Foundation v. State of Karnataka AIR 2003 SC 355
- Islamic Academy of Education v. State of Karnataka AIR 2003 SC 3724
- Peoples Union for Civil Liberties v. Union of India AIR 2003 SC 2363
- Surjit Singh Thind v. Kanwaljit Kaur, AIR 2003 P&H 353
- Union of India v. Association for Democratic Reforms AIR 2002 SC 2112
- Aruna Roy v. Union of India, AIR 2002 SC 3176
- BALCO Employees Union v. Union of India AIR 2002 SC 350
- Murli S. Deora v. Union of India AIR 2002 SC 40
- Indian Young Lawyers Association v. State of kerala & others

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
- The participation has to be relevant and meaningful. “Speaking for speaking’s sake” will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.

- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
- The Students should come in uniform, otherwise they will be marked absent. Do not roam in the academic area/ attend classes in chappals / shorts / informal t-shirts.
- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.
- Five (5) Marks for attendance will be given as below-

Attendance percentage	Marks alloted
96-100	5
91-95	4
86-90	3
81-85	2
75-80	1
Less than 75%	0

Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

- Students must occupy their seats before faculty comes in and remain seated until the end of the class.
- Students must have their name plates on the desk.
- Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.
- Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.
- No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component	**Component Number**	**Expected slot / due date**	**Marks declaration by**	**Weightage**	**Syllabus**
NCP(Pre Mid term class test)	I	19-09-2019	26-09-2019	10	Unit 1 to 3
Mid term (NCP-II)	II	30-9-2019	4-10-2019	20	Unit 1 to 6
NCP (Online test)	III	19-11-2019	19-11-2019	10	Unit 7,8,9
Attendance	IV	22-11-2019		5	
Class Participation	V	22-11-2019		5	
End Term		25-11-2019	14-12-2019	50	Whole Syllabus
Total				100	

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Prof. V. Hemalata Devi is a Doctorate in Law and ML in Constitutional and International Law from Sri Venkateswara University, Tirupati. She has 32 years of Teaching & Research experience. She has guided 16 PhDs and published 58 Research Papers in National and International Journals. She has presented her

Research Papers in National and International Conferences/ seminars and has visited Germany, Poland, Sweden, Singapore, Sri Lanka and Ghana in this connection. She has received 'Best teacher Award' from the Government of A.P. Her areas of interest include Environmental Law and Woman & Law.

Family Law – I (LL261)

Objectives : The objective of the Family Law I course is to give an insight into the strength of family system among Hindus, the extent of legal support provided to them in India customarily and under various legislations. Towards this end the course content would attempt to make the student understand the concept of family, its evolution, and its various schools. Marriage its various forms, issues related to matrimony, grounds of divorce. Modes of succession for property, guardianship and maintenance of wards. The mechanisms, methods constituted to regulate and resolve the disputes related to the personal issues through the procedure enshrined under Family Courts Act of 1984.

Course Outcomes: At the end of the course a student is expected to be Aware of Personal Laws in general and specially various Laws applicable to Hindus.

Unit – I : Evolution of Family and Family Law Matriarchal and Patriarchal Family, Joint Family and Nuclear Family, Hindu Joint Family and duties of Karta and liabilities towards society.

Unit – II: Sources of Hindu Law Ancient sources- smriti & sruthi & Modern Sources- custom, precedent, legislations, Meaning of Hindu, Codification of Hindu Law

Unit 3 – II: Institution of Marriage a Sacrament or a Contract Kinds of Marriage, Prohibited Marriage among Hindus, Essential ceremonies of marriage & Registration of Marriage

Unit – IV: Matrimonial causes & Remedies Restitution of Conjugal Rights - Legal Implications, Judicial Separation, Nullity of Marriage

Unit – V :Dissolution of Marriage Theories of Dissolution of Marriage, Fault Grounds of Divorce under Hindu Marriage Act, 1955 , Irretrievable breakdown of marriage, Grounds of Divorce under Special Marriage Act, 1954

Unit – VI :Evolution of Family Courts Salient Features Family Courts Act, 1984, Jurisdiction & Procedure in Family Courts, Exclusion of Lawyers & Application of ADR Methods in Family Courts

Unit – VII :Hindu Joint Family: Impact of Modernization on Hindu Joint Family

Mitakshara and Dayabhaga Schools and Succession, Coparcenary, Ancestral, and Self-acquired Property, Partition and Alienation of Hindu Joint Family Property, Property of a Woman under the Hindu Law.

Unit – VIII :Intestate Succession among Hindus: Intestate Succession of Property

Succession to Property of a Hindu Male, Succession to Property of a Hindu Female, General and Special Provisions relating to Succession and Testamentary Succession

Unit –IX Adoption among Hindus Rationale of Adoption under Ancient and Modern Hindu Law – Foreign Adoption **Maintenance among Hindus** Maintenance under Ancient and Modern Hindu Law.Right to Maintenance (under Cr. P. C & Hindu Codified Law) Custody of Children – Post Divorce Settlements.

Unit X Guardianship among Hindus - Natural Guardian, Rights and Liabilities of a Guardian, Interest of the Minor- **The Protection of Women from Domestic Violence -**

The Protection of Women from Domestic Violence Act 2005, Domestic Violence, Powers and duties of protection officers, Service providers, procedure for obtaining relief - **Effects of Religious Conversions among Hindus** On Marriage, and in Succession - **Foreign Marriage** Foreign Marriage Act, 1969, NRI Marriages, Issues of Conflict of Laws – Enforcement of Foreign Decrees in India Enforcement of Indian Decrees in Foreign Countries – Disturbing Trends in NRI Marriages.

Text and Reference Books

- Paras Diwan : Modern Hindu Law, 13th Edition 2000, Allahabad Agency, Delhi.
- Paras Diwan : Family Law, 1994 Edition, Allahabad Agency, Delhi.
- Mayne: Hindu Law - Customs and Usages, Bharat Law House, New Delhi.

Videos :

- https://www.youtube.cm/watch?v=Y6vIXZ-WpEs-DivorcebyMutualConsentwww.youtube.com/watch?v=HukBR2YEyd0–RestitutionofConjugalrights
- www.youtube.com/results?search_query=succession+act+1956–HinduSuccession
- www.youtub e.com/resul ts?search_q uery=guardi anship+act +1956– Hindu Minorityand Guardianship
- www.youtub e.com/watc h?v=cVzjqs XXA-kProtection ofWomen from domestic violence

List of Articles :

1.Women'sexperienceswithdomesticviolenceandtheirattitudesand expectationsregardingmedicalcareofabusevictims.PVCaralis,RMusialowskiSouthernmedicaljournal,1997europepmc.orgSouthernMedicalJournal[1997, 90(11):1075-1080].1997/12

2.Marriage,law,andgender:AfeministinquiryNDHunter-Law&Sexuality:Rev. Lesbian&GayLegalIssues,1991–HeinOnline

3. Same-sexmarriageandchoice-of-law:IfwemarryinHawaii,arewestill marriedwhenwereturnhomeBJCox-Wis.L.Rev.,1994–HeinOnline

4. RedrawingtheboundariesofmarriageKKiernan-JournalofMarriageand Family,2004-WileyOnlineLibrary

5.DissolvingtherelationshipbetweendivorcelawsanddivorceratesIMEllman,SL Lohr-InternationalReviewofLawandEconomics,1998–Elsevier

6.Thecounterrevolution:AcritiqueofrecentproposalstoreformnofaultdivorcelawsLBradford-StanfordLawReview,1997–JSTOR

7. Re-evaluationoftheeconomicconsequencesofdivorce RRPetersonAmericanSociologicalReview,1996–JSTOR

8. Religiousrightsversuswomen'srightsinIndia:atestcaseforinternational humanrightslawARahman-Colum.J.Transnat'lL.,1990–HeinOnline

9. WhatdrivesadoptionofinnovativeSHRMpracticesinIndianorganizations?A Som-TheInternationalJournalofHumanResource…,2007-Taylor&Francis

10. TwoFacesofIntercountryAdoption:TheSignificanceoftheIndianAdoption Scandals,theDMSmolin-SetonHallL.Rev.,2004–HeinOnline

11.PropertyrightsofHinduwomen:Afeministreviewofsuccessionlawsofancient, medieval,andmodernIndiaDHalder,KJaishankar-JournalofLawandReligion,2008 - CambridgeUniversityPress

ICFAILawSchool,HyderabadCourseHandOut

AcademicYear–2019-20(Classof2023)

CourseName:FAMILYLAW-ICourseCode:LL 261Semester:III

FacultyName: Dr. MADHURI IRENEMobileNo:9247133349

Email:madhuriirene@ifheindia.org

CourseObjective: Helpthestudentsdevelopanunderstandingofthelegalandproceduralstructureofthefamilylaw systemregulatingHindusinIndia.Enable the students to comprehend and apply the primary principlesand policies thatsupporttheapplicationoffamily lawamong Hindus inIndia.To help the students analyze the factors underlying development
andencouragediscussionofHindulawanditseffectivenessinthecontemporaryIndiansociety.

CourseOutcomes: AttheendofthecourseastudentisexpectedtobeAwareofPersonalLawsingeneralandspeciallyvariousLawsapplicabletoHindus.

RecommendedTextBooksandReferenceBooks(RB)

	TEXT BOOK	AUTHOR / PUBLICATION
1.	Hindu Law,	Dr. Paras Diwan, Orient Publishing Co., New Delhi, 7th Edn. 2018.
2.	Handbook on Hindu Succession Property Rights of Women and Daughters	P.K. Das, Universal Law Publishing Co Pvt Ltd. 4 Ed 2016
3.	Mulla Hindu Law	S.A. Desai LexisNexis Butterworths 5th Ed 2016
4.	The Hindu Succession Act, 1956	S.A. Kader, Eastern Law House2 Ed 2014
5.	Religion Law and Society across the Globe	Prof. Tahir Mahmood, Universal Law Publishing Co Pvt Ltd 2017
6.	Law Relating to Protection of Women from Domestic Violence	Dr. Suman Rai Orient Publishing Company, 2 Ed Rp 2015
7.	Rights of Divorced Wife and Widows	P.K. Das, Universal Law Publishing Co Pvt Ltd. 2013 Edition
8.	Law of Intestate & Testamentary Succession	Paras Diwan, Universal Law Publishing Co Pvt Ltd4 Ed 2013
9.	Family Law in India	G C V Subba Rao, S. Gogia & Co., Hyderabad, 15th edn., 2015.
10.	Commentaries on Hindu Marriage Act	Mookerjee, Kamat Law House, Kolkata, 2016.
11.	Mulla, Hindu Law	Lexis Nexis Butterworths Wadhwa, Nagpur, 26st edn., 2017.

12.	Commentary on The Hindu Marriage Act,1955	M.N. Srinivasan, Delhi Law House, New Delhi, 6th edn., 2017.
13.	Commentaries on Hindu Marriage Act, 1955	A.B. Srivastava, Law Publishers (India) Pvt. Ltd, Allahabad,2015.
14.	Medieval Hindu Law	Ashutosh Dayal Mathur, Oxford University Press, New Delhi, 2017.
15.	Social Structure in 21st Century	Anil Saxena, Anmol Publications, New Delhi, 2015.
16.	Family in India	Krishna Chakrabortty, Rawat Publications, New Delhi, 2016.
17.	Family Law in India	H.K. Saharay, Eastern Law House, New Delhi, 2017.
18.	Supreme Court on Hindu Law	Hari Dev Kohli, Universal Law publishing co. 2016
19.	Law of Adoption, Minority, Guardianship and Custody	Paras Diwan, Universal Law Publishing Co., New Delhi, 2017.
20.	Mayne's Treatise on Hindu Law and Usage	Bharat Law House, New Delhi, 2015.
21.	Family Law Manual	Sumeet Malik, Digest of Transfer of Matrimonial Cases, Digest of Will Cases and Subject Index , EBC, 2nd Edition, 2015

COURSEOUTLINE:

Sl.No	No.ofSessions	Topic	KeyConcepts	TextBookMaterialtouse	ChapterReading/Videos	LearningOutcome
1.	6	Evolution ofFamily andFamilyLaw:	Matriarchal andPatriarchalFamily,Joint FamilyandNuclearFamily,Hindu Joint Familyand duties of Kartaandliabilitiestowardssociety. Sources of HinduLaw:Ancientsources& Modern Sources,Meaning of Hindu,CodificationofHinduLaw.	RB1 RB 7RB11	SR8	StudentswillknowEvolutionofFamily,SourcesofHinduLawandcodificationofHinduLaw
2.	6	UncodifiedHindu Law:	Schools of HinduLaw.Hindu JointFamily Mitaksharaand Dayabhaga Jointfamily. Classificationof Property – Coparcenary andSelf-acquiredProperty. Partitionand Alienation ofHindu Joint	RB1 RB11	SR21	DifferencebetweenUncodifiedandCodifiedH.L,andareasofUncodifiedH.LandtheImpactofModernizationinH.L

			FamilyProperty, Property ofa Woman under theHindu Law. Impact ofModernization onHinduJointFamily.			
3.	12	Law ofMarriage: Hindu MarriageAct, 1955,	Institution of MarriageaSacramentora Contract:Kindsof Marriage,Prohibited Marriage amongHindus,Essential ceremoniesof marriage& Registrationof Marriage. MatrimonialCauses& Remedies:Restitution ofConjugalRights-LegalImplications, JudicialSeparation, NullityofMarriage Dissolutionof Marriage:Theoriesof Dissolutionof Marriage,Fault GroundsofDivorce underIrretrievable breakdownof marriage,Groundsof Divorceunder Hindu MarriageAct,1955.	RB1 RB9 RB10 RB11 RB12 RB13	SR2,3,4,5, 6,7,15,16, 17,18,19 https://www .youtube.com/w atch?v=Y6vIXZ-WpEs -Divorce byMutualConse nt www.youtube.co m/watch?v=Huk BR2YEyd0– Restitutionof Conjugalrights	Studentswillbeable to understandConcept ofHinduMarriage, grounds for divorce andotherMatrimo nialRemedies
4.	6	Law ofSuccession: The HinduSuccessio nAct,1956	Intestate Successionamong Hindus:Intestate SuccessiontoPropertyofaH induMale, Succession toProperty of a HinduFemale, General andSpecial ProvisionsrelatingtoSucce ssion andTestamentarySuccessi on.	RB1 RB2 RB4 RB8	SR11 www.youtube.co m/results?searc h_query=succes sion+act+1956 – HinduSuccessio n	Concept ofIntestateSucces sionandrules of distribution ofIntestatepropert y of Male,Female HinduProperty
5.	8	Law ofAdoptionandM aintenance : The HinduAdoptiona ndMaintenanceA ct,1956.	Adoption amongHindus: Rationale ofAdoption underAncient and ModernHinduLaw– ForeignAdoption Maintenance amongHindus:Maintenanc eunder Ancient andModernHinduLaw.	RB1 RB3 RB9 RB19	SR9,10,16	ValidationofAdoptionfor HinduandConceptofMai ntenanceapplicabletoHi ndus.
			Right to Maintenance (under Cr. P. C and Hindu Codified Law) Custody of Children			

			– Post Divorce Settlements			
6.	3	Guardianshi p among Hindus: The Hindu Minority and Guardianshi p Act, 1956 -	Natural Guardian, Rights and Liabilities of a Guardian, Interest of the Minor.	RB 1 RB 3 RB 9 RB 19	www.youtub e.com/resul ts?search_q uery=guardi anship+act +1956 – Hindu Minority and Guardianshi p.	Nature of Guardianship, Kinds of Guardians, Liabilities and Rights of each Guardian.
7.	1	Effects of Religious Conversions among Hindus:	Effects of Religious Conversions among Hindus On Marriage, Maintenance rights, Succession rights etc.,	RB 1 RB 5 RB 14 RB 20	SR 20	Effects of Religious Conversions among Hindus on personal law
8.	2	Foreign Marriage: Foreign Marriage Act, 1969,	NRI Marriages, Issues of Conflict of Laws – Enforcement of Foreign Decrees in India Enforcement of Indian Decrees in Foreign Countries – Disturbing Trends in NRI Marriages	RB 28 RB 27	SR 2	NRI marriages – Issues, Enforcement of Foreign Decrees in India etc.,
9.	2	The Protection of Women from Domestic Violence: The Protection of Women from Domestic Violence Act 2005	Domestic Violence, Powers and duties of protection officers, Service providers, procedure for obtaining relief.	RB 6 RB 25 RB 28	SR 1, 2 www.youtub e.com/watc h?v=cVzjqs XXA-k - Protection of Women from domestic violence	Overview on Law Relating to The Protection of Women from Domestic Violence
10.	2	Evolution of Family Courts:	Jurisdiction & Procedure in Family Courts, Exclusion of	RB 26 RB 28		Knowledge about Family Courts Jurisdiction and
		Salient Features Family Courts Act, 1984,	Lawyers & Application of ADR Methods in Family Courts			Application of ADR methods in family disputes
Tot al	48					

ListofSupplementaryReadings(SR):

- Women's experiences with domestic violence and their attitudes andexpectations regarding medical care of abuse victims. PV Caralis, R Musialowski -Southern medical journal, 1997 - europepmc.org Southern Medical Journal [1997,90(11):1075-1080].1997/12
- Marriage,law,andgender:AfeministinquiryNDHunter-Law&Sexuality:Rev.Lesbian&GayLegalIssues,1991–HeinOnline
- Same-sexmarriageandchoice-of-law:IfwemarryinHawaii,arewestillmarriedwhenwereturnhomeBJCox-Wis.L.Rev.,1994–HeinOnline

- Redrawing the boundaries of marriage K Kiernan - Journal of Marriage andFamily,2004-WileyOnlineLibrary
- DissolvingtherelationshipbetweendivorcelawsanddivorceratesIMEllman,SLLohr-InternationalReviewofLawandEconomics,1998–Elsevier
- Thecounterrevolution:Acritiqueofrecentproposalstoreformno-faultdivorcelawsLBradford-StanfordLawReview,1997–JSTOR
- Re-evaluationoftheeconomicconsequencesofdivorce RRPeterson-AmericanSociologicalReview,1996–JSTOR
- Religiousrightsversuswomen'srightsinIndia:atestcaseforinternationalhumanrightslaw ARahman-Colum.J.Transnat'lL.,1990–HeinOnline
- WhatdrivesadoptionofinnovativeSHRMpractices in Indian organizations? A Som - The International Journal of Human Resource …, 2007 - Taylor & Francis
- TwoFacesofIntercountryAdoption:TheSignificanceoftheIndianAdoptionScandals,the DMSmolin-SetonHallL.Rev.,2004–HeinOnline
- Property rights of Hindu women: A feminist review of succession laws of ancient,medieval,andmodernIndiaDHalder,KJaishankar-JournalofLawandReligion,2008-CambridgeUniversityPress
- CodifiedHindulaw:MythandrealityMKishwar-EconomicandPoliticalWeekly,1994
- ResolvingParentalCustodyDisputes-AComparativeExplorationDMBlair,MHWeiner-Fam.LQ,2005–HeinOnline
- Live-In Relationship: Impact on Marriage and Family Institutions, by Prof.VijenderKumar(2012)4SCCJ-19atp.J-19
- ExpendingHorizonsofDivorceunderTheHinduMarriageAct1955byProf.VijenderKumar,AndhraLawTimesat2013(5)ALT,21-29
- Impact ofDivorce onChildren: ASocio-EconomicandLegal Studyby Prof.VijenderKumar
- IrretrievableBreakdownofMarriage:RightofAMarriedCouplebyProf.VijenderKumar
- RestitutionofConjugalRights:AnAnalysisWithReferenceToFundamentalRightsbyProf. VijenderKumar
- JudicialApproachto„Live–In–Relationship"InIndia–ItsImpactonOther RelatedStatutesSonaliAbhang,IOSRJournalOfHumanitiesAndSocialScience(IOSR
- -JHSS)Volume19,Issue12,Ver.IV(Dec.2014)
- ReligiousConversionin40Countries*RobertJ.Barro,JasonHwang,andRachel
- M.McClearyHarvardUniversity,CornerstoneResearch,HarvardUniversity
- JointFamilySystem—PresentandFuturebyRDattaChoudhury,TheEconomicweeklySeptember21,1957.

ListofLatestcases-

- Kalyan Dey Chowdhury v. Rita Dey Chowdhury, Civil appeal no. 5369 of 2017-QuantumofMaintenancetowifeshouldbe25%ofhusband’rr`k`qx.

- ManishJainv.AkankshaJainon30March,2017-MaintenancePendenteliteunderHMA,1955
- RajTalrejav.KavitaTalrejaon24April,2017-MakingdefamatorystatementsagainsthusbandamountscrueltyunderHMA,1955
- SmtMamtaRaiv.YogendraKumarRaion22June,2017-FillingfalsecriminalcasesagainsthusbandamountscrueltyunderHMA,1955
- PravinS/OMangeshDangeAndv.Smt.SanjyotW/OPravinDangeon27June,2017-EconomicabuseunderDVAct,2005
- SujataSharmav.ManuGupta,onFebruary16,2016-MarrieddaughtercanbeakartaofHUF
- BalveerSinghv.HarjeetKauron22June,2017-MentalcrueltyduetosecondmarriageofhusbandasagroundfordivorceunderHMA,1955
- Narendrav.K.Meena,onOctober5,2016-Forcinghusbandtolivewithouthisparentsamountstocrueltywhichisagroundfordivorce
- HiralPHarsoraandOrsv.KusumNarottamdasHarsora&Ors,CivilAppealNo.10084 of 2016- S.C. struck down the words "adult male" before the word"person"inSection2(q)ofDomesticViolenceAct.
- Dr.DhirajGadav.SheetalGadaon5November,2015-ProtectionorderunderDVAct,2005
- ABCv.State(NCTofDelhi),AIR2015SC609-Unwedmotherscanbesoleguardians
- Dhannulalandothersv.Ganeshramandanother,S.Con8April2015-Inheritancerightstolive-inpartners
- ShreyaVidyarthiv.AshokVidyarthi,S.Con16December,2015-WomancanbeakartaofHUF
- PuttalinganagoudaV.UnionofIndiaon19February,2015-ExplanationtosectionóftheHSA,1956
- SumanSinghv.SanjaySingh,CivilappealNos.7114-7115of2014-Restitutionofconjugalrights
- Mrs.DeepalakshmiSaehiaZingadev.SachiRameshraoZingadeAIR2010Bom16- Wife filed a false case against her husband on the ground of HusbandHaving Girl Friend which was proved false in court so it this was considered ascrueltyagainsthusband.
- KaramSingh&OrsVsJagsirSingh&Ors.,2015(3)RCR(Civil)45(P&H)
- MerefactthatitdoesnotbeartheendorsementofthenaturalfatheratthetimeofregistrationofadoptiondeedÍdoesnotraiseanysuspiciontoitsexecutionorastoitslegality
- NarayanvsBabasahibandOrs,AIR2016SC1666AlienationofpropertybyGuardian– HinduMinorityandGuardianshipAct,1956,
- – To impeach the transfer of immovable property by the guardian, the minor mustfilesuitwithintheprescribedlimitof3yearsafterattainingmajority.
- Prakashv.Phulavati(2016)2SCC36DaughtersHaveEqualRightsInAncestralProperty, Even If They Were Born Before Enactment Of Hindu Succession(Amendment)Act,2005.

- Kala Singh Versus Jaspreet Kaur , 2016(3) RCR (Civil) P&H plea of Custom – - To be pleaded and proved – In the absence thereof, no presumption of customcanbedrawn

ExpectationsFromStudents:

- Students must report to the respective sessions well before the announced time.Late comers will not be permitted to join the class after five minutes of thescheduledtime.
- Read the relevant chapter(s) and Case Study / material and come well preparedtotheclassfordiscussionsasindicatedinthecourseplanbythefaculty.
- Intheclassdiscussionsstudentisexpectedtoparticipateactivelyandcontributetoindividual andgrouplearning.Evaluationisbasedonactivemeaningfulparticipation.
- The participation has to be relevant and meaningful. "Speaking for speaking'rsake" will be counter- productive. Participation by just repeating a point made orpickingonwhatsomeonehassaidwillalsobecounter-productive.
- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Everystudent needs to be aware of the timelines given in the section below. Absencefromtheseevaluationswillmeannotawardingofmarksinthatparticularcomponen t.
- Whereverapplicable,groupassignmentsrequireeachstudenttocontributetothegroupeffort .Thisenhancesgroupeffectivenessandleadstogreaterappreciationofworkingingroups.
- The Students should come in uniform, otherwise they will be marked absent. Donot roam in the academic area/ attend classes in chappals / shorts / informal t-shirts.
- Students are expected to show high regard and appreciation for class disciplineand desistfromusing mobilephones/electronicgadgets/mechanicaldevices.This disturbs the class ambience and unnecessarily diverts attention of otherstudentsaswellasthefacultymember.Toavoidthese,mobilephonesshouldbeswitche doffinsidetheclassroom.
- Utilizethescheduledconsultationhourtomeetthefacultytimeandclarifydoubtsifany,seeke xplanationsandgetmentoredifneeded.
- Attendanceiscompulsoryinallsessions.Minimumrequired75percentageofattendancehas tobefollowedbyeachstudent.Failureinfulfillingminimumattendancerequirementwillres ultinstoppagefromwriting/attemptingmid-termorend-termexams.
- Five(5)Marks forattendancewillbegivenas below-

Attendancepercentage	*Marksalloted*
96-100	*5*
91-95	*4*
86-90	*3*
81-85	*2*
75-80	*1*

Lessthan75%	*0*

- Studentshavetosubmittheirassignmentsontheduedateinformedbythefaculty.Forthisnoextensionoftimewillbegiven.

HonourCode:

Unfair practices in tests and plagiarism in assignments / project work willstraightawayentailaZEROtoallinvolvedparties.

ClassOrganization

ClassRepresentative

Two among you will be selected by consensus as Class Representative foreach course.She/he will be responsible for class room arrangements,dealing with academic office, for communicating information from faculty tothe class and otherwise, also to collect all assignments / project works anddeliver them to faculty. He will be the bridge between the faculty and thestudents of the class and responsible for the discipline in the class. If foundunabletofunction,he/shewillbereplacedbythefacultyofthecourse.

ClassDiscipline

- Studentsmustoccupytheirseatsbeforefacultycomesinandremainseateduntiltheendofthec lass.
- Studentsmusthavetheirnameplatesonthedesk.
- Use of mobile phones is strictly prohibited in the class. If found using orholdingthecellphonesthefacultymaysendthemoutoftheclass.
- Students are free to ask questions/doubts/clarifications in the class ontopicsunderdiscussion.Forotherdoubts,theyshouldmeetfacultyduringconsultinghour s.
- NoStudentisallowedtoenterorexittheclassroomsduringtheproceedings of sessions, if so, the student shall be treated as absent onsuch date. If repeated more than twice he/she shall be subjected toabsentfor5daysintheconcernedsubject.

EvaluationTimelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad thefollowing schedules have been drawn. Students are expected to go through thedates/sessionsmentionedandprepareaccordingly.

Component	Component Number	Expected slot/duedate	Marksdeclarationby	Weightag	Syllabus
NCP	I	01/09/2018	15/09/2018	10	UNITI&II
Mid-term(NCP-II)	II	26/09/2018	10/10/2018	20	UNITI-III
NCP	III	27/10/2018	05/11/2018	10	UNITIV&V

NCP	IV	Classparticipation	26/11/2018	5	–
NCP	V	Attendance	26/11/2018	5	–
END TERM	AsScheduledbyExaminations			50	Whole Syllabus

Thefinalgradewillbedeclaredaftertheend-semesterexaminationsfollowingthe above given weightage formula. Before the student takes the end semesterexamination, he/she should be aware of the progress in the course up to anextentof50marks.Therewillnotbeanymake-uptestsforevaluationtests.

BriefprofileoftheFacultyMember

- Dr.M.MadhuriIrene,AssociateProfessor,
- ICFAI LAW SCHOOL, ICFAI Foundation for Higher Education (IFHE), HYD isHaving18yrs.ofteachingExperienceasLawprofessor.
- 5yrs working experience in teaching LLM and guided 22 L.L.MDissertations.
- 5yrsPracticingExperienceasanAdvocateatBarAssociationKarimnagar.
- Publishedmorethan30ArticlesinreferredInternationalandNationalJournals/Books.
- Presentedmorethan45papersinInternationalNationalandSeminars/Conferences.
- VisitingFacultyforADRandFDRPGDiplomaCoursesConductedbyICADR,RegionalCentre,Hyderabad.
- VisitingResourcepersonforOrientationandWorkshopsconductedforStateGovernmentofficialsbyAPHRDI,Bapatla,AP
- Reviewer for Scientific Journal RMES of Crimson Publishers, LLC, New York - 10016, USA
- ReviewCommitteeMemberforInternationalCentreofExcellenceinEducation,BusinessandManagementJournal,(ICEEBM)USA
- AssociateEditorialBoardmember(Law)InternationalJournalofInterdisciplinaryCurrent Researches(IJICR)
- ExternalPeerReviewerforChristUniversityLawJournal,Bangalore.
- HonoraryEditorialboard/reviewer,AmityLawSchoolDubai,UAE
- CoordinatorforICFAIConferenceofNationsaModelUnitedNations(ICON)
- Coordinatorfor33All-IndiaInter-UniversityMootCourtCompetition–2017, held at Faculty of Law, IFHE, Hyderabad. On 30th March till 2ndApril,2017.
- CoordinatorforTwodayNationalConferenceonGenderExfoliation–Legal Dynamics held during November 18th and 19th 2017 at IFHECampus.
- CoordinatorforShriNJYasaswyMemorialAsiaPacificMootCourtCompetitionHelddurin g29thMarchtill1stApril2018.

Clinical Course – II (Drafting, Pleading and Conveyancing) (LC271)

Objectives: The course is aimed to impart the techniques of drafting, the plaints, petition, written statements and other relevant legal documents. It also aimed to provide inputs about the important elements of the legal documents/Memorandum, etc. It is more practical and student is required to internalize the principles

Course Outcome: On completion of the study of this course, the students will be well acquainted with all necessary professional skills required for carrying legal profession

Unit I Drafting: General Principles of Drafting and Relevant Substantive Rules.

Unit II Pleadings:

Civil: Plaint, Written Statement, Interlocutory Application, Original Petition, Affidavit, Execution Petition, Memorandum of Appeal and Revision, Petition under Article 226 and 32 of the Constitution of India.

Criminal: Complaint, Criminal Miscellaneous Petition, Bail Application, Memorandum of Appeal and Revision.

Conveyance: Sale Deed, Mortgage Deed, Lease Deed, Gift Deed, Promissory Note, Power of Attorney, Will, Trust Deed.

Drafting of Writ Petition and PIL Petition.

Text and Reference Books

- R.N. Chaturvedi : Pleadings and Conveyancing, Central Law Publications.
- De Souza : Conveyancing, Eastern Law House.
- Tiwari : Drafting, Pleading and Conveyancing, Central Law Agency.
- Mogha: Indian Conveyancer, Eastern Law House.
- Mogha: Law of Pleadings in India, Eastern Law House.
- Shiv Gopal: Conveyancing, Precedents and Forms, Eastern Book Company
- Narayana P.S.: Civil Pleadings and Practice, Asia Law House.
- Narayana P.S.: Criminal Pleadings and Practice, Asia Law House.
- Noshirvan H.Jhabvala: Drafting, Pleadings, Conveyancing & Professional Ethics. Jamhadar & Companes.
- R.D.Srivastava: The Law of Pleadings, Drafting and Conveyancing, Central Law Agency.

ICFAI Law School, Hyderabad

Course Hand Out

Academic Year – 2019-2020

(Class of 2023)

***Course Name*: Drafting, Pleading and Conveyancing**

***Course Code:*LC271**

Semester: III

***Faculty Name*: Mr. S. Ravi**

Mobile No: 9441566151

Email: ravi_salaka@rediffmail.com

Course Objective: The course is aimed to impart the techniques of drafting, the plaints, petition, written statements and other relevant legal documents. It also aimed to provide inputs about the important elements of the legal documents/Memorandum, etc. It is more practical and student is required to internalize the principles.

Course Outcomes: At the end of the course a student is expected to –

- Employ the skills in drafting and pleading, indispensable in litigation work
- Apply the legal drafting abilities, during appearances before various tribunals and quasi-judicial bodies.
- Recognize the ways to move the criminal justice system with the aid of drafting FIR and complaints
- Classify the formats for drafting various applications viz., Bail Applications etc.

Recommended Text Books and Reference Books

	TEXT BOOK	AUTHOR / PUBLICATION
1.	Law of Pleadings & Conveyancing (Civil & Criminal with Model Forms)	M.K.Majumdar, Allahabad Law Agency
2.	Legal Language, Legal Writing and General English	S.C.Tripathi, Central Law Publications.
3.	Art of Conveyancing & Pleading	Murali Manohar, Eastern Book Company
4.	Pleadings & Practice (Civil & Criminal)	K.S. Gopal Krishnan, ALT Publications
5.	Drafting & Conveyancing	S.P. Agarwal, Butterworth

Course Outline:

Sl. No	No. of Sessi	Topic	Key Concepts	Text Book Material to	Chapter Reading	Course Outcome

	ons			use	/Videos	
1.	03	Introduction; General rules of Drafting, Historical Evolution, Important elements of Legal drafting, Rules of pleading – Kinds of pleadings – Civil and Criminal	Unit I is designed to disseminate the fundamental principles of drafting which are very crucial with regard to the propriety of the cases to be filed.	Ref. Book 2	Lecture Method	At the end of this Unit, students would be in a position to appreciate the quintessential norms of drafting deviation from which would scuttle the prospects of a case
2.	10	Civil Pleadings: Plaint, Written Statement, Interlocutory Application along with Affidavit, Execution Petition, Memorandum of Appeal and Revision, Review, Matrimonial OP, Insolvency OP	Relevant provisions under CPC, Hindu Marriage Act, 1955, Insolvency Act. Unit 2 goes on to deal with the particular application of the said rules with respect to pleadings in civil matters.	Ref. Books I,3,4	Lecture / discussion / Simulation / Practical approach 5 simulation exercises will be given to the students	On studying this Unit, students will be able to write and draft all kinds of civil pleadings
3.	07	Criminal Pleadings: Criminal Miscellaneous Petition, Bail Application, Memorandum of Appeal and Revision.	Relevant provisions under Cr.P.C, IPC Unit 3 seeks to achieve the model pleadings with reference to criminal matters.	Ref. Books I,3,4	Lecture / discussion/ Simulation / Practical approach 3 simulation exercises will be given to the students	This Unit enables the students to understand the prerequisites of the criminal pleadings, and they will be able to draft criminal pleadings as well.
4.	08	Conveyancing: Drafting of Deeds: General Principles of Drafting – Drafting of Agreements – Drafting of various deeds Conveyance: Sale Deed, Mortgage Deed, Lease Deed, Gift Deed, Partnership Deed, Partition Deed, Power of Attorney, Will, Trust Deed, Family Settlement Deed	Relevant provisions under Transfer of Property Act, 1882 Hindu Law, The Indian Partnership Act, The Indian Trusts Act,	Ref. Books I,3,4	Lecture/discussion/ Case study method/ simulation 3 simulation exercises will be given to the students	At the end of this Unit, students would have an understanding of the principles of conveyancing and in fact draft model deeds.

			1882. Unit 4 aims at discussing the principles of conveyancing with reference to different deeds			
5.	04	Drafting of Writ Petition and PIL Petition. Petition under Articles 226 and 32 of the Constitution of India.	Relevant provisions of Indian Constitution. Unit 5 goes on to deal with the particular application of the said rules with respect to pleadings in drafting various writs.	Ref. Books 3, 5	Lecture/discussion/ Debate/ Socratic method 1 simulation exercise will be given to the students	This Unit enables the students to understand the prerequisites in drafting writs filed either under 'locus standi' or PIL
Total	32					

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
- The participation has to be relevant and meaningful. "Speaking for speaking's sake" will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.
- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
- The Students should come in uniform, otherwise they will be marked absent. Do not roam in the academic area/ attend classes in chappals / shorts / informal t-shirts.
- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the

faculty member. To avoid these, mobile phones should be switched off inside the classroom.

- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.
- Five (5) Marks for attendance will be given as below-

Attendance percentage	Marks alloted
96-100	5
91-95	4
86-90	3
81-85	2
75-80	1
Less than 75%	0

- Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

Students must occupy their seats before faculty comes in and remain seated until the end of the class.

Students must have their name plates on the desk.

Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.

Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.

No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component	**Component Number**	**Expected slot / due date**	**Marks declaration by**	**Weightage**	**Syllabus**
NCP (Pre-mid Class Test)	I	17-9-2019	21-09-2019	10	Units I and II
NCP (Post-mid Class Test)	II	19-11-2019	26-11-2019	10	Units III, IV and V
Class Participation and Attendance	III			10	
Viva	IV			20	
Record (End Term)	V			50	
				100	

There will not be any make-ups for any of the tests conducted in the class for evaluation.

The students have to complete the **Own Hand written DPC Record at least 10 days before the viva voce Exam**

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Mr. S. Ravi is presently Assistant Professor in Faculty of Law, IFHE, Hyderabad. He holds an LL.M Degree from Annamalai University and a Post Graduate Diploma in Industrial Relations and Personal Management from S.V.University, Tirupathi. He was a practicing Lawyer for seven years. He had worked as Senior Lecturer-in-Law at Sri R.K.M.Law College, Chittoor, A.P. for five years. He had also worked as Consulting Editor at Amicus books, an imprint of ICFAI University Press. His areas of interest are Labour Laws, Contract Laws, and Transfer of Property Laws, Tax Laws etc.

SEMESTER -IV

Indian Penal Code – II (LL212)

Objectives: This course aims at acquainting students with substantive criminal law of the land. The Indian Penal Code, 1860 has stood the test of time and along with its numerous amendments encapsulates a multitude of offences, their constituent elements and well-defined penalties. The students will be made familiar with the different type's offences, their aggravated forms and their punishments with the help of significant case laws and other ancillary resources.

Course Outcome: After completing the course, the student shall have the clear picture of essential elements of various crimes and punishments recognized under the law. He will analyze whether the accused has committed any crime as defined under the law and assess the punishment required to be awarded. He will be having the enough knowledge of substantive criminal law and guide the clients.

Unit I: Offences affecting Public Health, Safety, Convenience, Decency and Morals: Definitions, Nature and Concepts of : Public Nuisance, Adulteration of Food, Adulteration of Drugs -Offences against Public Safety and Convenience - Offences affecting Public Morals and Decency

Unit II: Offences Relating to Elections, Religions and Counterfeiting: Offences Relating to Elections: Electoral Rights, Bribery, Undue Influence, Personation, False Statements, Illegal Payments and Related Punishments – Offences Relating Religion : Inuring or Defiling place of Worship, Deliberate and Malicious Acts and Uttering Words to Hurt the Feelings, Disturbing Religious Assembly, Trespassing the Burial Places – Counterfeiting: Meaning and Nature of Counterfeiting Coin -Making, Selling, Exporting, Importing Possessing, Delivering of Counterfeiting Coins, Government Stamps.

Unit III: Offences Affecting Human Life and Body: Offences Affecting Life : Culpable Homicide and Murder – Offences Affecting the Body: Hurt and Grievous Hurt – Wrongful Restraint and Wrongful Confinement – Criminal Force – Assault - Kidnapping and Abduction – Slavery and Forced Labour –Unnatural offences – Suicide and Abatement to Suicide.

Unit IV: Offences Against Women: Outraging the Modesty of Women - Kidnapping or Abducting Women to Compel Her to Marry or Force Her to Illicit Intercourse - Buying/Selling a Minor for Purpose of Prostitution - Sexual Offences – Rape and Custodial Rape - Causing Miscarriage Without the Consent of Women - Acid Attacks - Sexual Harassment - Assault or Use of Criminal Force to Woman with Intent to Disrobe – Voyeurism – Staking - Cruelty by Husband or His relatives - Dowry death.

Unit V: Offences Relating to Property: Theft – Extortion – Robbery – Dacoity – Criminal Misappropriation – Criminal Breach of Trust – Stolen Property – Fraudulent Dispositions of Property –Cheating – Mischief – Criminal Trespass

Unit VI: Offences Relating to Documents and Property Marks: Forgery – Forged Document – Forgery for the Purpose of Cheating – Property Mark – Using a False

Property Mark – Counterfeiting Property Mark – Counterfeiting of Bank Notes and Currency Notice – Criminal Breach of Contracts

Unit VII: Offences Against Marriage: Inducing Cohabitation by Deceit – Bigamy – Adultery – Fraudulent Ceremony without Lawful Marriage – Enticing Married Woman Fraudulently

Unit VIII: Offences Affecting Reputation: Concept of Defamation – Libel and Slander – Exceptions to Defamation - Punishments for Defamation – Criminal Intimidation – Misconduct in Public by a Drunken Person.

Text and Reference Books

- Williams Glanville, *Text Book of Criminal Law*, 4th ed., Sweet and Maxwell, 2015.
- Ratanlal & Dhirajlal, *The Indian Penal Code*, 36th ed., Lexis Nexis, 2019.
- Pillai P. S. A., *Criminal Law*, 14th ed., Lexis Nexis, 2019.
- Gaur K. D., *Criminal Law- Cases and Materials*, 7th ed., Lexis Nexis, 2020.
- Paranjape N. V., *Indian Penal Code*, 4th ed., Central Law Publications, 2019.
- Misra S. N., *Indian Penal Code*, 22nd ed., Central Law Publications, 2020.
- Turner J. W. Cecil, *Kenny's Outlines of Criminal Law*, 18th ed., Cambridge University Press, 2013.
- Pandey K. A., *O.P. Srivastava's Principles of Criminal Law*, 7th ed., Eastern Book Company, 2018.

Case Laws

- Jai Bhagwan vs State (Govt. Of N.C.T. Delhi)
- Mukesh v. State (NCT of Delhi) (2018) 8 SCC 149
- Tukaram v. State of Maharashtra, (1979) 2 SCC 143
- Naz Foundation v. Govt of NCT of Delhi (2009 Delhi H C)
- Navtej Singh Johar v. Union of India [WRIT PETITION (CRIMINAL) NO. 76 OF 2016]
- State of Maharashtra v. Flora Santuno Kutinho &Ors (2007, Bombay HC)
- Joseph Shine v. Union of India [WRIT PETITION (CRIMINAL) NO. 194 OF 2017]
- M.K.Prabhakaran v. T.E.Gangadharan, 2006 CrLJ 1872 (Ker)
- SanatanSanstha v. State, 2007 CrLJ 2216 (Bom)
- Kalabai vs. State of Madhya Pradesh AIR 2019 SC 2120

Articles

- Lal Neeta, Addressing Rape in India, The Diplomat, January 21, 2020, available at https://thediplomat.com/2020/01/addressing-rape-in-india/.
- Singh Soibam Rocky, Explained: The laws on rape and sexual crimes, The Hindu, December 8, 2019, available at https://www.thehindu.com/news/national/what-are-the-laws-on-rape-and-sexual-crimes/article30233033.ece.

- DhonchakAnupriya, Standard of Consent in Rape Law in India: Towards an Affirmative Standard, Berkeley Journal of Gender, Law & Justice, Vol. 34, No. 1, 2019.
- Mikhail, John, Is the Prohibition of Homicide Universal? Evidence from Comparative Criminal Law. Symposium, Brooklyn Law Review, Forthcoming; Georgetown Public Law Research Paper No. 10-21. Available at SSRN: https://ssrn.com/abstract=1573194.
- Tuerkheimer, Deborah, The Next Innocence Project: Shaken Baby Syndrome and the Criminal Courts (August 6, 2009). Washington University Law Review, Vol. 87, No. 1, 2009. Available at SSRN: https://ssrn.com/abstract=1354659
- Benedict John Anstey (2017) Criminal defamation and reputation as 'honour': a cross-jurisdictional perspective, Journal of Media Law, 9:1, 132-153.
- Neihoff Len, Soft-core Perjury, Litigation, Vol. 36, No. 3, TRUTH OR CONSEQUENCES (Spring 2010), pp. 8-12.
- Corrosive Crime: The Supreme Court's ruling on curbing acid attacks on women is only the first step. (2013). Economic and Political Weekly, 48(33), 9-9.
- Dennis J Baker (2012) Liability for Encouraging One's Own Murder, Victims, and Other Exempt Parties, King's Law Journal, 23:3, 256-284.

ICFAI Law School, Hyderabad

Online Teaching Format

Course Hand Out

Academic Year – 2020-21

(Class of 2024)

***Course Name*:Indian Penal Code II**

***Course Code:* LL282**

Semester: IV

***Faculty Name*:Dr. K.S. Rekh Raj Jain**

Mobile No: 97040 93588

Email:

Objectives of the Course: This course aims at acquainting students with substantive criminal law of the land. The Indian Penal Code, 1860 has stood the test of time and along with its numerous amendments encapsulates a multitude of offences, their constituent elements and well-defined penalties. The students will be made familiar with the different type's offences, their aggravated forms and their punishments with the help of significant case laws and other ancillary resources.

Course Outcomes: After completing the course, the student shall have the clear picture of essential elements of various crimes and punishments recognized under the law. He will analyze whether the accused has committed any crime as defined under the law and assess the punishment required to be awarded. He will be having the enough knowledge of substantive criminal law and guide the clients.

Recommended Text Books and Reference Books

	Text Book	Author / Publication
1	Text Book of Criminal Law	Williams Glanville, 4th ed., Sweet and Maxwell, 2015
2	The Indian Penal Code	Ratanlal & Dhirajlal, 36th ed., Lexis Nexis, 2019
3	The Indian Penal Code	Paranjape N. V 4th ed., Central Law Publications, 2019
4	The Indian Penal Code	Misra S. N., 22nd ed., Central Law Publications, 2020
5	Criminal Law- Cases and Materials	Gaur K. D., 7th ed., Lexis Nexis, 2020

Course Outline:

Sl.	No. of	Topic	Key Concepts	Text Book	Chapter	Course Outcome

No	Sessions			Material to use	Reading /Videos	
1	6	Unit I: Offences affecting Public Health, Safety, Convenience, Decency and Morals	Definitions, Nature and Concepts of : Public Nuisance, Adulteration of Food, Adulteration of Drugs - Offences against Public Safety and Convenience - Offences affecting Public Morals and Decency	Indian Penal Code - N.V. Paranjape Indian Penal Code – K.D. Gaur	3rd Edition reprint 2018 chapter 14 p-356-391. 6th Edition Reprint 2018 Chapter 14 p-486-521. https://www.youtube.com/results?search_query=Offences+affecting+Public+Health%2C+Safety%2C+Convenience%2C+Decency+and+Morals	Understanding what constitutes an offence regarding Public Health and Adulteration of food and Drugs and public safety
2	4	Unit II: Offences Relating to Elections, Religions and Counterfeiting	Offences Relating to Elections: Electoral Rights, Bribery, Undue Influence, Personation, False Statements, Illegal Payments and Related Punishments – Offences Relating Religion : Inuring or Defiling place of Worship, Deliberate and Malicious Acts and Uttering Words to Hurt the Feelings, Disturbing Religious Assembly, Trespassing the Burial Places – Counterfeiting: Meaning and Nature of Counterfeiting Coin -Making, Selling, Exporting, Importing Possessing, Delivering of Counterfeiting Coins, Government Stamps	Indian Penal Code - N.V. Paranjape Indian Penal Code – K.D. Gaur	3rd Edition reprint 2018 chapter 9-A p-260-226. Chapter 15 p.392-401 Chapter 12 p 340-353 6th Edition Reprint 2018 Chapter 9-A p.403-409. Chapter 15 p 522-540. Chapter 12 p-469-483. https://www.youtube.com/results?search_query=Offences+Relating+to+Elections%2C+Religion	

					s+and+Counterfeiting	
3	8	Unit III: Offences Affecting Human Life and Body	Offences Affecting Life : Culpable Homicide and Murder – Offences Affecting the Body: Hurt and Grievous Hurt – Wrongful Restraint and Wrongful Confinement – Criminal Force – Assault - Kidnapping and Abduction – Slavery and Forced Labour – Unnatural offences – Suicide and Abatement to Suicide	Indian Penal Code – K.D. Gaur Indian Penal Code - N.V. Paranjape	6th Edition 2018 chapter 16 p-541-858,879-936. 3rd Edition reprint chapter 16 p-402-634. https://www.youtube.com/watch?v=Rbni8hv1lOo - by Senior Advocate Vinod Ghai	Knowledge pertaining to various offences against the human body. Analysis how the various offences against body is different and its effect on the life.
4	7	Unit IV: Offences Against Women	Outraging the Modesty of Women - Kidnapping or Abducting Women to Compel Her to Marry or Force Her to Illicit Intercourse - Buying/Selling a Minor for Purpose of Prostitution - Sexual Offences – Rape and Custodial Rape - Causing Miscarriage Without the Consent of Women - Acid Attacks - Sexual Harassment - Assault or Use of Criminal Force to Woman with Intent to Disrobe – Voyeurism – Staking - Cruelty by Husband or His relatives - Dowry death	Indian Penal Code - S.N Misra. Indian Penal Code – K.D. Gaur	14th Edition Chapter 16 p-567-570, 585, 591-617, 724-731. 6th Edition reprint 2018 chapter 16, 841-849. 864, 871-872. 880-934, 1059-1065. https://www.youtube.com/results?search_query=vidya+mitra+india+penal+code	Knowledge about various kinds of offences against the women and what are the repercussion of each offence against the women
MID TERM						
5	8	Unit V: Offences Relating to Property	Theft – Extortion – Robbery – Dacoity – Criminal Misappropriation – Criminal Breach of Trust – Stolen Property – Fraudulent Dispositions of Property – Cheating – Mischief – Criminal Trespass	Indian Penal Code – K.D. Gaur Indian Penal Code -	6th Edition reprint 2018 chapter 17 p-937-1003. 3rd Edition reprint 2018 chapter 17	Knowledge about the kinds of transgressions against the property and analyzing it effects.

				N.V. Paranjape	p-635-742. https://www.youtube.com/results?search_query=Offences+Relating+to+Property https://www.youtube.com/watch?v=Q1VfTVQ6gWM	
6	7	Unit VI: Offences Relating to Documents and Property Marks	Forgery – Forged Document – Forgery for the Purpose of Cheating – Property Mark – Using a False Property Mark – Counterfeiting Property Mark – Counterfeiting of Bank Notes and Currency Notes – Criminal Breach of Contracts	Indian Penal Code – K.D. Gaur Indian Penal Code - N.V. Paranjape	6th Edition Reprint 2018 chapter 18 p-1004-1033. 3rd Edition reprint 2018 chapter 18 p- 743-775.	Understating about the kinds of offences against the documents and Property marks and its effect.
7	4	Unit VII: Offences Against Marriage	Inducing Cohabitation by Deceit – Bigamy –Adultery – Fraudulent Ceremony without Lawful Marriage – Enticing Married Woman Fraudulently	Indian Penal Code – K.D. Gaur Indian Penal Code - S.N Misra.	6th Edition 2018 chapter 20 p1034-1057 14th Edition Chapter 20 p-713-723. https://www.youtube.com/watch?v=0XlziPN6xel -	Knowledge about the Offences against the Marriage. Analyzing its implications.
8	4	Unit VIII: Offences Affecting Reputation	Concept of Defamation – Libel and Slander – Exceptions to Defamation - Punishments for Defamation – Criminal Intimidation – Misconduct in Public by a Drunken Person.	Indian Penal Code – K.D. Gaur Indian Penal Code - S.N Misra.	6th Edition chapter 21 p-1066-1104. 14th Edition Chapter 21 p-732-745.	Understanding how reputation is important and knowledge pertaining to its exceptions.

					https://www.yo+utube.com/results?search_query=defamation+in+IPC	
	12	Tutorial	Case Law will be discussed			
Total	60					

Cases

- Laxman v. State of Kerala **(2019) 3 SCC (Cri) 760**
- Baba Vishwakarma v. Sttate of M.P**. (2019) 9 SCC (Cri) 768**
- Jagdish Khatta v. State of H.P**.(2019) 3 SCC (Cri) 839**
- Prabash Kumar Singh v. State of Bihar **(2019) 3 SCC (Cri) 847**
- Sudam / Rahul Kaniram Jadhav v. State of Maharastra **(2019)3 SCC 851**
- Joseph Shine v. Union of India **2018 SC 1676**
- State of U.P. v. Tribhuwan **(2018)1 SCC 90**
- Naresh Chaubey v. CBI **(2018) 1 SCC 142**

Articles

- Srishti John, Offences affecting the Public Health, Safety, Convenience, Decency and Morals, Law Times Journal available at
- http://lawtimesjournal.in/offences-affecting-the-public-health-safety-convenience-decency-and-morals/
- Electoral Process and Political Parties available at https://legalaffairs.gov.in/sites/default/files/chapter%204.pdf
- Kavya Jhawar, OFFENCES AGAINST HUMAN BODY, Indian Legal Solution available at https://indianlegalsolution.com/offences-against-human-body/
- Violence against women in India, International centre for Research on Women available at https://india.unfpa.org/sites/default/files/pub-pdf/435.pdf
- Mohd Aqib Aslam, Offences Against Property Under Indian Penal Code 1860 (Section 378-460) available at http://www.legalserviceindia.com/legal/article-2473-offences-against-property-under-indian-penal-code-1860-section-378-460-.html
- Srishti John, Offences relating to documents & property marks, Law Times Journal available at http://lawtimesjournal.in/offences-relating-to-documents-property-marks/
- Shivi, Defamation Laws And Judicial Intervention: A Critical Study available at http://ili.ac.in/pdf/paper10.pdf

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
- The participation has to be relevant and meaningful. "Speaking for speaking's sake" will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.
- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.
- Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If, found unable to function, he/she will be replaced by the faculty of the course.

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No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	**Component**	**Expected slot / due date**	**Marks declaration by**	**Weight age**	**Syllabus**
NCP I	Internal Assessment	12-02-2021		15	Unit I and II
NCP II	Mid Term	01-03-2021		20	Unit I to IV
NCP III	Internal Assessment	19-04-2021		15	Unit V and VI
NCP IV	Class Participation				
NCP V	Attendance				
End Term	End Term	03-05-2021 To13-05-2021		50	Unit I to Unit VIII

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Dr. K.S. Rekhraj Jain, Assistant Professor in Law, has about 25 years of teaching. In addition to Doctorate, in Law, holds, Master's Degree in Sociology, Education, Psychology. Teaching area includes Mohammedan Law, Criminal Law, Property Laws, Labour Laws, Land Laws, Criminal Psychology and Forensic Sciences. Interest of Research areas are Criminology and Penology, Juvenile Delinquency, Prisoners' Rights, Human Rights, Third Gender Rights. Serves as resource person for Prison's department Police Academy and other Educational Organizations. Presented several research papers at National and International Conferences and has a few publications to his credit.

Foreign Language- French (AT222A)

Objectives: To provide an opportunity to the students to learn a foreign language that will improve their learning capacity of legal maxims and legal terms of Latin origin in the legal studies. In a globalised world foreign language being treated as a necessary skill, the knowledge of French language will provide a good job prospect in international organizations (IOs) and Multinational companies (MNCs).

Course Outcomes: On the completion of this course, students will able to learn how to read, write and speak in French in various situations of the life. It will enhance their learning and grasping capability of legal terms and legal maxims of Latin origin in legal studies. Moreover, it is an additional skill that they will acquire during this course.

Unit I Introduction in French Alphabet and Phonetic- Numbers (Ordinal and Cardinal)-Greetings (Formal and Informal)-Identifying People (name, nationality, origin, age, personal details)- Days of the Week, Months-Introduce yourself and others- Verbs:-S'appeler, Être , Avoir ,Habiter -Article / Preposition: à, en, au - Name of some common Countries and Nationality-To talk about different professions

Unit II How to talk about one's liking and disliking Verbs- Aimer, Adorer , Préférer ,Detester , Some common vocabularies like music, cinema, theatre ……. etc. ,Article: un, une, des / le, la, les ……

Unit III How to talk about the activities of week- end and vacations…. etc. Verbs-Aller, Venir , Rester , Se reposer , Regarder ,Preposition / Article: au, à la, ……../ du, de la ……..etc

Unit IV How to talk about the activities of the day: **To know about time and seasons**: Pronominal verbs- Se réveiller ,Se lever….etc Verbs-Faire, Être …… etc.

Unit V How to take permission / express one's wishes. Verbs-vouloir,Pouvoir ,Voir , Pronoun: moi, toi, …… etc.

Unit VI How to ask questions / Different form of questions: Qu'est-ce que c'est? , Qui est-ce?, Comment, pourquoi, Où, Combien …… etc.

Unit VII How to narrate a story/ past events. How to talk about future plan: Verbs-Passé Composé ,Imparfait Verb-Future Proche

Unit VIII Letter writing: Formal / Informal Use of legal terms through simple sentences: Example: court, tribunal court, advocate, judge, crime etc. Letter writing

Unit IX Translation based on legal documents: English – French, French – English **Culture and Civilization:** English – French, French – English: Translation

Reference Books:

Nouveau Sans Frontières-1 Francis M.D, Goyal Saab, Delhi, (1992 ed.) 2012

Alter Ego1, Alter Ego1, Berthet A. et al,Hachette, Paris,2006

Le Francais du Droit, Penfornis J.L, CLE International, Paris,1998

ICFAI Law School, Hyderabad

Course Hand Out

Academic Year – 2018-19

(Class of 2022)

***Course Name*: Foreign Language- French**

Course Code:

Semester: IV

***Faculty Name*: Ranjeet Kumar**

Mobile No: 6200102772

Email: ranjeetjnulaw@gmail.com

Objectives of the Course: To provide an opportunity to the students to learn a foreign language that will improve their learning capacity of legal maxims and legal terms of Latin origin in the legal studies. In a globalised world foreign language being treated as a necessary skill, the knowledge of French language will provide a good job prospect in international organizations (IOs) and Multinational companies (MNCs).

Course Outcomes: On the completion of this course, students will able to learn how to read, write and speak in French in various situations of the life. It will enhance their learning and grasping capability of legal terms and legal maxims of Latin origin in legal studies. Moreover, it is an additional skill that they will acquire during this course.

Recommended Text Books and Reference Books

	TEXT BOOK	AUTHOR / PUBLICATION
1	Nouveau Sans Frontières-1	Francis M.D, Goyal Saab, Delhi, (1992 ed.) 2012(Only concerned lessons which cover the syllabus)
2	Alter Ego1	Alter Ego1, Berthet A. et al,Hachette, Paris,2006
3	Le Francais du Droit,	Penfornis J.L, CLE International, Paris,1998.

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1.	8	UNIT – I: Introduction in French	Alphabet and Phonetic-Numbers (Ordinal and Cardinal)- Greetings (Formal and Informal)-Identifying People (name, nationality, origin, age, personal details)- Days of the Week,	Nouveau Sans Frontières-1		After the completion of this unit, the students will become familiar with the basics of the French language i.e. alphabets, numbers,

			Months-Introduce yourself and others- Verbs:- S'appeler, Être , Avoir ,Habiter -Article / Préposition: à, en, au - Name of some common Countries and Nationality-To talk about different professions			greetings and basic vocabulary etc.
2.	5	UNIT – II: How to talk about one's liking and disliking	Verbs- Aimer, Adorer , Préférer ,Detester , Some common vocabularies like music, cinema, theatre ……. etc. ,Article: un, une, des / le, la, les ……	Nouveau Sans Frontières-1		On the completion of this unit, students will be able to learn how to talk and express one's liking and disliking.
3.	5	UNIT – III: How to talk about the activities of week-end and vacations…. etc.	Verbs-Aller, Venir , Rester , Se reposer , Regarder ,Preposition / Article: au, à la, ……../ du, de la ……..etc	Alter Ego1		After the completion of this unit, students will be able to know how to express about the activities of the week-end and vacations etc.
4.	5	UNIT –IV: How to talk about the activities of the day: To know about time and seasons:	Pronominal verbs- Se réveiller ,Se lever….etc Verbs-Faire, Être …… etc.	Nouveau Sans Frontières-1		On the completion of this unit, students will be able to learn how to talk about daily activities.
5.	5	UNIT --V: How to take permission / express one's wishes.	Verbs-vouloir,Pouvoir ,Voir , Pronoun: moi, toi, …… etc.	Alter Ego1		After the completion of this unit, the students will be able to know how to express one's wishes and ask for permission.
6.	5	UNIT--VI: How to ask questions / Different form of questions:	Qu'est-ce que c'est? , Qui est-ce?, Comment, pourquoi, Où, Combien …… etc.	Nouveau Sans Frontières-1		On the completion of this unit, the learners will be able to know how to frame interrogative sentences and get acquainted with the different form of questions.
7.	5	UNIT--VII: How to narrate a story/ past events. How to talk about future plan:	Verbs- Passé Composé ,Imparfait Verb-Future Proche	Alter Ego1		After the completion of this unit, the learners will be able to know how to write and narrate a story ,a past events and about a future plan.
8.	5	UNIT-VIII: Letter writing: Formal / Informal	Letter writing	Nouveau Sans Frontièr		On the completion of this unit, the students will be able to learn

		Use of legal terms through simple sentences: Example: court, tribunal court, advocate, judge, crime etc.	Example: court, tribunal court, advocate, judge, crime etc.	es-1		how to write a formal or informal letters and legal terms of French language used in the Common Law system.
9	5	UNIT--IX: Translation based on legal documents: English – French, French – English Culture and Civilization:	English – French, French – English: Translation Difference between Common Law and Civil Law System-Adversarial and Inquisitorial System of Trials-their impact on each other in a globalized world.	Alter Ego1		On the completion of this unit, the students will learn the basic translation from French to English or vice-versa and about French culture and civilization – its impact on the global-legal culture.
Total	48					

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
- The participation has to be relevant and meaningful. "Speaking for speaking's sake" will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.
- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
- The Students should come in uniform, otherwise they will be marked absent. Do not roam in the academic area/ attend classes in chappals / shorts / informal t-shirts.
- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.

- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.

- Five (5) Marks for attendance will be given as below-

Attendance percentage	Marks alloted
96-100	5
91-95	4
86-90	3
81-85	2
75-80	1
Less than 75%	0

- Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

Students must occupy their seats before faculty comes in and remain seated until the end of the class.

Students must have their name plates on the desk.

Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.

Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.

No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	Component	Expected slot / due date	Marks declaration by	Weig htage	Syllabus
NCP I	Internal Assessment	25-02-2019	28-02-2019	10	Unit I
NCP II	Mid Term	04-03-2019	13-03-2019	20	Unit I and II
NCP III	Internal Assessment	02-05-2019	02-05-2019	10	Unit III and IV
NCP IV	Class Participatio n	07-05-2018	07-05-2018	5	
NCP V	Attendance	07-05-2019	07-05-2019	5	
End Term	End Term	06-05-2019	20-05-2019	50	Unit I to IX.

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Ranjeet kumar, +2 from Aligarh Muslim University, B.A. (Hons) in French Language and Literature (Jawaharlal Nehru University, New Delhi), LLB (University of Delhi Delhi), LLM (Babasahab Bhimrao Ambedkar Central University, Lucknow), UGC-NET Qualified (2017).

Foreign Language – Spanish (MG232B)

Objectives of the Course: The study of this course enables the students to appreciate the importance of learning a foreign language.To enable the students to have practical knowledge of Spanish language in order to have an effective communication with native speakers of the language.To enable the students to use the language for the purpose of their relevant professions related to the course.

Course Outcome: Speaks and writes basic Spanish sentences involving greetings and salutations. Describes personal information, ideas and thoughts using simple sentences and expressions. Constructs sentences to demonstrate different emotions and opinions. Describes one's everyday activities and participates in conversations in shops. Discusses about the culture of Spanish speaking countries. Analyses simple literature texts in Spanish. Discusses about famous personalities from Spain and Latin America.Translates documents from English to Spanish and vice versa, including legal terminology.

Unit-1:Introduction to Spanish Language: Greetings and salutations, Spanish alphabet, numbers and related grammar topics.

Unit-II: Basic personal and family information: Places, professions, information related to geography and employment, routine tasks, introducing one with other and describing ideas, opinions, thoughts, dreams and plans.

Unit-III: Basic social interactions: Invitations accept and reject invitations, expressing likes and dislikes, surprise and joy.

Unit-IV: Daily routine: Talk about time, everyday activities, expressions of quantities and shopping situations.

Unit-V: Cultural components: Spanish and Latin American food, festivals, sports, music and cinema.

Unit-VI: Spanish and Latin American literature: Simple literature texts, noble laureates.

Unit-VII: Famous personalities: Famous Spanish and Latin American personalities in history, economics, politics and law.

Unit-VIII: Legal terms in Spanish: Vocabulary of common legal terms, translation of simple legal documents, legal expression in Spanish and English.

Text and Reference Books:

- Mira 1, 2 and 3 – Anneli Mclachlan
- Cambridge IGCSE Foreign Language-Spanish, Hodder Education, Mike Thacker
- Listos 1, 2 and 3.

Videos :

- https://www.youtube.com/watch?v=GkXQkVNrBUE
- https://www.youtube.com/watch?v=X_v5cBtqpOM
- https://www.youtube.com/watch?v=9KmHO5nNu38
- https://www.youtube.com/watch?v=1XgLogU-wuw
- https://www.youtube.com/watch?v=7TfxidcNjGk
- https://www.youtube.com/watch?v=QzHAzvjYly0

Introduction to Philosophy (AT 232)

Objectives: The course aims to enable the students to understand "the Evolution of Ideas" that have helped individuals and society. This will develop in the students the habits of clear critical thinking within the framework of both an adequate philosophical methodology and accepted norms of scholarship. The course focuses on the holistic development of the student's i.e. theoretical and conceptual understanding of Philosophy. Further it helps the student to formulate for oneself a philosophy of life or world view.

Course Outcome: On successful completion of the course, the student will be able to cultivate techniques that will help them to become clearer about what matters to them most and to develop skills that are essential in the pursuit of Law discipline. Further, student will be able to compare and analyze the philosophies of the various scholars.

Unit I:Introduction to Philosophy: Nature and Scope of Philosophy - Definition of Philosophy - The Importance of Philosophical Investigation - The Philosophical Landscape - Origins of Philosophy - Types of philosophy - Philosophy and Law - Philosophy and History - Philosophy and religion - Philosophy and Language - Philosophy and science - Philosophy and Psychology - Philosophy and Politics.

Unit II: **Evolution of Philosophy:** Oriental Philosophy: Egypt, China, India - Greek and Greco-Roman Philosophy: Pre-Socratic Philosophy, Socrates and Socratic schools, Post-Aristotelian Philosophy - Greco-Oriental Philosophy of Christian Era: Patristic Philosophy, Scholastic Philosophy - Modern Philosophy: Descartes to Kant, Kant to Present.

Unit III: **Theories of Philosophy:** Locke's theory of Ideas - Hume's theory of Ideas - Concept vs Image - Abstract Concepts – Truth - Correspondence theory - Coherence theory - Pragmatic theory - Sense experience, Reason - Authority, Intuition, Revelation - Theories of Goodness - Theories of Conduct: Ethics, Moral, Right, Duty, Virtue, and Faith.

Unit IV:Classification of Philosophy: Metaphysics: Definition, Cosmology and Ontology - Epistemology: Definition, the nature of knowledge, justification, and the rationality of belief - Logic: Definition, Formal and Symbolic logic- Ethics: Definition, Meta-ethics, Normative Ethics, and Applied Ethics - Aesthetics: Definition, Sense of Perception - Natural Philosophy - The Classical Age - Beginning of Modernity - Modern Philosophy.

Unit V:Schools of Philosophical Thought I: Metaphysical School: Singularism and Pluralism, Materialism, Spiritualism, Dualism, Monism, Mechanism and Teleology - Epistemological School: Dogmatism, Phenomenalism - Ethical School: Origin of Morality, Ethics of Reflexion and Feeling, Individualism and Universalism, Subjectivism and Objectivism.

Unit VI: Schools of Philosophical Thought II: General School of Thought: Empiricism, Rationalism, Idealism, Positivism, Stoicism, Structuralism, Existentialism, Skepticism, Cynicism, Romanticism - Political School of Thought: Communism, Socialism, Liberalism, Contractualism, Anarchism, Humanism, Feminism, Utilitarianism, Transcendentalism.

Unit VII:Indian Philosophy: Origins – Age of the Sutra - Orthodox School of Thought: Samkhya, Yoga, Nyaya, Vaisheshika, Purva Mimamsa, Vedanta - Heterodox School of Thought: Carvaka, Buddhist Philosophy, Jain Philosophy - Indian Political Philosophy: Arthashastra, ahimsa, Satyagraha; Aurobindo: Moksha, Samsara - Ramana Maharshi: Advaita Vedanta.

Unit VIII: Modern Philosophy: Early Philosophers; Modern Philosophers; Analytic Philosophy vs. Continental Philosophy; Modern Logic; Philosophy of Government; Science; Modern Epistemology - Justified True Belief; Ethics: Cognitive vs. Non-Cognitive; Philosophy of Mind; Rationality and Economy.

Text and Reference Books

- Peter J. Ahrensdorf, *Greek Tragedy and Political Philosophy.* Cambridge University Press, 2009
- Roger Scruton, *A Short History of Modern Philosophy.* Routledge, 2002
- Willian Van Orman Quine, *Methods of Logic.* Harvard University Press, 1982
- Dale Facquette, *Philosophy of Logic – An Anthology.* Elsevier, 2006
- Edward Craig, *Philosophy: A very short Introduction,* OUP Oxford, 2002
- Bernard Williams, *Ethics and the Limits of Philosophy.* Taylor & Francis, 2011
- Kevin N. Laland & Gillian R. Brown, *Sense and Nonsense: Evolutionary Perspectives on Human Behaviour.* Oxford University Press Oxford, 2011
- M. Hiriyanna, *Outlines of Indian Philosophy*. Motilal Banarsidass Publication, 1993
- Dasgupta, S.N., *An Historical Introduction to Indian Philosophy, Volume 1*. Library of Alexandria, 2000
- Oliver Leaman, *The Future of Philosophy.* Routledge, 2002

Articles:

- Philip Kitcher, Philosophy Inside Out, *Metaphilosophy*, Vol.42 (3), 2011.
- J.T.M. Miller, Language and Ontological emergence, *Philosophica*, Vol.91 (1): 105-143, 2017.
- Sher, Truth as Composite Correspondence. In: Achourioti T., Galinon H., Martínez Fernández J., Fujimoto K. (eds) Unifying the Philosophy of Truth. Logic, Epistemology, and the Unity of Science, vol 36. Springer, Dordrecht, 2015.
- Pynn, Pragmatic Contextualism. Metaphilosophy, Vol. 46: 26-51, 2015.

- James R.Beeb, The Empirical Study of Folk Meta-ethics, ETKYA, Vol.50, 2015.
- Shapiro, Revisiting the Early Modern Philosophical Canon. *Journal of the American Philosophical Association,2*(3): 365-383, 2016.
- Maharaj, Ayon. "Toward a new Hermeneutics of the *Bhagavad Gītā*: Sri Ramakrishna, Sri Aurobindo, and the Secret of *Vijñāna*." *Philosophy East and West*, vol. 65(4): 1209-1233, 2015.

Videos :

- https://swayam.gov.in/nd2_arp19_ap63/preview
- https://swayam.gov.in/nd2_cec20_hs11/preview
- https://www.classcentral.com/course/swayam-indian-philosophy-7951
- https://study.com/academy/lesson/epistemology-definition-examples-quiz.html

ICFAI LAW SCHOOL, HYDERABAD

Course Handout

Academic Year 2020-21

Class of - B.A LLB. (H)

***Course Name*: Introduction to Philosophy**

***Course Code:* AT 232**

Semester: IV

***Faculty Name*: N. Padmanabha Rao**

Mobile No: 9441727149 / 8639663806

Email: npadmanabharao@ifheindia.org

Objectives of the Course: The course is designed explicitly to help the students to recognize, analyze, judge, and act upon problems they encounter in the world, thus moving them towards intellectual autonomy i.e. to develop a self-reflective attitude to their own professional and personal development.

Recommended Text Books and Reference Books

	Text Book	Author / Publication
1	*Greek Tragedy and Political Philosophy*	Peter J.Ahrensdorf,.Cambridge University Press, 2009
2	*A Short History of Modern Philosophy*	Roger Scruton,Routledge, 2002
3	*Methods of Logic*	Willian Van Orman Quine, Harvard Univ. Press, 1982
4	*Philosophy of Logic-- An Anthology*	Dale Facquette – Elsevier, 2006
5	, *Philosophy: A very short Introduction*	Edward Craig OUP Oxford, 2002
6	*Ethics and the Limits of Philosophy*	Bernard Williams, Taylor & Francis, 2011
7	*Sense and Nonsense: Evolutionary Perspectives on Human Behaviour*	KevinN.Laland&Gillian R.Brown, OUP Oxford, 2011
8	*Outlines of Indian Philosophy*	M. Hiriyanna, Motilal Banarsidass Publ., 1993
9	*An Historical Introduction to Indian Philosophy, Volume 1*	Dasgupta, S.N., Library of Alexandria, 2000
10	*The Future of Philosophy*	Oliver Leaman, Routledge, 2002

11	*History of Philosophy*	William Turner, Ginn and Company; Later Printing edition (January 1, 1929)

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1	6	Introduction	Nature and Scope of Philosophy - Definition of Philosophy - The Importance of Philosophical Investigation - The Philosophical Landscape - Origins of Philosophy - Types of philosophy - Philosophy and Law - Philosophy and History - Philosophy and religion - Philosophy and Language - Philosophy and science - Philosophy and Psychology - Philosophy and Politics.	*A Short History of Modern Philosophy*		Students acquire knowledge of Western philosophy and its relationship with other disciplines. Encourages them to explore the exciting new possibilities outside the confines of a single discipline
2	6	Evolution of Philosophy	Oriental Philosophy: Egypt, China, India - Greek and Greco-Roman Philosophy: Pre-Socratic Philosophy, Socrates and Socratic schools, Post-Aristotelian Philosophy - Greco-Oriental Philosophy of Christian Era: Patristic Philosophy, Scholastic Philosophy - Modern Philosophy: Descartes to Kant, Kant to Present.	*History of Philosophy*		Acquaints students with thehistoryof the discipline from its earliestoriginsto the contemporary times.
3	5	Theories of Philosophy	Locke's theory of Ideas - Hume's theory of Ideas - Concept vs Image - Abstract Concepts – Truth - Correspondence theory - Coherence theory - Pragmatic theory - Sense experience, Reason - Authority, Intuition, Revelation - Theories of Goodness - Theories of Conduct: Ethics, Moral, Right, Duty, Virtue, and Faith.			Students learn various key concepts such as 'truth', reality'' and gains insight into ethical principles, values and traditions of moral reasoning.
4	7	Classification of Philosophy	Metaphysics: Definition, Cosmology and Ontology - Epistemology: Definition,			Knowledge of major movements and

			the nature of knowledge, justification, and the rationality of belief - Logic: Definition, Formal and Symbolic logic- Ethics: Definition, Meta-ethics, Normative Ethics, and Applied Ethics - Aesthetics: Definition, Sense of Perception - Natural Philosophy - The Classical Age - Beginning of Modernity - Modern Philosophy.			issues of philosophy of science, religion,ontology, and the current developments and issues in philosophy of mind and language
5	7	Schools of Philosophical Thought I	Metaphysical School: Singularism and Pluralism, Materialism, Spiritualism, Dualism, Monism, Mechanism and Teleology - Epistemological School: Dogmatism, Phenomenalism - Ethical School: Origin of Morality, Ethics of Reflexion and Feeling, Individualism and Universalism, Subjectivism and Objectivism.			Contributes to the development of the mind and encourages them to achieve ideas of the highest quality possible by learning from the wisdom of great thinkers of the past.
6	6	Schools of Philosophical Thought II	General School of Thought: Empiricism, Rationalism, Idealism, Positivism, Stoicism, Structuralism, Existentialism, Skepticism, Cynicism, Romanticism - Political School of Thought: Communism, Socialism, Liberalism, Contractualism, Anarchism, Humanism, Feminism, Utilitarianism, Transcendentalism			Gains an insight into some of the philosophical schools such as Idealism, stoicism, existentialism etc. and understands the profound influence of Philosophical schools of thought on the progression of human society
7	5	Indian Philosophy	Origins – Age of the Sutra - Orthodox School of Thought: Samkhya, Yoga, Nyaya, Vaisheshika, PurvaMimamsa, Vedanta - Heterodox School of Thought: Carvaka, Buddhist Philosophy, Jain Philosophy - Indian Political Philosophy: Arthashastra, ahimsa, Satyagraha; Aurobindo:			Students will be able to learn the richness of the classical Indian philosophical tradition and the significance of its ideas to contemporary philosophy.

			Moksha, Samsara - RamanaMaharshi: Advaita Vedanta.			
8	6	Modern Philosophy	Early Philosophers; Modern Philosophers; Analytic Philosophy vs. Continental Philosophy; Modern Logic; Philosophy of Government; Science; Modern Epistemology - Justified True Belief; Ethics: Cognitive vs. Non-Cognitive; Philosophy of Mind; Rationality and Economy.			Learns the important schoolsof thought of the authors of significance within both pre-modern and modern periods of the history of philosophy inthe light of epistemological, metaphysical and ethical considerations

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
- The participation has to be relevant and meaningful. “Speaking for speaking’s sake” will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.
- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum

attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.

- Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

Students must occupy their seats before faculty comes in and remain seated until the end of the class.

Students must have their name plates on the desk.

Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.

Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.

No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	Component	Expected slot / due date	Marks declaration by	Weig htage	Syllabus
NCP I	Internal Assessment	12 February	March		**I&II**
NCP II	Mid Term	2 March	April		I to IV
NCP III	Internal	15 April	April		V&VII

	Assessment				
NCP IV	Class Participation				
NCP V	Attendance				
End Term	End Term	14 May	June		I to VIII

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief Profile of the Faculty Member

Name: , Dr. N. Padmanabha Rao



Designation: Asst. Professor

Teaching Areas:

Communicative English and Phonetics

Business Communication

Personality Development

Research Interests:

Diaspora, Leadership communication and

Health communication

Education:

Ph.D. Kakatiya University

M.A. Kakatiya University

B.Sc. Kakatiya University

Professional Experience:

September 2020 - Till date: Asst. Professor, ICFAI Law School, IFHE,Hyderabad.

1985 - 2020: Asst. Professor / Head, Dept. of English / Vice-Principal, Lal Bahadur College, Warangal.

2014- 2015: Visiting Faculty, National Institute of Technology, Warangal.

Selected Publications

"Negotiating Identities in Chitra Banerjee Divakaruni's Queen of Dreams." Flowering of

Indian English Literature, New Dimensions. 2014

"Transition of Cultural Identity in Chitra Banerjee Divankaruni's The Mistress of Spices", New Orientations in English Literature and Language Teaching. 2014

"Redefining Identity: A Study of Chitra Banerjee Divakaruni's The Vine of Desire" Kakatiya Journal of English Studies. 2012

"Can the (Sexed) Subaltern Speak? A Study of Chitra Banerjee Divakaruni's Sister of My Heart" Kakatiya Journal of English Studies. 2012

"The Creative Word", Triveni. 2004

"Stylistics and Reading of Poetry", Osmania Papers in Linguistics. 1992

Law of Evidence (LL242)

Objectives: This course aims to acquaint students with the Indian Law of Evidence in details and attempts to familiarize them with the fundamental concepts as well as the ongoing deliberations with respect to the working of the Law of Evidence in the courts.

Course Outcome: At the end of the course a student would be in an informed position regarding the concept and evolution of Evidence, the provisions of the Indian Evidence Act, 1872 along with all its amendments through the course of time. Along with that, the student shall be acquainted with landmark judgments given by the Hon'ble Supreme Court and the Hon'ble High Courts of Indiato get a clear and fundamental understanding of the subject. Furthermore, the student shall be introduced to various deliberations going on with respect to collection of evidence and its admissibility at both national and global levels.

Unit I Introduction to Law of Evidence: Purpose of the Law of Evidence – History of the Law of Evidence – Salient Features of the Indian Evidence Act, 1872 - Definitions: Court, Fact, Fact-in-issue, Document, Evidence, Kinds of Evidence

Unit II Relevancy: Relevant Facts – Admissibility and Relevancy.Doctrine of Res Gestae – Relevancy of Facts not Otherwise Relevant

Unit IIIRelevancy of Statements: General Principles Concerning Admissions – Involuntary Confessions made by Inducement, Threat or Promise – Confession made to Police Officer – 'Custodial' Confessions – Statements Leading to Discovery of Facts; Confession by Co-accused.

Persons who cannot be called as Witnesses – Dying Declaration; Other Statements – Statements made in Judicial Proceedings; Statements made under Special Circumstances.

Unit IV Relevancy of Judgments, Opinion and Character: Relevance of Previous Judgments – Judgments as Conclusive Proof; Judgments When Irrelevant – Fraud or Collusion in Obtaining Judgment, Expert Evidence – Opinion in Other Cases when Relevant – Relevance of Character

Unit V On Proof I: Proved, Disproved, Not proved, Facts which need not be proved, Oral Evidence; Documentary Evidence – Public and Private Documents

Unit VI On Proof II: May presume, Shall presume, Conclusive Proof, Presumption as to Documents – Presumption as to Public Documents – Presumption as to Ancient Documents, Exclusion of Oral Evidence by Documentary Evidence – Rules for Interpretation or Construction of Documents.

Unit VII Burden of Proof and Estoppel: Principles of Burden of Proof – Standard of Proof in Civil and Criminal Proceedings; Presumptions, Doctrine of Estoppel – Classification of Estoppel – Estoppel, Res Judicata and Waiver.

Unit VIII Competency and Compellability of Witnesses: Kinds of witnesses - Competency of Witnesses – Compellability of Witnesses (Privileged Communications) – Accomplice Evidence.

Unit IX Examination of Witnesses: Kinds of Examination of Witnesses; Cross-examination of Witnesses – Contradictory and Corroborative Evidence – Powers of Judges regarding Witnesses – Improper Admission and Rejection of Evidence.

Project Work:

Use of forensic evidences, circumstantial evidences in the trial of accused in Nirbhaya cases

Text and Reference Books

- Batuk Lal: The Law of Evidence, 22 nd Edition, Central Law Agency, Allahabad, 2018.
- Ratanlal and Dhirajlal, The Law of Evidence, 25th edition, Lexis Nexis 2nd edition,2013.
- Avtar Singh: Principles of the Law of Evidence, 22 nd Edn. Central Law Publications,2013
- Vepa P. Saradhi: Law of Evidence 7th Edn. Eastern Book Co., Lucknow, 2019.
- V. Krishnama Chary: The Law of Evidence, 8th Edn. N.Gogia & Company, 2019.

Recent Case Laws:

- Mukundakam Sharma, C.K. Prasad, S. Arul Raja vs. State of Tamil Nadu [(2010) 8 SCC233]
- Doraiswamy Raju, Arijit Pasayat, P.V. Radhakrishna vs. State of Karnataka [(2003)6 SCC 443]
- Md. Jamiluddin Nasir vs. State of West Bengal [AIR 2014 SC 2587]
- Sanjay Dutt (A-117) and Ors. vs. State of Maharashtra, through CBI (STF) [AIR 2013SC 2687]
- State of Uttar Pradesh vs. Ravindra and Ors. [MANU/SI/0097/2019]
- Amarjeet Singh vs. State of Himachal Pradesh [MANU/HP/2250/2019]
- Manoharan vs. State [MANU/SC/1526/2019]
- Gurjit Singh vs. State of Punjab [MANU/SC/1625/2019]
- Natarajan vs. State [MANU/TN/8902/2019]
- Su-Kam Power Systems Ltd. vs. Kunwer Sachdev and Ors. [MANU/DE/3503/2019]

ICFAI Law School, Hyderabad

ONLINE Teaching Format

Course Hand Out

Academic Year – 2020-21

(Class of 2019-2024)

***Course Name*: Law of Evidence (LL242)**

***Course Code:* LL242**

Semester: IV

***Faculty Name*: Dr. Sumanta Meher**

Mobile No: 9563665770

Email: sumantameher@ifheindia.org

Objectives of the Course: This course aims to acquaint students with the Indian Law of Evidence in details and attempts to familiarise them with the fundamental concepts as well as the ongoing deliberations with respect to the working of the Law of Evidence in the courts.

Course Outcomes: At the end of the course a student would be in an informed position regarding the concept and evolution of Evidence, the provisions of the Indian Evidence Act, 1872 along with all its amendments through the course of time. Along with that, the student shall be acquainted with landmark judgments given by the Hon'ble Supreme Court and the Hon'ble High Courts of India to get a clear and fundamental understanding of the subject. Furthermore, the student shall be introduced to various deliberations going on with respect to collection of evidence and its admissibility at both national and global levels.

Recommended Text Books and Reference Books

	Text Book	Author / Publication
1	The Law of Evidence, 22nd Edition	Batuk Lal, Central Law Agency, Allahabad, 2018.
2	The Law of Evidence, 25th edition,	Ratanlal and Dhirajlal, Lexis Nexis 2nd edition, 2013.
3	Principles of the Law of Evidence, 22nd Edition.	Avtar Singh, Central Law Publications,2013
4	Law of Evidence 7th Edition.	Vepa P. Saradhi, Eastern Book Co., Lucknow, 2019.
5	The Law of Evidence, 8th Edition.	V. Krishnama Chary, N.Gogia & Company, 2019.

8.	The Law of Evidence: Commentary on Evidence Act, 1872 Volume 1 & 2, 2nd Edn. 2016.	Ram Jethmalani, D. S. Chopra: Thomson Reuters Publications
9.	Law of Evidence, Vol. 1, 2, 3, 4, 20th Edn., 2017.	Woodroffe, Amir Ali: Lexis Nexis Publications
10.	The Modern Law of Evidence 12th Edn. 2018.	Adrian Keane, Paul McKeown: Oxford University Press

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
	4	Introduction to Law of Evidence	Purpose of the Law of Evidence – History of the Law of Evidence – Salient Features of the Indian Evidence Act, 1872 - Definitions: Court, Fact, Fact-in-issue, Document, Evidence, Kinds of Evidence	Lal: The Law of Evidence, 22nd Edition, 2018. Avtar Singh:Principles of the Law of Evidence, 22nd Edn., 2013.	Chapter 1Introduction https://youtu.be/KwYMimnUV5E	The Students will come to know the objectives, General Principles of the Law of Evidence. Apart from that, they will learn the key definitions of eh Indian Evidence Act.
	6	Relevancy	Relevant Facts – Admissibility and Relevancy. Doctrine of Res Gestae – Relevancy of Facts not Otherwise Relevant	Batuk Lal: The Law of Evidence, 22nd Edition Singh:Principles of the Law of Evidence, 22nd Edn., 2013.	Chapter I, Chapter II: Pg. 95-187 Chapter 1, Chapter 2: Pg. 43 – 111 https://youtu.be/Jgt1pbtNKnQ	In this module, the students will learn about which facts are relevant to a court in any particular case. Various doctrines and case laws will accompany the study of the principles.
	7	Relevancy of Statements	General Principles Concerning Admissions – Involuntary Confessions made by Inducement, Threat or Promise – Confession made to Police Officer – 'Custodial' Confessions – Statements Leading to Discovery of Facts; Confession by Co-accused.	Lal: The Law of Evidence, 22nd Edition, 2018. Avtar Singh:Principles of the	Chapter II: Pg. 188-367 Chapter 3: Pg. 112-232 https://youtu.be/OKEz3wJC7e0 https://youtu.be/Xmc6rSGQtgc	The students will learn about statements made by witnesses in a particular case which may either act as an admission or a confession. Importance of statements made by persons who cannot be called as

			Persons who cannot be called as Witnesses – Dying Declaration; Other Statements – Statements made in Judicial Proceedings; Statements made under Special Circumstances.	Law of Evidence, 22nd Edn., 2013.		witnesses such as Dying Declarations and statements under section 21 (1) shall also be discussed with the help of various landmark judgments.
	5	Relevancy of Judgments, Opinion and Character	Relevance of Previous Judgments – Judgments as Conclusive Proof; Judgments When Irrelevant – Fraud or Collusion in Obtaining Judgment, Expert Evidence – Opinion in Other Cases when Relevant – Relevance of Character	Lal: The Law of Evidence, 22nd Edition, 2018. Avtar Singh:Principles of the Law of Evidence, 22nd Edn., 2013.	Chapter II: Pg. 368-413 Chapter 2: Pg. 233-278 https://youtu.be/b3R-8qBiP30	The students will come to know that, judgments rendered by courts of law can act as evidence in subsequent cases and when does a judgment lose its admissibility. Along with that we shall deal with evidence given by experts, and evidence in relation to character of a person as to when these become relevant. Various case laws will be discussed in this regard.
	4	On Proof I	Proved, Disproved, Not proved, Facts which need not be proved, Oral Evidence; Documentary Evidence – Public and Private Documents	Lal: The Law of Evidence, 22nd Edition, 2018. Avtar Singh:Principles of the Law of Evidence, 22nd Edn., 2013.	Chapter III, Chapter IV, Chapter V Chapter 3, Chapter 4, Chapter 5 https://youtu.be/wsf3kC4iLzQ?list=PL_a1TI5CC9RH98Z-yQ1_0vcgzFDLm06n6	In this unit the student will get to know the broad categories of evidence i.e. oral evidence and documentary evidence. Besides, there will be discussions regarding the inclusion of electronic evidence with the advent of the Information Technology Act, 2000.
	4	On Proof II	May presume, Shall presume, Conclusive Proof, Presumption as to Documents – Presumption as to Public Documents – Presumption as to Ancient Documents, Exclusion of Oral Evidence by Documentary Evidence – Rules for Interpretation or Construction of Documents.	Lal: The Law of Evidence, 22nd Edition, 2018. Avtar Singh:Principles of the Law of Evidenc	Chapter VI Chapter 6	The students will learn elaborately about Presumptions. Presumptions with regards to certain kinds of documents will also be discussed in this chapter. Along with that, it will be discussed as to when oral evidence cannot be taken in certain matters and

				e, 22nd Edn., 2013.		only documentary evidence is acceptable. The exception to such cases will also be discussed.
	8	Burden of Proof and Estoppel	Principles of Burden of Proof – Standard of Proof in Civil and Criminal Proceedings; Presumptions, Doctrine of Estoppel – Classification of Estoppel – Estoppel, Res Judicata and Waiver.	Lal: The Law of Evidence, 22nd Edition, 2018. Avtar Singh:Principles of the Law of Evidence, 22nd Edn., 2013.	Chapter VII Chapter VIII Chapter 7 Chapter 8	Proof is the goal of production of evidence. On whom does the burden of proving a case lies shall be dealt with under this module. When such burden shifts with regard to different kinds (civil and criminal) cases shall also be discussed under this module. The students will also be learning about certain important presumptions that the court makes in specific cases. We shall be taking the help of landmark judgments in this regard. Estoppel is whereby a person or a party is stopped from going back on his earlier statement made. The various aspects of application of this principle in the court of law shall be dealt with under this module. Significance of the principle and relevant case laws shall also be put forward for deliberating upon by the students
	5	Competency and Compellability of Witnesses	Kinds of witnesses - Competency of Witnesses – Compellability of Witnesses (Privileged Communications) – Accomplice Evidence	Lal: The Law of Evidence, 22nd Edition, 2018. Avtar Singh:P	Chapter IX Chapter 9	In this module, the students will be learning about the kinds of witnesses who are competent to testify in court. They shall also learn as to the extent to which a witness may be

				rinciples of the Law of Evidenc e, 22nd Edn., 2013.		compelled to give evidence and its exceptions (privileged communications). They shall also learn about the reliability of evidence given by an accomplice in a case. The sessions will be accompanied with case laws and other examples.
	5	Examination of Witnesses	Kinds of Examination of Witnesses; Cross-examination of Witnesses – Contradictory and Corroborative Evidence – Powers of Judges regarding Witnesses – Improper Admission and Rejection of Evidence.	Lal: The Law of Evidenc e, 22nd Edition, 2018. Avtar Singh:P rinciples of the Law of Evidenc e, 22nd Edn., 2013.	Chapter X, Chapter XI Chapter 10, Chapter 11 https://youtu .be/Zc0yGQ bL9qY	The examination of witnesses in a court of law, the sequence in which they are to be examined, the kinds of evidences required for corroboration and contradiction are to be discussed in this module. Apart from that when can an evidentiary material be rejected or improper admission of evidence will also be discussed under this module.
10.	12	Tutorial sessions				
Total	60	48 + 12 (Tutorial) Sessions				

Articles and other reference material

- Mason, S., & Seng, D. (Eds.). (2017). *Electronic Evidence*. School of Advanced Study, University of London
- Hunt, I., & Mostyn, J. (2020). Probability reasoning in judicial fact-finding. *The International Journal of Evidence & Proof*, *24*(1), 75–94.
- 69th Report of the Fifth Law Commission India made a comprehensive revision of the Evidence Act available at http://lawcommissionofindia.nic.in/reports/185thReport-PartII.pdf
- Mike Redmayne, The Structure of Evidence Law, *Oxford Journal of Legal Studies*, Volume 26, Issue 4, Winter 2006, Pages 805–822

Recent Case Laws:

- Mukundakam Sharma, C.K. Prasad, S. Arul Raja vs. State of Tamil Nadu [(2010) 8 SCC 233]
- Doraiswamy Raju, Arijit Pasayat, P.V. Radhakrishna vs. State of Karnataka [(2003) 6 SCC 443]
- Md. Jamiluddin Nasir vs. State of West Bengal [AIR 2014 SC 2587]

- Sanjay Dutt (A-117) and Ors. vs. State of Maharashtra, through CBI (STF) [AIR 2013 SC 2687]
- State of Uttar Pradesh vs. Ravindra and Ors. [MANU/SI/0097/2019]
- Amarjeet Singh vs. State of Himachal Pradesh [MANU/HP/2250/2019]
- Manoharan vs. State [MANU/SC/1526/2019]
- Gurjit Singh vs. State of Punjab [MANU/SC/1625/2019]
- Natarajan vs. State [MANU/TN/8902/2019]
- Su-Kam Power Systems Ltd. vs. Kunwer Sachdev and Ors. [MANU/DE/3503/2019]

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
- The participation has to be relevant and meaningful. "Speaking for speaking's sake" will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.
- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.
- Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

Students must occupy their seats before faculty comes in and remain seated until the end of the class.

Students must have their name plates on the desk.

Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.

Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.

No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	Component	Expected slot / due date	Marks declaration by	Weightage	Syllabus
NCP I	Internal Assessment	10-02-2021	20-02-2021	15	UNIT: 1,2
NCP II	Mid Term	01-03-2021	22-03-2021	20	UNIT: 1, 2, 3, 4,
NCP III	Internal Assessment	02-04-2021	10-04-2021	15	UNIT: 5, 6,7,
NCP IV	Class Participation				
NCP V	Attendance				
End Term	End Term	03-05-2021	30-05-2021	50	UNIT: 5-9

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Dr. Sumanta Meher

Assistant Professor, ICFAI Law School, Hyderabad

Ph.D. (IIT Kharagpur), UGC-NET (Dec 2014 and June 2015), LL.M. (SU)

He has join the Assistant Professor at ICFAI Law School, Hyderabad on August 2020. He has earned his PhD degree from the Rajiv Gandhi School of Intellectual Property Law (RGSOIPL), IIT Kharagpur. He has completed his LLM degree with first class on the year 2015 with the specialization of Criminal Law. He has also cleared the UGC-NET Exam on Dec 2014 and June 2015 consecutively. He has attended and presented his research paper in international and national conferences. Apart from that, some peer reviewed journal articles are also in his credit.

Constitutional Law – II (LL252)

Objectives: To give theoretical understanding of Constitution of India, Articles and Schedules and Important amendments as per curriculum.To make the students facilitate to comprehend the applicability and enforcement of fundamental rights of the Indian Constitution.To understand the thought of Directive Principles of State Policy of the Constitution of India. The student – by the last part of the course would be in a position to know, examine the theoretical understandings of scheduled articles.

Course Outcome: At the end of the course a student is expected to understand the Constitutional Mechanisms for the governance of the Country, learn the scope and the limits of Parliament's and State Legislature's law making power, union and State administrative power and distribution of financial powers. Further, the students are also well versed with the jurisdiction of Supreme Court, High Courts and Sub-ordinate Courts. Also the students will become aware of various kinds of emergencies and their impact.

Unit – I: Union Executive: - President, Vice - President - Election, removal, Powers, Extent of Executive power of the Union, Union Council of Ministers, Attorney General for India.

Unit – II: Union Legislature: - Parliament - Composition, Officers of Parliament, Conduct of Business, Qualifications and Disqualifications of Members, Powers, Privileges and Immunities, Legislative Procedure - Anti-Defection Law.

Unit – III: Union Judiciary: - Supreme Court - Appointment and Removal of Judges, Powers and Jurisdiction - Original, Appellate - in respect of Constitutional matters, Civil, Criminal and Special Leave to Appeal, Comptroller and Auditor General of India

Unit – IV: State Executive: - Governor - Appointment, Powers, Council of Ministers, Conduct of Government Business, Advocate General for the State.

Unit – V: State Legislature: - Composition, Officers of State Legislature, Conduct of Business, Qualifications and Disqualifications of Members, Powers, Privileges and Immunities, Legislative Procedure.

Unit – VI: State Judiciary: - High Courts - Appointment Removal and Transfer of Judges, Powers and Jurisdiction - Subordinate Judiciary - Independence of judiciary - Judicial Accountability

Unit – VII: Centre State Relations - Legislative, Administrative and Financial Relations - Cooperation and Coordination between the Centre and States - Judicial Interpretation of Centre-State Relations - Doctrines evolved by Judiciary

Unit –VIII: Liability of State in Torts and Contracts - Freedom of Interstate Trade, Commerce and Inter course.

Unit –IX: Services under the Union and the States - Doctrine of pleasure, All India Services - Public Service Commissions

Unit-X: Emergency - Need of Emergency Powers - Different kinds of Emergency - National, State and Financial emergency - Impact of Emergency on Federalism and Fundamental Rights - Amendment of Indian Constitution and Basic Structure Theory

Text and Reference books:

- M.P.Jain, Indian Constitutional Law, Wadhwa & Co, Nagpur
- V.N.Shukla, Constitution of India, Eastern Book Company, Lucknow
- Granville Austin, Indian Constitution-Cornerstone of a Nation, OUP, New Delhi
- H.M.Seervai, Constitutional Law of India (in 3 Volumes), N.M.Tripathi, Bombay
- G.C.V.Subba Rao, Indian Constitutional Law, S.Gogia & Co., Hyderabad
- B.Shiva Rao, Framing of India's Constitution (in 5 Volumes), Indian Institute of Public Administration, New Delhi
- J.N.Pandey, Constitutional Law of India, Central Law Agency, Allahabad
- B.Shiva Rao.Framing of India's Constitution (in 5 Volumes), Indian Institute of Public Administration, New Delhi
- J.N.Pandey, Constitutional Law of India, Central Law Agency, Allahabad

Videos

- https://www.youtube.com/watch?v=epanI1m0WCw
- https://www.youtube.com/watch?v=g9U5vNpavLw
- https://www.youtube.com/watch?v=daqv25og5m8
- https://www.youtube.com/watch?v=bxWmzbphAu8
- https://www.youtube.com/watch?v=qYdA9DNyZa0
- https://www.youtube.com/watch?v=hXJ6U7xduks
- https://www.youtube.com/watch?v=KBMMwagvzs
- https://www.youtube.com/watch?v=bxWmzbphAu8
- https://www.youtube.com/watch?v=KBMMwagvzsc
- https://www.youtube.com/watch?v=XC5zRwpYbmY
- https://www.youtube.com/watch?v=pWzMprkv09I
- https://www.youtube.com/watch?v=x8GIYvJ6Sks
- https://www.youtube.com/watch?v=uDOCGrucN7M
- https://www.youtube.com/embed/yAnmCvfJoVU
- https://www.youtube.com/watch?v=9URc9OT_llw

ICFAI Law School, Hyderabad

ONLINE Teaching Format

Course Hand Out

Academic Year – 2020-21

(Class of2024)

Course Name: Constitutional Law - II

Course Code:LL431

Semester: IV

Faculty Name:Dr. Y Gangi Reddy

Mobile No:9440386133

Email: ygangireddy@ifheindia.org

Objectives: The study of this course makes the student to understand the concept of all the three wings of the government at union as well as State level. It further provides for understanding of legislative, executive and Judicial working of center-state relationship in smooth functioning of federal constitution. Also, it enables the students to learn the amending process of the constitution and the changing dynamics of centre-state relations and status of fundamental rights during emergency.

Course Outcome: At the end of the course a student is expected to understand the Constitutional Mechanisms for the governance of the Country, learn the scope and the limits of Parliament's and State Legislature's law making power, union and State administrative power and distribution of financial powers. Further, the students are also well versed with the jurisdiction of Supreme Court, High Courts and Sub-ordinate Courts. Also the students will become aware of various kinds of emergencies and their impact.

Recommended Textand Reference Books

	TEXT BOOK	AUTHOR / PUBLICATION
1.	**Indian Constitutional Law**	Author: M.P.Jain **Publishers:Lexis Nexis**
2.	V.N.Shukla's, *Constitution of India*,	Author:Mahendra Pal Singh Publishers: Eastern Book Company, Lucknow
3.	*Constitutional Law of India*,	Author: J.N.Pandey Publishers: Central Law Agency, Allahabad
4.	*Framing of India's Constitution* (in 5 Volumes),	Author:B.Shiva Rao Publishers: Indian Institute of Public Administration, New Delhi

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1.	8	Union Executive	President, Vice - President - Election, removal, Powers, Extent of Executive power of the Union, Union Council of Ministers, Attorney General for India. Arts. 52 to 78.	R. B. No.1and Page Nos 123 to 190 R. B. No.2and Page Nos389to 438 R. B. No.3 and Page Nos 485 to 509	https://www.youtube.com/watch?v=epanI1m0WCw https://www.youtube.com/watch?v=g9U5vNpavLw https://www.youtube.com/watch?v=daqv25og5m8 http://nludelhi.ac.in/moocs.aspx	Students will be able to understand the source of the office of the President and Attorney General of India and their powers, functions and privileges.
2.	4	Union Legislature	Parliament - Composition, Officers of Parliament, Conduct of Business, Qualifications and Dis - Qualifications of Members, Powers, Privileges and Immunities, Legislative Procedure - Anti-Defection Law. Arts. 79 to 123	R. B. No.1and Page Nos 24 to122 R. B. No.2and Page Nos439 to 500 R. B. No.3 and Page Nos 510 to 527	https://www.youtube.com/watch?v=bxWmzbphAu8 https://www.youtube.com/watch?v=qYdA9DNyZa0 http://nludelhi.ac.in/moocs.aspx	Students learn the source of the Union Parliament, Powers, functions and privileges.
3.	6	Union Judiciary	Supreme Court - Appointment and Removal of Judges, Powers and Jurisdiction - Original, Appellate - in respect of Constitutional matters, Civil, Criminal and Special Leave to Appeal, Comptroller and Auditor General of India. Arts. 124 to 151.	R. B. No.1and Page Nos 191 to 296 R. B. No.2and Page Nos501 to 572 R. B. No.3 and Page Nos 528 to 576	https://www.youtube.com/watch?v=hXJ6U7xduks https://www.youtube.com/watch?v=KBMMwagvzs http://nludelhi.ac.in/moocs.aspx c	Students learn constitution and composition of Supreme Court, and it's jurisdiction and the office of the Comptroller and Auditor General of India
4.	6	State Executive	Governor - Appointment, Powers, Council of Ministers, Conduct of	R. B. No.1and Page Nos 337 to 378R.	http://nludelhi.ac.in/moocs.aspx	Students learn the office the Governor, Advocate General and their powers, functions and

			Government Business, Advocate General for the State. Arts. 152 to 153 to 167	B. No.2and Page Nos573 to 592 R. B. No.3 and Page Nos 577 to 592		privileges.
5.	6	State Legislature	Composition, Officers of State Legislature, Conduct of Business, Qualifications and Dis - Qualifications of Members, Powers, Privileges and Immunities, Legislative Procedure. Arts. 168 to 213	R. B. No.1and Page Nos 303 to 336 R. B. No.2and Page Nos593 to 640 R. B. No.3 and Page Nos 593 to 607	https://www.youtube.com/watch?v=bxWmzbphAu8	Students learn the source of the State Legislature, Powers, functions and privileges.
6.	6	State Judiciary	High Courts - Appointment Removal and Transfer of Judges, Powers and Jurisdiction - Subordinate Judiciary - Independence of judiciary - Judicial Accountability Arts. 214 to 237	R. B. No.1and Page Nos 379 to 481 R. B. No.2and Page Nos640 to 728 R. B. No.3 and Page Nos 608 to 652	http://nludelhi.ac.in/moocs.aspx https://www.youtube.com/watch?v=KBMMwagvzsc https://www.youtube.com/watch?v=XC5zRwpYbmY	Students learn constitution and composition of High Court, and it'sjurisdiction.
7.	6	Centre State Relations	Legislative, Administrative and Financial Relations - Cooperation and Coordination between the Centre and States - Judicial Interpretation of Centre-State Relations - Doctrines evolved by Judiciary. Arts 245 to 291	R. B. No.1and Page Nos 500 to 695 R. B. No.2and Page Nos 767 to 876 R. B. No.3 and Page Nos 680 to 710	https://www.youtube.com/watch?v=pWzMprkv09I https://www.youtube.com/watch?v=x8GlYvJ6Sks https://www.youtube.com/watch?v=uDOCGrucN7M https://www.youtube.com/embed/yAnmCvfJoVU https://www.youtube.co	Students learn the extent of law making power of the Parliament and State Legislatures, cooperative federalism and also distribution of financial powers between the Union and the States.

					m/watch?v=9URc9OT_Iw	
8.	6	State Liability and Freedom of Interstate Trade, Commerce and Inter course	Liability of State in Torts and Contracts - Freedom of Interstate Trade, Commerce and Inter course. Arts. 299 and 300 and Arts. 301 to 307	R. B. No.1and Page Nos 1556 to 1601 R. B. No.2and Page Nos 876 to 907 R. B. No.3 and Page Nos 711 to 724 and 729 to 735	https://www.youtube.com/watch?v=YjZTxAO6hGM https://www.youtube.com/watch?v=OziAZ1RRTmQ https://www.youtube.com/watch?v=Ftgx7Tgs0O4 https://www.youtube.com/watch?v=0OubxmJPPKs	Students learn the liability of the State in respect of contracts and torts entered and committed by it.
9		Services under the Union and States	Services under the Union and the States - Doctrine of pleasure, All India Services - Public Service Commission's Art. 308 to 323	R. B. No.1 and Page Nos 1476 to 1555 R. B. No.2 and Page Nos 932 to 972 R. B. No.3 and Page Nos 736 to 755	https://www.youtube.com/watch?v=KBNKYb837I0 https://www.youtube.com/watch?v=GbdH2uhdgMk https://www.youtube.com/watch?v=-jGqFUBR9C0	Students learn the Constitutional Status of All – India Services and constitution and composition, Powers and functions of Public Service Commissions.
10		Emergency Provisions and Amendment of the Constitution	Emergency - Need of Emergency Powers - Different kinds of Emergency - National, State and Financial emergency - Impact of Emergency on Federalism and Fundamental Rights - Amendment of Indian Constitution and Basic Structure Theory. Arts 352 to 360	R. B. No.1 and Page Nos 700 to 730 and 1603 to 1699 R. B. No.2 and Page Nos 1014 to 1053 and 1070 to 1091 R. B. No.3 and Page Nos 786 to 815	https://www.youtube.com/watch?v=wcgdPnbtU_U https://www.youtube.com/watch?v=1nBRQrVVIK8 https://www.youtube.com/watch?v=nJzXuNuK_IM https://www.youtube.co	Students understand kinds of emergencies and it's effect.

					m/watch?v=JpJOHB2iATE	

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Latecomers will not be permitted to join the class after five minutes of the scheduled time.
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- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
- The Students should come in uniform, otherwise they will be marked absent. Do not roam in the academic area/ attend classes in chappals / shorts / informal t-shirts.
- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
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Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component	**Component Number**	**Expected slot / due date**	**Marks declaration by**	**Weightage**	**Syllabus**
NCP (Pre - midterm class test)	I	10-02-2021	20-02-2021	15	**2 Units**
Mid-term (NCP-II)	II	01-03-2021	24-03-2021	20	**5 Units**
NCP (Online test) (Post	III	27-04-2021	30-04-2021	15	**9 Units**

Mid Term class test)					
End Term		03-05-2021	23-05-2021	50	**10 Units**
Total				100	

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

I did ML with specialization in Constitutional Law and Ph.D from Sri Krishna Devaraya University, Anantapur and having experience 18 years in teaching and 1 year in industry.

Family Law – II (LL262)

Objectives: To explore the relevance of Muslim Law and utility of its study**.** To make clear that Muslim Law though a personal Law is to be assessed in its applicability according to the Quran and Hadis. To discuss the nature, purpose and function of 'Muslim Law'. To trace out origin, growth and evolution of ' Muslim Law' .To examine the various Sources and Schools of Muslim law.To elucidate historical and contemporary Importance of Muslim law. To analyse the fundamental legal concepts like Marriage, Divorce, Maintenance, Parentage, Adoption, Inheritance, Guardianship, Succession, Wasiyat, Gift, Waqf of Muslim Law. To explain the Concept of Marriage among Parsis-Matrimonial remedies under The Parsi Marriage and Divorce Act, 1936,Succession among Parsis under Indian Succession Act, 1925.

Course Outcomes: At the end of the course a student is expected to understand the various concepts of Muslim Law as per the injunctions and principles of Quran and Sunna. The application of concepts and associated legal implications through judicial decisions of High Courts and Supreme Court. It is to make Islamic law more understandable and meaningful to students by ensuring that they learn about the concepts like Marriage, Divorce, Maintenance, Parentage, Adoption, Inheritance, Guardianship, Succession, Wasiyat, Gift and Waqf.

Unit 1: Origin and Development of Mohammedan personal Law: Sources of Mohammedan Law – Schools of Mohammedan Law – Mohammedan Law in India **- Operation of Mohammedan Law:** Application of Mohammedan Law – Matters to which Mohammedan Law Applies – Persons to whom Mohammedan Law Applies – Conversions and its Effects.

Unit II: Marriage among Mohammedan: Nature of Marriage, Types of Marriages – Valid Marriage – Irregular Marriage – Void Marriage – Muta Marriage

Unit III: Divorce among Mohammedan: Modes of Divorce – Legal Consequences of Divorce – The Dissolution of Muslim Marriage Act, 1939 – Dower as Special Feature

Unit IV: Maintenance among Mohammedan: Principles of Maintenance – Persons Entitled to Maintenance – Rights of Divorced Woman. Maintenance of wife under Maintenance Under the Muslim Women (Protection of Rights on Divorce) Act, 1986-Maintenance of wife Under Section 125 of the Criminal Procedure Code, 1973

Unit V: Parentage among Mohammedan: Paternity – Maternity – Legitimacy of children **Guardianship among Mohammedan:** Kinds of Guardianship, Removal of Guardian – Differences between Shia and Sunni Law.

Unit VI: Gift (HIBA) among Mohammedan: Definition, Essential Components of valid gift and its revocation **Law relating to Wills among Mohammedan:** Characteristics of Will – Abatement of Legacies Administration of Estate.

Unit VII: Law relating to Wakfs among Mohammedan: Creation and Management, Statutory Regulation of Wakfs in India, Essentials and Kinds of Wakfs.

Unit VIII: Succession among Mohammedan: Objectives of Mohammedan Law – General Rules of Inheritance – Sunni Law of Inheritance – Shia Law of Inheritance – Doctrines of Fractional Shares – Major Differences between Sunni and Shia Laws.

Unit IX: Christian and Parsi Personal Law: Marriage among Christians under Christian Marriage Act, 1872 – Divorce among Christians under Indian Divorce Act of 1869 – Succession under Indian Succession Act, 1925 (Law related to Wills only). **Parsi Personal Law:** Concept of Marriage among Parsis- Matrimonial remedies under The Parsi Marriage and Divorce Act, 1936, Succession among Parsis under Indian Succession Act, 1925

Unit X: Special Marriage Act, 1954 and Uniform Civil Code: Special Marriage Act, 1954: Essential Conditions of marriage under Special Marriage Act, 1954- Matrimonial Remedies under Special Marriage Act, 1954 **Uniform Civil Code:** Uniform Civil Code**,** Scope, Constitutional Mandate and Judicial Perspectives.

Text & Reference Books:

- Aqil Ahmad Mohammedan Law Revised by Prof. I. A. Khan 24th Edition 2012, Central Law Agency, Allahabad.
- Hidayatullah, M., and Arshad Hidayatullah. Mulla's Principles of Mohamedan Law,19thedn. New Delhi: LexisNexis Butterworths, 2006.
- Asaf A. A Fyzee, Outlines of Mohammandan Law, Oxford University Press New Delhi
- Kusum, Family Lectures (Lexis Nexis , New Delhi, 2008)
- Kusum, Cases and Materials on Family Law (Universal Law Publishing Co (P) Ltd, New Delhi, 2013)
- Syed Khalid Rashid, Muslim law (Eastern Book Co, Lucknow,2009)
- Prof. G.C.V. Subba Rao, Family Law in India (S. Gogia& Co., Hyderabad, 2006)
- H.K. Saharay , Family Law In India (Eastern Law House, New Delhi, 2011)
- Chmpappilly, Sebastian (Dr). Marriage, Adoption and Guardianship and Canon Law on Marriage, Cochin: Southern Law Publishers
- Asghar Ali Engineer, the Rights of women in Islam, Sterling Publisher Pvt Ltd. New Delhi, 1996.
- Asaf A. A Fyzee, Cases in the Muhammandan Law of India, Pakistan and Bangladesh, edited by Tahir Mahmood, 2nd ed. Oxford University press, 2005.
- Dr. Sebastian Champappilly, Christian law on Marriage, Adoption & Guardianship and Canon Law of marriage, Southern law publishers, Cochin 2003.
- Dr. Sebastian Champappilly, Christian law on Divorce, Southern law publishers, Cochin 2003.
- Sen & Sengupta, Indian Succession Act, 1925, Kamal Law house, Kolkata, 2007.

ICFAI Law School, Hyderabad

Online Teaching Format

Course Hand Out

Academic Year – 2020-21

(Class of 2024)

***Course Name*: Family Law II**

***Course Code:* (LL262)**

Semester: IV semester II year BBA LLB / BA LLB

***Faculty Name*: Dr. Md Akbar Khan, Associate Professor**

Mobile No: 8503004786

Email: mdakbarkhan@ifheindia.org

Objectives of the Course:

- To explore the relevance of Muslim Law and utility of its study
- To make clear that Muslim Law though a personal Law is to be assessed in its applicability according to the Quran and Hadis.
- To discuss the nature, purpose and function of 'Muslim Law'
- To trace out origin, growth and evolution of 'Muslim Law'
- To examine the various Sources and Schools of Muslim law.
- To elucidate historical and contemporary Importance of Muslim law
- To analyse the fundamental legal concepts like Marriage, Divorce, Maintenance, Parentage, Adoption, Inheritance, Guardianship, Succession, Wasiyat, Gift, Waqf of Muslim Law.
- To explain the Concept of Marriage among Parsis- Matrimonial remedies under The Parsi Marriage and Divorce Act, 1936, Succession among Parsis under Indian Succession Act, 1925.

Course Outcomes: At the end of the course a student is expected to understand the various concepts of Muslim Law as per the injunctions and principles of Quran and Sunna. The application of concepts and associated legal implications through judicial decisions of High Courts and Supreme Court. It is to make Islamic law more understandable and meaningful to students by ensuring that they learn about the concepts like Marriage, Divorce, Maintenance, Parentage, Adoption, Inheritance, Guardianship, Succession, Wasiyat, Gift and Waqf.

Recommended Text Books and Reference Books

	Text book	Author / publication
1.	Mohammedan Law	Aqil Ahmad /Central Law Agency

		26th Edition,2016
2.	Introduction to Muslim Law	Tahir Mahmood, Saif Mahmood / Universal Law Publishing/ 2nd Edition,2017
3.	Muslim Law in India and Abroad	Tahir Mahmood / Universal Law Publishing 2nd Edition,2016
4.	Principles of Mahomedan Law	Mulla / Lexis Nexis / 22nd Edition, 2017
5.	Muslim Law in Modern India	Paras Diwan / Allahabad Law Agency 12th Edition,2016
6.	Muslim law	Syed Khalid Rashid /Eastern Book Co, Lucknow,2009
7.	Family Law in India	Prof. G.C.V. Subba Rao / S. Gogia& Co., Hyderabad, 10th Edition, 2018
8.	Muslim law	Dr. M A Qureshi / Cental Law Publication (2015)

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1.	5	Origin and Development of Mohammedan personal Law: Sources of Mohammedan Law – Schools of Mohammedan Law – Mohammedan Law in India, Application of Mohammedan Law – Matters to which Mohammedan Law Applies – Persons to whom Mohammedan Law Applies – Conversions and its Effects	Sources, Schools and Application of Mohammedan Law	RB-1,2&7 Pg.No1-31	RB-1-Chap -1,2,3&4/ https://youtu.be/zB9-1bVHBFw/ https://youtu.be/yalR4oASjsg/ https://youtu.be/xpcnu-MbG0Q/ https://youtu.be/kNH5AoaCxaA	The Chapter makes the students learn about the various sources and different schools of Islamic law besides knowing about the legal implications of its application, conversion and its effects.
2.	6	Marriage among Mohammedan: Nature of Marriage, Types of Marriages – Valid	Types of Marriages	RB-1,2&7 Pg.No107-148	RB-1-Chap -7 https://youtu.be/Dfm4b7	The Chapter signifies the essentials of a valid marriage and enlightens the

		Marriage – Irregular Marriage – Void Marriage – Muta Marriage	Muta Marriage		M_2i8/ https://youtu.be/AA6XE0fWJus/ https://youtu.be/mri9ffXyIiU	students and gives them an insight into the types of Marriages in Islam.
3.	5	Divorce among Mohammedan Modes of Divorce – Legal Consequences of Divorce – The Dissolution of Muslim Marriage Act, 1939 – Dower as Special Feature	Modes of Divorce Dissolution of Muslim Marriage Act, 1939	RB-1,2&7 Pg.No1 65-198	RB-1-Chap -9/ https://youtu.be/lQg8VqlUEiY/ https://youtu.be/zoVjp2G13oM	The Chapter makes the students learn about the importance of valid application of divorce through their various modes and related legal consequences.
4.	5	Maintenance among Mohammedan Principles of Maintenance – Persons Entitled to Maintenance – Rights of Divorced Woman. Maintenance of wife under Maintenance Under the Muslim Women (Protection of Rights on Divorce) Act, 1986- Maintenance of wife Under 25 Section 1of the Criminal Procedure Code, 1973	Maintenance Rights of Divorced Woman	RB-1,2&7 Pg.No2 31-250	RB-1-Chap -12/ https://youtu.be/R9viN0Nrfzw	The concept of Maintenance is to be explained to the students to make them understand the difference under the Muslim Women (Protection of Rights on Divorce) Act, 1986- Maintenance of wife Under Section 125 of the Criminal Procedure Code, 1973
5.	5	Parentage among Mohammedan: Paternity – Maternity – Legitimacy of children and Acknowledgement Guardianship among Mohammedan: Kinds of Guardianship, Removal of Guardian – Differences between Shia and Sunni Law	Paternity – Maternity Acknowledgement	RB-1,2&7 Pg.No1 99-210 & 211-230	RB-1-Chap -10/ https://youtu.be/alSMirHDUDE/ https://youtu.be/73zUIYT9ztA	The chapter deals with the validity of Parentage and enlightens the students on legal aspects of Parentage and Guardianship and their respective differences in Shia and Sunni
6.	5	GIFT(HIBA) among Mohammedan: Definition, Essential Components of valid gift and its revocation Law relating to Wills among Mohammedan: Characteristics of Will – Abatement of Legacies Administration of Estate	valid gift and its revocation Will – Abatement of Legacies	RB-1,2&7 Pg.No2 51-280 & 281-293	RB-1-Chap -13/ https://youtu.be/WvdDVm5IMEE	The Chapter makes the students learn about the essentials of Will and Gift and makes the students aware of its various legal components.
7	5	Succession among Mohammedan: Objectives of		RB-1,2&7 Pg.No3	RB-1-Chap -18&19/ https://youtu	The chapter makes the students understand the

		Mohammedan Law – General Rules of Inheritance – Sunni Law of Inheritance – Shia Law of Inheritance – Doctrines of Fractional Shares – Major Differences between Sunni and Shia Laws. Law relating to Wakfs among Mohammedan: Creation and Management, Statutory Regulation of Wakfs in India	Sunni and Shia Law of Inheritance Regulation of Wakfs in India	63-419 & 294-326	.be/pH7k5wPZjzM RB-1-Chap - 15/ https://youtu.be/FYd7tq5PEjk	various shades and nuances of General Rules of Inheritance under Sunni and Shia Law of Inheritance and Doctrines of Fractional Shares. The Chapter also explains Creation, Management, and Statutory Regulation of Wakfs in India.
8.	5	Christian Personal Law: Marriage among Christians under Christian Marriage Act, 1872 – Divorce among Christians under Indian Divorce Act of 1869 – Succession under Indian Succession Act, 1925 (Law related to Wills only). Parsi Personal Law: Concept of Marriage among Parsis- Matrimonial remedies under The Parsi Marriage and Divorce Act, 1936, Succession among Parsis under Indian Succession Act, 1925	Christian Marriage Act, 1872 Indian Divorce Act of 1869 – Indian Succession Act, 1925 Parsi Marriage and Divorce Act, 1936, Succession among Parsis under Indian Succession Act, 1925	RB-7 Pg.No888-969 RB-5 Pg.No-26-32, 54-57,199-202	RB-7 Notes&Online Material/ https://youtu.be/PbKeQqY-ZhE	The chapter educates the students in understanding the concept of Marriage among Christians under Christian Marriage Act, 1872 and Divorce among Christians under Indian Divorce Act of 1869 besides enlighting the students on Succession under Indian Succession Act, 1925
9	4	Special Marriage Act, 1954: Essential Conditions of marriage under Special Marriage Act, 1954- Matrimonial Remedies under Special Marriage Act, 1954	Matrimonial Remedies	RB-5&7-Notes& Online Material /	RB-1-Notes&Online Material/ https://youtu.be/QSnAImKzKwM /	The Chapter brings awareness among students about essential Conditions and Matrimonial Remedies of marriage under Special Marriage Act, 1954-
10	4	Uniform Civil Code: Uniform Civil Code, Scope, Constitutional Mandate and Judicial Perspectives.	Constitutional Mandate and Judicial perspectives	RB-5&7 Notes& Online Material /	RB-1-Notes&Online Material/ https://youtu.be/itjxEuA1__0	The chapter educates the students in understanding the significance of Uniform Civil Code
Total	48 + 12 = 60					

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
- The participation has to be relevant and meaningful. "Speaking for speaking's sake" will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.
- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
- The Students should come in uniform, otherwise they will be marked absent. Do not roam in the academic area/ attend classes in chappals / shorts / informal t-shirts.
- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.
- Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between

the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

Students must occupy their seats before faculty comes in and remain seated until the end of the class.

Students must have their name plates on the desk.

Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.

Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.

No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	**Component**	**Expected slot / due date**	**Marks declaration by**	**Weightage**	**Syllabus**
NCP I	Internal Assessment	04/02/2020	15	15	**First Unit**
NCP II	Mid Term	01/03/2020	50	20	Five Units
NCP III	Internal Assessment	09/04/2020	15	15	Sixth and Seventh Units
End Term	End Term	03/05/2020	50	50	10 Units with 30% (Pre-MidTerm) and 70% (Post MidTerrn) proportion

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Dr. Md Akbar Khan is an Associate Professor. He has done his Ph.D. in Cybercrimes and Cyber Laws from Acharya Nagarjuna University. He also has a master's degree in the discipline of Political Science and English Literature. He has a teaching experience of more than 24yrs and has written articles in National and International Journals besides having attended and presented papers in conferences and seminars.

Land Mark Judgments

- **Shayara Bano Vs Union of India & Ors, 2017 (**IN THE SUPREME COURT OF INDIA Original Civil Jurisdiction Writ Petition (C) No. 118 of 2016)
- Supreme Court of India on Tuesday (i.e. Aug, 22, 2017) has declared the practice of Triple Talaq as unconstitutional by 3:2 majority. Justices Kurian Joseph, UU Lalit and RF Nariman delivered the majority Judgment. Chief Justice Khehar and Justice Abdul Nazeer dissented.
- Masroor Ahmed v. State (NCT of Delhi) 2008 (103) DRJ 137 (Del.): Holding instant talaq as invalid, the High Court of Delhi held that an utterance in one sitting passed as talaq-e-biddat can only be valid after the period of "iddat" reaches an end. The court said a clause where talaq-e-bidat or triple talaq would be considered as one revocable talaq.
- Ahmedabad Women Action Group (AWAG) v. Union of India (AIR (1997) 3 SCC 573:Muslim law allows Muslim men to have four marriages, along with the right to divorce, under the concept of*Talaq*, whereby, the husband has the authority to divorce by the utterance of the term '*Talaq*', without judicial methods, and this may happen without her consent. The PIL filed in this case addressed both these issues, along with some others.
- Sarla Mudgal Vs Union of India, AIR 1995 SC 1531: The second marriage of a Hindu husband after embracing Islam being violative of justice, equity and good conscience would be void on that ground also and attract the provisions of Section 494, IPC. Assuming that a Hindu husband has a right to embrace Islam as his religion, he has no right under the Act to marry again without getting his marriage under the Act dissolved.
- Mohd. Ahmed Khan vs Shah Bano Begum and Ors 1985 SCR (3) 844: Shah Bano Begum, a Muslim woman, was divorced by her husband, Mohd. Ahmed Khan, by virtue of the Triple*Talaq*system. The issue that came up, was that Ms Bano had claimed maintenance under the Code of Criminal Procedure, rather than as per the personal laws.
- The personal laws of Islam state that a woman may be given maintenance for the 'iddat' period, i.e., a period of three menstrual cycles, along with the 'mehr', i.e., the money promised to the bride, at the time of marriage.
- Ahmedabad Women Action Group (AWAG) v. Union of India (AIR (1997) 3 SCC 573
- Muslim law allows Muslim men to have four marriages, along with the right to divorce, under the concept of*Talaq*, whereby, the husband has the authority to divorce by the utterance of the term '*Talaq*', without judicial methods, and this may happen

without her consent. The PIL filed in this case addressed both these issues, along with some others.

- Danial Latifi and another v. Union of India (2001) 7 SCC 740: After the landmark judgement of Shah Bano's case, there was a chaos in the Muslim personal law. The parliament passed and enforced The Muslim Women (Protection of Rights on Divorce) Act, 1986, which provided that under section 3(1)(a), a divorced woman is entitled to reasonable and fair provisions, and maintenance within the 'iddat' period. One of the council, i.e, Danial Latifi challenged the above act, claiming that it was unconstitutional, and in violation of Article 14 and 21.
- Shamim Ara v. State of U.P. (MANU/SC/0850/2002): The Muslim wife filed an application in the court, under Sec. 125 of the CrPC, claiming that her husband had deserted her and that there was cruelty by the husband.
- The family court denied her maintenance, on the grounds that she had already been divorced. However, a sum of Rs. 150/- was granted as maintenance for one son, till he attained majority.
- Mohamed Usman vs Sainaba Umma on 24 February, 1987AIR 1988 Ker 138: The wife complained of cruelty and not providing maintenance to her by husband. She also contended that the marriage has broken irretrievably. On these grounds, she prayed for a dissolution of marriage under theDissolution of Muslim Marriages Act, 1939.
- Lily Thomas, Etc. vs Union of India & Ors. 2000 (2) ALD Cri 686, 2000 (1) ALT Cri 363, 2001 (1) BLJR 499, 2000 CriLJ 2433, II (2000) DMC 1 SC, JT 2000 (5) SC 617, 2000 (4) SCALE 176, (2000) 6 SCC 224, 2000 (2) UJ 1113 SC
- That the truth of the matter is that the husband has adopted the Muslim religion and became a convert to that religion for the sole purpose of having a second wife which is forbidden strictly under the Hindu Law.

Articles:

- Anita Yadav, Rights of Muslim women: an analysis of Indian Muslim Personal Laws (Article Published in Book title – "Affirmative Action; Women & Law" ISBN 978-93-8246235-4, year 2015, Lucknow.)
- Anchit Bhandari & Urvashi Jaswani , A critical Analysis of Gender Inequality in the existing legislation relating to Property Rights in India: A comparative study of Hindu and Muslim Law-(Institute of Law, Nirma University Ahmedabad, Gujarat)
- Imani Jaafar-Mohammad, Esq. and Charlie Lehmann, Women's Rights in Islam Regarding Marriage and Divorce (This article is available in Journal of Law and Practice, 2011: http://open.mitchellhamline.edu/lawandpractice/vol4/iss1/3)
- Rajnaara C. Akhtar Modern Traditions in Muslim Marriage Practices, Exploring English Narratives, Oxford Journal of Law and Religion, 2018
- Shahbaz Ahmad Cheema, Shia and Sunni Laws of Inheritance: A Comparative Analysis Pakistan Journal of Islamic Research Vol 10, 2012
- Mary F. Radford, "The inheritance rights of women under Jewish and Islamic Law", available at: http://www.beedu/be.org

- Sruthi Pandey, "Property Rights of Indian Women. ""availableat: www. muslimpersonallaw.com
- Dr. Nanda Chiranjeevi Rao, Presumption of Marriage under Muslim Law, Indian bar review, page 119 to 133, Vol. 39, issue 04, Oct- Dec, 2012.
- Asaf A. A. Fyzee, Muhammadan Law in India, Comparative Studies in Society and History, Vol. 5, No. 4 (Jul., 1963), pp. 401-415. http://www.jstor.org/action.
- Narendra Subramanian, Legal Change and Gender Inequality: Changes in Muslim Family Law in India: Law & Social Inquiry, Vol. 33, No. 3 (Summer, 2008), pp. 631-672. http://www.jstor.org/stable/20108777
- Nanda Chiranjeevi Rao, Marriage agreement under Muslim Law: A Weapon in The hands of Muslim women, Journal of Indian Law Institute, Page 94 to 103 vol. 55, issue 01, Jan- March 2013.
- Dr. Nanda Chiranjeevi Rao, Presumption of Marriage under Muslim Law, Indian bar review, page 119 to 133, Vol. 39, issue 04, Oct- Dec, 2012.
- Ragini Sahay , Association, Dowry and Dower in Muslim Marriage : A study among Muslim Telis of Delhi Indian Anthropologist, Vol. 26, No. 1 (June, 1996), pp. 47 http://www.jstor.org/stable/41919792
- M. AfzalWani, Muslim Women's Rights to Mahr: An Appraisal of statutory Laws in Muslim Countries, Journal of Indian Law Institute, Page 387 to 409 vol. 43, issue 03, July – September 2001.
- Saleem Akhtar & Mohd Wasim Ali, Repudiation of Marital Tie at the instance of Muslim wife: Misgiving and Clarification, Journal of Indian Law Institute, Page 471 to 483 Vol. 45, issue 03 & 04, July- Dec, 2003.
- Furqan Ahmad, Understanding the Islamic Law of Divorce, Journal of Indian Law Institute, Page 484 to 508 vol. 45, issue 03 & 04, July- Dec, 2003.
- Nawaz B. Modythe Press in India: The Shah Bano Judgment and Its Aftermath,Asian Survey, Vol. 27, No. 8 (Aug., 1987), pp. 935-953.
- Ashok V. Chowgule , Triple Talaq,Economic and Political Weekly, Vol. 29, No. 26 (Jun. 25, 1994), p. 1554 http://www.jstor.org/
- Shabbeer Ahmed, UNIFORM CIVIL CODE (ARTICLE 44 OF THE CONSTITUTION) A DEAD LETTER The Indian Journal of Political Science, Vol. 67, No. 3 (JULY - SEPT., 2006), pp. 545-552
- Ayan Roy, A study of Guardianship of person and property under Muslim law at www.ssrn.com
- Ali Raza Naqvi, Adoption in Muslim Law, Islamic Studies Vol. 19 No. 4 (winter 1980) pp. 283-302 at http://www.jstor.org
- Tabrez Ahmad, Comparative study of Gift under Islamic law and Transfer of property Law: Indian perspective, at www.ssrn.com
- Sukanya Narain, Discriminative Provisions of Islamic Law of Inheritance Against Women, at www.ssrn.com

- Indian Christian marriage Act- A review, available at http://www.manupatrafast.in
- Enabling Justice to Christian Women in India – the issue of divorce available at http://www.manupatrafast.in
- Z. Badawi, the Role of the Church in developing the Law: An Islamic Response, Journal of Medical ethics, Vol. 28, (Aug 2002) p.223.

Video Links:

- https://youtu.be/zB9-1bVHBFw/ https://youtu.be/yalR4oASjsg/
- https://youtu.be/xpcnu-MbG0Q/ https://youtu.be/kNH5AoaCxaA
- https://youtu.be/Ms573X__faE
- https://youtu.be/NJVwXVp9tHA
- https://youtu.be/7DPE2YS8PlY
- https://youtu.be/yalR4oASjsg
- https://youtu.be/t1xDd7WtVmc

Clinical Course – III (Professional Ethics, Accounting for Lawyers and Bar-Bench Relations) (LC272)

Objectives:The Study of this course enhances the conceptual understanding of the advocacy, significance of legal studies, professional ethics and nuances of accountability for lawyers. The relation between bench and bar, professional misconduct, contempt of courts are known by the students through various decisions of the Supreme Court and decisions by the Disciplinary Committees of the Bar Councils.

Course Outcome : On completion of the Course, the students will be able to understand the professional ethics of a lawyer and his accountability to various stake holders.

Unit I Introduction to Legal Profession: Law and Legal Profession – Development of Legal Profession in India – Right to practice - Right or privilege – Constitutional guarantee under Article 19(g) and its scope – Legal profession in US, UK and Australia.

Unit II Professional Conduct: General Rules of Professional Conduct – Persons entitled for Legal Practice –Privileges of Lawyer.

Unit III Advocate and Advocacy: Regulation Governing Enrolment and Practice-Salient Features of Advocates Act 1961 –Practice of Law–Business? – Solicitors firm - Industry? – Elements of Advocacy –Ethics - Seven lamps of Advocacy –Duty to the court, profession, client, opponent, self, public and state – Pleadings and cross examination –All India Bar Examination –Recognition as Senior Advocates – Enrolment of Advocates to Supreme Court of India.

Unit IV Bar Associations and Bar Council: State Bar council –establishment, elections, powers and functions – Bar Council of India - Autonomy, Elections, Powers and functions – Transfer of name from one state to another state -Procedure and effect – Disciplinary Proceedings -Removal of names and Remedies – Bar Council Code of Ethics.

Unit V Contempt of Court: Meaning and categories of Contempt – Criminal and Civil – Origin, development, object and constitutional validity of contempt law – Contempt by State and Corporate bodies – Defences and Punishment for contempt of court – Selected major judgments of the Supreme Court.

Unit VI Professional Ethics: Ethics and Professional Ethics –Code of Conduct – Professional negligence of lawyers – Professional misconduct –Punishment and Remedies.

Unit VII Advocates Welfare and Opinions of Bar Council of India: Objectives and Salient features of Advocates Welfare Act 2001 – Various Welfare activities for advocate – Opinions of Disciplinary Committee-DC Appeals and BCI Transfer Cases.

Unit VIII Accountancy for Lawyers: Nature and functions of accounting – Importance branches of accounting – Accounting and law – Use of knowledge of accountancy in legal disputes – Accountancy in lawyers' office – Extracts of Bar Council of India Rules.

Text and Reference Books

- Myneni S.R.: Professional Ethics, Accountancy for Lawyers and Bench-Bar Relation, Asia Law House, Hyderabad.
- Gupta S.P.: Professional Ethics, Accountancy for Lawyers and Bench-Bar Relation, Asia Law House, Hyderabad.
- Kailash Rai: Professional Ethics, Accountancy for Lawyers and Bench-Bar Relation, Allahabad Law Agency.
- Siroh: Professional Ethics, Central Law Publications, Allahabad.
- Ramachandra Jha: Selected Judgements on Professional Ethics published by Bar Council of India Trust, 2002.
- Dr. G.B. Reddy: Practical Advocacy of Law, 2nd Ed. 2005. Gogia Law Agency. Hyderabad

Semester-V

Social Work (AT311)

Objectives: The study of this course will provide basic understanding in the field of social work and emphasis more importance on social work practices. Further, the study of this course will articulate the interface between social work and the legal system. The course also gives insight to social justice issues in relation to the specific social work scenario, the law and professional obligations.

Course Outcome: On successful completion of this course, the students will be able to critically think and apply the knowledge within the context of professional social work practice in all systems. Able to provide supervision and consultation on social welfare programmes to the needy people. Further students will engage, assess, intervene and evaluate with individuals, families, groups, organizations and communities.

Unit I: Understanding Social Work: Characteristics – Goals, Processes, Philosophy, Methods, Value and Ethics – Basic Concepts, Historical Development of Social Work in India – Social Works as a Profession.

Unit II: Fields of Social Work: Mentally and Socially Challenged – Women Empowerment – Health Care, Social Security and Public Welfare – Family and Child Welfare – Correctional Services, Services for the Aged – Drug Abuse and Rural Development.

Unit III: Social Work Practice: Generalist Practice and Introductory Theory – Social Work with the Individual: Casework and Clinical Work, Multisystem Approach – Social Work with the Groups: Group Work Models, Structuring the Group, Stages of Group and Group Work Setting – Social Work with Communities: Understanding the Community, Underlying Principles in Community Organization, Community Social Work Progresses, Role of the Community Organizer.

Unit IV: Social Welfare Policy and Administration: Structural Components, Policy Analysis, Policy Practice and Advocacy – Process of Social Welfare and Models of Social Welfare – Concept, Purpose, Principles and Significance of Social Welfare Administration – Structure, Functions of Department of Social Justice (Government of India), Concept of Local Self Government.

Unit V: Social Action as A Method of Social Work: Social Action: Concept and Principles, Strategies and Tactics – Concept of Integrated Social Work – Need, Importance and Essential Elements of Integrated Social Work Practice – Biodiversity, Disaster Management, Environment, Jal-Jungle-Jameen and Unconventional Energy Sources – Communication Process in Social Work Practice – Verbal and Non-Verbal

Unit VI: Practice Skills and Practice Theories: Assessment in Social Work Practice, Communication Skills, Planning and Intervening, Inter-Professional Working, Service-User Involvement in Social Work, Informal Family Careers, Social Work with Young Offenders, Social Work and the Future.

Unit VII: Law and Social Work: Relationship between Law and Social Work – Regulation of Social Work – Legal Framework for Social Work – Legislations Impacting

Social Work Practice – Social Work Role in the Legal System, Social Work Involvement in the Courts, Law in Relations to Social Work in India.

Unit VIII: Social Work and the Services in the Criminal Justice System: Crime and Criminal Justice – Gender and Crime – Age and Crime – Caste, Class and Crime – Poverty and Crime – Region and Crime – Criminal Justice Setting.

Fied work:

Collecting data of the villagers relating to supply of essential commodities to the white card holders and assess their economic benefits granted by the government under various schemes.

Text and Reference Books:

- Alison Brammer, Social Work Law, Pearson Education Limited, London, 2008.
- Devi Rameshwari, and Prakash Ravi, Social work practices, Mangal deep publication., Jaipur, 2001.
- Joyce Lishman Chris Yuill, Jillian Brannan and Alastair Gibson, Social Work: An Introduction, Sage Publication, New Delhi, 2018
- Mishra, P. D. Social Work Philosophy & Methods, Inter-India Publications, New Delhi, 1994.
- Nigel Horner, What is Social Work? Contexts and Perspectives, Sage Publications, New Delhi, 2018.
- Rex A.Skidmore and Milton G. Thackeray, Introduction to social work, Prentice college division, New Delhi, 2000.
- Robert Johns, Using the law in Social Work, Learning Matters Ltd, United Kingdom, 2011.
- Sally Holland and Jonathan Scourfield, Social work: A very short Introduction, Oxford University Press, Oxford, 2015.
- Skate Wilson, Gillian Ruch, Mark Lymbery and Andrew Cooper, Social work: An Introduction to Contemporary Practice, Pearson Education Limited, London, 2008.

Articles

- Alphonse, M., George, P., and Moffatt, K, Redefining social work standards in the context of globalization: Lessons from India.*International Social Work*,*51*(2), 2008.
- Arjun Appadurai, Introduction, Social Research: An International Quarterly, 83(3), 2016.
- Cornish, F. Challenging the stigma of sex work in India: material context and symbolic change. *Journal of Community and Applied social Psychology*, 16, 2006.
- Karen Bell & A. W. Anscombe, International Field Experience in Social Work: Outcomes of a Short-Term Study Abroad Programme to India,*Social Work Education*,32(8), 2013.

- Palattiyil, G., Blyth, E., Sidhva, D., and Balakrishnan, Globalization and cross-border reproductive services: Ethical implications of surrogacy in India for social work.*International Social Work*,*53*(5), 2010.
- Srinivasan Chokkanathan and Alex E. Y. Lee, Elder Mistreatment in Urban India: A Community Based Study,*Journal of Elder Abuse & Neglect*,17(2), 2005.

Videos

- https://swayam.gov.in/courses/5058-research-social-work
- https://swayam.gov.in/courses/5030-counseling-in-social-work

ICFAI Law School, Hyderabad

Course Hand Out

Academic Year – 2019-20

(Class of 2022)

***Course Name*: Social Work**

Course Code: AT311

Semester: V

***Faculty Name*:Dr.S.Kannan**

Mobile No: 9442007216

Email: kannans@ifheindia.org

Objectives of the course: The course is designed to provide basic understanding in the field of social work and emphasis more importance on social work practices. Further, the course articulate the interspace between social work and the legal system. The course also gives insight to social justice issues in relation to the specific social work scenario, the law and professional obligations.

Course Outcomes: At the end of the course a student is able to explain the concept of social work and apply social work ethical practice to guide professional practice. Further the students will able to assess, intervene and evaluate the problems and challenges faced by individuals, groups, organizations and communities.

Recommended Text Books and Reference Books

	Text Book	Author / Publication
1.	Social work: An Introduction to Contemporary Practice	Skate Wilson, Gillian Ruch, Mark Lymbery and Andrew Cooper, Pearson Education Limited, London, 2008.
2.	Social Work Law	Alison Brammer, Pearson Education Limited, London, 2008.
3.	Social Work: An Introduction	Joyce Lishman Chris Yuill, Jillian Brannan and Alastair Gibson, Sage Publication, New Delhi, 2018
4.	Introduction to social work	Rex A.Skidmore and Milton G. Thackeray, Prentice college division, New Delhi, 2000
5.	Law and Social Worker	B.L.Raisbeck, MacMillan Press Ltd, London, 1977
6.	*Social work practices*	*Devi Rameshwari*and *Prakash Ravi,* ,Mangal deep publication.,Jaipur, 2001.
7.	Social Work Philosophy	P. D. Mishra, , Inter-India Publications, New

	&Methods	Delhi, 1994.

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1.	7	UNIT - I: Understanding social work Characteristics, Goals, Processes, Philosophy, Methods, Value and Ethics Basic concepts, Historical development of social work in India, Social works as a profession.	Social Work Charity Voluntary action Shramdan Social reform Social movement	Text book serial no. 3 and 4	Book 3= Chap 1:p 2-14 Book 4 = Chap 1: p 2-9 https://epgp.inflibnet.ac.in/ahl.php?csrno=32	Students will be able to explain the concept of social work and apply social work ethical practice to guide professional practice
2.	4	UNIT – II: Fields of social work Mentally and socially challenged, Women empowerment, Health Care, Social Security and Public Welfare, Family and Child Welfare, Correctional Services, Services for the Aged, Drug Abuse and Rural development	Handicapped Empowerment Councelling Care centers De-addiction centers development	Text book serial no. 1 and 4	Book 1= Chap 3: p 21-43 Book 4 = Chap 4 and 5: p 52-80; Chap 8 and 9: p 119-161; Chap 13 and 14: p 214-2501 https://epgp.inflibnet.ac.in/ahl.php?csrno=32	Students will be able to develop critical thinking on various field of social work and the role of lawyer or legal system in it.
3.	9	UNIT - III: Social Work Practice Generalist Practice and Introductory Theory, Social Work with the Individual: Casework and Clinical Work, Multisystem Approach; Social Work with the Groups: Group work models, structuring the group, stages of group and Group	Case work Clinical work Individual work Group work Community work	Text book serial no. 1, 3, 4 and 6	Book 1 = Chap 3: p 36-51 Book 3 = chap 31 to 33: p 284-321 Book 4= Chap 16 to 18: p 264-306 Book 6 = Chap 4: p 67-91 https://swayam.gov.in/cour	Students will be able to assess, intervene and evaluate with individuals, groups, organizations and communities

		work setting; Social work with Communities: Understanding the Community, Underlying principles in community organization, Community social work progresses, role of the community organizer.			ses/5056-social-case-work	
4.	4	UNIT – IV: Social welfare Policy and administration Structural Components, Policy analysis, Policy practice and Advocacy, Process of social welfare and models of social welfare, Concept, Purpose, Principles and Significance of social welfare administration, Structure, functions of Department of Social Justice (Government of India), Concept of Local Self Government.	Social welfare Social Policy Social Problem Administration Social Justice Self-Government	Text book serial no. 1, 3 and 4	Book 1= chap 6: p 98-111 Book 3= chap 13: p 118-124 Book 4= chap 19: p 324-343 https://epgp.inflibnet.ac.in/ahl.php?csrno=32	Students will be able to demonstrate on any social welfare policies and its implementation process
5.	3	Unit – V: Social Action as a method of Social Work Conceptual framework of integrated social work, Concept of Integrated social work, Need, Importance and Essential elements of integrated social work practice, Biodiversity, Disaster Management, Environment, Jal-Jungle-Jameen and Unconventional	Integrated social work Biodiversity Disaster management Communication	Text book serial no. 3 and 4, 7	Book 3= chap 14 126-131 Book 4= chap 21 : p 365-381 Book 7= chap 3: p 89-119 https://epgp.inflibnet.ac.in/ahl.php?csrno=32	Students will be able to distinguish, appraise, and integrate social work practice

		Energy Sources, Communication process in social work practice – Verbal and Non-Verbal				
6.	7	UNIT – VI: Practice skills and Practice theories Assessment in social work practice, Communication skills, Planning and intervening, Inter-professional working, Service-user involvement in social work, Informal family careers, Social work with young offenders, Social work and the future.	Assesment Planning Evaluation Intervention Offenders	Text book serial no. 4, 6 and 7	Book 4= chap 23: p 397-413 Book 6= chap 4 : p 120-129 Book 7= chap 10: p 201-222 https://epgp.inflibnet.ac.in/ahl.php?csrno=32	Students will be able to utilize conceptual frameworks to guide the processes of assessment, intervention, and evaluation
7.	8	UNIT – VII: Law and Social work Relationship between law and social work, Regulation of social work, Legal framework for Social work, Legislations impacting social work practice, Social work role in the legal system, Social work involvement in the courts, Law in relations to social work in India.	LawLegislation srelationship Legal system Court system Professionals	Text book serial no. 2 and 5	Book 2= chap 4: p 88-122 Book 5= chap 2: p 14-31 https://epgp.inflibnet.ac.in/ahl.php?csrno=32	Students will be able to articulate the relationship between law and social work.
8.	5	UNIT – VIII: Social work and the services in the Criminal Justice system Crime and Criminal justice, Gender and crime, Age and crime, Caste, class and crime, Poverty and crime, Region and crime Criminal	Crime Justice Age Poverty Caste Class Region Poverty	Text book serial no. 2 and 5	Book 2= chap 18: p 559-594 Book 5= chap 3 :p34-44 https://epgp.inflibnet.ac.in/ahl.php?csrno=32	Students will be able to analyze, formulate, and advocate for policies that advance social well-being

		Justice setting				
Total	48					

List of case studies-

- Aaron-and-Amber case study on child welfare (Serko and rice, 2016)
- Social worker assessment (University of South Australia, 2016)
- Miranda: Social isolation and parenting (Grand Challenges Faculty Development Institute, Dallas, 2017)
- Sara and Nicole, A child who lacks immigration status is experiencing abuse in the home by a nonparent. (ABA Center on Children and the Law, May 2018)
- The skills of helping individuals, families, groups, and communities, (Shulman, L., 2009).

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
- The participation has to be relevant and meaningful. "Speaking for speaking's sake" will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.
- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
- The Students should come in uniform, otherwise they will be marked absent. Do not roam in the academic area/ attend classes in chappals / shorts / informal t-shirts.
- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.

- Five (5) Marks for attendance will be given as below-

Attendance percentage	Marks alloted
96-100	5
91-95	4
86-90	3
81-85	2
75-80	1
Less than 75%	0

- Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

Students must occupy their seats before faculty comes in and remain seated until the end of the class.

Students must have their name plates on the desk.

Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.

Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.

No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component	Component Number	Expected slot / due date	Marks declaration by	Weightage	Syllabus
NCP (Online Quiz)	I	27.08.2019	27.08.2019	10	Units 1 and 2
Midterm (NCP-II)	II	30.09.2019	04.10.2019	20	Units 1 to 4
NCP (Empirical case study presentation)	III	01.11.2019	04.11.2019	10	Units 5 and 6
NCP (Attendance)	IV	25.11.2019	-	05	-
NCP (Class Participation)	V	25.11.2019	-	05	-
End Term	-	25.11.2019	-	50	Units 1 to 8

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Awarded Ph.D in Sociology from Pondicherry University in 2009 and also awarded ICSSR Post-Doctoral Fellowship in sociology for the year 2012-14. Having teaching experience of 6 years in the field of sociology. Published 8 research articles in reputed international and national journals. 18 research papers presented in International and national conference. Awarded best researcher award in Lovely Professional University, Punjab in the field of social sciences in the year 2016.

Indian Culture and Heritage (AT321)

Objectives: This course enable the students to familiarize with various aspects of the culture and heritage of India like religion, architecture, philosophy, science, arts, education, languages and literature. The study of course also enables the students to understand an overview of the impact of Indian culture in different countries of the world.

Course Outcome: On successful completion of this course, the students will be enable to get overview of the composite nature of Indian culture and categorizes into various phases. This course also develops a feeling of love and a sense of belonging towards the nation among students.

Unit I: Introduction to Culture and Heritage: Concept of Culture – Culture and Civilization – Culture and Heritage – General Characteristic of Culture – Importance of Culture in Human Life – Characteristics of Indian Culture, Cultural Identity, Cultural Influences.

Unit II: History and Culture through the Ages: Ancient India: Harappan Civilization – Vedic Culture, Persian & Greek Invasion – Indian Culture during Ashoka, Mauryanand Gupta Period – The Pallavas and the Cholas – Medieval India: Rise of Islam, Bhakti Movement, Rise of Indian Languages and New Faiths – Modern India: Indian Culture during British Rule, Social and Religious Reformers, India since Independence.

Unit III: Religion and Philosophy: Religion: Pre-Vedic and Vedic, Hinduism, Buddhism, Sikhism and Jainism, Vaishnavism, Shaivism and Shaktism – Philosophy: Charvaka, Sufi & Bhakti Movements, Brahmo Samaj and Raja Rammohan Roy, Arya Samaj and Dayanand Saraswati, Ramakrishna Mission and Swami Vivekananda.

Unit IV: Indian Languages and Literature: Influence of Sanskrit in Vedic Literatures and Upanishads and Puranas, Buddhist and Jain Literatures – Dharmashastras, Arthashastra, Shudraka, Kalidasa and Banabhatta – North & South Indian Languages and Literature.

Unit V: Painting, Performing Arts and Architecture: Art in Ancient, Medieval and Modern Period – Decorative Art – Folk Painting, Indian Handicrafts: Bandhni from Rajasthan – Bidri and Pochampalli Sarees from Andhra Pradesh and Kanjeevaram Silk Sarees from Tamil Nadu – Silk and Sandalwood Items from Mysore – Cane Furniture from Assam and Terracotta Models from Bengal – Architecture: Its Origin and the Indian Perspective, Evolution of Indian Architecture.

Unit VI: Science and Technology: Development of Different Branches of Science in Ancient – Medieval & Modern India, Scientists of India: Aryabhatta, Varahamihira, Charaka and Sushruta – Developments in the Fields of Mathematics, Chemistry, Astronomy and Medicine – Innovations in the Field of Agriculture – New Crops Introduced and New Techniques of Irrigation – Development of Research Organizations like CSIR and DRDO – Establishment of Atomic Energy Commission, Launching of the Space Satellites, Other Advances made in Science and Technology.

Unit VII: Education: Ancient India: Vedic Ashramas, Mauryanand Post-Mauryan Guilds, Jain and Buddhist Monasteries, Ghatikas or Colleges – Medieval Period:

Madrasas, Maktabs, Emergence of Subjects like Public Administration, Geometry and Accountancy – Modern Period: British Initiatives and Indian Universities Act – Education in Post-Independence India: Universal Access to Elementary Education, Secondary Education, Vocational Education – Higher Education, Adult Education – Social Relevance and Technical Education – National Education Policy, Correspondence and Distance Education.

Unit VIII: Spread of Indian Culture Abroad: Modes of Cultural Exchange – Through Traders, Teachers, Emissaries, Missionaries and Gypsies – Indian Culture in Central and East Asia – Indian Culture in Sri Lanka and South East Asia – India's Cultural Contact with the Arab civilization – India's Contact with Rome – The Role of Ships and Foreign Trade in the Cultural Exchange between India and the world.

Text and Reference Books:

- Dhirendra Singh, Indian Heritage and Culture, APH Publications, New Delhi, 2000.
- Dube, S.C. Indian Society New Delhi: National Book Trust, India, 1990.
- Gore, M. S., Unity in Diversity: The Indian Experience in Nation-Building, Rawat Publication, Jaipur, 2002.
- Kabir, Humayun, Our Heritage, National Information and Publications Ltd., Mumbai, 1946.
- Malik, S. C., Understanding Indian Civilisation: A Framework of Enquiry, Indian Institute of Advanced Study, Shimla, 1975.
- Mukerji, D. P., Sociology of Indian Culture, Rawat Publications, Jaipur, 1979.
- Pandey, Govind Chandra, Foundations of Indian Culture, Books and Books, New Delhi, 1984.
- RomilaThaper, Indian Cultures As Heritage:Contemporary Pasts, Aleph, 2018.
- Vanita, R. (Ed.), Queering India, Routledge, New York, 2002.

Articles:

- AviarBrah, Difference, diversity, differentiation,International Review of Sociology,2:2,1991.
- Gupta, A. and Ferguson, J., Beyond "Culture": Space, Identity, and the Politics of Difference. Cultural Anthropology, 7, 1992
- Olwig, K. F. The burden of heritage: claiming a place for a West Indian culture. *American Ethnologist*, 26, 1999.
- Sagar Singh, Religion, Heritage and Travel: Case References from the Indian Himalayas,*Current Issues in Tourism*,7(1),2004.
- Singh, A., Digital preservation of cultural heritage resources and manuscripts: An Indian government initiative.*IFLA Journal*,*38*(4), 2012.
- Tim Winter,Heritage diplomacy,*International Journal of Heritage Studies*,21(10), 2015.
- Winter, J., Indian Heritage Preservation and Archaeologists.*American Antiquity*,*45*(1), 1980.

Videos:

- https://swayam.gov.in/course/195-secondary-indian-culture-and-heritage
- https://swayam.gov.in/courses/4425-vision-to-mission-indian-philosophy-from-classical-to-contemporary-ti

Course Hand Out

Academic Year – 2020-21

Course Name **: INDIAN HERITAGE AND CULTURE**

Course Code **: AT321**

Semester **: V**

Faculty Name **: Dr. K.V.Ravi Kumar**

Mobile No **: 9440632342**

Email **: drravikumar@ifheindia.org**

Objectives of the Course: The study of this Course aims to enable the students to understand and familiarize with various aspects of the Culture and heritage of India, to acquaint with the contribution of the ancestors in the areas of Religion, Philosophy, Science , Art, Education, Language and Literature and with the impact of Indian Culture in different Countries of the World, and also to enable the students to appreciate the Composite nature of Indian Culture and to develop among them a feeling of belonging towards the Nation.

Course Outcomes: At the end of the course a student is expected to be well acquaint in examining the different phases and aspects of our of cultural history and the progress made in enriching our culture.

Recommended Text Books and Reference Books

	Text Book	Author / Publication
1.	Advanced History of India	Mazumdar A.L. , ,Mac Millan, 1983
2.	Cultural Heritage of India	Basham A.L., Vol. I –IV, Ramakrishna Mission, Calcutta
3.	Evolution of Indian Culture (From the earliest times to present day),	Luniya B.A., L.N. Agarwal Book sellers and Publishers, Agra, 1980
4.	Indian Art and Culture	Nitin Singhania / Mc Graw Hill , 2nd edition , 2017.
5.	Heritage of India	Max Mullar F , , Chapter III and IV Vedic Deities and Veda and Vedanta Sushi Gupta India Ltd, Calcutta, 1951
6.	Social, Cultural and Economic History of India	S.C.Roychoudhary, Surjeet Publications, New Delhi – 110 007
7.	The Culture and civilization of Ancient India in Historical outline	D.D.Kosambi, Vikas Publishing House Pvt.Ltd., New Delhi – 110 014.

8.	Idealistic View of Life	Radhakrishnan.S., Allen and Unwin, London, 1964
9.	Readings in Indian History, Politics, and Philosophy, Part-C: The Culture of India,	Satchidananda Murthy, Allied Publishers , Bombay, 1967.
10.	Foundations of Indian Culture,	Sri Aurobindo, Shti Aurobindo Library, New York.

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1	5	Culture: An Introduction	Concept of Culture, Culture and civilization, Culture and Heritage, General Characteristic of culture, Components – Aspects of culture, Importance of culture in human life, Meaning of culture, Characteristics of Indian culture, Cultural Identity, Religion, Region and Ethnicity, Cultural Influence	Advanced History of India Indian Art and Culture	Chapter 1 Pg 1-23 Chapter -13 13.1 to 13.7 https://www.nios.ac.in/media/documents/SecICHCour/English/CH.01.pdf Indian Civilization and Culture – https://www.youtube.com/watch?v=fsW-MZxufs4 value of heritage by UNESCO https://www.youtube.com/watch?v=K1_f-GqaHHo Lecture on Cultural Heritage in India by CEC, New Delhi – https://www.youtube.com/watch?v=Ru37tEBV4KU cultural heritage of India by	On completion of this Unit, the students are able to understand overview of Culture , its meaning and characteristics.

					Coursekart – https://www.youtube.com/watch?v=0vwfuwIBPIE	
2	5	Social structure	Indian Social structure : Structure of Indian Society; Untouchability; Slavery, Purushartha; Ahrama; Samskara; Jajmani System; Family; Marriage; Tribal Community; Socio-Cultural Issues in contemporary India : Caste System, Issues relating to women, Communalism, old age, poverty, Unemployment, Problems of children; Spread of Indian Culture abroad : Sri Lanka and South East Asia, India and Arab Civilization, Rome; Foreign Trade.	Cultural Heritage of India The Culture and Civilisation of Ancient India	Chapter 6 Pg 61-78 pp. 66 The structure of Indian society Educational Multimedia Research Centre – https://www.youtube.com/watch?v=CrjQmAsubic social structure and organization by Dr. D.V.Prasad – ePG Patashala – https://www.youtube.com/watch?v=NLli2nrJ5hI feature of Social structure and Indian Society - https://www.youtube.com/watch?v=JQHNGiMxcOY	On completion of this Unit, the students are able to examine the social structure of India and its various aspects through ages .
3	7	History and Culture through the ages	Ancient India : Vedic Culture; Society and Religion; Material Life and Economy; Popular Religious Reforms; Persian and Greek Invasion and the impact on Indian Culture; Ashoka and Indian Culture; Art and Architecture : Mauryan Beginning; Post- Mauryan	Advanced History of India Indian Art and Culture	Chapter 3 Pg 45-61 Chapter -1 pp.1.1. to 1.92 www.classmatessc.com/wp-content/uploads/2017/03	To discuss history and culture via religion and philosophy through the ages.

			Cultural Developments; Cultural Developments during Gupta Period; Pallavas and Cholas; Transformation of the Vedic Brahmanism in to Puranic Hinduism ; Christianity in India; Influence of Islam on Indian Culture; Medieval India : Delhi Sultan; Rise of Islam and Sufism; Political and Cultural Background ; Folk Art, Music, Rise of Modern Indian Languages; Modern India : Rise of the West and its Impact on India; 18th Century Society and Culture; Social and Religious Reforms.		/Ancient-India.pdf The educational heritage of India by Sahana Singh - https://www.youtube.com/watch?v=vviYeA4fIPM Ancient India by Awdh Ojha https://www.youtube.com/watch?v=EBBzhFM-5bY Developing right approach to wards Ancient and Medieval History by Roman Saini – https://www.youtube.com/watch?v=OO4ujBT5Ej8 sources of ancient Indian History by Mohan Lal Sahu - https://www.youtube.com/watch?v=igpFk9HnGE0	
4	7	Religion , Philosophy Language and Literature	Religion and Philosophy in ancient India; Pre Vedic and Vedic Religion ; Unorthodox Religious Movements; Theistic Religions; folk Culture; Vaishnava Movements in South; Shaivism; Minor Religious movements; Vedic Philosophy; Charvaka	Cultural Heritage of India Indian Art and Culture	Chapter 5 Pg 56-71 Chapter -12 pp.12.1 to12.8 https://www.nios.ac.in/media/documents/SecICH	To analyse languages and literature and philosophy of India in a chronological order.

			School; Jain philosophy; Buddha philosophy; Religion and Philosophy in Medieval India ; The Sufi Movements; Bhakti movement ; Religious Reform Movements in Modern India : Characteristics of Religious and Social Reform Movements; brahma Samaj and Raja Ram Mohan Roy; Prarthana Samaj , Bengal Movement; Reform Movements in Southern and Western India; Arya Samaj; Rama Krishna Mission and Swami Viveka Nanda; Theosophical Society and Anne Besent; Aligarh Movement; Reform Movements among Parsis ; Religious Reforms among Sikhs; Impact of Reform Movements; Role of Sanskrit; The Vedas; The Upanishads ; Ramayana and Mahabharata ; Puranas; Buddhist and Jain Literature in Pali, Prakrit and Sanskrit, Telugu, Kannada Tamil and Malayalam Literature.		Cour/English/CH.08.pdf Indian Languages and Literature by Dr. Azmat Noori – National Institute of Open Learning – https://www.youtube.com/watch?v=QYJMsnIvCp0 History of Ancient India by EMRC Calcutta - https://www.youtube.com/watch?v=YFsLe-HRoW4 Indian Philosophy – An Introduction by Dr. Monica Prabhakat CEC - https://www.youtube.com/watch?v=3EDhq4k07c8 Indian Ideologies in Ancient India –Vedic Religions, Jainism, Buddhism – Dr. Pekham Basu – ePG Patashala - https://www.youtube.com/watch?v=dWdTaM37tYA	

5	5	Painting, Performing Arts and Architecture	Painting, Performing Arts and Architecture : Indian Painting : Origin, art in Medieval India and Modern Period; Decorative art; Mithila , Kalankari, Kalishat paintings; Indian Handicrafts ; Performing Arts: Concept, Music, Drama, Dance ; Indian Classical and Modern Music; Indian architecture: Origin and Perspective; Harappan Period, Early Historic Period, Colonial and modern periods; Towns and Cities in India.	Advanced History of India Indian Art and Culture	Chapter 5 Pg 65-78 Chapter -2 pp.2.1 to 2.36 Ancient Indian performing art and architecture by Prathik Nayak - https://www.youtube.com/watch?v=laRXx5b0NTw Arts of Mauryan period - https://www.youtube.com/watch?v=Si_mjz9Q2dE Art and Architecture by Le Corbusier - https://www.youtube.com/watch?v=-sT1f1Se_9g&list=PLwxNMb28XmpcP7jXVszdNruKUtHZ2zuZb	After completion of this unit, the students get an idea about Painting, Performing Arts and Architecture of India.
6	7	Education Science and Technology	Education in India : Aims, In Ancient Period, Medieval Period, Modern Period; Subjects, Language ; Education in Post-Independent India; Recent Developments in Education; Introduction of Western Education, Impact of Modern education on Culture ; Women's Education; Science and Technology in India; Scientists of Ancient India ; Science and Scientists of Medieval India ; Scientists of	Cultural Heritage of India Indian Art and Culture	Chapter 7 Pg 78-98 Chapter 18 pp.18.1 to 18.12 https://www.nios.ac.in/media/documents/SecICHCour/English/CH.14.pdf Impact of science and technology on society – https://www.	To learn about the education system of India and understand the importance of Science and Technology in promotion of culture.

			Modern India; Impact of Science and Technology on culture.		youtube.com/watch?v=Qs6D_g-kGaA The effects of technology with our culture by Carleton University – https://www.youtube.com/watch?v=osp3HmFfnQ0 Impact of science on society by Prof. L.S. Sasidhara - https://www.youtube.com/watch?v=IV2qcRsE3Iw	
7	6	Rise of Indian Nationalism : Mahatma Gandhi	Non-Violence, Satyagraha, Eradication of Untouchability; Legacy of British Rule.	Advanced History of India	Chapter 9 Pg 84-98 Historiography of Indian Nationalism – EMRC - https://www.youtube.com/watch?v=PhbeVtyEzSk Growth of Indian nationalism by NCERT – https://www.youtube.com/watch?v=pazb52JAejs Nationalsim in India by Ruchira Mitra, SwayamPrabha – https://www.youtube.com/watch?v=if-gsdqrE-Y	To know about the rise of Indian Nationalism and its various aspects.

					Untouchabiilty by Ms. Preetha Bhattacharya University of Calcutta – e-pathasala https://www.youtube.com/watch?v=QaqqS4bc4yQ Reaching the Untouchables in India – https://www.youtube.com/watch?v=8f6GmZeeNRs	
8	6	Culture in Ramayana and Mahabharata	Concepts, Ideal man and Woman; Maitri; karuna; Vinaya; Seela; Santhi; Anuraga as exemplified in the Stories and anecdotes of the epics.	Heritage of India	Chapter 7 Pg 98-107 Historicity of Ramayana and Mahabharata by Saroj Bala - https://www.youtube.com/watch?v=9duqYXge78I Lessons from Ramayana and Mahabharata by Devdatta patnaik – https://www.youtube.com/watch?v=RVT60SA3KgM	To learn about culture in Ramyana and Mahabharta and discuss its relevance in the present era. .
Total	48					

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.

- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
- The participation has to be relevant and meaningful. "Speaking for speaking's sake" will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.
- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
- The Students should come in uniform, otherwise they will be marked absent. Do not roam in the academic area/ attend classes in chappals / shorts / informal t-shirts.
- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.
- Five (5) Marks for attendance will be given as below-

Attendance percentage	Marks alloted
96-100	5
91-95	4
86-90	3
81-85	2
75-80	1
Less than 75%	0

Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

Students must occupy their seats before faculty comes in and remain seated until the end of the class.

Students must have their name plates on the desk.

Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.

Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.

No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	**Component**	**Expected slot / due date**	**Marks declaration by**	**Weightage**	**Syllabus**
NCP I	Internal Assessment	August 28, 2020	8.09.2020	10	**Selected Topic**
NCP II	Mid Term	September 28 , 2020	12.10.2020	20	UNIT I-III
NCP III	Internal Assessment	November 4, 2020	15.11.2020	10	UNIT III-V
NCP IV	Class Participation	November 23, 2020	-	05	UNIT I-VIII
NCP V	Attendance	November 23, 2020	-	05	Unit I-VIII
End Term	End Term	November 23, 2020	12.12.2020	50	UNIT I-

					VIII

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Dr. K. V. Ravi Kumar, Assistant Professor,

ICFAI Law School, Hyderabad is

Having 8 years of teaching experience as Assistant Professor,

Worked as an Academic Counselor at Centre for Distance Education, ANU.

5 years practicing experience as an advocate at Bar Association, Guntur District.

Published more than 15 articles in referred International and national journals

Presented more than 30 papers in International Seminar/Conferences

Law of Property and Easement (LL331)

Objectives: The study of this course gives conceptual understandings of types or property, transfer of property, benefits of unborn person, rule against perpetuity, doctrine of election, and apportionment. make the students enable to understand the various modes of specific transfer of property – sale, lease, mortgage, gift, exchange, etc and the importance of various doctrines especially doctrine of lis pendens, doctrine of marshalling and contribution.To understand the concept of charge and differences between charge and mortgage, classification of easements, easementary right, termination of easements and also reliefs available under the Specific Relief Act.The student

Course Outcome : By the end of the course would be in a position to understand, and analyze the conceptual understandings of property and easement law.

Unit I Introduction to the Transfer of Property Act, 1882: **Object and Scope of the Act – Fundamental Concepts – Classification of Property – Interpretation Clauses.**

Transfer of Property – **Non-transferable Property – Persons Competent to Transfer – Operation of Transfer – Condition Restraining Alienation.**

Unit II Transfers in Future: Transfer for Benefit of Unborn Person – Rule against Perpetuity – Vested Interest – Contingent Interest – Conditional Transfer.

Unit IIIDoctrine of Election and Apportionment: Doctrine of Election – Apportionment.

Unit IV Transfers in Special Circumstances: Limited Power of Transfer – Right of Persons Entitled to Maintenance – Restrictive Covenants – Transfer by Ostensible Owner – Doctrine of *LisPendens* – Doctrine of Part Performance.

Unit V Sale of Immovable Property: Meaning and Definition of Sale – Essential Elements and Mode of Effecting Sale – Rights and Liabilities of Seller – Rights and Liabilities of Buyer.

Unit VI Mortgages of Immovable Property: Meaning and Definition of Mortgage – Kinds of Mortgages.

Rights and Liabilities of Mortgagor: Rights of Mortgagor – Liabilities of Mortgagor.

Rights and Liabilities of Mortgagee**:** Right to Foreclose or Sale – Right to Sue for Mortgage Money – Right to Sale Without Intervention of Court – Right to Accession of Mortgaged Property – Right of Possession – Right of a Mortgage Against Other Mortgagees – Liabilities of Mortgagee in Possession.

Priority: Postponement of Prior Mortgagee – Mortgage to Secure Uncertain Amount.

Marshalling and Contribution: Doctrine of Marshalling – Doctrine of Contribution.

Charge and Mortgage: Definition and Salient Features – Creation of Charge – Kinds of Charge – Distinction between Charge and Mortgage – Remedies of Charge Holder.

Unit VII Leases of Immovable Property: Essential Features of Lease – Lease Proceeding – Kinds of Leases – Distinction between License and Lease – Difference between Lease and Easement – Rights and Liabilities of Lessor and Lessee – Termination of Lease.

UnitVIII Exchanges: Meaning and Essentials of Exchange – Mode of Transfer – Rights and Liabilities of Parties – Exchange of Money.

Unit IX Gifts and Actionable Claims: Meaning and Definition of Gift – Essentials of Gift – Types of Gift – Universal Donee – Gift Under Mohammedan Law – Gift and Other Deeds – Registration and Revocation of Gift – Actionable Claims.

Unit X Easements: Meaning and Definition of Easement – Elements of an Easement – Classification of Easements – Natural Rights and Customary Rights – Licenses – Imposition, Acquisition and Transfer of Easement – Incidents of Easement – Extinction, Suspension, Revival of Easements – Termination of Easement.

Text and Reference Books

- Mulla : Transfer of Property, Butterworths Publications.
- Subba Rao GCV: Commentaries on the Transfer of Property Act.
- Krishna Menon: Law of Property.
- Upadhya's Common Matrix of Transfer of Property.

Videos:

- https://www.youtube.com/watch?v=xLBWLD79nV4
- https://www.youtube.com/watch?v=lKrKg9VPCE0
- https://www.youtube.com/watch?v=Kkmj8SGgs1A
- https://youtu.be/rEKdltIjA9o
- https://youtu.be/XV5agN_NZEk
- https://youtu.be/norXh42gofk
- https://youtu.be/cz40GNlJxCc
- https://www.youtube.com/watch?v=_oeeb8hF8_s

ICFAI Law School, Hyderabad

Course Hand Out

Academic Year – 2019-20

Class of 2022

***Course Name*: Property and Easement Law**

***Course Code:*LL-331**

Semester: V

***Faculty Name*: Mr. D V N Murty**

***Mobile No:* 9121097900**

***Email:*murtydesiraju@gmail.com**

Course Objective:

- To give conceptual understandings of types or property, transfer of property, benefits of unborn person, rule against perpetuity, doctrine of election, and apportionment.
- To enable the students to understand the various modes of specific transfer of property – sale, lease, mortgage, gift, exchange, etc and the importance of various doctrines especially doctrine of lis pendens, doctrine of marshalling and contribution.
- To make the students understand the concept of charge and differences between charge and mortgage, classification of easements, easementary right, termination of easements and also reliefs available under the Specific Relief Act.
- The student – by the end of the course would be in a position to understand, and analyze the conceptual understandings of property and easement laws in India.

Course Outcomes: At the end of the course a student is expected to have a sound understanding of the law on property and easement in India.

Recommended Text Books and Reference Books

	TEXT BOOK	**AUTHOR / PUBLICATION**
1.	Textbook on the Transfer of Property Act	Avtar Singh, Fifth edition, 2016, Universal Law Publishing - An Imprint of LexisNexis
2.	Mulla: The Transfer Of Property Act	Poonam Pradhan Saxena, Thirteenth 2018 edition, Lexis Nexis
3.	The Transfer of Property Act, 1882	R K Sinha, Central Law Agency,2018
4.	**A Textbook on Transfer of Property Law**	Shriniwas Gupta, Thomson Reuters, 2017

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1.	4	Introduction to the Transfer of Property Act, 1882	Object and Scope of the Act – Fundamental Concepts – Classification of Property – Interpretation Clauses.	RB 1	Chapter 1, 7-23	Understanding the fundamental concepts and classification of property
2.	3	Preliminary Aspects	Transfer of Property – Non-transferable Property – Persons Competent to Transfer – Operation of Transfer – Condition Restraining Alienation.	RB 1,	Chapter 2, 30-46	Understanding the concept persons competent to transfer and the property that can be transferred under the Act.
3.	3	Transfers in Future	Transfer for Benefit of Unborn Person – Rule against Perpetuity – Vested Interest – Contingent Interest – Conditional Transfer.	RB 1,	Chapter 3, 58-62, 66-69	Understanding the key concepts relating to different kinds of transfer
4.	3	Doctrine of Election and Apportionment	Doctrine of Election – Apportionment	RB 1	Chapter 8, 104-113	Understanding the concept of doctrine of election and apportionment
5.	7	Transfers in Special Circumstances	Limited Power of Transfer – Right of Persons Entitled to Maintenance – Restrictive Covenants – Transfer by Ostensible Owner – Doctrine of *Lis Pendens* – Doctrine of Part Performance.	RB 1	https://www.youtube.com/watch?v=xLBWLD79nV4 Chapter 9, 158-171	Understanding concept relating maintenance, *lis pendens* and its nature and application under the Transfer of property Act.
6.	4	Sale of Immovable Property	Meaning and Definition of Sale – Essential Elements and Mode of Effecting Sale – Rights and Liabilities of Seller – Rights and Liabilities of Buyer.	RB 3	https://www.youtube.com/watch?v=lKrKg9VPCE0	Understanding sale of immovable property under the TOP Act and the rights and liabilities of buyer and seller
7.		Mortgages of Immovable	Meaning and Definition of	RB 1,	Chapter 8, 224-280	Understanding mortgage, charge,

	8	Property	Mortgage – Kinds of Mortgages. Rights and Liabilities of Mortgagor: Rights of Mortgagor – Liabilities of Mortgagor. Rights and Liabilities of Mortgagee: Right to Foreclose or Sale – Right to Sue for Mortgage Money – Right to Sale Without Intervention of Court – Right to Accession of Mortgaged Property – Right of Possession – Right of a Mortgage Against Other Mortgagees – Liabilities of Mortgagee in Possession. Priority: Postponement of Prior Mortgagee – Marshalling and Contribution: Doctrine of Marshalling – Doctrine of Contribution.		Chapter 11, 152-242	marshalling and the various rights and liabilities attached to these concepts.
8.	2	Charge and Mortgage	Definition and Salient Features – Creation of Charge – Kinds of Charge – Distinction Between Charge and Mortgage – Remedies of Charge Holder.	RB 2 and 3	https://www.youtube.com/watch?v=Kkmj8SGgs1A Chapter 11, 243-246	Understanding different kinds of charge and differentiating between charge and mortgage
9.	5	Leases of Immovable Property	Essential Features of Lease – Lease Proceeding – Kinds of Leases –Rights and Liabilities of Lessor and Lessee – Termination of Lease Distinction between License and Lease – Difference between Lease and Easement.	RB 1,	Chapter 5, 352-406 https://youtu.be/rEKdltljA9o https://youtu.be/XV5agN_NZEk	Understanding lease and the various rights and liabilities attached to lessor and lessee
10.	1	Exchanges	Meaning and Essentials of Exchange – Mode of Transfer – Rights and Liabilities of Parties – Exchange of Money.	RB 1	Chapter 6, 421-425 https://youtu.be/norXh42gofk https://youtu.	Understanding the relevance on exchange under the transfer of property. What gets exchanged in lieu of property and

					be/cz40GNlJxCc	what gets exchanged in lieu of money exchange.
11.	3	Gifts and Actionable Claims	Meaning and Definition of Gift – Essentials of Gift – Types of Gift – Universal Donee – Gift Under Mohammedan Law – Gift and Other Deeds – Registration and Revocation of Gift – Actionable Claims.	RB 1	https://www.youtube.com/watch?v=_oeeb8hF8_s Chapter 7, 426-442	Understanding gifts and actionable claims under Muslim law and the process of registration
12.	5	Easements	Meaning and Definition of Easement – Elements of an Easement – Classification of Easements – Natural Rights and Customary Rights – Licenses – Imposition, Acquisition and Transfer of Easement – Incidents of Easement – Extinction, Suspension, Revival of Easements – Termination of Easement.		https://www.youtube.com/watch?v=8S1xYNlhrS0	Understanding the law on easements, different kinds of easement, various rights attached to easement
Total	60					

List of Latest Cases-

- Tata Chemicals Ltd. v. M/s. Khistish Bardhan Chunilal Nath and Others, G.A. No. 725 of 2019.
- Esoof S. Contractor And Ors v. Mridangraj Hiralal Suchak Alias, on 15 July, 2019
- Jagmohan Behl v. Col Ks Gupta & Anr on 4 July, 2018- mortgage
- Muthupandi v. Thangapandian on 5 June, 2018- doctrine of l*is pendens*
- Shantabai v. Ratanbai on 6 July, 2018- lease
- Ravi Luthra v. M.A.K. Lall & Anr on 4 July, 2018- easement
- Renikuntla Rajamma (D) by LRS. v. K. Sarwanamma- execution of gift deed- 2014

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.

- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
- The participation has to be relevant and meaningful. "Speaking for speaking's sake" will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.
- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
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- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.
- Five (5) Marks for attendance will be given as below-

Attendance percentage	Marks alloted
96-100	5
91-95	4
86-90	3
81-85	2
75-80	1
Less than 75%	0

Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

Students must occupy their seats before faculty comes in and remain seated until the end of the class.

Students must have their name plates on the desk.

Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.

Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.

No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Name	**Component Detail**	**Expected slot / due date**	**Marks declaration by**	**Weightage**	**Syllabus**
NCP 1	Internal assessment	10th September 2019	18th September 2019	10	**Portion covered till that date**
NCP 2	Mid term	30th September, 2019	8th October 2019	20	Till unit V
NCP 3	Internal Assessment	12th November 2019	18th November 2018	10	**Portion covered till that date**
NCP 4	Class Participation	23rd November 2019		5	

NCP 5	Attendance	23rd November 2019		5	
End term	End term	25th November, 2019	One week from the date of completion of exam.	50	30% mid term and 50% end term syllabus

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

I am D.V.N.Murty, working as a Faculty Associate in here since July, 2017. Holding an academic career in Integrated BA.LLB in the year 2012 and Masters of law in Human Rights in the year 2014 both from Utkal University, Odisha, I worked as a lecturer in law from February 2015 to July 2017 at Madhusudan Law College (Now University), Cuttack, Odisha and during that period of my lectureship I dealt with the Human Rights, Property Laws, Media Law, and Constitutional Law. I also had been a visiting faculty to SAI International School, Bhubaneswar, Odisha and during the period July 2016 to July 2017 and dealt with Legal Studies subject for XIIth Standard Students in the Commerce Stream. I also worked as a Junior Research Associate in the Centre for Child Rights at National Law University, Odisha, Cuttack from February 2017 to July 2017. Presently I am pusing my Ph.D in Law on Child Rights from KIIT School of Law, Bhubaneswar, Odisha. As a student of Human Rights I have dealt with cases of human rights violation and filed cases in the Odisha State Human Rights Commission and got a decision for two cases. I write articles for Human Rights Journals. I also have a Publication in the Legal Mirror on the rights of the tribals vis-à-vis land acquisition.

Intellectual Property Rights (LL341)

Objectives : The study of this course helps the students o equip the students to understand the different laws relating to Intellectual Property Rights in national perspective with reference to international regime,to acquire ability to identify the Intellectual Property issues involved in practical scenario.Also enables the students to acquire the ability to apply law to practical situations so as to analyze legal implications.

Course Outcome: At the end of the course students come to know the various forms of Intellectual Property Rights applicable in India and their implementation in accordance with the international perspectives.

Unit – I: Introduction: – Intellectual Property **International Conventions** on IPR: WIPO Convention- Treaties on Copyright- Treaties on Industrial Property

Unit – II: Copyright & Related Rights - Subject Matter of Copyright, Ownership of Copyright, Economic Rights of Copyright Owners, Author's Moral Rights, Term Copyright, Assignment of Copyright, Copyright Societies, Performers Rights, Broadcast Reproduction Rights and Public Interest, International Copyright, Copyright Office and Copyright Board, Infringement of Copyright, Permitted Acts in Relation to Copyright, Remedies for Infringement of Copyright, Offences

Unit – III: Trademarks:- Introduction-Functions- Objectives- Historical Background-Meaning and Definition- Certificate- Collective Marks- Goods and Services- Well – Known Trademarks-TM and Property Marks- Domain Names- Applicability of Trademark law to Domain Name- Distinction between TM and Domain Name - Registrar of TM and Trademarks Registry- Appointment of Registrar Registration Related Concepts-Conditions of Registration of TM (Various TM) - Procedure for Registration-Effects of Registration-Infringement and Passing-off -Assignment and Transmission- Use of Trademarks and registered Users-Rectification and Correction of Register –Collective Marks and Certification Trademarks-Appellate Board-Offences, Penalties and Procedure-Remedies for infringement of TM and Passing-off-Miscellaneous

Unit – IV: Geographical Indications:- Introduction- Definition- Rationale-Historical Development- Distinction between TM and GI-GI Registry- Register of GI- Registrar of GI-Indexes-Prohibitions- Registration of Homonymous GI- Registration Process-Effect-Appeals- Rectifications and Corrections- Registrar- Powers of Registrar- Infringement – Passing- Off (Procedure and Reliefs) – Offences, Penalties and Procedures-Miscellaneous

Unit – V: Patents: Patents- Rationale- Historical Development-Meaning- Product and process patent-Application of Patents- Publications and Examinations of Applications-Representation and Opposition-Anticipation-Secrecy of Inventions- Grant of Patents and Rights of Patentee –Amazements o0f Applications and Specifications-Restoration of Lapsed Patents –Surrender and Revocation of Patents- Register of Patents- Working of Patents, Compulsory Licenses and Revocation- Use of Invention for Government Purpose- Infringement and Remedies- Miscellaneous.

Unit – VI :Designs - Introduction-Rationale-Protection-Historical Background – Meaning- Article- Proprietor of a New or Original Design- Registration of Designs-

Copyright in Design- Duration-Piracy of the Registered Design and Remedies- Passing Off- Defences in suit of infringement-Tests to be applied for Infringement

Unit – VII: Plant Varieties and Farmers' Rights: Introduction- objectives- Plant varieties- Advantages of Plant Varieties Protection System- Farmers' Rights and Public Interest-National Gene Fund and Benefit Sharing- Plant Varieties Authority and Registry-Registration of Plant Varieties- Effect of Registration and Benefit Sharing-Surrender, Revocation of Certificate and Rectification of Register-Farmer Rights- Compulsory License- Plant Varieties Protection Appellate Tribunal-Infringement, Offences and Penalties-Miscellaneous

Unit – VIII: Semiconductor Integrated Circuits Layout-Designs - Overview of the Act - **Confidential Information**: - Introduction-Jurisdictional Bases of the Law of Confidence- Trade Secrets- Actions for the Breach of Contract- Conditions - Licensing Contract- Advantages for Licenses – Assignment and Licensing.

Project work

Identification of new inventions and verifying the satisfaction of required 3 factor-test.

Text and Reference Books

- P. Narayanan: Patent Law, Eastern Law House, 1995.
- David Brain Bridge, Intellectual Property, Pearson International
- N.S.Gopalakrishnan and T.G.Agitha ,Principles of Intellectual Property, Eastern Book Company
- W.Cornish, D Llewelyn and T. Aplin,Intellectual Property :Patents, copyright Trademarks and allied rights: Sweet and Maxwell
- Richard Stim, Intellectual Property: Patents, Trademarks and Copyright: West Thomson Learning
- Dr. Raghbir Singh, Law relating to Intellectual Property: Universal Law publications
- Dr. Vikas Vashishth, Law and Practice of Intellectual Property in India: Bharat Law House
- Roy Chowdhary, S.K. & Other: Law of Trademark, Copyrights, Patents andDesigns, Kamal Law House, 1999.
- Dr. G.B. Reddy, Intellectual Property Rights and the Law 5th Ed. 2005 Gogia Law Agency.
- John Holyoak and Paul Torremans: Intellectual Property Law.
- B.L. Wadhera: Intellectual Property Law, Universal Publishers, 2nd Ed. 2000.
- W.R. Cornish: Intellectual Property Law, Universal Publishers, 3rd Ed. 2001.

Articles

- Mathur Alankrita : A Reflection upon the Digital Copyright Laws in India, NISCAIR-CSIR, India, January,2020
- Bashir, Anna: Protection of Geographical Indication Products from Different States of India NISCAIR-CSIR, India, May 2020.

- Rani, Suvita, Singh,Shubham, Bhattacharya, Sujit: Impact of India's Plant Variety Protection Act: Analytical Examination Based on Registrations Under The Act NISCAIR-CSIR, India, September, 2020
- Srivastava, Charu, Rana Mamta: Easily Accessible Treasure Susceptible to Misappropriation: A Discourse on the Traditional Knowledge, NISCAIR-CSIR, India September 2020
- Lisitsa, Valeriy N: Intellectual Property and Intellectual Rights: Issues of Correlation NISCAIR-CSIR, India March 2018
- Egwu, Cordelia Chinwe Nwogbo, Egwu, Chijioke: Genetically Modified Crops Controversy : The Actualization of Intellectual Property Rights Regime NISCAIR-CSIR, India, July 2018
- Nair, MD: TRIPS, WTO and IPR – Impact on Developing Countries CSIR. March 2009
- Jaipura, Lalit Singh, Bhupinder Nayak, Rajkishore: An Introduction to Intellectual Property Rights and their Importance in Indian Context, NISCAIR-CSIR, India January 2017
- Gupta, Niloy Kumar: Overview of the Indian Industrial Design Law and Practice NISCAIR-CSIR, India, January 1999
- Tomar, Vernika: Trademark Licensing & Franchising: Trends in Transfer of Rights CSIR September 2020

Videos

- Introduction to Intellectual Property: https://nptel.ac.in/courses/109106137/2
- 7Swayam Course: Intellectual Property Rights and Competition Law in India: https://swayam.gov.in/nd2_cec20_ge04/preview
- Copyright: https://nptel.ac.in/courses/109106137/48
- Trademarks: https://nptel.ac.in/courses/109106137/39
- Patents: https://www.youtube.com/watch?v=GKqOWCK71K4
- Designs: https://nptel.ac.in/courses/109106137/58
- Geographical Indications: https://nptel.ac.in/courses/109106137/57
- Confidential Information and Trade Secrets: https://www.youtube.com/watch?v=4EPhPyuTWyY

ICFAI Law School, Hyderabad

Course Hand Out

Academic Year – 2019-20

(Class of 2022)

***Course Name*: Intellectual Property Rights**

***Course Code:*LL341**

Semester: V

***Faculty Name*: Dr S V Damodar Reddy**

Mobile No: 9440238077

Email: drsvdamodarreddy@gmail.com

Course Objective:

- To equip the students to understand the different laws relating to Intellectual Property Rights in national perspective with reference to international regime.
- To acquire ability to identify the Intellectual Property issues involved in practical scenario.
- To acquire the ability to apply law to practical situations so as to analyze legal implications.

Course Outcome: At the end of the course a student is expected to know the various forms of Intellectual Property Rights and the applicable laws in India.

Recommended Text Books and Reference Books

	TEXT BOOK	AUTHOR / PUBLICATION
1.	Intellectual Property (RB)	David Brain Bridge, Pearson International
2.	Intellectual Property :Patents, copyright Trademarks and allied rights (RB)	W.Cornish, D Llewelyn and T. Aplin, Intellectual Sweet and Maxwell
3.	Intellectual Property Law (RB)	W.R. Cornish, Universal Publishers
4.	Law Relating to Intellectual Property Rights (Student Edition)	V K Ahuja, Lexis Nexis
5.	Intellectual Property Law (Student Edition)	P. Narayanan:, Eastern Law House
6.	Intellectual Property Law (Student Edition)	B.L. Wadhera, Universal Publishers
7	Intellectual Property Rights and the Law (Student Edition)	Dr. G.B. Reddy, Gogia Law Agency

Course Outline:

SL NO	No of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1	3	Introduction	Meaning of Intellectual Property – Classification of Intellectual Property – Need for Protection of IP.	P Narayanan Tenth Revised Impression Dr G B Reddy 9th Edition www.wipo.org	P Narayanan Tenth Revised Impression – Chapter Introduction Pages 1-2 Dr G B Reddy 9th Edition Chapter -I Pages 3,4,7,9, 13-36 https://www.youtube.com/watch?v=Bj1_z56VEJ0	Intellectual property rights have grown from time to time and now they play a key role in shaping and development of the country's as well as global economy. One among the agreements of World Trade Organization (WTO) is the agreement on Trade-Related Aspects of Intellectual Property Rights (TRIPS) made for the protection and enforcement of Intellectual Property Rights. The domain of intellectual property comprises of Copyrights, Patents, Trademarks, Industrial Designs, Geographica

						l Indications, Protection of New Plant Varieties, Trade Secrets, Semi-Conductor Integrated Circuits and Lay-out Designs and other emerging forms receiving recognition from time to time. This unit provides an in-depth understandin g to the students about the various forms of the intellectual property and their relevance in today's changing global scenario.
2	3	International Legal Regime	Conventions – Agreements relating to Intellectual Property Law – International Organizations regulating IPR	P Narayanan Tenth Revised Impression Dr G B Reddy 9th Edition www.wipo.org	P Narayanan Tenth Revised Impression – Pages 607-619 Dr G B Reddy 9th Edition Chapter - III Pages 42,45,51,52,59-62,64-66	: By the end of this unit the student is able to known the development of international legal regime of intellectual property rights and understands the international conventions, treaties, agreements and the institutions

						governing intellectual property worldwide.
3	8	Copyright	- Subject Matter of Copyright, Ownership of Copyright, Economic Rights of Copyright Owners, Author's Moral Rights, Term Copyright, Assignment of Copyright, Copyright Societies, Performers Rights, Broadcast Reproduction Rights and Public Interest, International Copyright, Copyright Office and Copyright Board, Infringement of Copyright, Permitted Acts in Relation to Copyright, Remedies for Infringement of Copyright, Offences	P Narayanan Tenth Revised Impression Dr G B Reddy 9th Edition www.wipo.org www.copyright.gov.in	P Narayanan Tenth Revised Impression – Chapter 29 Part 4 Pages251-314, 324-371 Dr G B Reddy 9th Edition Chapter IV Pages 70-167 https://www.youtube.com/watch?v=3KKm6uRSf9E	After studying this unit the student is able to understand the law governing Copyright in India; what kind of works are protected under Copyright; related rights to Copyright; various authorities functioning under the Act; rights of the copyright owners Vis-a-Vis public interest; what acts amounts to piracy and what acts not amount to infringement of copyright and the remedies for the acts of piracy.
4	9	Trademarks	Introduction - Functions- Objectives- Historical Background-Meaning and Definition- Certificate- Collective Marks- Goods and Services- Well –Known Trademarks-TM and Property Marks- Domain Names- Applicability of Trademark law to Domain Name- Distinction between TM and Domain Name - Registrar of TM and Trademarks Registry- Appointment of Registrar Registration Related Concepts- Conditions of Registration of TM (Various TM) - Procedure for	P Narayanan Tenth Revised Impression Dr G B Reddy 9th Edition www.wipo.org	P Narayanan Tenth Revised Impression – Chapter 17 Part- 3 Pages 145-244 Dr G B Reddy 9th Edition Chapter VI Pages 256-341	In this unit students are able to understand the conceptual and legal framework, procedural requirements relating to the registration of trademarks; transfer of

			Registration-Effects of Registration-Infringement and Passing-off -Assignment and Transmission- Use of Trademarks and registered Users-Rectification and Correction of Register – Collective Marks and Certification Trademarks-Appellate Board-Offences, Penalties and Procedure- Remedies for infringement of TM and Passing-off-Miscellaneous		https://www.youtube.com/watch?v=f85XLLVOj6A	trademarks; concepts of infringement and passing-off and remedies; Trademarks in cyberspace.
5	5	Industrial Designs	Introduction-Rationale-Protection-Historical Background –Meaning- Article- Proprietor of a New or Original Design-Registration of Designs-Copyright in Design- Duration-Piracy of the Registered Design and Remedies- Defences in suit of infringement-Tests to be applied for Infringement	P Narayanan Tenth Revised Impression Dr G B Reddy 9th Edition www.wipo.org	P Narayanan Tenth Revised Impression – Chapter 16 Part- 2 Pages 123-140 Dr G B Reddy 9th Edition Chapter VII Pages 343-369	In this unit students are instructed regarding the various provisions of the Industrial Designs Act in India to make them understand what an industrial design is; need for the protection industrial designs; how can industrial designs be protected.
6	5	Geographical Indications	Introduction- Definition-Rationale-Historical Development- Distinction between TM and GI-GI Registry-Register of GI- Registrar of GI-Indexes-Prohibitions-Registration of Homonymous GI-Registration Process-Effect-Appeals- Rectifications and Corrections- Registrar- Powers of Registrar- Infringement – Passing- Off (Procedure and Reliefs) – Offences, Penalties and Procedures- Miscellaneous	P Narayanan Tenth Revised Impression Dr G B Reddy 9th Edition www.wipo.org www.ipinida.nic.in	P Narayanan Tenth Revised Impression – Chapter 45 Pages 389-392 Dr G B Reddy 9th Edition Chapter VIII Pages 372-379	In this unit the students come to know the meaning of Geographical Indication; legal position relating to geographical indications of goods in India; why do geographical indications need protection and how geographical indications are protected;

						who are entitled for registration; what kind of geographical indications cannot be registered; infringement and remedies.
7	8	Patents	Patents- Rationale- Historical Development-Meaning- Product and process patent-Application of Patents- Publications and Examinations of Applications-Representation and Opposition-Anticipation-Secrecy of Inventions- Grant of Patents and Rights of Patentee – Amendments of Applications and Specifications-Restoration of Lapsed Patents –Surrender and Revocation of Patents- Register of Patents- Working of Patents, Compulsory Licenses and Revocation- Use of Invention for Government Purpose-Infringement and Remedies-Miscellaneous	P Narayanan Tenth Revised Impression Dr G B Reddy 9th Edition www.wipo.org	P Narayanan Tenth Revised Impression – Chapter 1 Part 1 Pages11-24, 28-70, 74-108 Dr G B Reddy 9th Edition Chapter V Pages 168-243 https://www.youtube.com/watch?v=7U6xxTrt_iQ	The objective of this unit is to impart the law relating to inventions protected under the form of patents in India; inventions not patentable; patent is a monopoly right and not absolute right; procedural mechanism in registering patent; assignment and licensing of patents and compulsory licensing; abusing of patent rights and its effect; infringement and remedies.
8	3	Plant Varieties and Farmers' Rights	objectives - Plant varieties-Advantages of Plant Varieties Protection System- Farmers' Rights and Public Interest-National Gene Fund and Benefit Sharing- Plant Varieties Authority and Registry- Registration of Plant Varieties- Effect of Registration and Benefit Sharing-	P Narayanan Tenth Revised Impression Dr G B Reddy 9th Edition www.wipo.org	P Narayanan Tenth Revised Impression – Chapter 45 Pages 392-398	In this unit the student is able to understand the law relating to the protection of new plant

			Surrender, Revocation of Certificate and Rectification of Register-Farmer Rights-Compulsory License- Plant Varieties Protection Appellate Tribunal-Infringement, Offences and Penalties-Miscellaneous	www.plantauthority.gov.in	Dr G B Reddy 9th Edition Chapter VIII Pages 387-389	varieties; rights of breeders Vis-a-Vis public interest; benefit sharing; criteria of registration; registration procedure; infringement and remedies.
9	2	Semiconductor Integrated Circuits Layout-Design	Overview of the Act	P Narayanan Tenth Revised Impression Dr G B Reddy 9th Edition www.wipo.org www.sicldr.gov.in	P Narayanan Tenth Revised Impression – Chapter 45 Pages 384-388 Dr G B Reddy 9th Edition Chapter VII Pages 369	The objective of this unit is to acquaint the students the overview of the law governing the protection of microchips contained in the Semiconductor Integrated Circuits Lay out Designs Act, 2000.
10	1	Confidential Information	Introduction-Jurisdictional Bases of the Law of Confidence- Trade Secrets- Actions for the Breach of Contract- Conditions	P Narayanan Tenth Revised Impression Dr G B Reddy 9th Edition www.wipo.org	P Narayanan Tenth Revised Impression – Chapter 44 Part 5 Pages 375-383	This unit explains the importance of trade secrets to the business enterprises whether small, medium or large; the ways of protection of this form of ever green intellectual property.
11	1	Licensing Contracts	Advantages for Licensor-Licensee- Licensing of IPRs - Assignment- Licensing – Differences.	P Narayanan Tenth Revised Impression Dr G B Reddy	P Narayanan Tenth Revised Impression – Chapter	In this unit the students are acquainted with the ways and

				9th Edition www.wipo.org	9 Pages 59-70, Chapter 21 Pages 184-190 Chapter 36 pages 294-298, 300-314	modes of transfer of intellectual property by way of assignment and licenses; various terms and conditions to be contained in these agreements; and how to draft these deeds.
Sessions	48					
Tutorial	12					
Total	60					

List of cases:

- Bigtree Entertainment Pvt. Ltd. v. D. Sharma and Ors. 2019 (77) PTC 411(Del)
- Raj Rewal v. Union of India & Ors. CS (Comm) No. 3 Delhi 2019
- L'Oreal vs. Sarvodaya Overseas Private Limited & Another 2018(76) PTC 556
- Marico Ltd vs Mrs. Jagit Kaur Delhi, 2018
- Araku Valley Arabica Coffee Andhra Pradesh's &Odisha, 2019 &Banglar Rasogolla Food Stuff West Bengal, 2018 - Case Studies.
- Nuziveedu Seeds Limited and Ors. vs Monsanto Technology LLC 2018 SC
- Facebook, Inc., WhatsApp Inc.,Instagram, LLC, Oculus VR, LLC vs Domain Admin/This Domain is for Sale, HugeDomains.com WIPO Arbitration and Mediation Center, Case No. D2018-0150, WIPO, 2018
- M/S. Cello Household Products vs M/S. Modware India And Anr Bombay, 2017
- Cipla Limited vs Novartis AG and another 2017 (70) PTC 80 Delhi
- The Chancellor, Masters & Scholars of the University of Oxford &Ors. Vs Rameshwari Photocopy services &anr. Date of decision: 16th September, 2016.

Videos

- Introduction to Intellectual Property: https://nptel.ac.in/courses/109106137/2
- Copyright: https://nptel.ac.in/courses/109106137/48
- Trademarks: https://nptel.ac.in/courses/109106137/39
- Patents: https://www.youtube.com/watch?v=GKqOWCK71K4

- Designs: https://nptel.ac.in/courses/109106137/58
- Geographical Indications: https://nptel.ac.in/courses/109106137/57
- Confidential Information and Trade Secrets: https://www.youtube.com/watch?v=4EPhPyuTWyY

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
- The participation has to be relevant and meaningful. "Speaking for speaking's sake" will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.
- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
- The Students should come in uniform, otherwise they will be marked absent. Do not roam in the academic area/ attend classes in chappals / shorts / informal t-shirts.
- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.
- Five (5) Marks for attendance will be given as below-

Attendance percentage	Marks allotted
96-100	5
91-95	4
86-90	3

81-85	2
75-80	1
Less than 75%	0

- Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

Students must occupy their seats before faculty comes in and remain seated until the end of the class.

Students must have their name plates on the desk.

Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.

Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.

No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component	Component Number	Expected slot / due date	Marks declaration by	Weight age	Syllabus
NCP	I	5-09-2019	16-9-2019	10	Unit – I - III
Mid- Term	II	30-9-2019	15-10-2019	20	Unit – I -

(NCP-II)					V
NCP - III	III	08-11-2019	08-11-2019	10	Unit – I to VII
NCP - IV	IV	22-11-2019	22-11-2019	5	
NCP - V	V	22-11-2019	22-11-2019	5	
End Term	25-11-2019			50	Unit I to XI

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Dr. S V Damodar Reddy ishaving fourteen years of full time teaching experience withqualified PhD. in (Intellectual Property Laws), UGC-NET and UGCAP-SET, LLM, MBA, PG Diploma in Intellectual Property Rights., PG Diploma in Computer Applications., GC in Intellectual Property Rights from WIPO, Geneva, Switzerland. Research fields are Intellectual Property Laws, Land Laws and Real Estate Laws. Presented papers in many International and National Seminars, written articles, acted as resource person for the Judicial Officers, Assistant Public Prosecutors coaching and for many other organizations. Recorded Video lessons on the subjects Land Laws, Interpretation of Statutes, Drafting, Pleading and Conveyancing for Educational and Multimedia Research Center (EMMRC).

Civil Procedure Code and Law of Limitation (LL351)

Objectives: The study of Civil Procedure Code enables the student to acquire knowledge on Civil Procedure which is a subject of daily use by the courts and lawyers and a student cannot afford to have scant knowledge of civil procedure when he goes out to practice as a lawyer. Also it provides expert knowledge of various principles and procedures in civil procedure.

Course Outcome : However, it is necessary to have good grounding in the subject before one enters the profession. this the students will be well thorough While pursuing the course as the substantive law determines the rights of parties, procedural law sets down the norms for enforcement.

Unit-I: Civil Procedure Code: Introduction; Distinction between procedural law and substantive law- History of the code, extent and its application, definition;

Unit – II: Suits: Jurisdiction of the civil courts- Kinds of jurisdiction-Bar on suits- Suits of civil nature (Sec.9); Doctrine of Res sub judice and Res judicata (Sec. 10, 11 and 12);

Unit – III: Foreign Judgment (Sec. 13, 14); Place of Suits (Ss. 15 to 20); Transfer of Cases (Ss. 22 to 25).

Unit-IV: Institution of suits and summons: (Sec. 26, 0.4 and Sec. 27, 28, 31 and O.5); Interest and Costs (Sec. 34, 35, 35A, B);

Unit – V: Pleading: Fundamental rules of pleadings- Plaint and Written Statement- Return and rejection of plaint- Defenses- Set off- Counter claim; Parties to the suit (O. 1): Joinder, misjoinder and non-joinder of parties- Misjoinder of causes of action- Multifariousness.

Unit-VI: Appearance and examination of parties (O.9, O.18) - Discovery, inspection and production of documents (O.11 & O.13) - First hearing and framing of issues (O.10 and O.14) - Admission and affidavit (O.12 and O.19) - Adjournment (O.17) - Death, marriage-Insolvency of the parties (O.22) - Withdrawal and compromise of suits (O.23) - Judgment and Decree (O.20);

Unit – VII: Execution (Sec. 30 to 74, O.21): General principalof execution- Power of executing court- Transfer of decrees for execution- Mode of execution- a) Arrest and detention, b) Attachment, c) Sale.

Unit-VIII: Suits in particular cases; Suits by or against Governments (Sec. 79 to 82, O.27); Suits by aliens and by or against foreign rulers, ambassadors (Sec. 85 to 87); Suits relating to public matters (Sec. 91 to 93); Suits by or against firms (O.30); Suits by or against minors and unsound persons (O.32); Suits by indigent persons (O.33); Inter-pleader suits (Sec. 88, O.35);

Unit-IX: Interim Orders; Commissions (Sec. 75, O.26); Arrest before judgment and attachments before judgment (O.38); Temporary injunctions (O.39); Appointment of receivers (O.40); Appeals (Ss. 90 to 109, O.41, 42, 43, 45); Reference- Review and Revision (Ss. 113, 114, 115, O.46, O.46); Caveat (Sec. 144.A)- Inherent powers of the court (Ss. 148, 149, 151)

Unit-X: Limitation Act 1963: Provisions of Limitation Act, 1963.

Project Work

Drafting a petition for family settlement of Ancestral Property

Text and Reference Books

- Takwani .C.K, Civil Procedure, 8th edn. Eastern Book co., Lucknow,2020.
- Avtar Singh.Dr, The Code of Civil Procedure, 5th edn. Central Law Publications, Allahabad, 2019.
- Civil Procedure Code, 1908, 36th edn. Eastern book co.,Lucknow.2020.
- G.B.Reddy Dr. The Code of Civil Procedure, 3rd edn.Gogia Law House, Hyderabad, 2017.
- Jain M P The Code of Civil Procedure,3rd edn. Lexis Nexis, Butterworths, Wadhwa, Nagpur, 2011.
- Mulla The Key to Indian Practice 10th edn. Lexis Nexis, 2012.
- Shriniwas Gupta, The Limitation Act, 3rd edn. Universal Law Publishing, Delhi, 2016.
- Mathur.D.N The CPC, 1908, 4th edn. 2017.
- Bhagath.Y.P. CPC with Exhaustive Case Laws, 2nd edn. Universal Law Publishing, Delhi, 2017.
- Code of Civil Procedure, Universal law publishing, Delhi, 2002.
- Para Brahma Shastry.V, Code of Civil Procedure, 6th edn, ALD Hyderabad, 2017.
- Sanjiva Row: Limitation Act, 7th Edn. (in 2 Vols), Law Book Co., Allahabad, 1973.
- Universal Law Series, Code of Civil Procedure, 4th edn. Universal law publishing, 2015.
- AIR Commentaries on Limitation Act, W.W. Chitaley, AIR Ltd., Nagpur.

Articles:

- Arnav.upes -'Res judicata.'Legal services India,com.
- Himanshu Arora- 'O.VII Indian CPC,1908,WS,Set-off and Counter claims.' SSRN Publications.
- Shruvneek Hayer- ' Suits by Indigent persons and Interpleader suits'. Law Times Journal.
- Shruvneek Hayer –' Judgment ,Decree and Order, Caveat'. . Law Times Journal
- Vasanth Rajsekharan,Saurabh Babulkar and Reshma Ravipati- 'India:Execution of foreign decrees in India: Supreme court settles law on The Limitation period.' Phoenix Legal.

Videos

- https://youtu.be/YsVSJwpFW7A
- https://youtu.be/3sZoL9P8sV8
- https://youtu.be/DI9n4wl5cFI

- https://youtu.be/cyW-aNe4OBA
- https://youtu.be/JrmeIHkhJDI
- https://youtu.be/YsVSJwpFW7A

ICFAI Law School, Hyderabad

Course Hand Out

Academic Year – 2019-20

(Class of 2022)

V Semester of BBA.LLB (Hons)/ BA.LLB (hons)

***Course Name*: Code of Civil Procedure & Law of Limitation**

Course Code: LL351

Semester: V

***Faculty Name*: K. Sravan Kumar**

Mobile No: 7032819121

Email: sravan330@gmail.com

Course Objective: To make the students know about the procedural aspects that are followed in Civil Courts and the limitation that is applicable to various cases.

Course Outcomes: At the end of the course a student is expected to be aware of procedure followed in Civil Courts, including Appeals, Revision, Review and Period of Limitation to file civil suits, applications and appeals.

Recommended Text Books and Reference Books

	Text Book	Author / Publication
1.	Civil procedure with Limitation Act	C.K.Takwani , 13th Edition Eastern Book Co., 2017
2.	Code of Civil Procedure	Mulla Universal Publishing Co., 2017. New Delhi:
3.	Code of Civil Procedure	Thacker, C. K. Universal Publishing Co., 2016, New Delhi.
4.	Limitation Act	Mallick M. R. (Ed.). B. B. Mitra, Eastern Book Co., Lucknow: 2016.
5.	Commentary on the Code of Civil Procedure, 1908	Majumdar P. K., and Kataria R. P. New Delhi: Universal Publishing Co., 2017.
6.	The Code of Civil Procedure	Sahay A. N, Universal Publishing Co., 2017, New Delhi.
7.	Law of Civil Procedure	Sarkar. New Delhi: Universal Publishing Co., 2017.
8.	Code of Civil Procedure	: Universal Publishing Co., 2018. New Delhi

Supplementary Readings (SR)

- http://www.lawctopus.com/academike/civil-procedure-code-1908-effective-justice-oriented/
- Scope and Extent of Amendment of Pleadings By Kanthi Kiran Mamidanna, NALSAR University, Hyderabad
- Arrest and Detention under Civil Law: By Harpreet Kaur, UILS, Chandigarh
- Inherent Powers of the Court under the CPC: By Rishi Jain, Vasu Jain & Shaurya Singh Rathore, GNLU Editor's Note.
- Foreign Judgments in the context of Indian Law and Enforcement of Arbitral Awards: By Shreesha Bhatt, Shivansh Agarwal & Ashutosh Gondli, GNLU Editor's Note.
- Making CPC effective & justice oriented: Prakhar Maheshwari, West Bengal National University of Juridical Sciences Editor's note
- http://shodhganga.inflibnet.ac.in/bitstream/10603/26666/12/12_chapter%206.pdf
- Indian Civil Justice System Reform: Limitation and Preservation of the Adversarial Process HE Chodosh, SA Mayo, AM Ahmadi, MA Singhvi - NYUJ Int'l L. & Pol., 1997 – HeinOnline
- Res Judicata and Foreign Country Judgments CH Peterson - Ohio St. LJ, 1963 – HeinOnline
- http://www.legalservicesindia.com/article/article/suits-by-indigent-person-1279-1.html
- http://www.legalservicesindia.com/article/article/order-37-cpc-summary-suits-1514-1.html
- http://www.legalservicesindia.com/article/article/award-of-cost-under-cpc-480-1.html
- http://www.legalservicesindia.com/article/article/jurisdiction-of-civil-court-and-place-of-suing-1780-1.html
- http://www.legalservicesindia.com/article/article/condonation-of-delay-in-case-appeals-1531-1.html

List of Case Laws:

- **Gundaji Satwaji Shinde v. Ramchandra Bhikaji Joshi, AIR 1979 SC 653,** where an issue arises which is required to be settled, decided or dealt with by a competent authority under the Tenancy Act, the jurisdiction of the Civil Court to settle, decide or deal with the same is not only ousted but the civil court is under a statutory obligation to refer the issue to the competent authority.
- **Indian Bank v. Maharashtra State Co-op.Marketing Federation Ltd. AIR 1998 SC 1952,** the word 'trail' in Section 10 in the context of a summary suit, cannot be interpreted to mean the entire proceedings starting with institution of the suit by lodging a plaint.
- **State of U.P v. Nawab Hussain. AIR 1977 SC 1680,** the principle of constructive resjudicata was applicable to writ petitions also.

- **Mahant Ram Das v. Ganga Das. AIR 1961 SC 882,** time should have been extended, if sufficient cause was made out and again, when the petitions were made for the exercise of the inherent powers.
- **M/s.Ganesh Trading Co. v. Moji Ram. AIR 1978 SC 484,** The Court always gives leave to amend the pleading of a party, unless it is satisfied that the party applying was acting mala fide, or that by his blunder, he had caused injury to his opponent which may not be compensated for by an order of costs.
- **Saleem Bhai v. State of Maharashtra.AIR 2003 SC 759,** a direction to file the written statement without deciding the application under Order VII Rule 11 C.P.C. cannot but be procedural irregularity touching the exercise of jurisdiction by the trail court.
- **Bhanu Kumar Jain v. Archana Kumar. AIR 2005 SC 676,** Defendant would not be permitted to raise a contention as regards the correctness or otherwise of the order posting the suit for ex parte hearing by the trail court and/or existence of a sufficient case for non-appearance of the defendant before it, it would be open to him to argue in the first appeal filed by him on the merits of the suit.
- **Santosh Kumar v. Bhai Mool Singh. AIR 1958 SC 321** Stage of proof can only come after the defendant has been allowed to enter an appearance and defend the suit, and that the nature of the defence has to be determined at the time when the affidavit is put it. At that stage all that the court has to determine is whether "if the facts alleged by the defendant are duly proved" they will afford a good, or even a plausible answer to the plaintiff's claim.
- **Dalpat Kaur v. Prahlad Singh. AIR 1993 SC 276** In a suit seeking to set aside the decree, the subject matter in the earlier suit though became final, the Court would in an appropriate case grant ad interim injunction when the party seeks to set aside the decree on the ground of fraud pleaded in the suit or for want of jurisdiction in the Court which passed the decree.
- **Union of India v. West Coast Paper Mills Ltd. AIR 2004 SC 1596,** when the 'doctrine of merger applies, the period of limitation would begin to run from the date of passing the appellate decree and not from the date of passing of the original decree.
- **Commissioner of Sales Tax, U.P. v. Madan Lal Das, AIR 1977 SC 523,** where a copy served upon a party is lost and there is no alternative for that party except to apply for a fresh copy in order to be in a position to file revision petition, the time spent in obtaining that copy would necessarily have to be excluded under Limitation Act.
- Punjab State Civil Supplies Corporation Ltd vs M/s Atwal Rice & General Mills Ltd. JULY 18, 2017 Supreme Court-- An Inquiry Into Facts Can't Be Held In Execution Proceedings In Relation To Award/decree.
- **Surya Vadnan Vs State of Tamil Nadu & Ors, AIR 2015 SC 2243** A foreign Court having the most intimate contact and closest concern with the child would be better equipped and perhaps best suited to appreciate the social and cultural values in which the child has been brought up rather than a domestic Court.

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1.	2	Introduction	Distinction between procedural law and substantive law- History of the code, extent and its application	RB:1 RB:2 RB:3	SR 1 SR 6 www.youtube.com/watch?v=aBhqf4AOwp4 Speech by Justice R.F. Nariman on civil practice www.youtube.com/watch?v=3sZoL9P8sV8 Quick view on CPC www.youtube.com/watch?v=5pzOtkLj7BU Introduction of CPC	Student will able to differentiate substantive and procedure law and Historical evolution of CPC,1908
2.	9	Matters relating to Jurisdiction:	Definitions, Jurisdiction of the civil courts- Kinds of jurisdiction-Bar on suits- Suits of civil nature (Sec.9); Doctrine of Res sub judice Res judicata (Sec. 10, 11 and 12); Foreign Judgment (Sec.13, 14); Place of Suits (Ss. 15 to 20); Transfer of Cases (Ss. 22 to 25).	RB:1 RB:2 RB:3	SR 8 SR 9 CL 1 CL 2 CL 3 CL 13 www.youtube.com/watch?v=oJ5EPFrg3c4 Difference between Decree and Judgment www.youtube.com/watch?v=cyW-aNe4OBA Res-judicata and Res-subjudice	On completion of this Unit students will be able to know the hierarchy of courts and jurisdiction of various courts. Other substantive principles under the CPC.
3.	9	Institution of suits and summons	Institution of suits and summons (Sec. 26, O.4 and Sec. 27, 28, 31 and O.5); Interests and costs (sec.34, 35, 35 A, B); Parties to the suit (O. 1): Joinder, misjoinder and non-joinder of parties- Misjoinder of causes of action-); Pleading: Fundamental rules of pleadings- Plaint and Written Statement- Return and rejection of plaint- Defenses- Set off- Counter claim;	RB:1 RB:2 RB:3	SR 2 SR 12 CL 6	
4.	4	Procedure of Trial:	Appearance and examination of parties (O.9, O.18) Discovery, inspection and production of documents (O.11 & O.13) First hearing and framing of issues (O.10 and O.14) Admission and affidavit (O.12	RB:1 RB:2 RB:3	SR 2 SR 13 SR 12 CL 7 www.youtube.com/watch?v=m67OsolzED4 Ord. IX of CPC	On completion of this Unit students will be able to discuss about the preliminary stages as well as trial stage in a civil proceeding

			and O.19) Adjournment (O.17) Death, marriage-Insolvency of the parties (O.22) Withdrawal and compromise of suits (O.23) Judgment and Decree (O.20); Interest and Costs (Sec. 34, 35, 35A,		www.youtube.com/watch?v=HUsusVmd0nQ&t=4s Ord V of CPC	
5.	5	Execution	(Sec. 30 to 74, O.21): General principles of execution- Power of executing court-Transfer of decrees for execution- Mode of execution- a) Arrest and detention, b) Attachment, c) Sale.	RB:1 RB:2 RB:3	SR 3 SR 6 CL 12	On completion of this Unit students will be able to understand meaning of execution, how execution is done, different modes of execution, powers of executing courts
6.	3	Special Suits:	Suits by or against Governments (Sec. 79 to 82, O.27); Suits by aliens and by or against foreign rulers, ambassadors (Sec. 85 to 87); Suits relating to public matters (Sec. 91 to 93); Suits by or against firms (O.30); Suits by or against minors and unsound persons (O.32); Suits by indigent persons (O.33); Inter-pleader suits (Sec. 88, O.35);	RB:1 RB:2 RB:3	SR 10 SR 11	Students will be able to differentiate the procedure followed for general suits and special suits
7.	3	Interim Orders:	Commissions (Sec. 75, O.26); Arrest before judgment and attachment before judgment (O.38); Temporary injunctions (O.39); Appointment of receivers (O.40);	RB:1 RB:2 RB:3	SR 3 SR 7 CL 9	Students will be able to know various interim reliefs available to the parties
8.	4	Appeals, Revision Reference	Appeals (Ss. 90 to 109, O.41, 42, 43, 45); Reference- Review, Revision (Ss. 113, 114, 115, O.46, O.46);	RB:1 RB:2 RB:3	SR 1 SR 14 CL 7 www.youtube.com/watch?v=fB4jP45x0rU Appeals	On completion of this Unit students will be able to suggest remedies available to a party aggrieved by the Decree of a court.
9.	2	Miscellaneous Provisions	Caveat (Sec. 144.A Inherent powers of the court (Ss. 148, 149, 151)	RB:1 RB:2 RB:3	SR 4 SR 6 CL 4	On completion of this Unit students will be able to advice in respect of transfers of cases, caveats, invoking the inherent powers of courts and similar miscellaneous matters.
10.	5	Law of	Introduction – Limitation and		SR 8	On completion of this

		Limitation	Prescription, Laches – Limitation Act, 1963. - Condonation of Delay, - Legal Disability, Computation of period of Limitation.		SR 14 CL 10 CL 11 www.youtube.com/watch?v=bkBwO3XAZLM The Limitation Act, 1963	Unit students will be able to compute the periods of limitation in a given hypothetical case
Total	48					

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
- The participation has to be relevant and meaningful. "Speaking for speaking's sake" will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean not awarding of marks in that particular component.
- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
- The Students should come in uniform, otherwise they will be marked absent. Do not roam in the academic area/ attend classes in chappals / shorts / informal t-shirts.
- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.
- Five (5) Marks for attendance will be given as below-

Attendance percentage	Marks alloted
96-100	5
91-95	4

86-90	3
81-85	2
75-80	1
Less than 75%	0

- Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

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Students must occupy their seats before faculty comes in and remain seated until the end of the class.

Students must have their name plates on the desk.

Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.

Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.

No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component	Component	Expected slot / due date	Marks declaration by	Weightage	Syllabus
NCP I	Internal Assessment	3-9-2019	15-9-2019	10	UNIT I&II

NCP II	Mid Term	30-9-2019	10-10-2019	20	UNIT I-III
NCP III	Internal Assessment	27-10-2019	15-11-2019	10	UNIT IV&V
NCP IV	Class Participation		25-11-2019	5	-
NCP V	Attendance		25-11-2019	5	-
END SEM	As Scheduled by Examinations			50	Whole Syllabus

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

1.K.Sravan Kumar, Assistant Professor,ICFAI LAW SCHOOL, ICFAI Foundation for Higher Education (IFHE), HYD .

2.Completed B.tech from Vignan's engineering college, Guntur, completed LLB from Sri Vijaynagar law college, Ananthapur in the year 2011, completed LLM from The Indian Law Institute, New Delhi, completed PG Diploma in ADR from NALSAR university of law. Practiced as a lawyer in High Court and trail courts for 5 years in Hyderabad

Industrial and Labour Laws – I (LL361)

Objective: The objective of the Labour Law I course in the era of globalization, liberalization and privatization, is to enable the students to create an atmosphere within the organization so that the workforce is motivated for honest and sincere efforts. The workers however have different types of needs and require not only proper working environment but also some security against risk and unforeseen contingencies of life. The management should provide the welfare and social security measures to increase the efficiency and effectiveness of individual and organizations. These measures help in maintaining harmonious industrial relations, stable workforce with minimum labour turnover and absenteeism in the organization. In the present course, it is intended to make an extensive study the industrial jurisprudence, trade unionism, law relating to industrial dispute settlement mechanism.

Course Outcomes: At the end of the course a student is expected to understand Industrialization and Industrial peace, Industrial jurisprudence, Industrial Dispute Act 1947 and Concept of collective bargaining, Registration and recognition of Trade Unions, Employment Regulation, Disciplinary procedures, and Principles of natural justice, Concept of Minimum wages, Payment of wages and Bonus.

Unit – I : Industrial Jurisprudence and principles of labour legislation Historical Perspective on Labour, slave labour, guild system, division on class basis. Labour conflicts- unorganized labour, surplus labour, and division of labour. Laissez faire to Welfare State- Transition from exploitation to protection and from contract to status. Labour Policy in India, International Labour Standards and their implementation.

Unit – II :Industrial Employment (Standing Orders) Act, 1946 Scope and object of the Act, Model standing orders, and matters to be incorporated in standing orders (schedule to the Act). Submission of draft standing order, certification and modification of standing orders.Interpretation of standing orders and power of appropriate Government to make rules.Concept of misconduct, disciplinary action and punishment for misconduct.

Unit – III : Discipline in industry Meaning of discipline and causes of indiscipline in industry. Doctrine of hire and fire.Restraints on managerial prerogatives- Fairness in disciplinary process, right to know the charge sheet and right of hearing.Domestic enquiry – notice, evidence, cross-examination, representation, unbiased inquiry officer and reasoned decision. Prenatal (permission) and Postnatal (approval) control during pendency of proceedings (Sec.33 of ID Act)

Unit – IV: TradeUnionism Colonial labour law and policy; Labour Movement as a counter measure to exploitation. History of trade union movement in India.Right to trade union as part of human right to freedom of association.Role of trade unions in the changing economic scenario.Registration of Trade Unions – Obligations of Trade Union – Recognition of Trade Union.

Unit – V Collective bargaining Concept of collective bargaining – essential characteristics – merits and demerits conditions for the success for collective bargaining; Bargaining process: Negotiation – Pressurization techniques: Strike and lockout, go-slow, work to rule, gherao; Structure of bargaining: plant, industry and national levels; Recognition of trade union for collective bargaining

Unit – VI : Law relating to Industrial disputes Conceptual conundrum: industry, industrial dispute, workmen; (Sec.2'j'k'&'s'); Dispute settlement machinery: Conciliation officers, Board of Conciliation, labour court, Industrial Tribunal and National Tribunal – duties and powers; (Sec3-10); Reference for adjudication and Voluntary Arbitration (Sec.10 & 10A); Award and its binding nature and judicial review of awards. (Secs.18 & 11-A); Statutory limitations on strikes and lock-outs; unfair labour practices – prohibition and penalties. (Sec.22-31&25-T, 25U); General and special provisions relating to lay-off, retrenchment & closure (Sections 25A-25S & 25K-25R); Recommendations of Second Labour Commission on industrial disputes.

Unit -VII:Law relating to wages and bonus Theories of wages: marginal productivity, subsistence, wage fund, supply and demand, residual claimant, standard of living. Concepts of wages (minimum wage, fair wage, living wage, need-based minimum wage); Constitutional provisions; components of wages

Unit – VIII: Minimum Wages Act, 1948 Objectives and constitutional validity of the Act; procedure for fixation and revision of minimum rates of wages – exemptions and exceptions;

Unit -IX:Payment of Wages Act, 1936 Regulation of payment of wages; Authorized Deductions,

Unit -X:Payment of Bonus Act Bonus - Its historical background, present position and exemptions; Payment of Bonus (Amendment) Act, 2007

Project Work

Simulations and role play of the students as conciliators and mediators in settlement of disputes of informal

Reference Books

- Srivastava: Law of Trade Unions, Eastern Book Company, Lucknow
- Goswami: Labour and Industrial Law, Central Law Agency.
- R.F. Rustomji: Law of Industrial Disputes : Asia Publishing House, Mumbai
- S.N. Misra: Labour and Industrial Law
- J.N. Malik: Trade Union Law
- Khan& Khan: Labour Law, Asia Law House, Hyderabad
- S.C. Srivastava: Industrial Relations and Labour Law, Vikas Publishing House

Vidoes :

- https://www.youtube.com/watch?v=EmIcRHlqwWU
- https://www.youtube.com/watch?v=u1VUJ-DYMRg&t=48s
- https://www.youtube.com/watch?v=7IJ5VpgRI20
- https://www.youtube.com/watch?v=gSX5IVJ1R7I
- https://www.youtube.com/watch?v=uDCMJHMznfI
- https://www.youtube.com/watch?v=099LHtwWokM

- https://www.youtube.com/watch?v=UPz5q_PD-Hw
- https://www.youtube.com/watch?v=HDB5tZLoOnw&t=67s

ICFAI Law School, Hyderabad

Course Hand Out

Academic Year – 2020-21

(Class of -2023)

***Course Name*: Labour Laws -I**

***Course Code:* LL361**

Semester: V

***Faculty Name*: Dr.P.L.Jayanthi Reddy**

Mobile No: 9949466244

Email: jayanthireddy@ifheindia.org

Objectives of the Course:

Course Outcomes:

Recommended Text Books and Reference Books

	Text Book	Author / Publication
	Labour and Industrial Law	S.N. Misra, Central Law Publications, 27th ed, 2013
	Law Relating to Trade Unions and Unfair Labour Practices in India.	K.D. Srivastava, Eastern Book Company, 4th ed 2003.
	Labour and Industrial Law	Dr. V.G .Goswami , Central Law Agency,8th ed, 2004
	Labour and Industrial Law	Dr.H.K.Saharay, Universal Law Publishing Co, 6th ed 2014.
	Taxmann's Labour Laws with Code on Wages.	Taxmann, Taxmann Publication Pvt Ltd, ed 2020.
	Labour and Industrial Laws	Dr.S.K.Puri, Allahabad Law Agency, ed 2017.
	Industrial Relations and Labour Law	S.C. Srivastava, Vikas Publishing House, 6th ed 2012

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
Unit -I.	5	Industrial Jurisprudence and Principles of	Evolution of labour systems, different classes of labour,organized and	S.N.Misra- Labour	General Introduction- pages 1-18	By the end of session student will understand Evolution of labour

		Labour Legislation: Historical Perspective on Labour, slave labour, guild system, division on class basis. Labour conflicts, Classification of Labour: Organized and Unorganized labour, Seasonal and non-seasonal labor local and migrated labour. Evolution of labour systems from Laissez faire to Welfare State- Transition from exploitation and exploitation to protection and contract labour. International Labour Standards - Labour Policy in India.	unorganized sectors .principles of social equality, social justice ,transition from exploitation, the ILO standards.	and Industrial Law Dr.H.K.Saharay: Labour and Industrial Law	Chap -1 https://www.youtube.com/watch?v=EmIcRHlqwWU	systems, objectives of labour legislations different classes of labour,organized and unorganized sectors.transition from exploitation, the ILO standards the labour policy.
Unit -II	5	Trade Unionism: Labour laws before independence- Labour Movement as a counter measure to exploitation. History of trade union movement in India, Development of trade union law in India, Right to trade union - Freedom of association-Role of trade unions in the changing economic scenario. The Trade Unions Act 1923: Registration of Trade Unions , Obligations of Trade Union , Recognition of Trade Union, Rights and Liabilities of Registered trade	The trade union movement, development of trade unions,freedom of association, recognition of trade unions, registration of trade unions, benefits, rights and liabilities and immunities of registered trade union.	Dr.H.K.Saharay Labour and Industrial Law S.N.Misra- Labour and Industrial Law Dr. S.C. Srivastava, Labour Law and Industrial Relations.	Chap-4-p421-469 Chap-3-p-350-400 Dr. Almas Sultana, A Study of the Growth of Trade Unions in India with Reference to Post Reform Era, IOSR Journal Of Humanities And Social Science (IOSR-JHSS) Volume 22, Issue 7, Ver. 15 (July. 2017) PP 62-69. Jit Ravinder, Challenges of Trade Union Movement in	Student will understand The trade union movement, development of trade unions,freedom of association, recognition of trade unions, registration of trade unions, benefits, rights and liabilities and immunities of registered trade union

		unions, penalties and procedure-Recognition of Trade Union-Collective Bargaining.			India, Global Journal of Enterprise Information System,Vol 8 , Issue 2 , April-June 2016. Manoranjan DHAL , Trade Union Strategy and Responses to Changes in Employment Structure and Forms in India, Japan Labor Issues, vol.2, no.8, August-September 2018. https://www.youtube.com/watch?v=u1VUJ-DYMRg&t=48s https://www.youtube.com/watch?v=7lJ5VpgRI20	
Unit -III	4	Collective bargaining Concept of collective bargaining – essential characteristics – merits and demerits conditions for the success for collective bargaining; Bargaining process: Negotiation – Pressurization techniques: Strike and lockout, go-slow, work to rule, gherao; Structure of bargaining: plant, industry and national levels.	The concept of collective bargaining, the process of bargaining,methods of bargaining at different levels and the pressurization techniques adopted.	Nishit Desai shodhganga.inflibnet.ac.in. www.nishithdesai.com	Article Nishit Desai Associates, India: Trade Unions and Collective Bargaining, November 2019. Fasih, Faisal, Collective Bargaining in India (September 9, 2010). Available at SSRN:https://ssrn.com/abstract=1968208orhttp://dx.doi.org/10.2139/ssrn.1968208 https://www.y	Student will be knowing the importance of collective bargaining, about mediation, negotiation and conciliation techniques and the bargaing process at different levels.

					outube.com/watch?v=gSX5IVJ1R7I https://www.youtube.com/watch?v=uDCMJHMznfI	
Unit -IV	5	Industrial Employment (Standing Orders) Act, 1946 Scope and object of the Act, Model standing orders, and matters to be incorporated in standing orders (schedule to the Act). Submission of draft standing order, certification and modification of standing orders.Interpretation of standing orders and power of appropriate Government to make rules.Concept of misconduct, disciplinary action and punishment for misconduct.	The concept of standing orders, drafting of standing orders, certification and modification of standing orders.	S.N.Misra-Labour and Industrial Law Dr. H.K.Saharay-Labour and Industrial Law. H.L.Kumar: Law Relating to Disciplinary Proceedings in Industries	Chap-2-p-318-348 Chap-6-p-470-500	Student will know the concept of standing orders, its drafting, certification and modification, penalties in case of violation.
Unit -V	5	Discipline in industry Meaning of discipline and causes of indiscipline in industry. Doctrine of hire and fire.Restraints on managerial prerogatives-Fairness in disciplinary process, right to know the charge sheet and right of hearing.Domestic enquiry – notice, evidence, cross-examination, representation, unbiased inquiry officer and	Concept of hire and fire, misconduct,types of misconduct, domestic enquiry ,chargesheet and disciplinary action	H.L.Kumar: Law Relating to Disciplinary Proceedings in Industries	Harish Chander , Industrial Indiscipline in India : Causes and Cures, Journal of Indian Law Institute, Vol.31,No.4,1989	Student will know the meaning of misconduct, general misconduct ,gross misconduct, domestic enquiry,charge sheet and disciplinary action.

		reasoned decision. Prenatal (permission) and Postnatal (approval) control during pendency of proceedings (Sec.33 of ID Act)				
Unit – VI	20	Law Relating to Industrial Disputes: Conceptual understanding of industry, industrial dispute, workmen, individual dispute and industrial dispute, dispute settlement machinery, Works Committee, Courts of Inquiry, Conciliation officers, Board of Conciliation, labour court, Industrial Tribunal and National Tribunal – duties and powers; Reference of industrial dispute for adjudication and Voluntary Arbitration; Award and its binding nature and judicial review of awards. Statutory limitations on strikes and lock-outs; unfair labour practices – prohibition and penalties. General and special provisions relating to lay-off, retrenchment & closure. Recommendations of Second Labour Commission on industrial disputes.	The definition of industry,industrial dispute, workmen,individual dispute,reference, voluntary arbitration,settlement machinery, strikes,lockout,lay-ff ,retrenchment,closure and unfair labour practices.	Dr.H.K.Saharay-Labour and Industrial Law S.N.Misra-Labour and Industrial law. Dr. S.C. Srivastava, Labour Law and Industrial Relations	Chap-2-p13-22 and chap-3-p-23-420 Chap-1-p-19-317 Rathnamma R, Rajendraprasad T, Industrial Disputes in India: An Analysis, Shanlax International Journal of Economics, Vol. 5, No. 3, June 2017. Bushan Tilak Kaul, Disciplinary Action and Powers of Industrial Adjudicator: A Critique of Judicial Intervention, Journal of the Indian Law Institute, Vol 49, No 3, July-September 2007. https://www.youtube.com/watch?v=099LHtwWokM https://www.youtube.com/watch?v=UPz5q_PD-Hw https://www.youtube.com/w	Student will understand the interpretation of definition of industry,industrial dispute, workmen,individual dispute,reference, voluntary arbitration,settlement machinery, strikes,lockout,lay-ff ,retrenchment,closure

					atch?v=HDB5tZLoOnw&t=67s	
Unit -VII	4	Law Relating to Wages and Bonus : Theories of wages: marginal productivity, subsistence, wage fund, supply and demand, Residual claimant- Standard of living. Concepts of wages (minimum wage, fair wage, living wage, need-based minimum wage)- Constitutional provisions- components of wages.	Different theories f wages,standard of living, demand ,supply, concept of wages, different kinds of wages etc.	Dr.H.K.Saharay: Labour and Industrial Law,	Chap-7	Student will understand about minimum wage, fair wage and living wage, theories of wages etc.
Unit -VIII	5	Code on Wages 2019 : Definition of Wages, worker, employee, contract labour, concept of floor wage, wage period, rules relating to minimum wage and payment of wages,determination of minimum wage, payment of bonus and disqualifications, limitations in filing claims, filing of claims by trade union, burden of proof, provisions for inspectors cum facilitators, provisions for offences and penalties.	The concept of different types of wages,the floor wage, rules relating to minimum wage, payment of wages and bonus, claims and penalties.	Taxmann. Eastern Book Company	Taxmann's Labour Laws with Code on Wages. EBC on Code of Wages 2019	Student will understand the objectives of enacting this code, concept of different types of wages, the floor wage, rules relating to minimum wage, payment of wage,bonus, claims and penalties.
Tutorials	12					
	60					
Total	60					

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Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	**Component**	**Expected slot / due date**	**Marks declaration by**	**Weig htage**	**Syllabus**
NCP I	Internal Assessment	18.9.2020	26.9.2020	15	Introducti on, and Trade Union Act
NCP II	Mid Term	28.9.2020		20	Introducti on, Trade Union Act ,Collectiv e bargainin g , Industrial Employm ent Standing Orders Act .
NCP III	Internal Assessment	22.10.2020	23.10.2020	15	Discipline in Industry, ID Act .
End Term	End Term	23.11.2020-		50	Trade

		4.12.2020			unions, collective bargaining, standing orders, disciplinary proceedings,ID Act, law on wages, Code on Wages 2020

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Dr. P.L.Jayanthi Reddy is LLM, PhD from Nagarjuna University,with Industry experience and teaching experience of twenty years. Holds PG Diploma in Cyber Law from NALSAR University. Worked as Visiting Faculty IBS, Hyderabad and AP Police Academy. Areas of interest –IPR ,Business Law, Criminal law,Cyber law and Labour laws.

Alternative Dispute Resolution (LL371)

Objectives: To give theoretical understanding of Alternative Dispute Resolution, Modes of ADR and Schedules and Important amendments as per curriculum.To make the students facilitate to comprehend the applicability and enforcement of ADR in day today life.To understand the thought of Characteristics, Principles for resolving the Dispute.The student – by the last part of the course would be in a position to know, examine the theoretical applications of amicable settlement.

Course Outcomes: On the completion of this course, the students will be able know the various mechanisms available in our legal system to settle the disputes with their comparative advantages and disadvantages. How the alternative dispute resolution mechanism is not only complementing the traditional dispute settlement mechanism but also helps in improving the access to justice to all alike.

Unit - I : Introduction to Alternative Dispute Resolution (ADR): Docket Explosion – Access to Justice – Constitutional Goal; Dispute Resolution, ADR -Meaning and scope – Judicial Settlement and ADR – Emerging Trends in Dispute resolution.

Unit - II: ADR Mechanisms: Arbitration – Mediation – Conciliation – Negotiation – Other Hybrid forms.

Unit – III: Application of ADR to different Dispute Situations: ADR in Motor Accidents – ADR in Family disputes – ADR in Labour Disputes and others

Unit – IV: International Commercial Arbitration (ICA): Meaning of 'International' 'Commercial' Arbitration – UNCITRAL Model Law

Unit – V: Arbitration and Conciliation Act of 1996 in India: Aims and Objectives

Unit – VI:Arbitration Agreement – Arbitral Disputes – Laws Applicable to Arbitration.

Unit – VII: Appointment of Arbitrators and Composition of Arbitral Tribunal: Procedure for Appointment of Arbitrators – Powers and Duties of Arbitrators – Challenges for Arbitrators.

Unit – VIII: Arbitral Procedure: Jurisdictional Issues – Conduct of Arbitral Proceedings – Interim Measures of Protection – Making of Awards.

Unit – IX: Arbitral Awards: Form and contents of arbitral award – Kinds of awards – Correction, Interpretation and Amendments to Awards – Setting aside of an Arbitral Award – Enforcement of Arbitral Awards.

Unit – X: Enforcement of Foreign Awards: Meaning and Definition of Foreign Awards under (India) 1996 Act – Enforcement of Foreign Awards under 1996 Act – Geneva Protocol and Geneva Convention Awards – Non-Convention Awards – Issues of Public Policy.

Unit – XI: Conciliation under the Act: Meaning and Scope of Conciliation – Appointment of Conciliators – Conduct of Conciliation Proceedings – Settlement Agreements.

Text and Reference Books:

- The Arbitration and Conciliation Act by O.P. Tiwari (2nd Edition): Allahabad Law Agency.
- An introduction to ADR Mechanism by KSR Murthy Gogia Law Agency,Hyderabad
- Alternate Dispute Resolution by S.D. Singh: 2001 Edition. Universal Book Traders,New Delhi.
- An Introduction to Alternative Dispute Resolution by Dr. Anupam Kurlwal (Central Law Publications)
- The Law and Practice of Arbitration and Conciliation by O. P. Malhotra (Lexis Nexis Butterworth)
- Alternate Dispute Resolution by P.C. Rao (ed) Universal Book Traders, New Delhi.
- Arbitration, Conciliation and ADR, by S.C. Tripathi Central Law Agency, Allahabad.
- Arbitration and Conciliation by Avatar Singh, Eastern Law Book House, Lucknow

ICFAI Law School, Hyderabad

Course Hand Out

Academic Year – 2019-20

(Class of 2022)

***Course Name*: Alternate Dispute Resolution**

***Course Code:* (LL371)**

Semester: Vth

***Faculty Name*: Ranjeet Kumar**

Mobile No: 6200102772, 9871899478

Email: ranjeetjnulaw@gmail.com, ranjeet.kumar@ifheindia.org

Objectives of the Course: To give theoretical understanding of Alternative Dispute Resolution, Modes of ADR and Schedules and Important amendments as per curriculum.To make the students facilitate to comprehend the applicability and enforcement of ADR in day today life.To understand the thought of Characteristics, Principles for resolving the Dispute.The student – by the last part of the course would be in a position to know, examine the theoretical applications of amicable settlement.

Course Outcomes: On the completion of this course, the students will be able know the various mechanisms available in our legal system to settle the disputes with their comparative advantages and disadvantages. How the alternative dispute resolution mechanism is not only complementing the traditional dispute settlement mechanism but also helps in improving the access to justice to all alike.

Recommended Text Books and Reference Books

	Text Book	Author / Publication
1.	An Introduction to Alternative Dispute Resolution	Dr. Anupam Kurlwal (Central Law Publications)
2.	Alternate Dispute Resolution	P.C. Rao Rao (ed) Universal Book Traders, New Delhi.
3.	Arbitration, Conciliation and ADR	S.C. Tripathi Central Law Agency, Allahabad

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1.	8	Introduction to Alternative Dispute Resolution	Docket Explosion – Access to Justice – Constitutional Goal; Dispute Resolution, ADR -Meaning and scope –	Arbitration, Conciliation and	Chapter 7, pp.335-374.	The students will be able to learn the compelling situations which forced us to

			Judicial Settlement and ADR – Emerging Trends in Dispute resolution.	ADR,		look for the alternative to the traditional litigation method of dispute settlement.
2.	8	ADR Mechanisms	Arbitration – Mediation – Conciliation – Negotiation – Other Hybrid forms.	An Introduction to Alternative Dispute Resolution	Chapter I, pp. 1-48.	The students will be able know the various forms of ADR mechanisms with characteristics and disputes amenable for settlement through this mechanisms.
3.	6	Application of ADR to different Dispute Situations	ADR in Motor Accidents – ADR in Family disputes – ADR in Labour Disputes and others	Textbook on Arbitration& Conciliation with Alternative Dispute Resolution by Madhusudan Saharay	Chapter XVI, pp.198-204.	The learners would learn the types of disputes in which ADR is being widely used to settle the dispute in speedy and amicable manner.
4	5	International Commercial Arbitration (ICA)	Meaning of 'International' 'Commercial' Arbitration – UNCITRAL Model Law	International Commercial Arbitration & its Indian Perspective by Harsh Shethi and Arpan Kr. Gupta.	Chapter I, pp. 1- 23.	The student will become acquainted with the how ADR is playing a major role in settling the disputes arising out of commercial disputes of international nature.
5.	4	Arbitration and Conciliation Act of 1996 in India, Arbitration Agreement	Aims and Objectives Arbitral Disputes – Laws Applicable to Arbitration	Alternate Dispute Resolution	Chapter I, pp.30-33.	The learners will know about the intended aims and objectives behind the enactment of the Arbitration and Conciliation Act 1996.
6.	5	Appointment of Arbitrators and Composition of Arbitral Tribunal	Procedure for Appointment of Arbitrators – Powers and Duties of Arbitrators – Challenges for Arbitrators.	The Law and Practice of Arbitration and Conciliation by O. P.	Chapter III, pp.339-451.	The student will become familiar with the process of appointment of arbitrators and composition of the Arbitral Tribunal.

				Malhotra		
7.	6	Arbitral Procedure	Jurisdictional Issues – Conduct of Arbitral Proceedings – Interim Measures of Protection – Making of Awards.	Textbook on Arbitration& Conciliation with Alternative Dispute Resolution by Madhusudan Saharay	Chapter VI, pp. 99-108.	The learners will be able to know the process of conducting Arbitration proceedings and making of the awards.
8.	6	Arbitral Awards	Form and contents of arbitral award – Kinds of awards – Correction, Interpretation and Amendments to Awards – Setting aside of an Arbitral Award – Enforcement of Arbitral Awards.	Arbitration and Conciliation by Avatar Singh	Chapter VI, pp.251-290.	The students will become familiar with the forms, content and kind of awards made by the Arbitrators and its enforcement.
9	6	Enforcement of Foreign Awards	Meaning and Definition of Foreign Awards under (India) 1996 Act – Enforcement of Foreign Awards under 1996 Act – Geneva Protocol and Geneva Convention Awards – Non-Convention Awards – Issues of Public Policy.	Arbitration, Conciliation and ADR,	Chapter II, pp.272-296.	The learners will learn about the meaning of the foreign award under the Act and jurisdictional issues and its problem in the enforcement of the foreign award.
10	6	Conciliation under the Act	Meaning and Scope of Conciliation – Appointment of Conciliators – Conduct of Conciliation Proceedings – Settlement Agreements	Arbitration, Conciliation and ADR,	Chapter. III, pp.297-314.	The students will learn another forms ADR called conciliation with meaning, appointment of conciliators and conduct of conciliation proceedings.
Total	60					

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
- The participation has to be relevant and meaningful. "Speaking for speaking's sake" will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.

- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.
- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
- The Students should come in uniform, otherwise they will be marked absent. Do not roam in the academic area/ attend classes in chappals / shorts / informal t-shirts.
- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.
- Five (5) Marks for attendance will be given as below-

Attendance percentage	Marks alloted
96-100	5
91-95	4
86-90	3
81-85	2
75-80	1
Less than 75%	0

- Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between

the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

Students must occupy their seats before faculty comes in and remain seated until the end of the class.

Students must have their name plates on the desk.

Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.

Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.

No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	**Component**	**Expected slot / due date**	**Marks declaration by**	**Weig htage**	**Syllabus**
NCP I	Internal Assessment	6-9-2019	17-9-2019	10”%	**Unit-I**
NCP II	Mid Term	23-9-2019	10-10-2019	20%	Unit-I, II, III, IV,V
NCP III	Internal Assessment	16- 11-2019	20-11-2019	10%	Unit- I-VII
NCP IV	Class Participation	12-12-2019	12-12-2019	5%	
NCP V	Attendance	12-12-2019	12-12-2019	5%	
End Term	End Term	25-11-2019	15-12-2019	50%	Unit I-IX

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Ranjeet Kumar Schooling from Aligarh Muslim University, B.A (Hons) in French Language & Literature (Jawaharlal Nehru University, New Delhi), LL.B (University of Delhi, Delhi), LL.M. (BBAU, A Central University, Lucknow), Ph.D. (Pursuing) from IFHE (A Deemed to be University) Hyderabad.

Rural Development and Law (AT312)

Objectives: The study of this **c**ourse will enable the student to understand conceptual and theoretical understanding of rural development and to get some familiarity with rural resources and its utilization through rural development policies, programmes and organizing rural development. Further the study of this course provides an overview of role of law in rural development and its implications.

Course Outcome: On successful completion of this course, the students will be able to explain the nature of rural society and challenges faced in the development of rural society in India. By gaining knowledge about various rural development programmes, the students will be able to conduct legal aid services in rural areas.

Unit I: Introduction: Concept, Nature, Scope and Elements of Rural Development **–** History of Rural Development in Post-Independent India **–** Approaches to Rural Development in India: Gandhian, Decentralized, Sectoral, Area, Target, Holistic, Participatory and Rights Approach – Rural Development in 21st Century.

Unit II: Indian Rural Society: Size and Its Structure – Characteristics of Rural Society – Rural Poverty – Status of Employment – Rural Economy and Development during Planning Era – Challenges and Opportunities of Rural Society.

Unit III: Resources for Rural Development: Land Resources – Classification of Land, Land Use Pattern, Land Use Planning – Forest Resources – Importance of Forest Resources, Forest Products and Industries Livestock Resources – Importance of Livestock in Rural Economy – Water Resources – Sources and Classification of Irrigation System, Irrigation Schemes, Irrigation and New Farm Technology – Human Resources – Rural Work Force, Extension Education.

Unit IV: Policies and Programmes : Need – Goals – Rural Development Policy in India – Forest, Land, Water, Agricultural Price and Rural Credit – Equity Oriented Programmes (CDP, SFDA) – Growth Oriented Programmes (IADP, ICDP, Green Revolution, Operation Flood) – Poverty and Unemployment Programmes (PDS, IRDP, TRYSEM, SGRY, EAS, MGNREGA).

Unit V: Rural Development Institutions: Role of Institutions in Rural Development – Government Organization – Panchayat Raj Institutions – Cooperatives – Voluntary Agencies/ Non-Governmental Organizations – Corporations and Rural Development.

Unit VI: Project Implementation and Evaluation: Project Implementation – Project Control, Integration and Coordination, People's Participation in Implementation – Project Monitoring – Progress Report, Coordination Committee – Project Evaluation – Criteria, Approaches, Uses.

Unit VII: Law and Rural Development: Laws Related to Rural Development – 73rd Constitutional Amendment, Land Ceiling, Tenancy and Consolidation of Land Holding Act, Institutional Legislations – Cooperative Societies Act and APMC Act.

Unit VIII: Law, Lawyering and Legal Practice in Rural and Regional Communities: Rural Indebtedness and Law – Seeds, Plant Varieties and Farmer's Right – Law on Irrigation – Fertilizers and Insecticides – Law on Agricultural Marketing – WTO and Indian Agriculture – Legal Protection of Agricultural Labor.

Text and Reference Books:

- Ishwara Bhat, Law and Social Transformation, Eastern Book Company, Lucknow, 2012.
- Kartar Singh, Rural Development: Principles, Policies and Management, Sage Publications: New Delhi, 2009.
- Komol Singh, Rural Development in India: Retrospect and Prospects, Concept Publishing Company Pvt. Limited: New Delhi, 2010.
- Mukundan, Rural development and poverty eradication in India, New Century Publications: New Delhi, 2009.
- Vasant Desai, Fundamentals of Rural Development, Rawat Publications., New Delhi, 1991.
- Vasant Desai, Rural Development in India:Past, Presentand Future: A Challenge in the Crisis, Himalaya Publishing House, Mumbai, 2005.
- Venkata Reddy, Agriculture and Rural development (Gandhian perspective), Himalaya Publishing House: Mumbai, 2001.
- Vinayak Reddy and Yadagira Charyulu, Rural Development in India: Policies and Initiatives, New Century Publications, New Delhi, 2009.

Articles:

- Ashley, C. and Maxwell, S., Rethinking Rural Development. *Development Policy Review*, 19, 2001.
- Devereux, S. Livelihood Insecurity and Social Protection: A Re-emerging Issue in Rural Development. *Development Policy Review*, 19, 2001.
- Duncombe, Mobile Phones for Agricultural and Rural Development: A Literature Review and Suggestions for Future Research,*European Journal of Development Research*, 28, 2016.
- Pradip Thomas, Bhoomi, Gyan Ganga, e-governance and the right to information: ICTs and development in India, *Telematics and Informatics*, 26 (1), 2009.
- Sanjay Pradhan and Akhilesh Ranjan, Corporate Social Responsibility in Rural Development Sector: Evidences from India, *School of Doctoral Studies European Union Journal*, 2, 2011.
- Taylor, M. Freedom from Poverty is Not for Free: Rural Development and the Microfinance Crisis in Andhra Pradesh, India. *Journal of Agrarian Change*, 11, 2011.

Videos:

- https://swayam.gov.in/course/3952-indian-agricultural-development
- https://swayam.gov.in/courses/5020-local-governance-development-in-india
- https://swayam.gov.in/courses/5308-social-rural-development
- https://www.youtube.com/watch?v=LXgyAfnBgWo
- https://www.youtube.com/watch?v=tEUwUf-YnUQ

ICFAI Law School, Hyderabad

Course Hand Out

Academic Year – 2019-20

(Class Of SemVI , BALLB)

Course Name: Rural Development

Course Code:AT321

Semester: VI

Faculty Name:S. Uma Devi

Mobile No: 9010701582

Email: Umasonti1@Gmail.Com

Course Objective: The study of this course will enable the student to understand conceptual and theoretical understanding of rural development and to get some familiarity with rural resources and its utilization through rural development policies, programmes and organizing rural development. Further the study of this course provides an overview of role of law in rural development and its implications.

Course Outcome: On successful completion of this course, the students will be able to explain the nature of rural society and challenges faced in the development of rural society in India. By gaining knowledge about various rural development programmes, the students will be able to conduct legal aid services in rural areas.

Recommended Text Books and Reference Books

	Text Book	**Author / Publication**
1.	Rural Development In India	Vasant Desai, Himalaya Pub.House-New Delhi (2015)
2.	Rural Development in India	K. R. Gupta, , Atlantic,2008
3.	Texbook of Rural Development	Sagar Mondal, Kalyani Publication (2008),
4.	Rural Development In India	Desai V, Himalaya Pub House-New Delhi (2014),
5	Rural Development: Principles, Policies, and Management	Katar Singh, SAGE(2016)

Course Outline:

Sl. No	No. Of Sessions	Topic	Key Concepts	Text Book Material To Use	Chapter Reading /Videos	Course Outcome
I	7	Introduction	Concept, Nature, Scope and Elements of Rural Development History of Rural Development in Post-	*1 American Journal of Agricultural*	Ch. 4 pp 39-52, 68- 70 ch 6 pp 65-71, Elements of a	The students become familiar with scope and

			Independent India Approaches to Rural Development in India Gandhian, Decentralized, Sectoral, Area, Target, Holistic, Participatory and Rights Approach Rural Development in 21st Century.	*Economics*, Volume 66, Issue 5, 1 December 1984 http://shodhganga.inflibnet.ac.in/bitstream/10603/60820/11/11_chapter%205.pdf	Paradigm for Rural Development Glenn L. Nelson, Pages 694–700,https://doi.org/10.2307/1240980	nature of Rural Development.
II	8	Indian Rural Society	Size and Its Structure – Characteristics of Rural Society – Rural Poverty – Status of Employment – Rural Economy and Development during Planning Era – Challenges and Opportunities of Rural Society	TB 5 Dr. Biswanath Sukul; Role of Local Resources in Rural Development	Ch 10 pp -198-220 , Ch 2 pp14-36 International Journal of Business and Management Invention ISSN (Online): 2319 – 8028, ISSN (Print): 2319 – 801X www.ijbmi.org || Volume 6 Issue 7 || July. 2017 || PP—69-71	The study understands the basic features of Indian rural society and challenges and opportunities .
III	7	Resources for Rural Development	Land Resources – Classification of Land, Land Use Pattern, Land Use Planning – Forest Resources – Importance of Forest Resources, Forest Products and Industries Livestock Resources – Importance of Livestock in Rural Economy – Water Resources – Sources and Classification of Irrigation System, Irrigation Schemes, Irrigation and New Farm Technology Human Resources – Rural Work Force, Extension Education	TB 5	Ch 11 pp. 220-241	Students become familiar with different resources of rural areas and how they are used.
IV	6	Policies and Programmes	Need – Goals – Rural Development Policy in India - Forest, Land, Water, Agricultural Price and Rural Credit – Equity Oriented Programmes (CDP, SFDA) – Growth Oriented Programmes (IADP, ICDP,		https://www.thestar.com.my/opinion/online-exclusive/a-humble-submission/2016/10/31/characteristics-of-the-	The students understand the need for policy making for rural development and implementatio

			Green Revolution, Operation Flood) – Poverty and Unemployment Programmes (PDS, IRDP, *TRYSEM, SGRY, EAS,* MGNREGA).		rule-of-law/	n of different policies.
V	6	Rural Development Institutions	Role of Institutions in Rural Development – Government Organization – Panchayat Raj Institutions – Cooperatives – Voluntary Agencies/ Non-Governmental Organizations – Corporations and Rural Development.	5	Ch 13 pp 260-280	Students understand the role of institutions in rural development
VI	5	Project Implementation and Evaluation	Project Control, Integration and Coordination, People's Participation in Implementation – Project Monitoring – Progress Report, Coordination Committee – Project Evaluation – Criteria, Approaches, Uses	5	Ch 15 pp 309-327	The student becomes aware of the projects taken up by the government for developing rural area.
VII	4	Law and Rural Development -	Laws Related to Rural Development – 73rd Constitutional Amendment, Land Ceiling, Tenancy and Consolidation of Land Holding Act, Institutional Legislations – Cooperative Societies Act and APMC Act		http://extwprlegs1.fao.org/docs/pdf/srb100432.pdf https://extranet.who.int/nutrition/gina/en/node/8458	The students learns about the laws relating to rural Development.
VIII	5	Law, Lawyering and Legal Practice in Rural and Regional Communities	Rural Indebtedness and Law – Seeds, Plant Varieties and Farmer's Right – Law on Irrigation – Fertilizers and Insecticides – Law on Agricultural Marketing – WTO and Indian Agriculture – Legal Protection of Agricultural Labor	1	https://www.pc.gov.au/inquiries/completed/access-justice/submissions/submissions-test/submission-counter/sub020-access-justice.pdf file:///C:/Users/user/Downloads/Report%20into%20the%20Rural,%20Regional%20and%20Remote%20Areas%20Lawyers%20Survey%20-%20Executive%20Summary.pdf	Learns about Legal Practice in Rural Communities
Total	48					

List Of Latest Cases

Expectations From Students:

- Students Must Report To The Respective Sessions Well Before The Announced Time. Late Comers Will Not Be Permitted To Join The Class After Five Minutes Of The Scheduled Time.
- Read The Relevant Chapter(S) And Case Study / Material And Come Well Prepared To The Class For Discussions As Indicated In The Course Plan By The Faculty.
- In The Class Discussions Student Is Expected To Participate Actively And Contribute To Individual And Group Learning. Evaluation Is Based On Active Meaningful Participation.
- The Participation Has To Be Relevant And Meaningful. "Speaking For Speaking's Sake" Will Be Counter- Productive. Participation By Just Repeating A Point Made Or Picking On What Someone Has Said Will Also Be Counter-Productive.
- Evaluation Is A Continuous Process At Icfai Law School, Hyderabad. Every Student Needs To Be Aware Of The Timelines Given In The Section Below. Absence From These Evaluations Will Mean Non Awarding Of Marks In That Particular Component.
- Wherever Applicable, Group Assignments Require Each Student To Contribute To The Group Effort. This Enhances Group Effectiveness And Leads To Greater Appreciation Of Working In Groups.
- The Students Should Come In Uniform, Otherwise They Will Be Marked Absent. Do Not Roam In The Academic Area/ Attend Classes In Chappals / Shorts / Informal T-Shirts.
- Students Are Expected To Show High Regard And Appreciation For Class Discipline And Desist From Using Mobile Phones/Electronic Gadgets/Mechanical Devices. This Disturbs The Class Ambience And Unnecessarily Diverts Attention Of Other Students As Well As The Faculty Member. To Avoid These, Mobile Phones Should Be Switched Off Inside The Classroom.
- Utilize The Scheduled Consultation Hour To Meet The Faculty Time And Clarify Doubts If Any, Seek Explanations And Get Mentored If Needed.
- Attendance Is Compulsory In All Sessions. Minimum Required 75 Percentage Of Attendance Has To Be Followed By Each Student. Failure In Fulfilling Minimum Attendance Requirement Will Result In Stoppage From Writing/Attempting Mid-Term Or End-Term Exams.
- Five (5) Marks For Attendance Will Be Given As Below-

Attendance Percentage	Marks Alloted
96-100	5
91-95	4
86-90	3
81-85	2

75-80	1
Less Than 75%	0

- Students Have To Submit Their Assignments On The Due Date Informed By The Faculty. For This No Extension Of Time Will Be Given.

Honour Code:

Unfair Practices In Tests And Plagiarism In Assignments / Project Work Will Straight Away Entail A Zero To All Involved Parties.

Class Organization

Class Representative

Two Among You Will Be Selected By Consensus As Class Representative For Each Course. She/He Will Be Responsible For Class Room Arrangements, Dealing With Academic Office, For Communicating Information From Faculty To The Class And Otherwise, Also To Collect All Assignments / Project Works And Deliver Them To Faculty. He Will Be The Bridge Between The Faculty And The Students Of The Class And Responsible For The Discipline In The Class. If Found Unable To Function, He/She Will Be Replaced By The Faculty Of The Course.

Class Discipline

Students Must Occupy Their Seats Before Faculty Comes In And Remain Seated Until The End Of The Class.

Students Must Have Their Name Plates On The Desk.

Use Of Mobile Phones Is Strictly Prohibited In The Class. If Found Using Or Holding The Cell Phones The Faculty May Send Them Out Of The Class.

Students Are Free To Ask Questions/Doubts/Clarifications In The Class On Topics Under Discussion. For Other Doubts, They Should Meet Faculty During Consulting Hours.

No Student Is Allowed To Enter Or Exit The Class Rooms During The Proceedings Of Sessions, If So, The Student Shall Be Treated As Absent On Such Date. If Repeated More Than Twice He/She Shall Be Subjected To Absent For 5 Days In The Concerned Subject.

Evaluation Timelines

Keeping In Line With Continuous Evaluation At Icfai Law School, Hyderabad The Following Schedules Have Been Drawn. Students Are Expected To Go Through The Dates / Sessions Mentioned And Prepare Accordingly.

Component	Component Number	Expected Slot / Due Date	Marks Declaration By	Weightage	Syllabus
NCP	I	25/8/18	10	10	Ch1
Mid Term	II	27/9/18	50	20	Ch 1-5

(NCP-II)					
NCP	III	25/10/18	10	10	Ch 3&4
NCP	IV	Class Participation		5	
NCP	V	Attendance		5	
Endterm					All the chapters

The Final Grade Will Be Declared After The End-Semester Examinations Following The Above Given Weightage Formula. Before The Student Takes The End Semester Examination, He/She Should Be Aware Of The Progress In The Course Up To An Extent Of 50 Marks. There Will Not Be Any Make-Up Tests For Evaluation Tests.

Brief Profile Of The Faculty Member

Dr. Uma Devi , PhD from School of International Studies JNU, New Delhi

Leadership and Entrepreneurship (AT322)

Objectives: Study of this course enables the students to understand the process of entrepreneurship development, to learn how to start new ventures through creativity, innovations and intelligence and to develop skills for selecting appropriate projects. This course will also provide an opportunity to the students to appreciate common problems and challenges faced by the entrepreneurs and new venture creators. This is also to familiarize the students with the concept and overview of entrepreneurship talent, entrepreneurial skills and competencies with necessary inputs for creation of new ventures to explore new vistas of entrepreneurship in 21st century environment to generate innovative business ideas.

Course Outcome: On completion of the course the students will be in a position to start their own companies with necessary knowledge and required skills which are acquired during the study of this course. The students will also be in a position to understand various problems and challenges which are common in nature and which are faced by the entrepreneurs.

Unit-I: Entrepreneurship: Conceptual Understanding: Business and Entrepreneurship -Entrepreneurship: Meaning, nature, definition, and Concept of Entrepreneurship - Entrepreneurship and ownership -Traits of a Entrepreneur: Entrepreneurial mindset : individual, group and corporate- Importance of Entrepreneurship - Creativity, innovation and entrepreneurship - Classification of Entrepreneurships - Impact and Challenges of Entrepreneurship -Entrepreneurship in Economic Growth, Factors Affecting Entrepreneurial Growth

Unit-II: Entrepreneurship Ecosystem: Entrepreneurial Ecosystem: meaning and Concept - Players in the ecosystem - Ecosystem and entrepreneurial mobility - Entrepreneurial motivation –Social Enterprises – Rural Entrepreneurship – Technological Entrepreneurship.

Unit-III: Entrepreneurship Process: Entrepreneurship process: meaning and nature – Types of processes – Opportunity identification - ideation – Conceptualization - Idea mapping – Business plan - Business modeling – I 20 map Evolution – Business plan – Creation of legal entity – Resource Planning and Mobilization.

Unit-IV: **Resources Planning:** Human Resources: Labour planning – Infrastructural Resources: land, building, logistics – Financial Resources: Capital, composition of capital, sources of funds, external and internal funds – Equity, debt funds, venture capitals, institutional investors and mutual funds - Challenges in raising fund -Preparing the financial budget; pro forma statement - Capital budgeting

Unit- V: Legal Challenges in entrepreneurship: Legal challenges in entrepreneurial venture – Identifying the legal entity for business : sole proprietorship; partnership; corporation- Booking and accounting - Intellectual property protection: copy right; patents; trademarks – Dispute Resolutions

Unit-VI: **Development of entrepreneurial skills:** Entrepreneurship motivation; entrepreneurship skills; goal setting; building new identity; tools; equipment; soft skills; team building and coordination skills; communication(oral and written) skills; presentation skills; telecommunication skills; self-management skills; creativity and

problem solving skills; skills for sales planning and promotion; role of institutions; role of incubation centre.

Unit- VII: Technical foundation skills: Selection of process and technologies; optimization of costs; relevant mathematical application skills; job skills; workplace safety practices; maintaining records; financial statement analysis; growth strategies.

Text and Reference books

- Entrepreneurship –Rajeev Roy – Second Edition – Oxford Publication
- Exploring Entrepreneurship – Richard Blundel & Nigel Lockett

Articles/Cases/Journal Readings

- The Hidden Dragons – Ming Zeng and Peter.J.Williamson
- Emerging Giants – Tarun Khanna and Krishna.G.Palepu
- Case Study: 5-A-Day: Squeezing the most from entrepreneurial opportunities
- Case Study: Entrepreneurial explosion: carbon offset fuels new standards

Video lectures:

- https://www.youtube.com/watch?v=ATLUouxwykM
- https://www.youtube.com/watch?v=f6nxcfbDfZo

ICFAI Law School, Hyderabad

Regular Teaching Format

Course Hand Out

Academic Year – 2020-21

(Class of 2023)

***Course Name*: Leadership and Entrepreneurship**

Course Code: **MG312**

Semester: VI

***Faculty Name*: Rakesh Suryadevara**

Mobile No: 7702263666

Email: rakeshsuryadevara@ifheindia.org

Objectives of the Course: The objective is to incorporate current research on leadership and real-world business organizations. Students can relate to various segments of leadership profiles. Students will be able to inculcate the basics of entrepreneurship and know the intricacies of a start-up.

Course Outcomes: By the end of this course, the student is in a position to Describe Meaning of Leadership and Nature of Leadership, Learn Different Leadership Characteristics, Theories and Styles, Understand Leadership Ethics and Corporate Social Responsibility, Understand What Makes a Good Leader?, Able to Learn Leadership through Case Studies and Survey Results; and Understand Entrepreneurial Process and Different Aspects of Entrepreneurship and Its contribution to Economy.

Recommended Text Books and Reference Books

	Text Book	Author / Publication
1	Leadership: Research Findings, Practice &Skills	Andrew J. Dubrin, Biztantra publishers
2	Entrepreneurship	Rajeev Roy, Oxford Publication
3	Exploring Entrepreneurship	Blundel & Lockett

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1	6	The Nature and Importance of Leadership	Meaning of leadership; impact of leadership on organizational performance; leadership roles; satisfaction and frustration of being a leader; framework for	Textbook 1	Chapter 1 Pg 1-31	Introduction to leadership

			understanding leadership; skill development inleadership. Traits, Motivesand Characteristics ofLeaders: Personality traits of effective leaders; Leadership motives; Cognitive factorsand leadership; influence ofheredity and environment on leadership; strengths and limitations of the trait approach.			
2	4	Contingency and Situational Leadership	Fiedler's contingency theory of leadership effectiveness; Path-goal theory of leadership effectiveness; Hersey-Blanchard Situational Leadership Model; Normative Decision Model; Cognitive Resource Theory; Contingency Leadership; Leadership in a crisis.	Textbook 1	Chapter 5 Pg 136-167	Theoretical and practical importance of contingency and situational leadership.
3	3	Charismatic and Transformational Leadership	Meaning of charisma; typesof charismatic leader;characteristics of charismatic leaders; vision component of charismatic leadership; communication style of charismatic leader;development of charisma;transformational leadership;concerns about charismaticleadership.	Textbook 1	Chapter 3 Pg 67-98	Charismatic leadership synopsis.
4	3	Leadership Ethics & Social Responsibility	Principles of ethical and moral leadership; Guidelines for evaluating the ethics of a decision; Leadership and social responsibility; Ethical behaviour and organizationalperformances.	Textbook 1	Chapter 6 Pg 168-197	Importance of ethics in leadership roles.
5	4	Power, Politics and Leadership.	Sources and types ofpower; Tactics forbecoming an empowering leader; Factors that contribute to organizational politics; Political tactics andstrategies; Exercisingcontrol over Dysfunctional Politics. Influence Tactics ofLeaders: Model of powerand influence; Relativeeffectiveness and sequencing of influence	Textbook 1	Chapter 7 Pg 198-230	Intricacies between power, politics and leadership.

			tactics.			
6	4	Developing Teamwork	Team leadership versus solo leadership; Advantages and disadvantages of group work and team work; Leader's role in the team-based organization; Leader actions that foster teamwork; Outdoor training and team development; LMX Model and teamwork. Motivation and Coaching Skills: Expectancy theory and motivational skills; Goal theory; Behaviour modification and motivational skills; Using recognition to motivate others; Coaching as a leadership philosophy; Coaching skills and techniques; Executive coaching and leadership effectiveness. Creativity, Innovation and Leadership: Steps in creative process; Characteristics of creative leaders; Overcoming traditional thinking as a creativity strategy; Organizational methods to enhance creativity.	Textbook 1	Chapter 9 Pg 260-288	Importance of Team work.
Mid Term						
7	6	The many faces Of entrepreneurship	Scoping and definition entrepreneurship; Exploring Entrepreneurship; Researching Entrepreneurship. Vision: creating new ventures: Shaping the vision: three approaches; Applying the opportunity business model; Shaping the vision. Opportunities: nurturing creativity and innovation: Exploring entrepreneurship opportunity; Creativity in entrepreneurial ventures; Innovation and entrepreneurship; Realizing entrepreneurial opportunity.	Textbook 3	Chapter 1 Pg 1-26	Introduction to entrepreneurship.
8	5	People: leading teams and network	Creating entrepreneurial teams; Managing the growing team; Creating entrepreneurial networks;	Textbook 3	Chapter 4 Pg 79-105	Team leading strategy intro.

			Managing network relationships; Top dog or team player? Paradox of collaboration. Markets: understanding customers and competitors: Exploring entrepreneurial marketing; Marketing in a new venture context. Processes: controlling operations and technologies: Basics of operations management; Information systems; Controls; Electronic communication platforms.			
9	6	Accounts: interpreting financial performance	Accounting for your venture; Financial statements; Key performance indicators. Finances: raising capital for new ventures: Types of capital available for new venture creation; sources offinance; financing an ongoing venture; securing return on investment.	Textbook 3	Chapter 8 Pg 170~200	Accounting and fund raising basics
10	4	Reflections	Learning from entrepreneurs. Entrepreneurial process revisited; Entrepreneurial opportunity business model revisited; Entrepreneurial learning; Learning from experience	Textbook 3	Chapter 9 Pg 200~232	Experience and knowledge sharing from existent or past entrepreneurs.
11	3	Insights on Business Plan	All Topics	N/a	N/a	Practical Application
Total	48					

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
- The participation has to be relevant and meaningful. “Speaking for speaking’s sake” will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.

- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.
- Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

Students must occupy their seats before faculty comes in and remain seated until the end of the class.

Students must have their name plates on the desk.

Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.

Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.

No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	**Component**	**Expected slot / due date**	**Marks declaration by**	**Weightage**	**Syllabus**
NCP I	Internal Assessment	End of 12th Session	18th Session	15	Sl No 1,2,3
NCP II	Mid Term	End of 24th Session	By 30th Session	20	Sl No 1,2,3,4,5,6
NCP III	Internal Assessment	End of 36th Session	37th Session	15	Sl No 1,2,3,4,5,6, 7,8,9
End Term	End Term	After 48 Sessions		50	Full Syllabus

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Rakesh Suryadevara is a MBA graduate with 12 yrs industry experience having worked for MNC's like Infosys, KPMG…

Company Law – I (LL332)

Objectives: The study of this course aims at.to introduce students to the economic function of the company as a legal structure for business, to its advantages and disadvantages compared to other structures available such as the partnership and the limited liability partnership, and in particular to the company's limited liability.To explain the legal nature and significance of limited liability and the price which those using a company as a business structure are required to pay for it. To provide students with knowledge and appreciation of the major core topics in Company Law including the legal nature of the company as a business structure, the legal implications of separate corporate personality including limited liability, the validity of contracts made with companies, the role of the board of directors and their legal duties as directors and the legal protection of shareholders.To provide students with an awareness of current policy trends and developments in Company Law.

Course Outcomes: On completion of this course the student will be in a position to understand and analyze the principles of corporate law. The student will understand the meaning, nature and essential characteristics of company. The student will be acquainted with the legal formalities of incorporating a company. The student will understand the role played by the members and management in the administration of a company. The student will be getting to know about the finances and raising of finance by the company. Lastly the student will understand the dynamics and need of corporate social responsibility.

Unit I - Introduction & Types of Companies-Meaning of Company – Various theories of Corporate Personality – Essential Characteristics of a company- Forms of Corporate and Non-corporate Entities**:** Corporations, Partnerships and other associations of persons – State Corporations, Government companies – Public Sector, Small Scale Industries, Co-operative Societies, Corporate and Joint Sectors – Foreign Collaboration; Role, Functions and Accountability – Companies - Civil and Criminal Liability.

Types of Companies - Public Company, Private Company and One Person Company – Memorandum of Association: Doctrine of Ultra Vires – Articles of Association: Binding force; Alteration; Relations with Memorandum of Association – Doctrine of Constructive Notice and Indoor Management; Exceptions: Lifting of Corporate Veil.

Unit- II: Formalities of a Company and Prospectus: Law relating to Companies: Objectives of the Companies Act 2013 – Need of company for development; Promoters – Role of Promoters – Rights and Liabilities; Pre-incorporation contracts – Formation of a Company; Registration and Incorporation.

Prospectus: Issue – contents - liability for misstatements - Statement in lieu of Prospectus – Allotment of Securities.

Unit III: Share Capital and Debentures: Shares, General principles of Allotment, Statutory Restrictions – Share certificate; Transfer of share, Restrictions on transfer, Procedure for transfer, refusal of transfer, Role of Public Financial Institutions, Relationship between Transferor and Transferee – Issue of shares at Premium and Discount – Shareholder:

Unit IV: **Shareholders**: Modes of becoming a shareholder, calls on shares, forfeiture and surrender of shares, lien on shares, rights and liabilities of shareholder – Difference between Shareholder and Member: Register of members – Share Capital: kinds, alteration and reduction of share capital, further issue of capital, Conversion of loans and debentures into capital, duties of court to protect the interests of creditors and shareholders –

Unit V: **Directors:** Director: appointment, qualifications, vacation of office, removal, resignation – Powers and duties of directors, Meeting, registers, loans – Remunerations of directors, additional, nominee, and alternate director, Role of independent directors, compensation for loss of office, managing directors and other managerial personnel – Directors Identification Number (DIN): Nomination and Remuneration Committee and Stakeholders Relationship Committee.

Unit VI: Meetings: Meetings, kinds: Statutory Meeting, Annual General Meeting, Extraordinary General Meeting – Notice, Procedure, Quorum: Voting rights – Resolution: Minutes: Inspection and Maintenance of meetings books.

Unit VII: **Dividends, Accounts and Audit:** Dividend: Types of Dividend - Interim and Final: Investor Education and Protection Fund –Accounts: Constitution of National Financial Reporting Authority: Corporate Social Responsibility – Audit: Appointment, Removal and Resignation of Auditors: Powers and Duties of Auditors – Audit Standards: Audited Financial Statements: Powers of Registrar and Rights of Member: Audit Committee.

Unit VIII:Corporate Social Responsibility: The need and importance -Provisions related to CSR under the companies Act 2013.

Text and Reference Books

- J.M. Thomson: Palmer's Company Law
- Gower: Principles of Modern Company Law
- Avatar Singh: Principles of Company Law
- A. Ramaiya: Guide to Companies Act.
- J.C. Verma: Corporate Mergers, Amalgamations
- A.M. Chakraborthi: Company Notices, Meetings and Resolutions
- L.V.V.Iyer: Guide to Company Directors
- S.M. Shah : Lectures on Company Law
- Dr. N.V. Paranjape: Company Law 4th edition Central Law Agency, 2007
- Dr. S.C. Tripathi: Modern Company Law, Second edition, 2006.

Cases:

- Barron v Potter [1914] 1 Ch 895
- Ruben vs. Great Fingall Consolidated (1906)
- Erlanger vs. New Sombrero Phosphate Co. (1878)
- PNB Case Study.

- Mukut Pathak vs. UOI [2019] 111 taxmann.com 41 (Delhi)
- Sunil Ratnaparkhi vs. Official Liquidator of Satwik Electric Controls (P.) Ltd. [2019] 107 taxmann.com 158 (Bombay)
- Yashodara Shroff vs. UOI [2019] 106 taxmann.com 297 (Karnataka)
- Nimish H. Shah vs. SEBI [2019] 108 taxmann.com 359 (Delhi)
- Arun Kumar Goyal vs. Aar Kay Chemicals (P) Ltd. [2019] 106 taxmann.com 27 (NCL-AT)
- Man Industries (India) Ltd vs. State of Maharashtra [2019] 106 taxmann.com 123 (Bombay)

Videos:

- https://www.youtube.com/watch?v=idQN-u1v6g8
- https://www.youtube.com/watch?v=AdDQ05rP7jE
- https://www.youtube.com/watch?v=F_57NOm2B-I
- https://www.youtube.com/watch?v=QiHuVjS1-WE

ICFAI Law School, Hyderabad

ONLINE Teaching Format

Course Hand Out

Academic Year – 2020-21

(Class of 2023)

***Course Name*: Company Law - I**

***Course Code:* LL411**

Semester: VI

***Faculty Name*: Monisha Gade**

Mobile No: 939075148

Email: monugade@ifheindia.org

- Objectives of the Course:
- To encourage the development of students' skills in legal reasoning and analysis through study of statutes, case law and regulatory practice relating to Company Law.
- To introduce students to the economic function of the company as a legal structure for business, to its advantages and disadvantages compared to other structures available such as the partnership and the limited liability partnership, and in particular to the company's limited liability.
- To explain the legal nature and significance of limited liability and the price which those using a company as a business structure are required to pay for it.
- To provide students with knowledge and appreciation of the major core topics in Company Law including the legal nature of the company as a business structure, the legal implications of separate corporate personality including limited liability, the validity of contracts made with companies, the role of the board of directors and their legal duties as directors and the legal protection of shareholders.
- To provide students with an awareness of current policy trends and developments in Company Law.

Course Outcomes: On completion of this course the student will be in a position to understand and analyze the principles of corporate law. The student will understand the meaning, nature and essential characteristics of company. The student will be acquainted with the legal formalities of incorporating a company. The student will be understanding the role played by the members and management in the administration of a company. The student will be getting to know about the finances and raising of finance by the company. Lastly the student will understand the dynamics and need of corporate social responsibility.

Recommended Text Books and Reference Books

	Text Book	Author / Publication

1.	**Principles of Modern Company Law**	
2.	**Principles of Company Law**	
3.	**Company Law**	
4.	**Modern Company Law**	
5.	**Company Law and Competition Act**	
6.	**Company Law**	

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1.	8	Introduction & Types of Companies	Meaning of Company – Various theories of Corporate Personality – Essential Characteristics of a company- Corporations, Partnerships and other associations of persons – State Corporations, Government companies – Public Sector, Small Scale Industries, Co-operative Societies, Corporate and Joint Sectors – Foreign Collaboration; Role, Functions and Accountability – Companies - Civil and Criminal Liability - Public Company, Private Company and One Person Company – Memorandum of Association: Doctrine of Ultra Vires – Articles of Association: Binding force; Alteration; Relations with Memorandum of Association – Doctrine of Constructive Notice and Indoor Management; Exceptions: Lifting of Corporate Veil	Singh Avtar Tripathi S.C	Corporate Personality Pages 1-34 Chapter 2 Nature of Company and Chapter 19 Kinds of Companies Pages 19-25 & 311-325 https://www.youtube.com/watch?v=idQN-u1v6g8 https://www.youtube.com/watch?v=AdDQ05rP7jE	Student will be able to understand the meaning and nature of companies in India and basic principles of corporate law.
2.	7	Formalities of a Company & Prospectus	Law relating to Companies: Objectives of the Companies Act 2013 – Need of company for development; Promoters – Role of Promoters – Rights and Liabilities; Pre-incorporation contracts – Formation of a Company; Registration and	Singh Avtar	Registration & Incorporation,Memorandum of Association, Articles of Association, Prospectus & Promoters Pages 35- 131 Registration	The students will be able to understand the legal formalities to be completed to incorporate the company the documents used to raise finance.

			Incorporation - Prospectus: Issue – contents - liability for misstatements - Statement in lieu of Prospectus – Allotment of Securities.	Tripathi S.C	&Incorporation, Memorandum of Association, Articles of Association, Prospectus & Promoters, Doctrine of Constructive Notice and Indoor Management Pages 45-109 https://www.youtube.com/watch?v=F_57NOm2B-I https://www.youtube.com/watch?v=QiHuVjS1-WE	
3.	6	Share Capital and Debentures	Shares, General principles of Allotment, Statutory Restrictions – Share certificate; Transfer of share, Restrictions on transfer, Procedure for transfer, refusal of transfer, Role of Public Financial Institutions, Relationship between Transferor and Transferee – Issue of shares at Premium and Discount – Shareholder-Share Capital: kinds, alteration and reduction of share capital, further issue of capital, Conversion of loans and debentures into capital, duties of court to protect the interests of creditors and shareholders	Tripathi S.C Singh Avtar	Share Capital & Shares Pages 110-145 Securities & Share capital Pages 135- 188	The student will understand the modes and forms of raising finance for the company.
4.	5	Shareholders	Modes of becoming a shareholder, calls on shares, forfeiture and surrender of shares, lien on shares, rights and liabilities of shareholder – Difference between Shareholder and Member: Register of members	Singh Avtar	Shareholders & Members Pages 191- 245	The students will be acquainted with the provisions of law to be complied with to become a member of the company
5.	8	Directors	Director: appointment, qualifications, vacation of office, removal, resignation – Powers and duties of directors, Meeting, registers,	Singh Avtar	Directors Pages 248- 356	The student will gain knowledge about the composition of management of a

			loans – Remunerations of directors, additional, nominee, and alternate director, Role of independent directors, compensation for loss of office, managing directors and other managerial personnel – Directors Identification Number (DIN): Nomination and Remuneration Committee and Stakeholders Relationship Committee.			company.
6.	5	Meetings	Meetings, kinds: Statutory Meeting, Annual General Meeting, Extraordinary General Meeting – Notice, Procedure, Quorum: Voting rights – Resolution: Minutes: Inspection and Maintenance of meetings books.	Singh Avtar	Meetings Pages 357- 390	The student will learn about the different kinds of meeting conducted by a company to carry on its day to day business activities.
7.	5	Dividends, Accounts and Audit	Dividend: Types of Dividend - Interim and Final: Investor Education and Protection Fund –Accounts: Constitution of National Financial Reporting Authority: Corporate Social Responsibility – Audit: Appointment, Removal and Resignation of Auditors: Powers and Duties of Auditors – Audit Standards: Audited Financial Statements: Powers of Registrar and Rights of Member: Audit Committee.	Singh Avtar	Divends, Accounts & Audit Pages 391- 438	The student will get to know about the finances and returns of the company.
8.	4	Corporate Social Responsibility	The need and importance - Provisions related to CSR under the companies Act 2013.	Sahary H.K.	Introduction Pages 5-7	The student will learn about the principles of corporate social responsibility.
9.	10	Tutorials				
10.	2	Guest Lectures				
Total	60					

Cases:

- Barron v Potter [1914] 1 Ch 895
- Ruben vs. Great Fingall Consolidated (1906)
- Erlanger vs. New Sombrero Phosphate Co. (1878)
- PNB Case Study.

- Mukut Pathak vs. UOI [2019] 111 taxmann.com 41 (Delhi)
- Sunil Ratnaparkhi vs. Official Liquidator of Satwik Electric Controls (P.) Ltd. [2019] 107 taxmann.com 158 (Bombay)
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- Nimish H. Shah vs. SEBI [2019] 108 taxmann.com 359 (Delhi)
- Arun Kumar Goyal vs. Aar Kay Chemicals (P) Ltd. [2019] 106 taxmann.com 27 (NCL-AT)
- Man Industries (India) Ltd vs. State of Maharashtra [2019] 106 taxmann.com 123 (Bombay)
- Shiv Kumar Jatia v. State of NCT of Delhi, (Criminal Appeal No. 1263 of 2019)
- Sunil Bharti Mittal v. Central Bureau of Investigation (2015) 4 SCC 609)

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
- The participation has to be relevant and meaningful. "Speaking for speaking's sake" will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.
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- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.
- Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

Students must occupy their seats before faculty comes in and remain seated until the end of the class.

Students must have their name plates on the desk.

Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.

Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.

No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	Component	Expected slot / due date	Marks declaration by	Weightage	Syllabus
NCP I	Internal Assessment	12-02-2021	17-02-2021	10	Modules 1
NCP II	Mid Term	01-03-2021	05-03-2021	20	Modules 1-4
NCP III	Internal Assessment	15-04-2021	15-04-2021	10	Modules 5-6

NCP IV	Class Participation	01-05-2021	01-05-2021	5	
NCP V	Attendance	01-05-2021	01-05-2021	5	
End Term	End Term	06-05-2021	16-05-2021	50	Modules 5-8

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Mrs. Monisha Gade has done her Post Graduation in Corporate Laws and Governance with International Business from NALSAR University of Law, Hyderabad. She has a teaching experience of 5 years. She has authored various articles in national and international journals. She also participated in national seminars. Her areas of interest are corporate law and environmental law

Criminal l Procedure Code (LL342)

Objectives: The study of this course is to make the student acquainted with the procedure and machinery involved in criminal justice-. to provided the knowledge regarding arrest ,rights of arrested person and bail and principles of fair trial. To acquaint with provisions relating to plea bargaining, the role and right of victims- plea bargaining law and post trial facet. Understanding of who a juvenile is, latest provisions with respect to juvenile in conflict with law The further objective of this study is to know and learn about: children conflict in law.and the procedure involved- probation of offender- duties of probation officer- parole distinguished.

Course Outcomes: At the end of this course, a student would be **:** Student by the end of this course will understand the procedure laid down in the code from pre trial to post trial starting from lodging a complaint ,registering FIR, Investigation procedure ,search seizure, summons, warrant procedure, Arrest, Bail, Fair Trial ,different types of trial procedure, Procedure of Judgment delivery, Victim compensation scheme, execution of sentence ,probation, plea bargaining and Juvenile Justice Concepts.

Unit I: Introduction - Object and importance of CrPC, Scope and extent of CrPC, Amendments to CrPC, definitions, differences, classification of offences and compounding of offences - victim compensation scheme and protection of victim (S.357A) - Rights of victim and plea bargaining. 154th Report of Law Commission - (S.265A – 265L) - Fair trial concept, meaning and its facets under the national and international law and at the different stages of trial. The rights of the accused and the all pervasive concept of fair trial.

Unit II: Five Functionaries - The police, public prosecutor, defence counsel, courts, prison and correctional authorities - Pretrial process I - Arrest - meaning and purpose (S.41-60) – Procedure for arrest who are the authorities who can cause arrest, arrest with warrant and without warrant,Rights of the arrested person both under Constitution and CrPC, 1973 and quick review of amendments to arrest process and consequences of illegal arrest – Bails (S.436-450 CrPC), meaning, kinds of bail, procedure for granting of bails and the bail bonds and cancellation of bails.

Unit III: Pretrial Process II(CONTINUED) Process to compel appearance of persons (S.61-90), summons, warrants, Absconder status(S.82) and process to compel production of things (S.91-105) – Search with warrant and without warrant and Seizure(Sec.102) and their constitutional validity. Police investigation and powers there to and procedure followed ((sec.154- 176.) – FIR –meaning and evidentiary value of FIR. Zero FIR, Recording of statements,Identification parade, Confessions and Final Report or charge sheet, protest report, Recall of witnesses, Inquest report on custodial deaths, dowry death.

Unit IV: Cognizance of offences and charges - Cognizance of offences and commencement of judicial proceedings i.e both cognizable and non cognizable , ie FIR and private complaint- meaning, lodging of private complaint to a magistrate, procedure, dismissal .(sec. 468 &473.)

Charge - Framing of Charges- Form and content of charge (S.211-224) separate charge for distinct offences, Joinder of charges - Joinder of persons, Discharge, Pre-charge evidence.

Unit V: Trial - meaning oftrial, kinds of trial based on jurisdiction and type of offences, trial before a Court of session (S.235-237), Trial of warrant cases and trial of summons cases. Summary trial (s.260-265) and its procedure, withdrawal from prosecution and Right to speedy trial, Rights of accused person.

Unit VI: Judgment and Execution of Sentence Definition ,meaning ,Form and content-Pronouncement of judgment, Post Conviction Orders (S.360-361), Compensation and costs(S.357,358) . Suspension - Remission and Commutation of Sentences.

Maintenance – Wife, Children and Parents.

Unit – VII Appeal, Revision,Reference: Appeal – meaning, the procedure of appeal, multiple range of appellate remedies. Appeal to Supreme Court, High court, Sessions court, and grounds of appeal, Governmental appeal against sentencing (Section 377, 378). Legal aid in appeals- Revisional jurisdiction (Sections 397-405) - Transfer of cases (Section 406-407).

Unit – VIII Juvenile Justice System and Probation of Offenders - Juvenile Justice (Care and Protection of Children) Act of 2015 Salient features of the Act - Procedure under Juvenile Justice…Act — Treatment and Rehabilitation of Juveniles —— Protection of Juvenile Offenders Salient features of Probation of offenders Act, probation officer, duties and functions, revocation. Distinction between parole and probation.

Project Work:

Study of the approach of Supreme court cases on decriminalisation of Adultery and religious decisions

Reference Books

- Kelkar R.V.: Criminal Procedure, 3rd Edn. Eastern Book Co., Lucknow, 1993.
- Ratanlal and Dhirajlal: The Code of Criminal Procedure, 15th Edn. Wadhwa& Co.,
- Padala Rama Reddi: The Code of Criminal Procedure, 1973, Asia Law House, Hyderabad.
- Prof. S.N. Misra: The Code of Criminal Procedure, Central Law Agency.
- M.P. Tandon: Criminal Procedure Code, Allahabad Law Agency.
- ShoorvirTyage: The Code of Criminal Procedure, Allahabad Law Agency.
- BatukLal- The Code of Criminal Procedure, Eastern Law Agency.
- Prof.A.Lakshminath and Dr.J.Krishna Kumari, Criminal Trial and Justice- Sentencing Process, ALT Publications.
- Surendra Malik , Sudeep Malik Supreme Court on Bail, Anticipatory Bail and Quashment, Eastern Book Company.

Articles:

- Dr.Bibhabasu Misra, A Comparative analysis of the jury trial in US and India: Past and Present Scenario – A critical analysis, *Criminal Law Journal*, Vol – 125, Part 1439, Nov. 2019

- Michael . M. O'Hear, Plea Bargaining and Victims: from Consultation to Guidelines, *The ICFAI University press*, 2007-08
- Santhy, K. V. K. "Plea Bargaining in US and Indian Criminal Law, Confessions for Concessions."*NALSAR Law Review*7.1 (2013)
- Kumar, Shailesh. "Plea Bargaining in India: An Economic Perspective."*Army Institute of Law Journal*9 (2017)
- Harris, David. "The right to a fair trial in criminal proceedings as a human right"*International & Comparative Law Quarterly*16.2 (1967): 352-378
- Nair, Roshni, & Vijay Raghavan. "Reviving Criminal Justice Social Work through Probation in India: Historical Solutions to Contemporary Problems"*Demystifying Criminal Justice Social Work in India*(2017): 127
- Khan Sarfaraz Ahmad. "Plea Bargaining in India: A Tool to Provide Restorative Justice? "*Restorative Justice in India*. Springer, Cham, 2017. 127-140
- Agarwal, Smita, and Nishant Kumar. "Juvenile Justice (Care and Protection of Children) Act 2015: A Review."*Space and Culture, India*3.3 (2016): 5-9
- Islam, Rabiul. "The Power of the Police and Human Rights Situation under Section 54 and 167 of the CrPC: A Critical Evaluation."*The Millennium University Journal*1.1 (2016): 56-63
- Khanna, Vikramaditya S., and Kartikey Mahajan. "3. Anticipatory bail in India: addressing misuse of the criminal justice process?."*Comparative Criminal Procedure*(2016): 119.

Videos:

- https://youtu.be/FyxYohrv8SY
- https://youtu.be/Xv8w9aYYIRQ
- https://www.youtube.com/watch?v=s_aY871sW8Q&list=PL_a1TI5CC9RGZ0-aXTtSAbk72NEGlqlmn&index=6
- https://www.youtube.com/watch?v=EY6MsmM9xJM&list=PL_a1TI5CC9RGZ0-aXTtSAbk72NEGlqlmn&index=2
- https://www.youtube.com/watch?v=gUdxZkHD4OQ&list=PL_a1TI5CC9RGZ0-aXTtSAbk72NEGlqlmn&index=17
- https://www.youtube.com/watch?v=8mFtk3GYzzI&list=PL_a1TI5CC9RGZ0-aXTtSAbk72NEGlqlmn&index=18

ICFAI Law School, Hyderabad

ONLINE Teaching Format

Course Hand Out

Academic Year – 2020-21

(Class of ---------)

***Course Name*: Criminal Procedure Code**

***Course Code::* LL342**

Semester: VI

***Faculty Name*: : Dr.Himavathi.T**

Mobile No: : 9440064466

Email: himavathi@ifheindia.org

Objectives of the Course:

- To acquaint with the procedural part of criminal law.
- To provide comprehensive view regarding the machinery for the investigation of crime, apprehension of suspected persons, basic procedural safeguards and commencement of judicial proceedings,
- To provided the knowledge regarding bail and principles of fair trial,
- To acquaint with provision relating to plea bargaining and critically examine the operations under the criminal law and post trial facet and juvenile justice system and probation of offender and procedure. Parole distinguished from probation.. S.N. Mishra /Central Law Publications

Course Outcomes: Student by the end of this course will understand the procedure laid down in the code from pre trial to post trial starting from lodging a complaint,registering FIR, Investigation procedure ,search seizure, summons, warrant procedure, Arrest, Bail, Fair Trial ,different types of trial procedure, Procedure of Judgment delivery, Victim compensation scheme, execution of sentence ,probation, plea bargaining and Juvenile Justice Concepts.

Recommended Text Books and Reference Books

Text Book	Author / Publication
The Code of Criminal Procedure	S.N. Mishra /Central Law Publications
The Code of Criminal Procedure	Dr.N.V. Paranjape / Central Law Agency
The Code of Criminal Procedure	R.V.Kelkar /Easten Book House
The Code of Criminal Procedure	Ratanlal & Dhirajlal /Lexis Nexis.

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
Unit-1	18	Introduction- Object and Importance of Criminal Procedure, Victim Protection and Participation (Ss. 2(wa), 265A-L, 357, 357A, 372 Cr PC)- Victim Protection and Compensation- Rights of Victims- Plea Bargaining- 154th Report of the Law Commission of India, pp. 51-54 (1996).	Scope, definitions, amendments, Classification of offences Victim compensation scheme, Plea bargaining , all pervasiveness of fair trial ,fair trial facets under nationa ie, Constitution and CrPC,I and humanrightsI UDHR .The Rights of the Accused.	Dr.N.V. Paranjape and Ratanlal & Dhirajlal	Chap-1 -pages 1-17 Chap-xxi-A Pages588-592 https://youtu.be/FyxYohrv8SY	Students are expected to understand the various offences and their classification and victim compensation scheme and plea bargaining cocept for trial
		Fair trial concept, Basic features of Fair Trial- S.273 - Evidence to be taken in presence of accused (Section 221-224) - Presumption of innocence- Venue of trial Local Jurisdiction of the courts and police (177-183)- – Power of the State to order cases to be tried in different sessions divisions(185)- Power to enquire into or try offences committed outside India(187)- consequences of failure to follow the rules. - Right of the accused to know the accusation (Section 221-224)- Principle of Autrefois acuit And Autrefois Convict(s.300 CrPC.)- Power to examine the	Conducting proceedings Independent, impartial judge ,presumption of innocence, burden of proof. Conviction and acquittal principles, Strictly adhering to principles of natural justice and Fundamental Rights guaranteed by Constitution of India as well as The Human Rights and speedy trial and provision of legal aid to accused. Art. 21 and 38A of Constitution.	R.V.Kelkar- Dr.N.V.Paranjape	Chap-9, 10 ,12,13and15 pages 128 to 140 pages 164-180 and 199-208 Cha.-24 Pages 453-466 Cha -18,19, 20 ,and21 Page.379 to 427 Cha-27 Page-532-549 https://youtu.be/Xv8w9aYYIRQ	Students are expected to understand the importance of Fair trial and its Facets under CrPC as it affects the basic fundamental rights guaranteed under Constitution of India.

		accused (S.313) - No influence to be used to induce disclosure(S.316)- Provision for inquiries and trial being held in the absence of accused in certain cases(S.317)- Withdrawal from prosecution (S.321) -Right to speedy trial.				
Unit II	9	Functionaries under the Criminal Procedure Code, 1973- The organization of Police, Prosecutor and Defence Counsel, prison authorities and hierarchy of courts- Jurisdiction, power and, functions Pre-trial process - Arrest- Meaning and purpose, Arrest with and without Warrant, after arrest procedure, Rights of arrested persons under Cr.P.C. *Law Relating to Bail: (Sections 436-439 Cr PC)*- Principles concerning Bail *436-439 Cr PC)*- principles governing grant of bail in bailable and non-bailable- Appellate bail powers ((389(1), 395(1), 437(5))cancellation of bail- General Principles concerning Bail Bond.	The authorities involved in criminal justice rendering and their functions and jurisdiction, Amendments to process of arrest.-Ss. 41A-41D, 46-47 - Persons arrested to be informed of grounds of arrest and of right to bail (S.50). Obligation of person making arrest to inform about the arrest etc., to a nominated person (.50A). Persons arrested not to be detained more than 24 hours(S.57) Right of the accused to be defended by a Lawyer of his choice (S.303) - Legal Aid to accused at State expense in certain cases (S.304)- Trial to be held in open court(S.327) and Article 22 (2) of the Constitution of India, Right to bail in bailable and non bailable offences, conditions for bail and anticipatory bail and the procedure and cancellation of bail	Ratanlal & Dhirajlal R.V.Kelkar. S.N.Mishra R.V.Kelkar	Chap-2- pages20 to 56 Chap-2- pages 09-19 Pages 47-62 & Ch-33 Page 640-689 Ch-3 Page 20-36 Ch.8 Pages 108-127 Ch-5 pages61-80 andCh-33 Pages 951-1020 Ch-5	The students are expected to learn about the composition of courts, police, public Prosecutors Defence Counsel and, ,prison authorities and their Power and functions Under CrlPC.. Students learn about arrest, process of arrest and authorities authorized under Cr PC, The rights of the arrested person both under constitution and Cr PC. The students are expected to understand about the bail on arrest ,kinds of bails, regular bail, anticipatory bails,Bail bonds and cancellation of bail .
UNIT III-	7	Pre trial process II (continued)	-Search with and without warrant — Police search	Dr.N.V. Paranjape	Chap-VI -79-99	The students are expected to

		Steps to ensure presence of accused at trial 61-90: warrant and summons, absconder status,(s.82) Police Investigation, Search with warrant and without warrant and Seizure(s 102 Police investigation and powers there to) (Sections 154-176 with focus on 154, FIR, Zero FIR, 160, 161, 162, 164, 165,166, 167, 172 Case Diary 173Charge sheet 174Suspicious death .176 Inquest Report. Inquiry by magistrate –inquest report on custodial death.	during investigation — General Principles of Search — Seizure — Constitutional aspects of validity of Search and Seizure proceeding The process of presence of accused at trial , essentials of F.I.R and its evidentiary value, police officer's powers to investigate cognizable cases. FIR, .Zero FIR, procedure for investigation, police officer's powers to require attendance of witnesses, examination of witnesses by the police, recording of confessions and statements and Identification parade to identify the accused , report of police officer on completion of investigation, submission of Final Report/Charge sheet Inquiry- into unnatural death –Suicide, dowry death, custodial death.	Ratanlal & Dhirajlal R.V.Kelkar	Chap-12 Pages 226-290 Chap-XII Pages246-383. Chap.-5 Pages.46-79	understand as to how accused person is brought before the court and the police power during investigation ,recording of confessional and other statement ,identification of accused person ,submission of final report or charge sheet after investigation .The procedure of inquiry of unnatural; death-inquest report and the power of the police with regard to search and seizure and limitation.
Unit IV	7	Cognizance of Offence and Commencement of judicial Proceedings AND Charges. (190-199,200,201-210)- Meaning- pre cognizance stage(scrutiny of the complaint)-limitations- both cognizable and non cognizableie, FIR and Private complaint Dismissal of complaints (Section 203, 204)-Issue of process Charge- charge-Farming, Form and content of charge (Section 211, 212, 216)- Separate	Cognizance meaning and commencement of proceedings meaning , lodging of private complaint procedure and dismissal. Charges ,Framing and alteration of charges, distinct offences separate charges ---Rule-exceptions Joinder of charges. Joinder persons.	Dr.N.V.Paranjape R.V.Kelkar Ratanlal and Dhirajlal Dr.N.V.Paranjape. R.V.Kelkar. Ratanlal and	Chap-14-&15 pages 301-351 Chap-7-pages 89-106 Chap.17-pgs.352 to 378. Chap.11-pgs.154 to 162. Chap.17-pgs.493 to	Students expected to understand the procedure of initiating proceedings – private complaint-and commencement o9f proceedings and procedure .The Jurisdiction of the courts to conduct Trial. The students understand the judicial process of framing charges by

		charges for distinct offence (Section 218, 219, 220, 221,223)-sec.224- Discharge-pre-charge evidence offence (Section 218, 219, 220, 221,223)- Discharge-pre-charge evidence		Dhirajlal.	498	court . Form and content of charge ,exceptions to rule of SEC.218- Joinder of charges Joinder of persons .Alterations to charge . Discharge of accused
Unit-V UNIT VI	4 5	Trial - Trial before a Court of Session: Trial of Warrant cases- Trial of Summons cases- Summary Trial and procedure. Judgment: Meaning, Form and content- Post conviction orders (Section 360, 361, 31) - Compensation and Costs (Section 357,358) - Pronouncement of Judgment. Execution of Sentence- Suspension- Remission and Commutation of Sentences.	A quick revision of meaning of trial, kinds of trial, based on jurisdiction and type of offences. Petty offences trial ie summary trial . Concept of summons trial ,warrant trial and summary trial and the trial procedure. . Essentials of a judgment, judgment pronounced by court-essential and limitations in alteration of contents of judgment. Execution of sentence, suspension ,remission, and commutation of sentence and maintenance under sec.125 Cr.PC of the dependants.	R.V.Kelkar- Dr.N.V.Paranjape Dr.V.N Paranjape . R.V.Kelkar	Chap-9, 10 ,12,13and15 pages 128 to 140 pages 164-180 and 199-208 Cha.-24 Pages 453-466 Cha -18,19, 20 ,and21 Page.379 to 427 Cha-27 Page-532-549 https://youtu.be/Xv8w9aYYIRQ Chap-17- pages- 352 to 378 Chap-11- pages 154 to 162 Chap-17- pages 493-498- 224 Chap-16,17,and 18 Pages 212-	Students are expected to understand the meaning of trial , evaluation of evidence,and ending of a criminal trial – acquittal or conviction. kinds of trial ,and procedure thereof. The students learn as to how a criminal case decision /judgment is rendered by balance of convenience to the accused to prove innocence and an opportunity to hear accused before pronouncement of judgment. The students also get to learn the execution of Sentence and the various types of suspension of sentence. The social concept

		Maintenance – Wife, Children and Parents			252-Cha.20 Page.283-294	of maintenance of dependents –wife, children and parents.
Unit –VII.	4	Appeal, Revision: Reference , No appeal in certain cases (Section 372,375,376)- The rationale of appeals, revision-reference. The multiple range of appellate remedies: Supreme Court of India (Section ,372 374, 379, Articles 31, 132,134,136)- High Court (Section 374)- Sessions Court (Section 374)- Special right to appeal (Section 380) -Governmental appeal against sentencing (Section 377, 378)- Judicial power in disposal of appeals (Section 368)- Legal aid in appeals- Revisional jurisdiction (Sections 397-405)- Transfer of cases(Section 406-407) .	Concept of appeal ,revision and reference and transfer of cases and right of victim to prefer appeal under section 372 .Execution of sentence, suspension ,remission, and commutation of sentence and maintenance under sec.125 Cr.PC.	Ratnlal and Dhirajlal .N.V.Paranjape R.V.Kelkar	Chap-9-pages 141-198 Cha-29,30,31and 32 Page.781-949 Chap-16,17,and 18 Pages 212-252-Cha.20 Page.283-294	The student understand about the continuation of criminal cases from the trial court, appeal revision-Reference .
Unit-VIII	6	Juvenile Justice System -- Juvenile Justice (Care and Protection of Children) Act of 2000 -- Procedure under Juvenile Justice…Act — Treatment and Rehabilitation of Juveniles —— Protection of Juvenile Offenders — Legislative and Judicial Role. *A reference to Juvenile Justice (Care and*	Child in conflict with law, special homes, observation homes, rehabilitation , juvenile justice Boards, Old act is referred vis a vis the New act of 2015. Concept-probation on good behavior,conduct of accused,r/wsec360 Cr.PC. Parole — Supervision — Conditional release -- suspension of sentence, Probation officer.	S.N.Mishra. R.V.Kelkar- S.N.Mishra R.V.Kelkar-	Pages 812-914 Cha-21 Pages- 298-301 Pages 915-947 Cha.22 Pages- 302-303	The students get acquainted with Child in conflict with law and the dealing of child 16 years and above with regard to commission of heinous crime. special homes .observation homes,rehabilitation and social reintegration and adoption and The juvenile justice Boards. Concept-probation

		Protection of Children) Act of 2015 Procedure under Probation of Offenders Act, 1958 -- Salient features of the Act.Probation and Parole: Authority granting Parole — Supervision — Conditional release -- suspension of sentence				on good behavior, conduct of accused, Parole Supervision — Conditional release -- suspension of sentence
TOTAL	60					

Supreme court Cases

- Bacchan singh Vs State of Punjab --AIR 1980 SC 893.
- Maryti Sripati Dubal Vs State of Maharassra ---1987 CRLJ 120
- State of Bombay Vs Kathikalu Oghad –AIR 1961 SC 1808
- Sudhir Choudhary Vs State of (NCT OF Delhi)-(2016)8 SCC 307
- D.K.Basu Vs State of West Bengal –AIR 1997SCSC 610
- Prof.R.K. Vijayasaradhi and another Vs Sudha Seethan and another 16(2019)3 SCALE 563.
- Seelam Venkat Reddy@Reddy Vs State of AP Represented by Public Prosecutor.----2019 (3) ALT(crl)204 (DB) AP High court of AP at Amaravathi
- Youth BAR association of India Vs Union Of India AIR 2016 SC 4136.
- State of Maharastra Vs Sukhdeo Singh AIR 1992 SC 2100.
- Dadu Vs state of Maharastra 2000Cri.LJ 4619 (SC)
- Smt.Gargi Vs State of Haryana.—AIR 2019 SC 4864
- Sanjay Dutt Vs State of Maharastra -- 2009 Cri LJ2785(SC)
- Navjot Singh Sidhu Vs State of Punjab –AIR 2007SC 1003.
- Joginder Kumar VS State of UP ---1994 Cri.LJ 181(SC),1994(4)SCC260
- Arnesh Kumar Vs State of Bihar ---2014 Cri.LJ3707(SC)
- Hema Mishra (km) Vs State of UP.2014 Cri.LJ 107 (SC)
- Kasturilal Vs State of UP –AIR 1965 SC 1039
- Selvi Vs State -----2004(7)Kar LJ 501
- Sanjay Chandra Vs CBI –2012 Cri.LJ 702(SC)
- Rasiklal Vs Kishori Khanchand Wadhwani ---2009 CriLJ1887 (SC)
- Re:Inhuman conditions in 1382 prisons---2016 CriLJ 589 (SC)
- Gurubaksh Singh Vs State of Punjab ---AIR 1980 SC 1632.

- CBI Vs Vijay Sai Reddy ----2013Cr LJ 3016(SC)
- Ponnuswamy Vs State of Tamilnadu ===2008 CriLJ 2553 (SC)
- Surendra Kaushik Vs State of UP 2013CriLJ 1570(SC)
- Union of India Vs W N Chadha -----AIR 1993 SC 1082
- Anand Prakash sinha Vs Statye of Haryana –2016 Cri LJ 1836(SC)
- Mohd.Yusuf v. Afaq Jahan AIR 2006 SC 765- (about format of complaint).
- Prakash Singh Badal vs State of Punjab-AIR 2007 SC 1274(1295)
- **A.Subash Babu vs State of A.P. and Anr-AIR2011SC3031**
- Bathula Nagamalleswara Rao & Ors. V. State Rep. By Public Prosecutor2008(2) CRIMES 188 (SC). (delay in FIR)
- State of Rajasthan V. Om Prakash AIR 2002 SUPREME COURT 2235(FIR)
- Munna @ Pooran Yadav V. State of Madhya Pradesh AIR 2009 SUPREME COURT 1344(FIR).
- State of Himachal Pradesh V. Gian Chand AIR 2001 SUPREME COURT 2075
- Satypal V. State of Haryana AIR 2009 SURPEME COURT 2190
- M. Chockalingam and S. Palanivelu, JJ. in Velraj V. State Rep. by the Inspector of Police 2008(4) CRIMES 759 (MAD) Delay oftwo, three, four, eight, ten days, thirteen days is fatal or not to the prosecution depends on case to case that delay has been properly explained or not.
- State of Himachal Pradesh V. Prem Singh AIR 2009 SUPREME COURT 1010
- Ashok Kumar Chaudhary & Ors. V. State of Bihar AIR 2008 SUPREME COURT 2436
- Lalita Kumari vs Government of UP 2008 wp 68/2008- Registration of FIR –SC
- Dr.Subramanian Swamy VS Raju the member Juvnile Justice 2014(8)SCC390
- Sampurna Behrua Vs Union of India. 2011 (9) SCC 801
- Jodhraj and anr. Vs. State of Rajasthan 2019 (3) ALT (Crl) 525 SC

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
- The participation has to be relevant and meaningful. “Speaking for speaking’s sake” will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.

- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.
- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.
- Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

Students must occupy their seats before faculty comes in and remain seated until the end of the class.

Students must have their name plates on the desk.

Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.

Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.

No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	**Component**	**Expected slot / due date**	**Marks declaration by**	**Weig htage**	**Syllabus**
NCP I	Internal Assessment	11-02-2021	25-02-2021	15	**Units 1,2**
NCP II	Mid Term	01-03-2021 onwards	17-03-2021	20	Units
NCP III	Internal Assessment	16-04-2021	23-04-2021	15	Units
NCP IV	Class Participation				
NCP V	Attendance				
End Term	End Term			50	

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Dr. Himavathi.T, B.Sc , B.Ed, LLM, PhD.

Advocate practice for 10years, 12years of teaching

Research interests: Constitution, Human Rights and Criminal Law

Administrative Law (LL352)

Objectives: The modern state discharges variety of functions as a protector, provider of services, entrepreneur, economic controller and arbitrator. The assumption of unprecedented responsibilities by the state necessitated evolution of numerous state functionaries. All these state functionaries are essential components of modern administration. With the changing philosophy as to the role of modern administration, a formidable body of law has come into existence for the purpose of exercising control over administration. This course is aimed to lay emphasis on the role of courts in the matter of protection of rights of individuals against administration, the new methods of redressal of citizens' grievances against administration, and the remedies available to affected individuals in cases of administrative deviance.

Course Outcome: On completion of the course, the student will be in a position to understand the nature, scope, purpose and the practical significance of Administrative Law as a branch of Public Law. The student will be in a position to distinguish among the legislative powers of administration, judicial powers of administration, and the proper administrative functions of administration; the knowledge of which is essential to practice in public law jurisdiction. Further the students will get a thorough knowledge of the various grounds for judicial control of administrative action. The students will get acquainted with the various public law principles/doctrines that are evolved by the courts to strike a balance between the powers of administration and the rights and liberties of individuals.

Unit I -- Administrative Law – Meaning, Nature, Scope and evolution – Growth and its reason

Unit II-- Relationship between Constitutional Law and Administrative Law – Basic Principles/Concepts of Administrative Law

Unit III – Growth of Administrative Law in India

Unit – IV – Rule of Law – Interpretation of Dicey's Principles of Rule of law – Modern Concept of Rule of law - Theory of Separation of Powers – Application in India

Unit – V – Administrative action/function – Discretion – Rule-making power of Administration

Unit – VI – Delegated Legislation – Meaning – Reasons of Growth – Classification - Control

Unit – VII – Judicial Control of Administrative action and discretion– Writ Jurisdiction

Unit – VIII – Administrative Adjudication – Natural Justice – Rule against Bias – The Right to Fair Hearing

Unit – IX – Remedies and Liability – Liability of Public Authorities/State

Unit – X – Administrative Tribunal – Ombudsman – Commission of Inquiries – Public Corporation

Text and Reference Books:

- C.K.Takwani: Lectures on Administrative Law, 5th Edn, 2012, Eastern Book Company
- I.P.Massey: Administrative Law, Eastern Book Company, 5th Edn. 2001.
- Griffith and Street: Principles of Administrative Law.
- H.W.R.Wade: Administrative Law, Oxford Publications, 8th Edn. 2000, London.
- De Smith: Judicial Review of Administrative Action, Sweet and Maxwell, 1998.
- S.P. Sathe: Administrative Law, Butterworth's, 6th Edn. 1998.

Journal Articles:

- S. N. Jain, "New Trends of Judicial Control of Administrative Discretion" , (1969) 11 Journal of Indian Law Institute 544.
- H.W. R. Wade, "Quasi-judicial and its background", (1949) 10 Cambridge Law Journal 216.
- Treves, "Administrative Discretion and Judicial Control", (1946) 10 Modern Law Review 276.
- E.C.S. Wade, "Administration under the Law" , (1957) 73 Law Quarterly Review 470.
- Simon, "Administrative Tribunals and the Rule of Law", (1954) 1 British Journal of Administrative Law 1-19.
- S.A. de Smith, "The Right to a Hearing in English Administrative Law", (1955) 68 Harvard Law Review 509.
- V.S. Deshpande, "The One Who Decides Must Hear", (1959-60) 2 Journal of Indian Law Institute 423.
- C. K. Thakker, "From Duty to Act Judicially to Duty to Act Fairly", (2003) 4 Supreme Court Cases, Journal 1.
- M.P. Singh, "Administrative Action in Violation of Natural Justice Affecting Fundamental Rights: void or Voidable?" (1979) 2 Supreme Court Cases, Journal 1.
- Upendra Baxi, "Taking Suffering Seriously: Social Action Liigation in the Supreme Court of India" (1982) 29 International Commission of Jurists Review 37-49.
- Blackshield, "Tortious Liability of Government: A Jurisprudential Case Note", (1966) 8 Journal of Indian Law Institute 643.
- M.P.Jain, "The Legal Status of Public Corporations and their Employees" (1976) 18 Journal of Indian Law Institute 1.

Videos:

- What is Administrative Law?
- https://www.youtube.com/watch?v=ow5hZmU7Yfw
- Difference between Constitutional Law and Administrative Law
- https://www.youtube.com/watch?v=rogGr0lQLY4
- Judicial Review

- https://www.youtube.com/watch?v=AXtl4zRa8l8
- Foundations of UK Administrative Law: The Common Law Method, Values and Contestation
- https://www.youtube.com/watch?v=w59dlk9LqyY
- Introduction to Administrative Law
- https://www.youtube.com/watch?v=9a-bT84l8p0
- Administrative Discretion and Judicial Control of Administrative Action
- https://www.youtube.com/watch?v=-IsSQ3WS3nY
- Judicial Control of Administrative Action through Writs
- https://www.youtube.com/watch?v=Vb02VLbQwvE
- Legislative control over administration (CH-03)
- https://www.youtube.com/watch?v=Lcir3vbWhvo
- Control over Administration: Legislative, Executive and Judicial
- https://www.youtube.com/watch?v=xGQsk7Vm7fg
- Judiciary control over administration (CH-03)
- https://www.youtube.com/watch?v=3qsub8RpSRU
- Delegation Legislation Administrative Tribunals
- https://www.youtube.com/watch?v=UlpaXd-lxbE
- Legislative, Executive and Judicial Control over Administration
- https://www.youtube.com/watch?v=csgbc84rUuE
- Judicial Review (LAW)
- https://www.youtube.com/watch?v=554A3rH-Trs
- Judiciary under the Indian constitution (powers, jurisdiction and procedure) (LAW)
- https://www.youtube.com/watch?v=XC5zRwpYbmY
- Working of Administrative Tribunals in India Judicial Functions of Administration
- https://www.youtube.com/watch?v=PYuCY9gsORQ
-
- Constitutional design: separation of powers (Law)
- https://www.youtube.com/watch?v=58o45McFJRQ
- Control over Administration: Legislative, Executive and Judicial
- https://www.youtube.com/watch?v=xGQsk7Vm7fg&list=PLuJ3ZKuTiDooMq_p7y5LFe2TpYMU-a9Pn
- Administrative Law: Wednesbury Unreasonableness and Judicial Review (Lecture)
- https://www.youtube.com/watch?v=8wErS1ewIBQ
- Administrative Law: Judicial Review Remedies

- https://www.youtube.com/watch?v=7CJ-nahBZ0A
- Tribunals and the Rule of Law: Natural Justice and Procedural Fairness
- https://www.youtube.com/watch?v=xI-IVIJf_qk
- Administrative Discretion and Judicial Control of Administrative Action
- https://www.youtube.com/results?search_query=Administrative+Discretion+and+Judicial+Control+of+Administrative+Action

ICFAI Law School, Hyderabad

Course Hand Out

Academic Year 2019-20

(Class of 2022)

***Course Name*: Administrative Law**

Course Code: LL352

Semester: VI

***Faculty Name*:Y.PRATAP REDDY**

Mobile No: 9441081663

Email: ypratapreddy@ifheindia.org

Course Objectives: The modern state discharges variety of functions as a protector, provider of services, entrepreneur, economic controller and arbitrator. The assumption of unprecedented responsibilities by the state necessitated evolution of numerous state functionaries. All these state functionaries are essential components of modern administration. With the changing philosophy as to the role of modern administration, a formidable body of law has come into existence for the purpose of exercising control over administration. This course is aimed to lay emphasis on the role of courts in the matter of protection of rights of individuals against administration, the new methods of redressal of citizens' grievances against administration, and the remedies available to affected individuals in cases of administrative deviance.

Course Outcome: On completion of the course, the student will be in a position to understand the nature, scope, purpose and the practical significance of Administrative Law as a branch of Public Law. The student will be in a position to distinguish among the legislative powers of administration, judicial powers of administration, and the proper administrative functions of administration; the knowledge of which is essential to practice in public law jurisdiction. Further the students will get a thorough knowledge of the various grounds for judicial control of administrative action. The students will get acquainted with the various public law principles/doctrines that are evolved by the courts to strike a balance between the powers of administration and the rights and liberties of individuals.

Recommended Text Books and Reference Books

	TEXT BOOK	AUTHOR
1.	Principles of Administrative Law, 7th edition, 2017	MP Jain & SN Jain
2.	Administrative Law, 9th edition, 2017	I.P. Massey
3.	Lectures on Administrative Law 6th edition, 2017	C.K. Takwani

4	Administrative Law, 7th edition, 2004	S.P. Sathe

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1.	4	Definition, Nature, Scope and Evolution of Administrative Law	Public law, Administration, Administrative process, *droit administratif*, Police State Laissez faire State Welfare State	C. K. Takwani, Lectures on Administrative Law I.P. Massey, Administrative Law	Chapter 1: Introduction (pages 1-18) Chapter 1: Introduction to Administrative Law (pages 1-22)	Understanding the nature, scope and importance of administrative law, the reasons for the rapid growth of Administrative law, and the relation between Constitutional law and Administrative law.
2.	4	Basic Principles/ Concepts of Administrative Law	Rule of Law, Separation of Powers, Judicial Review	C. K. Takwani, Lectures on Administrative Law I.P. Massey, Administrative Law	Chapter 2: Basic Constitutional Principles (pages 19-42) Chapter 2: Conceptual Objections against the growth of Administrative Law (pages 23-46)	A thorough understanding of the concept of Rule of Law, theory of Separation of Powers, and the doctrine of judicial review and their significance in Administrative law.
3.	2	Classification of Administrative action	Legislative function, Quasi-Judicial function, Administrative function, Ministerial function	C. K. Takwani, Lectures on Administrative Law I.P. Massey, Administrative Law	Chapter 3: Classification of Administrative Action (pages 43-62) Chapter 3 : Anatomy of Administrative Action (pages 47-78)	A clear understanding of the classification of administrative action into four categories and the difference among those four functions of administration.
4.	8	Delegated Legislation	Delegated Legislation, Conditional Legislation, Appointed day clause, Removal of difficulty clause, Herschel	C. K. Takwani, Lectures on Administrative Law	Chapters 4: Delegated Legislation – General Principles (pages 63-116) Chapter 5: Delegated Legislation –	An exposure to the concept of delegated legislation, reasons for the growth of it, constitutionality of delegated legislation, and controls over delegated legislation.

			doctrine, Laying on the table, Substantive and Procedural ultra vires, Sub-delegation	I.P. Massey, Administrative Law	Controls and Safeguards (pages 117 – 178) Chapter 4: Rule-making power of the Administration (pages 79-150)	
5.	2	Administrative Tribunals	Administrative adjudication, Administrative Tribunals, Domestic Tribunals	C. K. Takwani, Lectures on Administrative Law I.P. Massey, Administrative Law	Chapter 7: Administrative Tribunals (pages 239-284) Chapters 5: Decision-making or Adjudicatory power of the Administration (151-168) Chapter 6: Tribunalisation of justice (pages 169-186)	Students will be in a position to know the merits and demerits of administrative adjudication, to distinguish between courts and tribunals, and judicial control of tribunals.
6.	6	Principles of Natural Justice	Bias, Fair Hearing, Reasoned Decision	C. K. Takwani, Lectures on Administrative Law I.P. Massey, Administrative Law	Chapter 6: Natural Justice (pages 179-238) Chapter 7: Practice and Procedure of Administrative Adjudication: Rules of Natural Justice (pages 187-278)	Getting acquaintance with the judicial recognition and application of principles of natural justice and the effect of their violation on administrative decisions.
7.	6	Administrative Discretion	Failure to exercise discretion, Abuse of discretion, Acting under dictation, Non application of mind, Malafide exercise of	C. K. Takwani, Lectures on Administrative Law	Chapter 8 : Judicial Review of Administrative Action (285-352)	Enumerating the various grounds for judicial control of administrative discretionary powers.

			power, Wednesbury unreasonableness, Doctrine of legitimate expectation, Doctrine of proportionality.			
8.	4	Liability of Government	Government contract, Promissory estoppel, Tortious liability, Sovereign immunity, Compensatory jurisprudence	C. K. Takwani, Lectures on Administrative Law I.P. Massey, Administrative Law	Chapter 10 : Liability of Government (pages 439-506) Chapter 11: Liability of the Administration (pages 455-518)	Students will be in a position to understand the scope and extent of contractual and tortious liability of Government.
9.	10	Judicial Remedies and other Remedies against the Administration	Public law remedies, Private law remedies, Locus standi, Public Interest Litigation, Laches, Res judicata, Alternative remedies, Habeas Corpus, Quo warranto, Certiorari, Prohibition, Mandamus. Ombudsman, Lokpal, Lok Ayukta, Central Vigilance	C. K. Takwani, Lectures on Administrative Law I.P. Massey, Administrative Law	Chapter 9: Judicial and other Remedies (pages 353-438) Chapters 8: Judicial Review of Administrative Action – Principles (pages 279-396) Chapter 9: Judicial Review of Administrative Action – Modes (pages 397-428) Chapter10: Public Interest Litigation or Social Action Litigation (pages 429-454) Chapter 13: The Citizen and Administrative Faults(pages 545-586)	An exposure to the writ jurisdiction of Supreme Court and High Courts, principles governing writ jurisdiction, and the grounds for the issue of writs. An exposure to administrative control over the administration through institutional mechanism such as Ombudsman, CVC, Information Commissions etc.

			Commission, Commissions of Inquiry, Right to information			
10.	2	Public Corporations	Statutory corporations, Government companies.	C. K. Takwani, Lectures on Administrative Law I.P. Massey, Administrative Law	Chapter 11: Public Corporations (pages 507-538) Chapter 12: Statutory and Non-statutory Public Undertakings (pages 519-544)	An idea about the status, powers, functions, and liabilities of different kinds of public corporations and their control.
Total	48					

List of Recent Cases:

- Indian Hotel and Restaurant Association (AHAR) v. State of Maharashtra (2019) 3 SCC 429.
- Bihar State Housing Board v. Radha Ballabh Health Care & Research Institute (p) Ltd. (2019) 10 SCC 483.
- Sarvepalli Ramaiah v. District Collector, Chittoor (2019) 4 SCC 500.
- Serious Fraud Investigation Office v. Rahul Modi (2019) 5 SCC 266.
- State of Bihar v. Riga Sugar Co. Ltd. (2019) 10 SCC 310.
- Kantabai Vasant Ahir v. Slum Rehabilitation Authority (2019) 10 SCC 194.
- Kerala State Beverages (M&M) Corporation Ltd. V. P P Suresh (2019) 9 SCC 710.
- Ganeshan v. T N Hindu Religious & Charitable Endowments Board (2019) 7 SCC 108.
- Digi Cable Network (India) Private Limited v. Union of India (2019) 4 SCC 451.
- Public Interest Foundation v. Union of India (2019) 3 SCC 224.
- S. Sreesanth v. BCCI (2019) 4 SCC 660.

Journal Articles:

- S. N. Jain, "New Trends of Judicial Control of Administrative Discretion" , (1969) 11 Journal of Indian Law Institute 544.
- H.W. R. Wade, "Quasi-judicial and its background", (1949) 10 Cambridge Law Journal 216.
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- Foundations of UK Administrative Law: The Common Law Method, Values and Contestation
- https://www.youtube.com/watch?v=w59dlk9LqyY
- Introduction to Administrative Law
- https://www.youtube.com/watch?v=9a-bT84l8p0
- Administrative Discretion and Judicial Control of Administrative Action
- https://www.youtube.com/watch?v=-IsSQ3WS3nY
- Judicial Control of Administrative Action through Writs
- https://www.youtube.com/watch?v=Vb02VLbQwvE
- Legislative control over administration (CH-03)
- https://www.youtube.com/watch?v=Lcir3vbWhvo
- Control over Administration: Legislative, Executive and Judicial

- https://www.youtube.com/watch?v=xGQsk7Vm7fg
- Judiciary control over administration (CH-03)
- https://www.youtube.com/watch?v=3qsub8RpSRU
- Delegation Legislation Administrative Tribunals
- https://www.youtube.com/watch?v=UlpaXd-lxbE
- Legislative, Executive and Judicial Control over Administration
- https://www.youtube.com/watch?v=csgbc84rUuE
- Judicial Review (LAW)
- https://www.youtube.com/watch?v=554A3rH-Trs
- Judiciary under the Indian constitution (powers, jurisdiction and procedure) (LAW)
- https://www.youtube.com/watch?v=XC5zRwpYbmY
- Working of Administrative Tribunals in India Judicial Functions of Administration
- https://www.youtube.com/watch?v=PYuCY9gsORQ
- Constitutional design: separation of powers (Law)
- https://www.youtube.com/watch?v=58o45McFJRQ
- Control over Administration: Legislative, Executive and Judicial
- https://www.youtube.com/watch?v=xGQsk7Vm7fg&list=PLuJ3ZKuTiDooMq_p7y5LFe2TpYMU-a9Pn
- Administrative Law: Wednesbury Unreasonableness and Judicial Review (Lecture)
- https://www.youtube.com/watch?v=8wErS1ewIBQ
- Administrative Law: Judicial Review Remedies
- https://www.youtube.com/watch?v=7CJ-nahBZ0A
- Tribunals and the Rule of Law: Natural Justice and Procedural Fairness
- https://www.youtube.com/watch?v=xI-IVIJf_qk
- Administrative Discretion and Judicial Control of Administrative Action
- https://www.youtube.com/results?search_query=Administrative+Discretion+and+Judicial+Control+of+Administrative+Action

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.

- The participation has to be relevant and meaningful. “Speaking for speaking’s sake” will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.
- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
- The Students should come in uniform, otherwise they will be marked absent. Do not roam in the academic area/ attend classes in chappals / shorts / informal t-shirts.
- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.
- Five (5) Marks for attendance will be given as below-

Attendance percentage	Marks allotted
96-100	5
91-95	4
86-90	3
81-85	2
75-80	1
Less than 75%	0

- Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and plagiarism in assignments / project work will straight away entail a ZERO to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

Students must occupy their seats before faculty comes in and remain seated until the end of the class.

Students must have their name plates on the desk.

Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.

Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.

No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component	**Component Number**	**Expected slot / due date**	**Marks declaration by**	**Weightage**	**Syllabus**
NCP I	Internal Assessment	3/2/2020	10/2/2020	10	**Unit 1 to 3**
NCP II	Mid Term	9/3/2020	23/3/2020	20	**Unit 1 to 5**
NCP III	Internal Assessment	13/04/2020	14/04/2020	10	**Unit 6 & 7**
NCP IV	Class Participation	01/05/2020	01/05/2020	5	
NCP V	Attendance	01/05/2020	01/05/2020	5	
End Term	End Term	04/05/2020	22/05/2020	50	**Full Syllabus**

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Formerly Professor of Law, Osmania University, Hyderabad.

Labour and Industrial Laws-II (LL362)

Objectives: The Study of the course enables the students to acquire knowledge in different concepts of labour and Industrial laws like social security measures, economic and welfare measures, prohibition and regulation of child labour, special protective measures for women workers so on and so forth specified in general and special legislations.

Course Outcome: At the end of the course a student would be acquainted with the different social security legislations like employees state insurance, provident fund, gratuity, compensation for accidents and injuries at workplace, health ,safety and welfare of workmen in factories, mines and plantations and required knowledge in their applicability of its prevalent regulatory systems and compliances of different laws.

Unit I:The Factories Act, 1948 : Definitions, rights and obligations of workers, Occupier's General Duties, Manufacturer's Duties, Factories Inspector and his Powers, approval, Licensing and registration of factories, Health, safety, welfare provisions, Restrictions on Employment of Women and Young Children. **The Shops and Establishments Act, 1953**-Definitions, registration, health and safety conditions, Inspecting officers duties.

Unit II: The Mines Act, 1952 : Definitions, Management of mines, duties and responsibilities of owners, agents, and managers, health, safety, medical and accident provisions,working hours and conditions of employment, exemptions of the owner, agent or manager.

Unit III: Employees's Compensation Act, 1923 : Definitions, aims & object, Liability of employer, notional extension & defences, Determination of amount of compensation, compensation when due-penalty for default, contracting out, Appointment & powers of commissioner and rules.

Unit IV: Employees' State Insurance Act, 1948 : Scope and Coverage, Definitions, Constitution of standing committee & medical benefit council, Finance& audit,Contribution, Benefits under the Act, General rules concerning benefits, Adjudication of disputes & claims, penalties under the Act.

Unit V: Employees' Provident Funds and Miscellaneous Provisions Act, 1952- Applicability, Employees' Provident Fund Scheme, 1952, Family Pension Scheme, 1971, Employees Pension Scheme1995, Employee's Deposit-linked Insurance Scheme, 1976 Contributions, Powers of the Government, Authorities under the Act. The significant aspects of the Employees Provident Fund & Miscellaneous Provisions (Amendment) Bill, 2019. **Payment of Gratuity Act, 1972-** History, Object and application, Definitions, Conditions for payment and forfeiture of gratuity. Computation of gratuity, Authorities under the Act and their powers and functions. and significant provisions of Amendment Act 2018**.**

Unit VI : Maternity Benefit Act, 1961 &Amendment Act 2017. Nature and scope of the Act, Restrictions on employment of women, Right to maternity benefit and its calculation, Entitlement and forfeiture of maternity benefit, Other benefits and Inspectors under the Act – their powers, functions and duties.

Unit VII : The Interstate Migrant Workmen (Regulation of Employment and Conditions of Service) Act, 1979 Registration of Establishments, Licensing of Contractors, Duties and Obligations of the Contractors, Displacement Allowance, Liability of Principal Employer, Referral of Disputes. **The Contract Labour (Regulation & Abolition Act, 1970):** Scope, definitions, advisory boards, registration of establishments employing contract labour, licensing of contractors, welfare &health of contract labour. Penalties & procedure. **The Unorganised Worker's Social Security Act, 2008-** Definitions, Scope, social security benefits, National and State social security board for unorganized workers,funding of State government schemes, regords, facilitation centres, registration and government power to make rules.

Unit VIII : The Child Labor (Prohibition and Regulation) Act, 1986 : Constitutional framework, National Policy on Child Labor in India 1987, Second NCL (2002), ILO, Prohibition of Employment of Children in certain Occupations and Processes, Hours and Period of Work. The Child Labour (Prohibition and Regulation)Amendment Act 2016. **Introduction to new Labour Code on Social Security 2020 and The Occupational Safety, Health and Working Conditions Code, 2020:** Code to Amend and consolidate the laws relating to social security to all employees in all sectors including unorganized sectors and the Code to Amend and Consolidation of Laws regulating the occupational safety, health and working conditions of persons. Applicability of laws to various establishments, the various social security organizations,schemes for gig workers and platform workers.etc

Text and Reference Books

- Misra S.N, Labour and Industrial Laws, Central law publication,29th ed. 2015
- Dr. Goswami V.G, Labour and Industrial Laws, Central Law Agency, 11th ed.2019
- Khan & Khan's, Commentary on Labour Law, Asia Law house. ed 2002-03, Reprint 2009.
- Avtar Singh and Harpreet Kaur, Labour Law and Industrial Law, LexisNexis,4th ed,2017
- Dr.Saharay H.K, Labour and Industrial Law, , Universal Law Publications,6th ed, 2014.
- Taxmann's Labour Laws, Taxman Publications (p) Ltd, ed, 2009.
- Dr S.R.Myneni Labour Laws-2, Asia Law House,1st ed, 2013.
- P.L.Malik's Labour and Industrial Law, Eastern Book Company,13th ed, 2010.
- Kumar HL, Labour and Industrial Law, Lexis Nexis,11th ed,2019
- Kumar HL, Compliances Under Labour Laws - A User's Guide to Adhere with the Provisions Under Various Employment Related Acts, Universal Law Publishing, 5th ed, 2017.

Articles

- Manvendra Singh Jadon and Ankit Bhandari, *Analysis of the Maternity Benefits Amendment Act, 2017* and its Implications on the Modern Industrial Discourse. Christ University Law Journal, Vol. 8, No.2, 2019.

- Tushar Devidas Talware, Dr. Shobha B. Jambhulkar,*Implementation of "The Maternity Benefit (Amendment) Act, 2017*"**.**International Journal of Advance Research, Ideas and Innovations in Technology, 3(6) 2017.
- A.Mohamed Ibrahim M.L and Aiswarya Hariharan ,*Applicability of the Payment of Gratuity ACT, 1972 in Private Educational Institutions*. Indian Journal of Research PARIPEX, Volume 5,Issue 9, 2016.
- Prachi Agrawal, *Payment of Gratuity Act, 1972: A Critical Analysis, Academike Articles on legal issues* [ISSN: 2349-9796]. https://www.lawctopus.com/academike/payment-gratuity/
- Ashok Kumar Sheoran, *Implementation of Factories Act, 1948 in Haryana – A Comparative Study of Three Industries*, IOSR Journal of Business and Management (IOSR-JBM), Volume 9, Issue 6 (Mar. - Apr. 2013), PP 104-110.
- Keerthi Sriya , Dr. Panatula Murali Krishna, *Status of Provisions of the Factories Act, 1948 - A study at Penna Cement Industries Limited (PCIL),* Tadipatri., IOSR Journal of Business and Management (IOSR-JBM), Volume 16, Issue 3. Ver. I 2014).
- Jashan Merchant, A Critical Study of Health and Safety Provisions of Factories Act, 1948, Law Audience Journal, Volume1,Issue 2,2018.
- K.Pravitha and Mrs.Girija Anil, *A Detail Study of Liability of Employer and Right of Workmen under Workmen Compensation Act*, International Journal of Pure and Applied Mathematics, Volume 120,No.5, 2018.

Cases

- Azad University of Agriculture and Technology v. Court of Workmen Compensation Commissioner 2003 Lab 1 C 140 (All)
- Bhurangya Coal Co v. Sahebjan Mian, AIR,1956, Pat.299
- General Manager BEST v. Mrs.Agnes, AIR,1964 SC 193
- Dedhiben Dharamshi v. New Jehangir Vakil Mills Co Ltd. AIR 1976 SC357
- Muncipal Corporation of Greater Bombay v. Sulochan Bai Sada Shiv Joil ,1979 Lab IC 1735, Bom.
- Regional Director, ESI Corpn v. Ram Singh 2001 ,1 LJ,245 MP
- United India Insurance Co. v. C.S.Gopalakrishnan, 1989, 2 LLJ, 30
- Tamilnadu Civil Supplies Corporation Ltd. v. ,S.Poomalai, 1994, 2LLN 950
- Fenner(India) Ltd v. Joint Regional Director, ESIC(2003),2LLJ 447(Mad)
- Royal Talkies v. Esic, AIR 1978,SC, 1478
- Christian Medical college v. ESIC(2001), 1SCC,256.
- Anshu Rani v. State of UP WRIT Petition 3486/2019.
- Employees State Insurance Corporation & ANR. Vs. Mangalam Publications India Pvt. Ltd.[Civil Appeal No. 4681 of 2009]

Videos

- https://www.youtube.com/watch?v=X88utF-8GZo&t=69s
- https://www.youtube.com/watch?v=nLYHQQUTurQ
- https://www.youtube.com/watch?v=nLYHQQUTurQ
- https://www.youtube.com/watch?v=h4UmAXIRleg
- https://www.youtube.com/watch?v=ft0rqkO7q_https://www.youtube.com/watch?v=LCY07sYji20
- hhttps://www.youtube.com/watch?v=wNd4ZOWcBwc
- https://www.youtube.com/watch?v=vEAzuWXb7Dw
- https://www.youtube.com/watch?v=25AZa-myYQI
- https://www.youtube.com/watch?v=wNd4ZOWcBwc
- https://www.youtube.com/watch?v=Io-Bw9FILIY
- https://www.youtube.com/watch?v=UWNs22Ykvqc
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- hhttps://www.youtube.com/watch?v=QSHMynM4kwIttps://www.youtube.com/watch?v=DspX3bOOUPM
- https://www.youtube.com/watch?v=QSHMynM4kwI
- https://www.youtube.com/watch?v=OMs95Ow8QOY

ICFAI Law School, Hyderabad

Course Hand Out

Academic Year – 2020-2021

(Class of 2022)

***Course Name*: Labour Laws- II**

Course Code: LL362

Semester: VI

***Faculty Name*:Dr.P.L.Jayanthi Reddy**

Mobile No: 9949466244

Email: jayanthireddy@ifheindia.org

Objectives of the Course: The objective of the Labour Law II is to ensure that the workforce requires not only proper working environment but also some security against risk and unforeseen contingencies of life. The present course broadly covers social security measures and also deals with economic and welfare measures enacted by legislators. The Social Security provision protects not just the subscriber but also his/her entire family by giving benefit packages in financial security, health care, and acts as a facilitator and helps people to plan their own future through insurance and assistance. The success of Social Security schemes however requires the active support and involvement of employees and employers. Similarly, the Labour welfare services are provided to workers and their families by industrial enterprises with the purpose of raising their moral, material, social, cultural levels and to adjust to better life. As the concept of welfare is dynamic, its interpretation varies from country to country and from time to time and even within the same country it varies according to its value system, social institution, degree of industrialization and general level of social and economic development.

Course Outcomes: At the end of the course a student is expected to acquire knowledge on the different social security legislations like employees state insurance, provident fund, gratuity, compensation for accidents and injuries at workplace, health ,safety and welfare of workmen in factories, mines and plantations. Also will acquire knowledge on applicability of labour laws its prevalent regulatory systems and compliances of different laws specially the contract labour regulation and the child labour prohibition regulation and the migrant workmen.

Recommended Text Books and Reference Books

	TEXT BOOK	AUTHOR / PUBLICATION
1.	Labour and Industrial Law	S.N. Mishra, Central Law Agency, Allahabad
2.	Labour Law and Industrial Law	Avtar Singh and Harpreet Kaur, LexisNexis
3.	Labour and Industrial Law	Dr.H.K.Saharay: Labour and Industrial Law, 6th Edition, Universal Law Publications

4.	Labour and Industrial Law, Central Law Agency, Allahabad	Dr. V.G.Goswami, Labour and Industrial Law, Central Law Agency, Allahabad
5.	Labour Laws	Taxmann's
6.	Labour Laws-2	Dr S.R.Myneni
7.	Labour and Industrial Laws (New Ed.)	Dr. S.K.Puri

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1.	1 2 3 4 5	The Factories Act, 1948-	Definitions, rights and obligations of workers Occupier's General Duties, Manufacturer's Duties, Factories Inspector and his Powers, approval, Licensing and registration of factories, Health, safety, welfare provisions, Restrictions on Employment of Women and Young Children.	Avtar Singh and Harpreet Kaur. Taxmann's. S.N.Misra. Dr.S R Myneni- Dr.H.K. Saharay	Chap-2-page 221. Chap-7-page – 199 Chap-9-page-803. Unit-5, Chap-1-page-520 Chap-15, page 792. https://www.youtube.com/watch?v=X88utF-8GZo&t=69s	Student will understand the rights and obligations of workers and restrictions placed on women and young children.
	6 7	The Mines Act, 1952 -	Definitions, Management of mines, duties and responsibilities of owners, agents, and managers Health, safety, medical and accident provisions,working hours and conditions of employment, Exemptions of the owner, agent or manager	S.N.Misra. P.L.Malik	Unit-20, chap 1 to 9- page 1135-1178. Chap-26-page-781. https://www.youtube.com/watch?v=nLYHQQUTurQ	Student will get the knowledge regarding workers safety and responsibilities of owners and also exemptions.
	8 9	The Plantations Labor Act, 1951-	Scope and Coverage of the Act, Registration of Plantations,	P.L.Malik	Chap-34-page-1021.	Students will know the protection the plantation workers get and the

			Powers and functions of inspectors, Health and Welfare Provisions, Working Conditions, Procedure for Receipt of Compensation.		https://www.youtube.com/watch?v=nLYHQQUTurQ	procedure for compensation.
	10 11	The Motor Transport Workers Act, 1961,	Definitions, Registration of Motor Transport Undertakings, Powers of the Inspectors, Welfare and Health Provisions.	P.L.Malik	Chap-30-page-898.	Students will get to understand the registration process of motor transport undertakingds.
	12 13 14	The Shops and Establishments Act, 1953 –	Definitions, REGISTRATION, HEALTH AND SAFETY CONDITIONS,INSPECTING OFFICERS DUTIES.	Bare Act	Internet-you tube https://www.youtube.com/watch?v=h4UmAXlRleg	Students the registration process for shops and establishments and the various States Act on shops and establishments.
	15 16	The Sales Promotion Employees (Conditions of Service) Act, 1976-	Definition, provision for leave, Obligations of Employer, Appointment and Powers of Inspectors.	P.L.Malik	Chap-36-page - 1053.	Students will understand the process of promotion of sales.
	17 18 19	Employees' State Insurance Act, 1948 –	Scope and Coverage, Definitions Contribution, Benefits under the Act, General rules concerning benefits, Dispute and claim settlement under the Act.	S.N.Misra Dr.H.K. Saharay. Taxmann's. Avtar Singh& Harpreet kaur. Dr.S.R. Myneni-	Unit-5-chap-1 to 7-page514 to 625. Chap-12-page 674-723. Chap-4-page 101. Chap-44-51-page 653-735. Chap-11-page 343. https://www.youtube.com/watch?v=ft0rqkO7q_https://www.youtube.com/watch?v=L	Students will understand the benefits under the Act and about contribution and settlement of claims.

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	20 21	Employees' Provident Funds and Miscellaneous Provisions Act, 1952-	Applicability, Employees' Provident Fund Scheme, 1952, Family Pension Scheme, 1971, Employees Pension Scheme Authorities under the Act.	S.N.Mis ra. Dr.H.K. Saharay . Taxman n's Avtar Sing H &Harpre et kaur	Unit-6-chap-1 to 3 Chap-13-page 724. Chap-3-page 41 Chap-53-55-page-757-771.. https://w ww.youtu be.com/w atch?v=v EAzuWX b7Dw	
	22 23	Payment of Gratuity Act, 1972-and Amendment Act 2018.	Meaning of employee, employer, continuous service, etc. Conditions for payment and forfeiture of gratuity. Computation of gratuity, Authorities under the Act and their powers and functions.	Dr.H.K. Saharay . S.N.Mis ra. Taxman n's. Avtar Singh& Harpree t Kaur-Dr.SRM yneni	Chap-16-page 842. Unit 15-page 1025-1061. Chap-13-page 499. Chap-34-page 475. Chap-11-page-485. https://w ww.youtu be.com/w atch?v=w Nd4ZOW cBwc https://w ww.youtu be.com/w atch?v=I o-Bw9FILI Y	Student will know when gratuity can be claimed, abut continuous service, computation of gratuity and payment.
	24 25 26 27	Workmen's Compensation Act, 1923-	Definitions, aims & object, Liability of employer, notional extension & defences,	Dr.H.K. Saharay . S.NMisr	Chap-10-page 601.	Student will get knowledge on determination of the various compensation

	28		Determination of amount of compensation, compensation when due-penalty for default, contracting out , Appointment & powers of commissioner.	a. Taxman's. Avtar Singh & Harpreet Kaur . Dr.S.R. Myneni	Chap-1 to 4-page 412-513. Chap-16-page 579. Chap-40-43-page 571-635. Chap-4-page 253. https://www.youtube.com/watch?v=25AZa-myYQI	provided during accidents and occupational diseases and injuries sduring course of employment and arising ut of course of employment and the concept of notional extension.
	29. 30.	Maternity Benefit Act, 1961-and Amendment Act 2017.	Nature and scope of the Act, Restrictions on employment of women, Right to maternity benefit and its calculation, Entitlement and forfeiture of maternity benefit, Other benefits and Inspectors under the Act – their powers, functions and duties. Significant provisions of Amendment Act 2017.	S.N.Misra. Taxman's. Avtar Singh& Harpreet kaur. Dr.S.R. Myneni	Unit-14.-page 1015-1024. Chap-10-page 416 Chap-58-59-page 859-865. Chap-11-page 485. https://www.youtube.com/watch?v=UWNs22Ykvqc https://www.youtube.com/watch?v=hKgCDK7UFXQ	Students will get knowledge on maternity benefit for women , its duration and the significant provisions of 2017 amendment.
	31 32 33 34 35 36	The Interstate Migrant Workmen (Regulation of Employment and Conditions of Service) Act, 1979-	Registration of Establishments Licensing of Contractors Duties and Obligations of the Contractors Displacement Allowance Liability of Principal Employer Referral of Disputes.	P.L.Mali K's	Chap-26-page-750.	Students will get knowledge of the licensing of contractors,liability of employer and referral of disputes.

	37 38 39	The Apprentices Act, 1961(Amended as per Apprentices Act 2014)	Definitions, Obligations of Employers, Period for Practical Training, Working Hours, Leave and Holidays for the Apprentices Employers Liability for Accident Compensation, Compensation for Termination of Apprenticeship, Obligations of Apprentices, Rights of Employers and Apprentices. Significant provisions of amendment 2014.	Dr.Saha ray. S.N.Mis ra. Avtar Singh& Harpree t Kaur	Chap-17-page 866. Unit-12, chap1 to 3- page 986. Chap-60-62-page 881. https://w ww.youtu be.com/w atch?v=P 3gksi2Sp nc	Students will know about the training period hours of work, leave, holidays, termination, their rights etc.
, thei r rig hts	40 41 42	The Employment Exchanges (Compulsory Notification of Vacancies) Act, 1959.	Definitions, Employment exchanges , Establishments , Establishment in private sector, Obligations of Employers.	Taxman n's	Chap-5-page 181. https://w ww.youtu be.com/w atch?v=D spX3bO OUPM	Students will knw the existence of employment exchanges, their duties and powers.
	43 44 45	Bonded Labor System (Abolition) Act, 1976.-	Abolition of Bonded Labor System, Extinguishing of Liability Property to be freed from Mortgage, Duty of District Magistrate, Vigilance Committee.	S.N.Mis ra	Unit-19-Chap-1 to 7-page 1120-1134 https://w ww.youtu be.com/w atch?v=Q SHMynM 4kwI	The concept of bonded labour , its abolition, duties of magistrate.
	46 47 48	Child Labor (Prohibition and Regulation) Act, 1986 -	Constitutional framework, National Policy on Child Labor in India 1987, The Second National Commission on Labor (2002), International Labor Organization, Prohibition of Employment of Children in certain Occupations and Processes, Hours and Period of Work.	S.N.Mis ra. Avtar Singh &Harpre et Kaur	Unit 16-page 1062-1077. Chap-16-page 925. https://w ww.youtu be.com/w atch?v=O Ms95Ow 8QOY	Student will understand the prohibition of child labour, prohibition in certain employments.punishmen t and penalties.

Case Laws:

- Azad University of Agriculture and Technology v. Court of Workmen Compensation Commissioner 2003 Lab 1 C 140 (All)
- Bhurangya Coal Co v. Sahebjan Mian, AIR,1956, Pat.299

- General Manager BEST v. Mrs.Agnes, AIR,1964 SC 193
- Dedhiben Dharamshi v. New Jehangir Vakil Mills Co Ltd. AIR 1976 SC357
- Muncipal Corporation of Greater Bombay v. Sulochan Bai Sada Shiv Joil ,1979 Lab IC 1735, Bom.
- Regional Director, ESI Corpn v. Ram Singh 2001 ,1 LJ,245 MP
- United India Insurance Co. v. C.S.Gopalakrishnan, 1989, 2 LLJ, 30
- Tamilnadu Civil Supplies Corporation Ltd. v. ,S.Poomalai, 1994, 2LLN 950
- Fenner(India) Ltd v. Joint Regional Director, ESIC(2003),2LLJ 447(Mad)
- Royal Talkies v. Esic, AIR 1978,SC, 1478
- Christian Medical college v. ESIC(2001), 1SCC,256.
- Anshu Rani v. State of UP WRIT Petition 3486/2019.
- Employees State Insurance Corporation & ANR. Vs. Mangalam Publications India Pvt. Ltd.[Civil Appeal No. 4681 of 2009]

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
- The participation has to be relevant and meaningful. “Speaking for speaking’s sake” will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.
- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
- The Students should come in uniform, otherwise they will be marked absent. Do not roam in the academic area/ attend classes in chappals / shorts / informal t-shirts.
- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.

- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.
- Five (5) Marks for attendance will be given as below-

Attendance percentage	Marks alloted
96-100	5
91-95	4
86-90	3
81-85	2
75-80	1
Less than 75%	0

Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

Students must occupy their seats before faculty comes in and remain seated until the end of the class.

Students must have their name plates on the desk.

Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.

Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.

No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	**Component**	**Expected slot / due date**	**Marks declaration by**	**Weig htage**	**Syllabus**
NCP I	Internal Assessment	31.1.2020			
NCP II	Mid Term	26.2.2020			
NCP III	Internal Assessment	23.3.2019			
NCP IV	Class Participatio n	1.5.2020			
NCP V	Attendance				
End Term	End Term	4.5.2020			

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

P.L.Jayanthi Reddy is LLM, PhD from Nagarjuna University,with Industry experience and teaching experience of twenty years. Holds PG Diploma in Cyber Law from NALSAR University. Areas of interest –IPR ,Business Law, Criminal law,Cyber law and Labour laws.

Clinical Course – IV (Alternative Dispute Resolution) (LC372)

Objectives: Student is required to participate and learn practical aspects of a) Arbitration, Conciliation, Negotiation, and Mediation etc. by simulation programmes and case studies to be conducted. The component of this paper will be Viva Voce examination on all the above aspects in addition to submission of practical record.

Course Outcome : On completion of this course, the students will be well aware of the Alternative Dispute Redressal mechanism in India. They will be learning all techniques of conducting ADR,

Unit – I: Case Study / Simulation Programme, study of Law Commission Reports

Unit – II: Negotiation, Mediation, Conciliation Skills.

Unit – III: Essentials of drafting of Arbitration, Conciliation, Mediation Agreements

Unit – IV: Drafting of Arbitration Agreements

Unit – V: Drafting of Conciliation, Mediation Agreements

Unit – VI: Viva-Voce Examination

Text and Reference Books

- Avtar Singh :Arbitration and Conciliation and ADR
- PC Rao:Alternative Dispute Resolution
- SC Tripathi: Arbitration and Conciliation including ADR
- 176thLaw Commission Report
- 246th LawCommission Report

Company Law – II (LL411)

Objectives: This course follows on from Company Law-1 in which students have been introduced to some of the fundamental concepts of Company Law.Company Law-2 enables the students to know the consequences of alteration of accounts, non-filing of accounts and importance of auditors.The course gives conceptual understanding of oppression and mismanagement and its prevention, winding up of a company, official liquidators, NCLT, NCLAT, special courts, serious fraud investigating office, etc. The student – by the end of the course would be in a position to understand the procedure to establish a company and analyze the conceptual understandings of general principles and relevant doctrines.

Course Outcomes: The Student will be able apply principles of company law in a rigorous and principled manner. Also the student will be in a position to apply company law to generate solutions to complex legal problems, and critique the operation of corporate law from a policy perspective.The student will be able to exercise appropriate strategic professional judgment in the resolution of a corporate law problem in an academic environment. The students will be able to analyse the impact of corporate law from a policy perspective, in the context of social and cultural diversity.

Unit I: Inspection Inquiry and Investigation: Investigation powers: Establishment of Serious Fraud Investigation Office; Seizure: Investigation of Foreign Companies.

Unit II: Companies Incorporated Outside India: Foreign Companies, Accounts of Foreign Company and Taxation – Control and Regulation of Foreign Companies – Share Capital in Foreign Companies.

Unit III: Oppression and Mismanagement: Protection of Minority Rights –Prevention of Oppression and Mismanagement: powers of the Tribunal and Central Government.

Unit IV: National Company Law Tribunal and Appellate Tribunal Constitution: Qualification of President, Chairman and Members of Tribunal – Term, Salary and Allowances: Resignation and Removal of Members – Benches of Tribunal: Power to Punish for Contempt.

Unit V: National Company Law Appellate Tribunal: Constitution: Qualification of President, Chairman and Members of Appellate Tribunal – Term, Salary and Allowances: Resignation and Removal of Members – Benches of Tribunal: Power to Punish for Contempt.

Unit VI: Special Courts: Establishment of Special Courts: Offences triable by Special Courts: Punishment: Appeal and Revision – Dormant company – Application of Information Technology Act 2000 to Companies.

Unit VII: Other Allied Aspects: Borrowing Powers, Effects of unauthorized borrowing charges and mortgages – Loans to other companies' investments, contracts by companies.

Unit VIII: Corporate restructuring: compromise arrangements and amalgamations: Compromises, Arrangements, Mergers or Amalgamations – Defunct Companies.

Unit IX: Revival and Rehabilitation of Sick Companies – Appointment of Interim and Company Administrators - Powers and Duties – Committee of Creditors: Rehabilitation and Insolvency Fund.

Unit X: Winding Up: Types of Winding up: Tribunal and Voluntary – Procedure, Powers and Duties of Company Liquidator – Powers of Tribunal – Consequences of Winding up – Voluntary winding up by members and creditors – Winding up of unregistered company.

Text and Reference Books:

- Avatar Singh, Company Law, Eastern Book Company, 2015.
- Taxman's Master guide to companies Act 2013 and company rules,2014
- Avatar Singh, Company Law, Eastern Book Company, 2009.

Videos :

- https://www.youtube.com/watch?v=7ckCxlI2CBQ
- https://www.youtube.com/watch?v=R8cNVKtjbk4
- https://www.youtube.com/watch?v=ozcgi8wOYAY
- https://www.youtube.com/watch?v=71GQ0r4Ou6k
- https://www.youtube.com/watch?v=dtwc_eq6AJI
- https://www.youtube.com/watch?v=uQq789iz4y0
- https://www.youtube.com/watch?v=MICmnJAZqGM
- https://www.youtube.com/watch?v=4VjjPxV_3nY

ICFAI Law School, Hyderabad

Course Hand Out

Academic Year – 2019-20

(Class of 2021)

***Course Name*: Company Law-II**

***Course Code:* LL412**

Semester: VII

***Faculty Name*: Sridevi.D.Shet**

Mobile No: 8886227411

Email: dsridevi@ifheindia.org

Objectives of the Course: This course follows on from Company Law-1 in which students have been introduced to some of the fundamental concepts of Company Law.

The Course enables the students to know the consequences of alteration of accounts, non-filing of accounts and importance of auditors.

The course gives conceptual understanding of oppression and mismanagement and its prevention, winding up of a company, official liquidators, NCLT, NCLAT, special courts, serious fraud investigating office, etc

The student – by the end of the course would be in a position to understand the procedure to establish a company and analyze the conceptual understandings of general principles and relevant doctrines.

Course Outcomes: The Student will be able apply principles of company law in a rigorous and principled manner.

Also the student will be in a position to apply company law to generate solutions to complex legal problems, and critique the operation of corporate law from a policy perspective.

The student will be able to exercise appropriate strategic professional judgment in the resolution of a corporate law problem in an academic environment.

The students will be able to analyse the impact of corporate law from a policy perspective, in the context of social and cultural diversity.

Recommended Text Books and Reference Books

S.No	Text Book	Author / Publication
1	Company Law	Avatar Singh ,Eastern Book Company, 2015
2	Company law	H.K Sahary, Universal law Publishing Co., 2016
3	New Company Law	S.C.Tripathi, Central Law Publishing, 2015

4	Principles of Modern Company Law	Paul L Davies, Sweet &Maxwell, South Asian Edition, 2010
5	Taxman's Company Law and Practice: A Comprehensive text book on companies Act 2013	Dr. K Kapoor and Sanjay Dhamija, 21st edition, Taxmann.
6	Taxmann's Business and Corporate Laws	V.S Datey, 2008.
7	Company Law	Avatar Singh, Eastern Book Company, 2009.
8	Taxman's Students' Guide to Company Law	A.K.Majumdar & Dr.G.K. Kapoor, 2003
9	Taxman's Master guide to companies Act 2013 and company rules, 2014.	
10	The Companies Act, 2013 with Rules and Forms, Second Edition, Lexis Nexis.	

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Videos	Course Outcome
1	4	Unit- 1 Inspection Inquiry and Investigation:	Investigation powers: Establishment of Serious Fraud Investigation Office; Seizure: Investigation of Foreign Companies	TB-1 TB-2 TB-3	https://www.youtube.com/watch?v=7ckCxlI2CBQ	The students will be able to understand the difference between inspection, inquiry & Investigation .Also the students will be able to analyse the need and impact of these 3 modes by which the MCA is able to keep a check upon the company affairs.
2	4	Unit- II Companies Incorporated Outside India	Foreign Companies, Accounts of Foreign Company and Taxation – Control and Regulation of Foreign Companies – Share Capital in Foreign Companies	TB-1 TB-5	https://www.youtube.com/watch?v=R8cNVKtjbk4	The students will be able to analyse the regulation of a foreign company by Indian law and limitations of Indian law in regulating the same.
3	8	Unit- III Oppression and Mismanagement:	Protection of Minority Rights –Prevention of Oppression and Mismanagement: powers of the Tribunal and Central Government	TB-1 TB-9	https://www.youtube.com/watch?v=ozcgi8wOYAY https://www.youtube.com/watch?v=71GQ0r4Ou6k https://www.	This module aims to impart the students, the corporate management, control, possible abuses, the remedies and regulation for keeping in check the abuse by majority rule in corporates.

					youtube.com/watch?v=dtwc_eq6AJI	
4	5	Unit- IV National Company Law Tribunal and Appellate Tribunal	Constitution: Qualification of President, Chairman and Members of Tribunal – Term, Salary and Allowances: Resignation and Removal of Members – Benches of Tribunal: Power to Punish for Contempt.	TB-1 TB-10	https://www.youtube.com/watch?v=uQq789iz4y0	The students will be able to understand the process of newly constituted qusai judicial body (NCLT & NCLAT) in settling company disputes.
5	4	Unit – V Special Courts	Establishment of Special Courts: Offences triable by Special Courts: Punishment: Appeal and Revision – Dormant company – 6Application of I7nformation Technology Act 2000 to Companies.	TB-1 TB-6	https://www.youtube.com/watch?v=MICmnJAZqGM	The students will be able to analyse the importance of special courts as compared to magistrate court in trying economic offences. .And thus is able to appreciate the initiative of Legislature in establishing and empowering Special courts under the company Law.
6	5	Unit – VI Other Allied Aspects:	Borrowing Powers, Effects of unauthorized borrowing charges and mortgages – Loans to other companies' investments, contracts by companies	TB-1 TB-7	https://www.youtube.com/watch?v=4VjjPxV_3nY	The students will have an understanding as to the limitations of a company in borrowing and laws associated to it.
7	10	Unit – VII Corporate restructuring: compromise arrangements and amalgamations:	Compromises, Arrangements, Mergers or Amalgamations – Defunct Companies.	TB-1 TB-8	https://www.youtube.com/watch?v=LADg7Ew3khI	The student will be able to analyse the various provisions in which the company is able to restructure itself through any financial crisis and thus keep itself an ongoing company.
8	8	Unit – VIII Winding Up:	Winding up by the tribunal- Procedure, Powers and Duties of Company Liquidator – Powers of Tribunal – Consequences of Winding up – Winding up of unregistered company. Insolvency and Bankruptcy code 2016- Insolvency	TB-1 TB-9	https://www.youtube.com/watch?v=u-cSi7jfPsc	The study of winding up provisions of a company enables the student to analyse the implications and the need for winding up of company. Also the student will understand the impact of insolvency & bankruptcy code

			resolution process for corporate persons-voluntary liquidation of the company			2016 on winding up of a company.
Total	48+12 Tutorials including Guest Lecture					

Case Laws for Tutorial Discussions

- JK Jute Mills Co. Ltd. v. Surendra Trading Co.[2017] 138 CLA 258 (NCLAT)-
- Insolvency resolution process-Insolvency and Bankruptcy Code, 2016.
- Punjab Produce & Trading Co. (P.) Ltd. v. Pilani Investments & Corporation Ltd. and Others[2017] 138 CLA 299 (NCLAT)
- Oppression - Mismanagement-Companies Act, 1956.
- Cairn India Ltd., In re. Vedanta Ltd., In re.[2017] 138 CLA 196 (NCLT)-
- Arrangement - Companies Act, 1956.
- R S Livemedia (P.) Ltd., In re.[2017] 138 CLA 206 (NCLT)-
- Compromise/Arrangement-Companies Act, 2013.
- Cyrus Investments (P.) Ltd. v. Tata Sons Ltd.[2017] 138 CLA 217 (NCLT) -
- Oppression - mismanagement-Companies Act, 2013
- Ranjan Cosmetic (Madras) Ltd. v. SRM Infrastructure (P.) Ltd. and Others[2017] 138 CLA 161 (NCLT)-Oppression / Mismanagement-Companies Act, 2013.
- Union of India v. Simplex Infrastructures Ltd.[2017] 138 CLA 14 (SC)-
- Appealable order-Arbitration and Conciliation Act, 1996.
- Kamlesh Thakurbhai Shah and Others v. Amita Hemant Shah and Others[2017] 137 CLA 285 (NCLT)-Oppression - Mismanagement-Companies Act, 1956.
- Reebok India Co., In re.[2017] 137 CLA 279 (NCLT)Composition of Offences-Companies Act, 1956.
- IDFC Bank Ltd. v. Ruchi Soya Industries Ltd. and Others[2017] 137 CLA 142 (Bom.)- Winding Up-Companies Act, 1956.

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
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- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
- The Students should come in uniform; otherwise they will be marked absent. Do not roam in the academic area/ attend classes in chappals / shorts / informal t-shirts.
- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.
- Five (5) Marks for attendance will be given as below-

Attendance percentage	Marks alloted
96-100	5
91-95	4
86-90	3
81-85	2
75-80	1
Less than 75%	0

- Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

Students must occupy their seats before faculty comes in and remain seated until the end of the class.

Students must have their name plates on the desk.

Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.

Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.

No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	**Component**	**Expected slot / due date**	**Marks declaration by**	**Weightage**	**Syllabus**
NCP I	Internal Assessment/Case Comment	20-9-2019	11-10-2019	10	**Any case within the syllabus of your interest**
NCP II	Mid Term	30-9-2019	11-10-2019	20	4 Units
NCP III	Internal Assessment	6-11-2019	10-11-2019	10	5th& 6th Unit
NCP IV	Class Participation		22-11-2019	5	
NCP V	Attendance		22-11-2019	5	
End Term	End Term	25-11-2019	6-12-2019	50	4 Units

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Name: Mrs. Sridevi D. Shet

Designation: Asst. Professor

Teaching Areas: Commercial Law, Law of Contracts, Company Law, Information Technology

Law, Banking Laws, Hotel Laws, Financial Services law.

Research Interests: Corporate Laws, International Trade Laws

Education: LLM: Karnataka State Law University, Mangalore, 2012 (Secured 2nd Rank).

LLB: Mangalore University, Mangalore, 2009.

P G Diploma in IRPM: Bharathiya Vidya Bhavan, Mangalore, 2008.

Professional Experience:

1. Oct' 2016 – till date: Assistant Professor, Faculty of Law, IFHE, Hyderabad.

2. Sep' 2014 – Sep' 2016: Faculty Associate, Faculty of Law, IFHE, Hyderabad.

3. Mar' 2014 – Sep' 2014: Lecturer in law, K.V. Ranga Reddy Law, College, Hyderabad

4. 2011-2012: Guest Faculty at Saptagiri College of Hotel Management, Mangalore,Government Women's College Balmata, Mangalore, Carstreet Government College,Carstreet, Mangalore.

5. 2009-2011: Advocate.

Land Laws (LL421)

Objective: To get comprehensive understanding on Land Laws in India. To acquire ability to identify the land laws issues involved in practical scenario. To acquire the ability to apply law to practical situations so as to analyze legal implications therefore and to analyze and reflect on land related issues in the present scenario.

Course Outcome: At the end of the course a student is expected to know the practical applicability of the provisions of Land Laws, evolution from its origin till the recent reformation, authorities concerning the land administration and also the other important compliance and procedures under the Land Laws. Above all, the student is expected to have basic and overview knowledge of the various types of lands, land records and the laws relating to the ceiling and land acquisition and alienation.

Unit – I :Introduction: Concept Of Land In U.K And India Comparison – Classification Of Lands – Ownership Of Land -Absolute And Limited Ownership – Doctrines: Doctrine Of Eminent Domain – Doctrine Of Escheat - Doctrine Of Bona Vacantia.

Unit- II: Law Reforms Pre - Post Independence:*Pre-Independence Reforms:* Intermediaries – Zamindari Settlement – Ryotwari Settlement – Mahalwari System – Absentee Landlordism.

Unit – III: Post-Independence Reforms: Constitutional Provisions – Abolition Of Zamindaries, Jagirs And Inams.

Unit – IV: Laws Relating to Tenancy Reforms: Meaning of tenant – Classification of tenure holder – conferment of ownership on tenants/ryots – Laws relating to tenancy reforms.

Unit –V : Revenue Authorities: Importance Land Records – Preparation and maintenance of Records of Rights (ROR) – Issue of Pattas and Title Deeds etc. – Andhra Pradesh Right in Land and Pattadar Passbooks Act 1971 with amendments - Tribal Right to Land –The Scheduled Tribes and other Traditional Forest Dwellers (Recognition of Forest Rights) Act 2006.

Unit – VI :Law Relating to Land Acquisitionin India: History of Land acquisition in India – Notable changes in New Land Acquisition Act 2013 as compared to Land Acquisition Act 1894- The Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act 2013 – Special Economic Zones.

Unit – VII: **Law Relating to Land Requisition and Acquisition**: The Requisition and Acquisition of Immovable Property Act 1952.

Unit – VIII: Law relating to Ceiling on Land Holdings: Object of the land ceiling (Art 38 and 39 (b) & (c)) – Andhra Pradesh Land Reforms (Ceiling on Agricultural Holdings) Act, 1973 – Effect of inclusion in the IX Schedule of the Constitution – Interpretation of Directive Principles of State Policy – Effect of repeal of The Urban Land (Ceiling on Holdings) Act, 1976 by Urban Land (Ceiling and Regulation) Repeal Act 1999.

Unit – IX: Laws Relating to Alienation/Assignment in Schedule Areas: A.P. Scheduled Areas Land Transfer Regulation 1959 – A.P. Assigned Lands (Prohibition of Transfers) Act, 1977 – Resumption of Lands to the Transferor/Government.

Unit – X: Law Relating to Land Grabbing and Protection of Public Land: The Andhra Pradesh Land Grabbing (Prohibition) Act, 1982 – Salient features of Andhra Pradesh Public Premises (Eviction of Unauthorized Occupants) Act, 1968 –Andhra Pradesh Land Encroachment Act, 1905.

Field Work

Issue of ROR and dispute related to ancestral property working with MRO for issuing of ROR

Text and Reference Books

- P. Rama Reddi and P. Srinivasa Reddy : Land Reform Laws in A.P., Asia Law House. 5th Ed. Hyderabad.
- P.S. Narayana: Manual of Revenue Laws in A.P., Gogia Law Agency, 6th Ed. 1999, Hyderabad.
- Land Grabbing Laws in A.P., Asia Law House, 3rd Ed. 2001, Hyderabad.
- G.B. Reddy: Land Laws in A.P., Gogia Law Agency, Hyderabad, 1st Edition, 2001.

Videos

- https://www.youtube.com/watch?v=xSlAp-Ddfsc
- https://www.youtube.com/watch?v=m5pULFSDAH4
- https://www.youtube.com/watch?v=18Za0mRXe4E
- https://www.youtube.com/watch?v=T8SpDzd5PMQ
- https://www.youtube.com/watch?v=FWwXPRMIuwI
- https://www.youtube.com/watch?v=WyPoMO30Kog

ICFAI Law School, Hyderabad

Course Hand Out

Academic Year – 2019-20

(Class of 2020)

***Course Name*: Land Laws**

Course Code:LL421

Semester: VII

***Faculty Name*: Dr S V Damodar Reddy**

Mobile No: 9440238077

Email: drsvdamodarreddy@gmail.com

Course Objective:

- To get comprehensive understanding on Land Laws in India.
- To acquire ability to identify the land laws issues involved in practical scenario.
- To acquire the ability to apply law to practical situations so as to analyze legal implications therefore and
- To analyze and reflect on land related issues in the present scenario.

Course Outcome: At the end of the course a student is expected to know the various types of lands, land records and the laws relating to the ceiling and land acquisition and alienation.

Recommended Text Books and Reference Books

	Text Book /(RB)	Author / Publication
1.	Land Reform Laws in A.P.	P. Rama Reddi and P. Srinivasa Reddy: Asia Law House, Hyderabad.
2.	Manual of Revenue Laws in A.P.	P.S. Narayana: Gogia Law Agency, Hyderabad.
3.	Land Laws in A.P.	G.B. Reddy: Gogia Law Agency, Hyderabad.
4.	The Andhra Pradesh Land Reforms (Ceiling on Agricultural Holdings) Act, 1973 and Rules, 1974	Padala Rama Reddi & Padala Srinivasa Reddy, Asia Law House, 2016
5.	Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013.	Eastern Book Company - EBC, 7th Edition, 2018.
6	Land Laws under the Constitution of	Dr. N. Maheshwara Swamy: Asia Law

	India	House, Hyderabad
7	Land Laws	Dr. N. Maheshwara Swamy:, Asia Law House, Hyderabad.

Session Plan

SL No	No of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1	3	Introduction	Introduction: Concept of Land – Classification of lands – Ownership of Land -Absolute and limited ownership (tenancy, lease etc.) – Doctrines: Doctrine of Eminent Domain – Doctrine of Escheat - Doctrine of Bona Vacantia.	N. Maheswar Swamy 1st Edition Dr.G.B Reddy 5th Edition	Dr. N. Maheshwara Swamy –, Chapter – I Pages 1 -17 Dr.G.B Reddy 5th Edition pages 1-20 https://www.youtube.com/watch?v=xSlAp-Ddfsc	Study of this unit the students are able to know the various types of lands their ownership and how the doctrines of Eminent Domain, Escheat and Bona Vacantia are applied in India.
2	3	Land Reforms	LAW REFORMS: Pre-Independence Reforms: Intermediaries – Zamindari Settlement – Ryotwari Settlement – Mahalwari System – Absentee Landlordism – Large Holdings.	N. Maheswar Swamy 1st Edition Dr.G.B Reddy 5th Edition	N. Maheswar Swamy 1st Edition Chapater-II & III Pages 18-35 Dr.G.B Reddy 5th Edition Chapter-II pages 22-30 https://www.youtube.com/watch?v=m5pULFSDAH4 https://www.youtube.com/watch?v=18Za0mRXe4E	The Student comes to known the various land reforms existed during Pre-Independence era.
3	3	Post-Independence Reforms: Constitutional Provisions	Post-Independence Reforms: Constitutional Provisions – Abolition of Zamindaries, Jagirs and Inams – Tenancy reforms— Conferment of ownership on tenants/Ryots.	N. Maheswar Swamy 1st Edition Dr.G.B Reddy 5th Edition	N. Maheswar Swamy 1st Edition Chapter- III Pages 35-43 Chapter - V	At the end of this unit the student will be acquainted with the various land reforms taken place after the Independence in India.

					Summary Dr.G.B Reddy 5th Edition Chapter-II pages 31-42 Chapter – IV pages 96-100 https://www.youtube.com/watch?v=m5pULFSDAH4 https://www.youtube.com/watch?v=T8SpDzd5PMQ	
4	6	Revenue Authorities	Revenue Authorities: Importance Land Records and Maps – Land Revenue Code – Allotment of land – Imposition of land revenue – Rights in Land and Pattadar Passbooks Act, 1971 - Adangal / Pahani – Preparation and maintenance of Records of Rights (ROR) – Issue of Pattas and Title Deeds etc. – Revenue courts and civil courts – Conservation of Forest and Constitutional scheme – Tribal Right to Land.	N. Maheswar Swamy 1st Edition Dr.G.B Reddy 5th Edition www.meebhoomi.ap.gov.in	N. Maheswar Swamy 1st Edition Part – IV Chapter- V Pages 120-428 Dr.G.B Reddy 5th Edition chapter – X pages 196-198	Students will come to know the practical aspects of the lands. What are the various types of land records , their preparation and the books that are maintained by the revenue authorities.
5 & 6	10	Law Relating to Land Acquisition and Requisition in India	Law Relating to Land Acquisition and Requisition in India: History of Land acquisition in India – Power of Government to control and use of land -Definition of Land – Concept of public purpose– TheRight to Fair Compensationand Transparency in Land Acquisition, Rehabilitation and ResettlementAct,2013 - The Requisitioning and Acquisition of Immovable Property Act, 1952 – Amendments.	N. Maheswar Swamy 1st Edition Dr.G.B Reddy 5th Edition RFTLARR Act Chapters and case law, EBC, 2018	N. Maheswar Swamy 1st Edition Part-II Chapter-II Pages 154-163 https://www.youtube.com/watch?v=FWwXPRMIuwI RFTLARR Act Chapters and case law Pages 11-83	In this unit the student come to know the laws relating to the land acquisition and requisition in India in the light of the interpretation and decisions of the courts in India.
7	7	Law	Law relating to Ceiling on	N.	N.	At the end of the unit students

		relating to Ceiling on Land Holdings:	Land Holdings: Object of the land ceiling (Art 38 and 39 (b) & (c)) –Land Reforms (Ceiling on Agricultural Holdings) Act, 1973 – Effect of inclusion in the IX Schedule of the Constitution – Interpretation of Directive Principles of State Policy – The Urban Land (Ceiling on Holdings) Act, 1976 (Effect of repeal Act of 1999)	Maheswar Swamy 1st Edition Dr.G.B Reddy 5th Edition	Maheswar Swamy 1st Edition Part – III Chapter I Pages 165-235 Dr.G.B Reddy 5th Edition Chapter-VI pages 122-142	come to know how the ceiling on the agricultural land holdings is implemented in India along with the Constitutional provisions.
8	3	Laws Relating to Tenancy Reforms:	Laws Relating to Tenancy Reforms: Meaning of tenant – Classification of tenure holder – Rights of tenure holders – Ejectment - lease - surrender and abandonment of Land – Land to the Tiller – Rent control and protection against eviction.	N. Maheswar Swamy 1st Edition Dr.G.B Reddy 5th Edition	N. Maheswar Swamy 1st Edition Part IV Chapter-I Pages 281-346 Dr.G.B Reddy 5th Edition Chapter- V pages 102-116	Students come to know the various tenancy reforms present and practiced in India.
9	8	Laws Relating to Alienation-Assignment in Schedule Areas	Laws Relating to Alienation-Assignment in Schedule Areas: Scheduled Areas Land Transfer Regulation 1959 – Assigned Lands (Prohibition of Transfers) Act, 1977 – Resumption of Lands to the Transferor/Government – Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006.	N. Maheswar Swamy 1st Edition Dr.G.B Reddy 5th Edition	N. Maheswar Swamy 1st Edition Part-IV Chapter – II Pages 363-380 Dr.G.B Reddy 5th Edition Chpater- VII pages 150-158 and Pages 169-174 https://www.youtube.com/watch?v=WyPoMO30Kog	In this unit the students come to know the laws prevailing in the scheduled areas relating to the transfer of land and the law relating to the assigned lands and its resumption and what are the rights the tribal communities have over the forest.
10	5	Law Relating to Land Grabbing and Protection of Public Land	Law Relating to Land Grabbing and Protection of Public Land: Salient features of Land Grabbing (Prohibition) Act, 1982 – Salient features of Public Premises (Eviction of Unauthorized Occupants) Act, 1968 – Salient features of Land Encroachment Act, 1905.	N. Maheswar Swamy 1st Edition Dr.G.B Reddy 5th Edition	N. Maheswar Swamy 1st Edition Part – IV Chapter IV Pages 382-419 Dr.G.B Reddy 5th Edition	At the end the students able to understand what is land grabbing and the procedure to fight it out. How to evict the unauthorized occupants of public premises and how to deal with the encroachments.

					Chapter- VII pages 163-167, 175-177, 178-192	
Total Sessions	48					
Tutorials	12					
Total	60					

List of cases

- Delhi Development Authority vs Virender Lal Bahri SC 2019
- Wildlife First vs Ministry of Forest & Others SC 2019
- Indore Development Authority vs Shailendra (Dead) Through its LRS & Others, 2018 SC
- State Of Haryana And Others vs M/S G.D. Goenka Tourism Corporation Limited & another, 2018 SC
- Narendra & Others Vs. State of Uttar Pradesh & Others Civil Appeal Nos. 10429-10430 of 2017 arising out of SLP (C) Nos. 2354-2355 of 2017
- Kedar Nath Yadav vs. State of west Bengal & Others Civil appeal NO.8438 OF 2016 SC
- Delhi Development Authority vs Sukhbir Singh 2016 SCC online SC 929
- Pune Municipal Corporation & Anr. v. Harakchand Misirimal Solanki & Ors., 2014 SC
- Orissa Mining Corporation Limited vs Ministry of Environment & Forest & Others 2013 SC
- Samatha vs State Of Andhra Pradesh And Others AIR 1997 SC 3297

Video Links

- Land Reforms in India: https://www.youtube.com/watch?v=m5pULFSDAH4
- Land Reforms Post Independence: https://www.youtube.com/watch?v=T8SpDzd5PMQ
- The Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and ResettlementAct,2013: https://www.youtube.com/watch?v=33aEZiiLfvc
- Land Ceiling: https://www.youtube.com/watch?v=AdsUhZ0q0NI
- Assigned Lands Prohibition of Transfer: https://www.youtube.com/watch?v=WyPoMO30Kog

- Scheduled Areas Land Transfer Regulation and Land Ceiling:https://www.youtube.com/watch?v=N8pI4Y7VKfE
- Scheduled Tribes and Other Traditional Forest Dwellers (Recognition Of Forest Rights) Act, 2006: https://www.youtube.com/watch?v=F8OrsBcW2Z4

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
- The participation has to be relevant and meaningful. "Speaking for speaking's sake" will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.
- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
- The Students should come in uniform, otherwise they will be marked absent. Do not roam in the academic area/ attend classes in chappals / shorts / informal t-shirts.
- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.
- Five (5) Marks for attendance will be given as below-

Attendance percentage	Marks allotted
96-100	5
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86-90	3

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75-80	1
Less than 75%	0

- Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

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Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

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Students must have their name plates on the desk.

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No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component	Component Number	Expected slot / due date	Marks declaration by	Weightage	Syllabus
NCP	I	5-09-2019	16-9-2019	10	Unit – I -

					IV
Mid-Term (NCP-II)	II	30-9-2019	15-10-2019	20	Unit – I - V
NCP - III	III	08-11-2019	08-11-2019	10	Unit – I to VII
NCP - IV	IV	22-11-2019	22-11-2019	5	
NCP - V	V	22-11-2019	22-11-2019	5	
End- Term	25-11-2019			50	Unit I to XI

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Dr. S V Damodar Reddy ishaving fourteen years of full time teaching experience and qualified PhD. in (Intellectual Property Laws), UGC-NET and UGCAP-SET, LLM, MBA, PG Diploma in Intellectual Property Rights., PG Diploma in Computer Applications., GC in Intellectual Property Rights from WIPO, Geneva, Switzerland. Research fields are Intellectual Property Laws, Land Laws and Real Estate Laws. Presented papers in many International and National Seminars, written articles, acted as resource person for the Judicial Officers, Assistant Public Prosecutors coaching and other organizations. Written and recorded E-Lessons/Video lessons on the subjects Land Laws, Interpretation of Statutes, Drafting, Pleading and Conveyancing for Educational and Multimedia Research Center (EMMRC), Hyderabad.

Public International Law

Objectives : The study of this course makes the students to analyse and study the definition, basis and theories underlying Public International Law. The students will be familiarised with theories that determine the the role played by various subjects of International law and their relations and interactions with each other. Various contemporary and practical aspects of International law like Space Law, Sea Law, Settlement of Disputes under International law, Human Rights, Extradition, Asylum and role played by International Organisations will be familiarised to the students.

Course Outcome: Students primarily will understand the Nature and basic features of International law. The students can analyse and understand how International Law plays an important role in regulating the interaction among the States, Individuals and International Organisations. The student will be capable of applying international laws and principles for quotidian concepts like extradition, asylum, treaty making, dispute resolution mechanisms, role played by UNO and other International Organisations, Space law, State responsibility etc.,

Student, on understanding the basics of International law, proper legal arguments and defences for the emerging International legal issues can be construed and presented effectively thereby using primary and secondary sources of data. Learning International Law principles will give a winning edge to moot on various issues of International law.

Unit I Introduction to the Structure of the International Community Historical Development and Specificities of Public International Law, Definition, Nature, Legality of International Law — Theories as to basis of International Law, Relation of International Law to Domestic- Practice of States – UK USA and India, Sources of International Law - Codification.

Unit II Subjects of International Law-The Concept of Subject of Law and of Legal Personality, Various Theories like Realistic Theory- Fictional Theory- Functional Theory- State as Subject - Definition and Conditions for Statehood, rights and duties of states- Territory, Modes of acquisition and loss of state territory- Sovereignty

Unit III Recognition (*De Facto* and *De Jure*, Theories of Recognition- Recognition of Belligerency and Recognition of Insurgency, Collective Recognition, — State Responsibility- Original and Vicarious Responsibility-State Responsibility for various Acts- Individual Acts, Mob Violence, Insurgency and for International delinquencies- The Invocation of Responsibility and Diplomatic Protection-State Succession- Theories of State Succession-Rights and Duties arising out of State Succession.

Unit IV Individual as a subject of International Law: The Basic modification, post charter in the position: Nationality, extradition, Asylum, Territorial and Extra-territorial, UNO & Human Rights, UDHR, Covenant on Civil Political Rights,1966, Covenant on Economic Social and Cultural Rights, 1966.

Unit V: Law of Treaties-Concept of Treaty, Kinds of Treaties,Binding Force of Treaties**,***PactaSuntServanda***,***Jus Cogens***,***Rebus SucStantibus*- Parties of a Treaty**,**Formation of a Treaty**,** Reservation,Invalidity and Termination of Treaties. **Diplomatic Relations-**Meaning of Diplomacy, Law on Diplomatic Relations**,**

Classification of Diplomatic Agents**,** Functions, Privileges and Immunities of Diplomatic Agents, and Duties.

Unit VI: Law of the Sea-Historical Background-Maritime Belt-Territorial Sea-The Contiguous Zone-Exclusive Economic Zone-Continental shelf-The High Seas-International Sea Bed Area- Common Heritage of Mankind – Law of the Sea Conventions (United Nations Convention on the Law of the Seas).

Unit VII Air Space and International Law-Aircraft Hijacking- Important Conventions relating to Airspace – Paris, Havana, Warsaw and Chicago Conventions – Five Freedoms of Air – Legal Regime of Outer space – Important Conventions such as Outer space Treaty.

Unit VIII Settlement of International Dispute-Legal and Political Disputes-Pacific Means of Settlement-Arbitration-Negotiation-Mediation-Good Offices-Conciliation-Settlement under UNO-Compulsive Means– Retortion, Reprisals, Embargo, Pacific Blockade, Intervention.

Unit IX International Institutions-Legal Personality-League of Nations-United Nations – Origin and Purposes-Agencies of United Nations-Specialized Agencies of United Nations- ILO, WHO, UNESCO,

Unit X Emerging Areas under International Law- The Fundamental Principles of International Law -The Principles proclaimed in the UN General Assembly Resolution 2625 (XXV) of 1970-'The Responsibility to Protect': a new principle of international law – Customary International Law

Text Books **and Reference Books**

	TEXT BOOK	AUTHOR / PUBLICATION
	International Law and Human Rights, 20th Edn., 2016	Dr. S.K. Kapoor / Central Law Agency, Lucknow
	International Law and Human Rights, 20th Edn., 2014	Dr. H.O. Agarwal/ Allahabad Law Publishers, Allahabad
	International Law, 8th Edition, 2017	Malcolm N. Shaw/ Cambridge University Press
	International Law, 3rd Edition, 2015	Dr. Gurdip Singh/ EBC Webstore, New Delhi
	Introduction to International Law, 10th Edition, 2007	Starke, J.G./Butterworths, London
	Cases and Materials on International Law, 7th Edn., 2010	David Harris/Sweet and Maxwell

Articles:

- Edwin Borchard, The Relation between International Law and Municipal Law, Virginia Law Review, 12 Vol. 28, Issue 2, 1940.

- Jonathan Brown, Diplomatic Immunity: State Practice under the Vienna Convention on Diplomatic Relations, The international and comparative Law Quarterly, 04 Vol. 37, Issue 1, 1988.
- *DUMBERRY, PATRICK*, State Succession to Bilateral Treaties, Leiden Journal of International Law, 03 Vol. 28, Iss. 1, 2015.
- Jonathan Brown, Diplomatic Immunity: State Practice under the Vienna Convention on Diplomatic Relations, The international and comparative Law Quarterly, 04 Vol. 37, Issue 1, 1988.
- *Wewerinke-Singh, Margaretha*, State Responsibility, Climate Change and Human Rights Under International Law International Climate Change Law, DOI: 10.5040/9781509918478.ch-003.
- *Wicks, E.*, The Meaning of 'Life': Dignity and the Right to Life in International Human Rights Treaties, Human Rights Law Review, 06 Vol. 12, Iss. 2, 2012.
- *French, Duncan*, Statehood and Self-Determination (Reconciling Tradition and Modernity in International Law) || The impact of supranationalism on state sovereignty from the perspective of the legitimacy of international organisations, DOI:10.1017/CBO9781139248952.024

Videos:

- https://www.youtube.com/watch?v=0ViSYjt-wGw
- https://www.youtube.com/watch?v=iGiqWhUIppo
- https://www.youtube.com/watch?v=od_CDKcLlB8
- https://www.youtube.com/watch?v=35F_Y8v38R8
- https://www.youtube.com/watch?v=iC4z3MdvacE
- https://www.youtube.com/watch?v=cAViU7acf3A
- https://www.youtube.com/watch?v=kLkvnLjYmg8
- https://www.youtube.com/watch?v=thqbjA2DC-E
- https://www.youtube.com/watch?v=h6AWAoc_Lr0
- https://www.youtube.com/watch?v=j4Qegb36SWE
- https://www.youtube.com/watch?v=JTEuWmABRD0

ICFAI Law School, Hyderabad

Course Hand Out

Academic Year – 2019-20

(Class of VII Semester)

Course Name:Public International Law

Course Code: LL431

Semester: VII Semester

Faculty Name: Dr. Ramadevi Gudemela

Mobile No: 8897346660

Email: rama.law84@gmail.com

Objectives of the Course: To analyse and understand the definition and basic features of Public International Law. The students will be familiarised with the role played by various Subjects of International law and their relation with each other. Various contemporary and practical aspects of International law like Space Law, Sea Law, Settlement of Disputes under International law, Human Rights, Extradition, Asylum and role played by International Organisations will be familiarised to the students.

Course Outcomes:

- Students primarily will understand the Nature and basic features of International law.
- Analyse and practically apply the principles of International law to the present global and domestic context. (ex: Extradition, asylum, treaty making, dispute resolution mechanisms, role played by UNO, Space law etc.,)
- Student will be able to understand the approach of International law research using primary and secondary sources whereby the student can construct Legal arguments and defend the Issues involved and moot on various issues of International law.

Recommended Text Books and Reference Books

	Text Book	**Author / Publication**
	International Law and Human Rights, 20th Edn., 2016	Dr. S.K. Kapoor / Central Law Agency, Lucknow
	International Law and Human Rights, 20th Edn., 2014	Dr. H.O. Agarwal/ Allahabad Law Publishers, Allahabad
	International Law, 8th Edition, 2017	Malcolm N. Shaw/ Cambridge University Press
	International Law, 3rd Edition, 2015	Dr. Gurdip Singh/ EBC Webstore, New Delhi
	Introduction to International Law, 10th Edition, 2007	Starke, J.G./Butterworths, London

	Cases and Materials on International Law, 7th Edn., 2010	David Harris/Sweet and Maxwell

Course Outline

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1.	8	Introduction	Historical Development, Definition, Nature, Legality, Basis of International Law, Relation of International Law to Domestic Practice of States, Sources of International Law and Codification	R.B No. 1 R.B No. 2	Pages: 1 to 124 Pages: 1 to 62 https://www.youtube.com/watch?v=0ViSYjt-wGw	Student will analyse and practically understand the nature and meaning of International law and its application in domestic law.
2.	3	Subjects of International Law and State as a subject of International Law	Subjects of International law and related theories like Realistic Theory, Fictional Theory, Functional Theory State – Definition, Attributes of Statehood, State Acquisition and loss of State Territory	R.B No. 1 R.B. No. 2	Pages: 125 to 141 & Pages: 238 to 255 Pages: 63 to 71 & Pages: 181 to 189 https://www.youtube.com/watch?v=iGiqWhUIppo	Student will be familiarized with different kinds of States and attributes of Statehood under International law.
3.	7	State Recognition, State Responsibility and State Succession	Theories of Recognition, Kinds of Recognition, Recognition of Belligerency and Insurgency, Collective Recognition. Original and vicarious responsibility of the State for Mob Violence, Individual acts and International torts. Invocation of Responsibility and Diplomatic protection. Theories of State Succession, Rights and duties arising from State Succession	R.B No. 1 R.B No. 2 R.B No. 1 R.B No. 2 R.B No. 1 R.B No. 2	Pages: 158 to 175 Pages: 93 to 115 Pages: 142 to 157 Pages: 230 to 241 Pages: 176 to 188 Pages: 190 to 214 https://www.youtube.com/watch?v=od_CDKcLIB8	Student can practically apply the law to the contemporary Politics of the Nations and understand the consequences of State Recognition, State Succession and also analyse the State Responsibility for its tortious acts towards the International community.
4.	5	Individual as a Subject of International Law	Nationality, Extradition, Asylum – Concepts and Definitions	R.B. No. 1 R.B No. 2	Pages: 343 to 373 Pages: 242 to 299	Students will be able to practically apply the Individual related

		& Human Rights Convention	UNO and Human Rights, UDHR, Covenant on Civil Political Rights, 1966, and Covenant on Economic, Social and Cultural Rights, 1966	R.B No. 2	Pages: 753 to 802 https://www.youtube.com/watch?v=35F_Y8v38R8	concepts of International law to the contemporary situations. Student will be familiarised with Human Rights law and its application in domestic scenario.
5.	5	Law of Treaties & Diplomatic Relations, Immunities and Privileges	Concept of Treaty, Kinds of Treaties, General Principles of Treaties, Parties to a treaty, Formation and Termination of a Treaty Meaning of Diplomacy and the Law on Diplomatic relations, Classification of Diplomatic Agents, Functions, Privileges and Immunities of diplomatic Agents and duties.	R.B No. 1 R.B No. 2 R.B No. 1 R.B No. 2	Pages: 468 to 487 Pages: 324 to 346 Pages: 447 to 466 Pages: 300 to 317 https://www.youtube.com/watch?v=iC4z3MdvacE and https://www.youtube.com/watch?v=cAViU7acf3A	Student will be practically analyzing the importance of treaties and the general principles involved in treaty making process. A practical approach of thinking will be developed in student with relation to Diplomatic relations their immunities and privileges as provided under International law and their importance in contemporary world.
6.	4	Law of the Sea	Historical Background-Maritime Belt-Territorial Sea-The Contiguous Zone-Exclusive Economic Zone-Continental shelf-The High Seas-International Sea Bed Area-Common Heritage of Mankind – Law of the Sea Conventions (United Nations Convention on the Law of the Seas).	R.B No. 2 R.B No. 3	Pages: 128 to 165 Pages: 410 to 482 https://www.youtube.com/watch?v=kLkvnLjYmg8	A very interesting concept in International law with respect to classification of sea zones will be made clear to the student. The State sovereignty that is exercised on different divisions of sea is taught and student can practically apply and solve legal issues with respect to the

						same.
7.	5	Air Law & Outer Space Law	Aircraft Hijacking-Important Conventions relating to Airspace – Paris, Havana, Warsaw and Chicago Conventions – Five Freedoms of Air Legal Regime of Outer space – Important Conventions such as Outer space Treaty.	R.B No 1 R.B No. 1	Pages: 321 to 331 Pages: 333 to 342 https://www.youtube.com/watch?v=thqbjA2DC-E https://www.youtube.com/watch?v=h6AWAoc_Lr0	This is one of the emerging topic in International law with various grey area. The basic understanding of Air Law and Outerspace Law will enable the student to understand and apply the law to the legal issues involved. A good research area for the students to write articles and short notes.
8.	5	Settlement of International Dispute	Legal and Political Disputes-Pacific Means of Settlement-Arbitration-Negotiation-Mediation-Good Offices-Conciliation-Settlement under UNO-Compulsive Means–Restortion, Reprisals, Embargo, Pacific Blockade, Intervention	R.B No. 1 R.B No. 2	Pages: 707 to 722 Pages: 528 to 548 https://www.youtube.com/watch?v=j4Qegb36SWE	This chapter provides a thorough understanding of the nature of International law. Student will understand the practical implementation approach in case the State has violated its duties under International law.
9.	6	International Institutions	Legal Personality-League of Nations-United Nations – Origin and Purposes-Organs of United Nations-Specialized Agencies of United Nations- ILO, WHO, UNESCO,	R.B No. 2 R.B no. 1	Pages: 350 to 527 Pages: 489 to 633 https://www.youtube.com/watch?v=JTEuWmABRD0	The Student will be familiarized with UNO and its organs thereby gaining deeper understanding on the ICJ's Jurisdiction and Security Councils powers and functions. The student will also learn on the workings of various specialized agencies and their basic constitution.

10.	10	Tutorials				
11.	2	Guest Lectures				
Total	60					

Case Laws:

- Corfu Channel Case (UK V. Albania); ICJ Reports 1949, p.4
- Continental Shelf (Tunisia/Libyan Arab Jamahriya) Case; ICJ Reports 1982, p. 17
- Nottebohm, (Liechtenstein v. Guatemala), Judgment; 1953 I.C.J. 111 (Nov. 18)
- Case Concerning United States Diplomate And Consular Staff In Tehran (United States of America v. Iran); [1980] ICJ Rep 3
- Right of passage over Indian territory (Portugal V. India) ;ICJ Reports 1960, p.6
- Arrest and Return of Savarkar (France v. Great Britain); PCA, 1911
- Asylum Case (Columbia V. Peru); ICJ Reports 1950, p. 266
- Anglo-Norwegian Fisheries Case; ICJ Reports, 1951, p.116
- North Sea Continental shelf Cases ; ICJ Reports, 1969, p.3
- Reparations for Injuries suffered in the Service of the United Nations Case- Advisory Jurisdiction of ICJ; I.C. J. Reports 1949, p. 174
- SS Lotus Case (France v. Turkey); P.C.I.J. (ser. A) No. 10 (1927)
- Appeal Relating to the Jurisdiction of the ICAO Council (India V. Pakistan); 1971 I.C.J. 347 (Order of Sept. 16)
- In Re Berubari Union (I) Special Reference No. 1 of 1959; (1960) 3 SCR 250
- Kulbhushan Jadhav Case: (India v. Pakistan) (2019) ICJ – *Judgment pronounced on 17th July, 2019.*
- In re Meunier,United Kingdom: (1894) 2 QB 415
- Re Castioni Case; [1891] 1 Q.B. 149
- Luther v. Sagor; [1921] 1 K.B 456
- Legal Status of Eastern Greenland (Den. v. Nor.); 1933 P.C.I.J. (ser. A/B) No. 53 (Apr.5)
- Temple Of Preah Vihear Case (Cambodia v. Thailand); ICJ Reports 1962, p. 6
- Advisory Opinion of Legality of the Threat or Use of Nuclear Weapons; ICJ Reports 1996, p. 226
- Jolly George Verghese & Anr. v The Bank of Cochin; AIR 1980 SC 470
- Vellore Citizens' Welfare Forum v. Union of India; (1996) 5 SCC 647
- Vishaka v. State of Rajasthan; (1997) 6 SCC 241
- Military And Paramilitary Activities In And Against Nicaragua (Nicaragua v United States of America), Merits ; ICJ Reports, 1986, p.14

- LaGrand Case (Germany v. United States of America); ICJ Reports 2001, p.466
- Abu Salem Abdul Qayoom Ansari v. State of Maharashtra ; (2010) Criminal Appeal Nos. 1142-1143 Of 2007 And Writ Petition (Criminal) No. 171 Of 2006
- Case Concerning The Factory at Chorzow - (1928) PCIJ Series A No 17
- ThePaquete Habana and Lola; The Lola, 175 U.S. 677 (1900)
- The *Arantzazu Mendi* Case; (1938) 61 Ll.L.Rep. 309 – Admirality Division

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
- The participation has to be relevant and meaningful. "Speaking for speaking's sake" will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.
- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
- The Students should come in uniform, otherwise they will be marked absent. Do not roam in the academic area/ attend classes in chappals / shorts / informal t-shirts.
- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.
- Five (5) Marks for attendance will be given as below-

Attendance percentage	Marks alloted

96-100	5
91-95	4
86-90	3
81-85	2
75-80	1
Less than 75%	0

- Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

Students must occupy their seats before faculty comes in and remain seated until the end of the class.

Students must have their name plates on the desk.

Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.

Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.

No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	Component	Expected slot / due date	Marks declaration by	Weig htage	Syllabus
NCP I	Internal	24-09-2019	30-09-2019	**10**	**2 Units**

	Assessment				
NCP II	Mid Term	30-09-2019	14-10-2019	**20**	**4 Units**
NCP III	Internal Assessment	19-11-2019	26-11-2019	**10**	**6 Units**
NCP IV	Class Participation	22-11-2019		**5**	
NCP V	Attendance	22-11-2019		**5**	
End Term	End Term	25-11-2019	16-12-2018	**50**	**8 Units**

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Academician with Doctor of Philosophy (PhD) from University College of Law, Osmania University, Hyderabad. Dr. Ramadevi has 6 + years of teaching experience and 3+ years of legal Industry experience. Gold Medalist in LLB and possess strong inclination towards research areas on subjects like Public International law, Private International law, Consumer Law, Juvenile Justice and Environmental law.

Environmental Law (LL441)

Objectives: The study of this Course enables the students to understand Environmental problems which have attained alarming proportions. Also helps to sensitize the students to environmental issues and the laws. The students will be able to understand the important principles in the field like inter-generation equity, carrying capacity, sustainable development, and precautionary principle, polluter pay principles and other important concepts through the study of this course .

Course Outcome : After the completion of this course The students will be in a position to apply the law in practice to analyze and evaluate the environmental issues. Also the students will be aware of the environmental quality which is directly linked to quality of life and take part in the environmental protection process.

Unit –I : **Introduction to Environmental Law-**Conceptual evolution of Environmental Law, Sources, Causes, Kinds and Effects of Pollution, Religious and cultural practices in India in protecting environment, Constitutional Provisions for Environmental Protection, Common law remedies, Remedies in Tort, civil and criminal laws

Unit – II: **International Initiatives and Environmental Protection -**Environment and Development, UNCHE (Stockholm), 1972 , UNCED (Rio), 1992, Sustainable development and its principles, Convention on climate change COP1-15, Convention on climate change, Convention on Biodiversity/Earth summit1992, Kyoto protocol 1997

Unit – III: Policies and Role of Judiciary (Ministry of Environment and Forest website & Ch 3& 5 Environment Policy 2006, National water Policy, Forest Policy, 5 year Plans 12th Plan and Environment, Judicial Activism/ PIL/SAL on Environment

Unit – IV: Water Pollution -Protection and Prevention Law -Water (Prevention and control of Pollution) Act, 1974, Definitions, Central and State Pollution Control Board, Experts and Laboratory examination

Unit – V: Air Pollution- Protection and Prevention Law-The Air (Prevention & Control of Pollution) Act, 1981; Definitions, Central and State Pollution Control Board, Experts and Laboratory examination

Unit – VI: Environment- Conservation and Protection, Environment (Protection) Act, 1986, Environmental Impact Assessment, Public Hearing and Role of NGOs, The National Environment Tribunal Act, 1955,The National Environment Appellate Authority Act, 1997, Green Tribunal Act 2010

Unit – VII: Forests and Wild Life-Protection and Conservation-The Forest (Conservation) Act, 1980, The Wild Life (Protection) Act, 1972; The Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006, The Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act,

Unit – VIII: Biodiversity –Protection law-Biodiversity Act 2002

Unit – IX: Noise Pollution-Prevention Law Noise Pollution (Regulation and Control) Rules, 2000.

Unit – X: Hazardous and Solid Waste –Management-Hazardous Waste (Management and Handling) Rules, 1989,The Municipal Solid wastes (Management and Handling) Rules, 2000

Field work-

Verification of use and reuse of plastics in IFHE campus and maintenance of swachta and hygiene in hostel and mess.

Text and Reference Books

- Paras Diwan: Studies on Environmental Cases.
- S.N. Jain (ed.): Pollution Control and the Law.
- Armin Rosencranzand Shyam Divan: Environmental Law and Policy in India.
- A.Agarwal (ed.): Legal Control of Environmental Pollution
- Chetan Singh Mehta: Environmental Protection and Law
- V.K. Krishna Iyer: Environment Pollution and Law
- Shah : Environmental Law
- Paras Diwan : Environmental Law and Policy in India,1991
- Dr. N. Maheshwara Swamy, Environmental Law, Asia Law House, Hyderabad.

ICFAI Law School, Hyderabad

Course Hand Out

Academic Year – 2019-20

(Class of 2021)

***Course Name*: Environmental Law**

Course Code: LL441

Semester: VII

***Faculty Name*: Dilip Sharma**

Mobile No: +91-7698737458

Email: sharma.dilipbkn@gmail.com

Objectives of the Course:

- To sensitize the students about environment issues and relevant laws.
- To make students aware about the alarming environmental issues and the existing legal framework for them.
- To develop analytical capability among student to address the environmental issues of day-to-day importance.

Course Outcomes: After successfully completing this course, the student should be able to Demonstrate knowledge and understanding of the basic principles of environmental law.Apply the principles of environmental Law to practical problems.Be able to integrate theory, doctrine and practice.

Recommended Text Books and Reference Books

	Text Book	Author / Publication
1.	Environmental Law and Policy in India	Shyam Divan & Armin Rosencranz, Oxford India Paperbacks, 2nd Edition.
2.	Oxfored Handbook of Environmental Law in India	P. B. Sahasranaman, Oxford University Press; Second edition.
3.	Environmental Law	Dr. S.C. Tripathi, Central Law Publications.
4.	Environmental Law	Dr. P.S. Jaswal & Dr. Nishtha Jaswal, Allahabad Law Agency.
5.	Commentary on the National Green Tribunal Act, 2010	Ritwick Dutt & Sanjeet Purohit, Universal Law Publishing Co.
6.	Environmental Law in India	P. Leelakrishnan, Lexis Nexis, 3rd Edition.
7.	Environmental Law Text, Cases and Materials	Elizabeth Fisher, Bettina Lange & Eloise Scotford, Oxford University Press.

8.	Environmental Law	S.C. Shastri, Eastern Book Company, 3rd Edition.
9.	Environmental Jurisprudence	Justice Ashok A. Desai, Modern Law House, 2nd Edition, 2002.
10.	Forest Laws, Wildlife Laws and the Environment	Sanjay Upadhyay & Videsh Upadhyay, Vol. – 1, 2 & 3, Lexis Nexis Butterworths.
11.	Municipal Solid Waste – Law and Practice	V. Vidyullatha Reddy, S. Gogia & Company, Hyderabad.
12.	The Principles of Environmental Law	Dr. T. Padma & K.P.C. Rao, ALT Publications, Hyderabad.

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1.	8	Introduction to Environmental laws	1. Conceptual evolution of environmental law 2. Sources, causes, kinds and effects of pollution 3. Religious and cultural practices in India for protecting environment 4. Constitutional provisions for environmental protection 5. Common law remedies 6. Remedies in Tort, civil and criminal laws	TB 1 – Ch – 1, 2, 3 & 4, TB 3 – Ch – 1, 6, 7, 8 & Introduction, TB 8 – Ch – 1, 2, 3, 4 & 5, TB 9 – Ch – 3, 4, 9 , TB 6 – Ch – 1 2, 8 & 9, TB 4 – Ch – 1, 2 & 3, TB – 12 Ch – 1, 2 & 4.	1. M.C. Mehta – Growth of Environment Jurisprudence in India, 1999 Acta Juridica 71 1999. 2. O. P. Dwivedi and B. Kishore, Protecting the Environment from Pollution: A Review of India's Legal and Institutional Mechanisms, University of California Press, 3. K.K. Sunitha, Environmental jurisprudence in India: philosophy and practice	The students will be able to understand the basic sources, kind and causes of environment pollution and various kinds of available legal remedies to address them.
2.	8	International initiatives and	1. Environment and Development	TB 1 – Ch – 15,	1. Divya Soni1, The	The students will be able to understand the

		environmental protection	2. UNCHE (Stockholm), 1972 3. UNCED (Rio) 1992 4. Sustainable development and its principles 5. Convention on climate change COP1-15 6. Convention on biodiversity/Earth Summit 1992 7. Kyoto Protocol 1997 8. Sustainability Development Goals 2030 9 Paris Agreement	TB 8 – Ch – 12 & 13, TB 4 – Ch – 4 & 5.	Scope and limits of Environmental Laws and International Treaties in India. 2. Singhal, Vipin, Environment and Sustainable Development in India – An Overview (February 21, 2014). Available at SSRN: https://ssrn.com/abstract=2399549 or http://dx.doi.org/10.2139/ssrn.2399549 3.Robert W. Kates, What Is Sustainable Development? Goals, Indicators, Values, and Practice, Available at - https://sites.hks.harvard.edu/sustsci/ists/docs/whatisSD_env_kates_0504.pdf	international initiatives and developments to address the upcoming environmental issues.
3.	8	Policies and Role of Judiciary	1.Ministry of Environment and forest website & Ch 3 & 5 2. Environment Policy, 2006 3. National Water Policy 4. Forest Policy 5. 5 Years Plan – 12th 5 Year Plan and Environment 6. Judicial Activism/PIL/SAL on Environment 7. Polluters Pay Principle	TB – 1 Ch -2, TB 8 – Appendix II,	1. N. Santosh Hegde, Public Interest Litigation and Control of Government.	This unit will introduce the students with the policy framework and role of judiciary in protecting environment.

4.	4	Water Pollution – Protection and Preventive Law	Water (Prevention and control of Pollution) Act, 1974 1. Definitions 2. Central and State Pollution Control Board 3. Experts and Laboratory Examination	TB 1– Ch – 5, TB 8 – Ch – 9, TB 4 – Ch – 6 TB – 12 Ch – 3.3	1. Abhishek Tripathy & Prajna R. Mohapatra, Right To Water: Debating The Human Rights Perspective, 2 NUJS L. Rev. 303 2009. 2. TED Talks, Arun Krishnamurthy , Looking back at India's water conservation practices.	The students will get an insight about various legal provisions and authorities to address the issue of water pollution.
5.	4	Air Pollution – Protection and Preventive Law	Air Pollution –(Preventive and Control of Pollution) Act, 1974 1. Definitions 2. Central and State Pollution Control Board 3. Experts and Laboratory Examination	TB 1 – Ch – 6, TB 8 – Ch – 10, TB 4 – Ch – 7, TB – 12 Ch – 3.4	1. TERI. 2015. Air Pollution and Health. Discussion Paper by The Energy and Resources Institute: New Delhi. 2. Assessment of Air Pollution in Indian Cities, Available at - https://secured-static.greenpeace.org/india/Global/india/Airpoclypse--Not-just-Delhi--Air-in-most-Indian-cities-hazardous--Greenpeace-report.pdf 3. Michael Greenstone, The	The students will get an insight about various legal provisions and authorities to address the issue of air pollution.

					Solvable Challenge of Air Pollution in India, Available at - https://scholar.harvard.edu/files/rpande/files/ipf_2017_greenstone_harish_pande_sudarshan_submittedmanuscript.pdf	
6.	10	Environment – Conservation and Protection	1. Environment Protection Act, 1986 2. Environment Impact Assessment 3. Public hearing and role of NGOs 4. The national Environment Tribunal Act, 1955 5. The National Environment Appellate Authority Act, 1977 6. Green Tribunal Act, 2010	TB – 1 Ch – 3 D, &10, TB 3 – Ch – 2 & 9, TB 8 – Ch – 6 & 7., TB 6 – Ch – 11, TB 4 – Ch – 11, TB 5 – Ch – 1 to 5, TB – 12 Ch – 3.6 & 3.7.	1. H Govind, Recent Developments in Environmental Protection in India, Available at - https://www.jstor.org/stable/4313633	To make the students well-versed with the available legal framework to maintain a clean and safer environment.
7.	4	Forest and Wildlife Protection and Conservation	1. The Forest Conservation Act, 1980 2. The Scheduled Tribes and other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 ….	TB – 1 Ch – 7, TB 8 – Ch – 11, TB 6 – Ch – 1 & 2, TB 4 – Ch – 8, 9	1. T.N. Godavarman Thirumulpad v. Union Of India & Ors, 2. Mr S Vijay Kumar, Restructuring the Environmental Governance Architecture for India, Available at - https://www.teriin.org/sites/default/files/2018-07/Environm	To make students familiar with the laws related to conservation of forest.

					ental%20Governance.pdf. 3. Dr. Madhuri Parikh, The Forest Conservation in India and the Role of Indian Supreme Court: A Critical Analysis, IOSR-JHSS, Volume 13, Issue 4 (Jul. - Aug. 2013), PP 55-61	
8.	4	Biodiversity – Protection Law	Biodiversity Act, 2002	TB 8 – Ch – 12,	1. India's Fifth National Report To The Convention On Biological Diversity 2014, Available At - Https://Www.Cbd.Int/Doc/World/In/In-Nr-05-En.Pdf	To make students understand and able to apply the principles mentioned under Bio-diversity act to existing issues related to protection of bio-diversity.
9.	4	Noise Pollution – Prevention Law	Noise Pollution (Regulation and Control) Rules, 2000	TB 8 – Ch – 8, TB 4 – Ch – 12	1. Limalemla Jamir, Community Noise Pollution in Urban India: Need for Public Health Action, Indian J Community Med. 2014 Jan-Mar; 39(1): 8–12, https://www.ncbi.nlm.nih.	The students will be able to understand the available legal framework to address the issue of noise pollution.

					gov/pmc/articles/PMC3968587/.	
10.	6	Hazardous and Solid Waste – Management	1.Hazardous Waste (Management and Handling) Rules, 1989 2.The Municipal Solid Wastes (Management and Handling) Rules, 2000 3.Hazardous and Other Wastes (Management and Transboundary Movement) Rules 2016 4.Solid Waste Management Rules 2016 5.Bio-Medical Waste (Management and Handling) Rules 2016 6.E-Waste Management Rules 2016 7.Plastic Waste Management Rules 2016 8.Construction and Demolition Waste Management Rules 2016	TB – 1 Ch – 12, TB 8 – Ch – 7, TB 11 – Part – 1 & 2, TB 4 – Ch – 13	1. Prof. Vinod Kumar Garg, Solid and Hazardous Waste Management, Available at - https://swayam.gov.in/nd2_ugc19_bt18/preview.	To make students able to understand and apply the legal framework for the effective management and disposal of hazardous waste.
Total	60					

Cases

- Vellore Citizens forum v. Union of India AIR 1996 SC 647
- Gabcikovo v Nagymaros [1997] ICJ Rep 7
- Iron Rhine Case ICGJ 373 (PCA 2005) 2005
- Pulp Mills on the River Uruguay ICGJ 425 (ICJ 2010)
- Tuna-Dolphin Case WT/DS381/R 1994
- Indian Council for Enviro-Legal Action v. UOI & Ors 1996 AIR 1446
- Rural Litigation and Entitlement Kendra v. State of UP AIR1988 SC 2187
- Olga Tellis v. BMC, AIR 1986 SC 180.
- RLEK v. State of UP, AIR 1987, SC 2426.
- T. Damodar Rao v. M.C Hyderabad, AIR 1987 AP 171.
- M.C.Mehta v. Union of India AIR (1987) 1 SCC 395.
- L.K.Koolwal v. State of Rajasthan. AIR 1988 RAJ 02.
- Attakoya Thangal v. State of Kerala. AIR 1990 KER LT 580.
- Subhash Kumar v. Bihar AIR 1991 SC 420.
- Tarun Bharat Sangh v. Union of India, AIR 1992 SC 514
- V Laxmipaty v. Karnataka AIR 1994 KAR 57

- Enviro Legal action v. Union of India AIR 1996, SC 1037
- M.C.Mehta v. Union of India AIR 1997 SC 734.
- M.C.Mehta v. Union of India AIR 2000 SC 1997.
- M.C.Mehta v. Kamalnath, AIR 2002 (2) Scale 654.
- Sushanta Tagore v. Union of India, (2005) 3 SCC 16.
- Jackson & Company v. Union of India, AIR 2005 Del 334.
- Bombay Dying and Manufacturing Co. v. Bombay Environmental action group, AIR 2006 SC 1489
- Intellectuals Forum, Tirupathi v. State of A.P., (2006) 3 SCC 549.
- M.C.Mehta v. Union of India (2006) 3 SCC 399.
- Perumal Naicker v Rathina Naicker AIR 2004 Mad 292
- UOI v Union Carbide Corporation (1986) 2 Comp LJ 169
- UCC v UOI AIR 1990 SC 273
- Charan Lal Sahu v UOI AIR 1990 SC 1480
- Municipal Council Ratlam v Vardichand AIR 1980 SC 1622
- Krishna Gopal v State of MP (1986) CrLJ 396
- Himmat Singh v Bhagwana 1988 CrLJ 614
- Jaykrishna Panigrahi v Hrishikesh Panda (1992) CrLJ 1054
- Pranab Kumar Chakraborty v Md Akram Hussain (1990) CrLJ 3150
- Kachrulal Bhagirat Agrawal v State of Maharashtra (2004) CrLJ 4634
- Tata Tea v State of Kerala (1984) KLT 645
- Abdul Hamid v Gwalior Rayon Silk Mfg Co (1989) CrLJ 2013
- Krishna Panicker v Appukkuttan Nair (1993) 1 KLJ 725
- State of MP v Kedia Leather and Liquor Ltd (2003)
- **Water Act –**
- Executive Apparel Processors v Taluka Executive Magistrate (1997) (4) KAR LJ 181
- Delhi Bottling Co Pvt Ltd v Central Board for the Prevention and Control of Pollution, AIR1986 DEL 152
- Narula Dyeing and Printing Works v UOI AIR 1995 Guj 185, 191
- AP Pollution Control Board v Prof MV Naidu AIR 1999 SC 812
- Subhash Kumar v State of Bihar AIR 1991 SC 420
- Megh Shyam Sharma v State of UP 1985 All LJ 1195
- **Air Act**
- K. Muniswamy Gowda v State of Karnataka 1998 (3) KAR LJ 594
- Om Biragna Religious Society v The State 1996 Cal HC

- Moulana Mufti Syed Md Noorur Rehman Barkati v State of West Bengal AIR 1999 Cal 15
- Sayeed Maqsood Ali v State of MP AIR 2001 MP 220
- forum Prevention of Environment and Sound Pollution v UOI AIR 2006 SC 348
- Church of God (Full Gospel) in India v KKRMC Welfare Association AIR 2000 SC 2773
- Ramlila Maidan Incident v Home Secretary (2012) 5 SCC 1
- Murli S Deora v UOI AIR 2002 SC 40
- MC Mehta v UOI WP 13029/1985
- Ajay Singh Rawat v UOI 1995 SCC (3) 266
- **National Green Tribunal**
- Bhopal Gas Peedith Mahila Udyog Sangathan v UOI AIR 2012 SC 3081
- Mahavir Singh v UOI 2013 Del HC
- Rohit Choudhary v UOI 2012 NGT
- Dileep B Nevatia v State of Maharashtra 2013 NGT
- Amit Maru v Secretary MoEF & Ors 2014 NGT
- Forward Foundation v State of Karnataka 2014 NGT
- Vimalbhai v UOI 2011 NGT
- PS Vajiravel v The Chairman, TNPCB 2013 NGT
- **Latest Cases –**
- Mahendra Singh v State of Uttarakhand & Ors,Writ Petition (Civil) No. 728 of 2015.
- M/s Madhup Agency V/s State of Rajasthan & Ors., O.A No. 50(THC)/2014.
- M.C.Mehta v. UOI, I.A.NO. 487/2017 in Writ Petition(Civil) No.13029/1985.
- Mr. Dharmarajan v. The District Collector Office of the Collector Office Coimbatore, Application No. 74 of 2013(SZ).
- Ali-Bedini-Bagzi Bugyal Sanrakshan Samiti v State of Uttarakhand & othersin Writ Petition (PIL) No. 123 of 2014.

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.

- The participation has to be relevant and meaningful. “Speaking for speaking’s sake” will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.
- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
- The Students should come in uniform, otherwise they will be marked absent. Do not roam in the academic area/ attend classes in chappals / shorts / informal t-shirts.
- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.
- Five (5) Marks for attendance will be given as below-

Attendance percentage	Marks alloted
96-100	5
91-95	4
86-90	3
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75-80	1
Less than 75%	0

Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for classroom arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

Students must occupy their seats before faculty comes in and remain seated until the end of the class.

Students must have their name plates on the desk.

Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.

Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.

No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	**Component**	**Expected slot / due date**	**Marks declaration by**	**Weightage**	**Syllabus**
NCP I	Internal Assessment	4th Septemeber, 2019	17 September, 2019	10 %	**Unit 1-3**
NCP II	Mid Term	30th September, 2019	14 October, 2019	20%	**Unit 1- 5**
NCP III	Internal Assessment	23 October, 2019	7 November, 2019	10%	**Unit 4-8**
NCP IV	Class Participation	Continuous Evaluation	20th November, 2019	5%	**Unit 1 - 10**
NCP V	Attendance	Continuous Evaluation	Last Working Day of Semester	5%	Not Applicable
End Term	End Term	25 November, 2019	As per Academic	50%	**Unit 1 - 10**

			Calendar		
	Total			100%	

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Mr. Dilip Sharma is working as an Assistant Professor at ICFAI Law School, Hyderabad. He is also pursuing his Ph.D. from Nalsar University of Law, Hyderabad in the field of 'Artificial Intelligence and IPR'. Mr. Sharma has qualified the UGC-NET exam in July, 2018. He has completed his post-graduate (LL.M.) in IPR Laws from National Law University, Jodhpur, India. He has done his graduation i.e. B.A. LL.B. (IPR Hons.) from Institute of Law, Nirma University, Ahmedabad, India. He also has a teaching experience of around 10 months as an Assistant Professor at School of Law, Sandip University, Nashik. Mr. Dilip Sharma has secured highest attainable grade in his LL.M. dissertation on "Protection of Non-conventional Trademarks: Issues and the Road Ahead" during his post-graduation.

Mr. Sharma has three research paper publications and four research paper presentations in his account. Being an IP enthusiastic he has attended numerous seminars and workshops to enhance his knowledge in the field of IPR. Mr. Sharma is also a distinguished member of International Council of Jurists.

Administration of Natural Resources (AT412)

Objectives: The objective of the course is to provide inputs relating to various components of natural resources, relation between natural resources and living beings, the reasons for the gradual depletion of resources. It is also aimed to enlighten the students about the administration of natural resources, regulation of usage of natural resources and the framework of legislature and judiciary. It also aims to enlighten the students about sustainable development concept, policy and governance for conservation and restoration of natural resources.

Course Outcome: Students on the completion of this course will have comprehensive knowledge about the natural resources available on the earth. The student will get to know to identify, classify the natural resources. The students will also be well versed with the conventions and legislations about the natural resources at the international and national level.It also aims to enlighten the students about the administration,conservation, restoration and protection of natural resources through governmental policy and the judicial decisions. Students get awareness of different authorities and agencies working in the field of administration and protection of the natural resources in this field.

Unit I: Introduction: Evolution of the earth: Charles Darwin Theory—Existenceof earth—Natural Resources Meaning and concepts. Compositionand Classification of Biosphere – land, water, air, minerals, glaciers, perennial rivers—Nationaland International Scenario –Needfor administration of natural resourcesand economic importance.

Unit II: International Scenario for the Protection and Conservation of Natural Resources: Protection and Conservation of Natural Resources—Conventions on Natural Resources: Vienna Convention for the Protection of Ozone Layer, (1985), Protocol on Substances that deplete the Ozone Layer (Montreal 16th September,1987), Kyoto Protocol to the UNFCCC, 1997, Convention on the Conservation of Antarctica Marine Living Resources 1980, United Nations Convention on the Laws of the Sea, (UNCLOS) 1982, IUCN Red Listing process for Conservation and Categorisation- land and forest. Conservation and Sustainable Development of all types of Forest 1992, Basal Convention on the Control of Trans-boundary Movements of Hazardous wastes and their disposal, Convention on Nuclear Safety Transnational Environmental Policies—India and its Neighbouring Countries.

Unit III: Policy and Strategy — Before and AfterIndependence: Early environmental legislation—Environmental Policy in 1970's, liberalisation and economic approaches, Solar Power Policy, Water policy, Land Pooling Policy, Reports of the Law Commissions, Natural Resource Efficiency Policy, 2019 (Draft)

Unit IV: Legislative framework: Constitutional Provisions:Fundamental Rights, Fundamental Duties, Directive Principles of State Policy— Environment legislations: Environment Protection Act, 1986, Water (Prevention and Control of Pollution) Act,1974, Air(Prevention and Control of Pollution) Act,1981,Mines and Minerals (Development and Regulation) Act 1957 r/w latest amendments, Biodiversity Act, 2002, Forest Rights Act, 2006, Atomic Energy Act, 1962—GeospatialScience for Environment– Basics of Remote Sensing: electromagnetic radiation, radiation laws, platforms and sensors, IUCN Red listing process for conservation categorization – land

and forest, Ozone Depletion Substances (Regulation and Control) Rules, 2000, Administration of natural resources Education program development.

Unit-V: Importance and Impact of Natural Resources: Importance of different components: Energy and mineral resources, forests, water, ozone layer Air waves— utility of natural resources as a catalyst in Indian scenario— The impact: indiscrete use of natural resources—depletionof the resources, industrialisation, population explosion, over consumption of fossil fuels, deforestation, mining of minerals and oil, soil erosion--Renewable Resources—Perpetualresources versus exhaustability.

Unit VI: Regulatory and Preventive Measures: Authorities constituted under law—Judiciary and administration of natural resources, Legal Principles: Precautionary Principle, Absolute Liability, Polluter Pays Principle, Doctrine of Intergenerational Equity, Public Trust Doctrine—NGT andits salient features— Community Conservation and Rural Development, Administration of natural resources, Education Programme Development.

Unit VII: Sustainability of Natural Resources: Alternative to Natural Resources: Renewable and non-renewable resources (Land, Water Air, Fossil Fuels, Minerals) — Sustainable Development: Moratoriumon excess usage, comprehensive integrated development of multiple natural resources—Promoting Sustainable Development—common property resources, carbon trading, economicand financial incentives—EnvironmentInformation System (ENVIS)-- *Six R's* principle – *reduce, reuse, recycle, refurbish, redesign, remanufacture.*Natural Resource Efficiency Authority, 14000 Series, ESM.

Unit VIII: The Disaster Management: Disaster Management: Nature, Need, Meaning, national and international—DisasterManagement Act, 2005, Policy and Rules (2010), NDMA guidelines, Authorities and agencies for Disaster Management — DisasterManagement Action plan: conservation of natural resources--Natural Calamities—Drought, Flood, Earthquake, Volcano's, Forest Fires, their constitution, composition, tenure and functions., , UN: Disaster Management and Coordination, disaster assessment and coordination team (UNDAC).

NOTE: An assignment may be given to the students to study about the natural resources available within the University Campus / in any nearby village.

Field work-

Documentation of natural resources available in the nearby villages.

Text and Reference Books

- Irshad A. Khan,Forest Governance and Sustainable Resource Management, , Sage Publications, February, 2019.
- R.S. Bedi and A.S. Bedi, Encyclopedia of Environment and Pollution, Orient Law House, New Delhi, 1st edition, 2002.
- Graham Park,Introducing Natural Resources, Edinburgh publications, 2016.
- Edwrdkormandy,International Handbook on Pollution Control, p-328.
- Donald Sparling,Natural Resource Administration, Elsevier, Academic Press, 2014.

- NawneetVibhav, Energy Law and Policy in India, Chap 8, Lexis Nexis.
- P. Satyanarayana Prasad, Environment and Public Trust Doctrine, IUP, 2008, 1st ed.
- Disa Sjobolom and Ajay Raj,Natural Resources Management in India- Background Study for the Swedish Country Strategy for India-2003-2007, Sida Publications, 2003.
- SairamBhat, Natural Resources Conservation Law, Sage Publications, 2010.
- Natural Resources Management 11th Five Year Plan (2007-2012), Report by the Working Group, Planning Commission, Government of India.

Cases

- Hospitality Association of Mudumulai v. In Defence of Environment and Animals, 2020 SCC online SC 838.
- Bengaluru Development Authority v. Sudhakar Hegde, 2020 SCC Online SC 232.
- Shajan K, John v. Government of Kerala, NFA (Forest) 22/2013 decided in Oct. 2019
- Maritime Vanguard Pvt. Ltd. Mumbai v. ACIT; ITA no. 6642/2018
- State of Tamil Nadu v. State of Karnataka, OS No. 1/ 2018 decided on 14th Nov. 2019
- M.C.Mehta v. U.O.I (2018) 18 SCC 397
- Lal Bahadur v. State of Uttar Pradesh (2018) 15 SCC 407.
- Rural Litigation Entitlement Kendra v. State of UP, AIR 1987 SC 1037
- Vanashakti And 4 Ors v. Union Of India And 11 Ors, Writ Petition No. 1487 OF 2019
- Gian Chand And Others v. Secretary And Others, Civil Revision No. 252 of 2018

Articles

- Duruigbo Emeka, Realizing the People's Right to Natural Resources, *Seton Hall Journal of Diplomacy and International Relations*, Vol. 12, No. 1, Winter 2011.
- Duruigb Emeka, Permanent Sovereignty and Peoples' Ownership of Natural Resources in International Law, *The George Washington International Law Review*, Vol. 38, No. 1, January 1, 2006.
- Beevers Michael D, Governing Natural Resources for Peace: Lessons from Liberia and Sierra Leone, *Global Governance*, Vol. 21, No. 2, April-June 2015.
- George Gerard, The Management of Natural Resources: An Overview and Research Agenda, *Academy of Management Journal*, Vol. 58, Iss. 6, 2015.
- R. Kapur, Natural Resources and Environmental Issues, *Journal of Ecosystems and Ecograph,*; Vol. 196. Iss. 6, 2016
- N. Lenka, Scientific Endeavour for Natural Resource Management in India; *Current Science Journal*; Vol. 108 Iss. 1, 2015
- Nehal A. Farooque, B.S. Majila and C.P.Kala, Indigenous Knowledge Systems and Sustainable Management of Natural Resources in High Altitude Society in Kumaun Himalaya, India; *Journal of Human Ecology, ,* Vol. 16. Iss. 1, 2017.

- Samant, Medicinal Plants in Himachal Pradesh, North Western Himalaya India; *International Journal of Biodiversity Science, Ecosystem Services and Management,*; Vol. 3 Iss. 4, 2010
- Vikram S. Negi, Traditional Knowledge and Biodiversity Conservation: A Case Study from Byans Vallley in Kailash Sacred Landscape, India; *Journal of Environmental Planning and Management,* Vol. 61. Iss. 10, 2017
- Karuna Joshi and Neelam Bhardwaj, Woman and Natural Resources Management: A Study of Communities of Practice prevailing in woman farmers Community for Management of Water and Forests of Lesser Himalayan Region in India; *International Journal of Advanced Research,* , Vol. 3 Iss. 7, 2015.

Videos

- https://youtu.be/WKld7o6CISg
- https://youtu.be/QzIegwxpclY
- https://youtu.be/f14oBaPNhdc
- http://web.worldbane.org>website00668>web>pdf>natural
- https://youtu.be/LpEgGJxx6mo

ICFAI Law School, Hyderabad

ONLINE Teaching Format

Course Hand Out

Academic Year – 2020-21

(Class of 2022)

***Course Name*: Administration of Natural Resources**

***Course Code:* AT 332**

Semester: VIII

***Faculty Name*: Mr. D.V.N.Murty**

Mobile No: 9121097900

Email: dvnmurty@ifheindia.org

Objectives: The objective of the course is to provide inputs relating to various components of natural resources, relation between natural resources and living beings, the reasons for the gradual depletion of resources. It is also aimed to enlighten the students about the administration of natural resources, regulation of usage of natural resources and the framework of legislature and judiciary. It also aims to enlighten the students about sustainable development concept, policy and governance for conservation and restoration of natural resources.

Course Outcome: Students on the completion of this course will get knowledge about the natural resources available within the earth. They will be able to identify and classify the natural resources, how they are protected. The students will also be well versed with the conventions and legislations for the natural resources at the international and national level respectively and it protection andconservation through the judicial decisions. Students will also be aware of different authorities and agencies working in the field of protection of the natural resources.

Recommended Text Books and Reference Books : (R B)

S.No.	Text Book	Author / Publication
1.	Forest Governance and Sustainable Resource Management	Irshad A. Khan, Sage Publications, February, 2019.
2.	Encyclopedia of Environment and Pollution	R.S. Bedi and A.S. Bedi, Orient Law House, New Delhi, 1st edition, 2002.
3.	Introducing Natural Resources	Graham Park, Edinburgh publications, 2016.
4.	International Handbook on Pollution Control	Edward Kormandy
5.	Natural Resource Administration	Donald Sparling, Elsevier, Academic Press,

		2014
6.	Energy Law and Policy in India	NawneetVibhav, Lexis Nexis
7.	Environment and Public Trust Doctrine	P. Satyanarayana Prasad IUP, 2008, 1st ed.
8.	Natural Resources Management in India- Background Study for the Swedish Country Strategy for India-2003-2007	Disa Sjobolom and Ajay Raj, Sida Publications, 2003
9.	Natural Resources Conservation Law	Sairam Bhat, Sage Publications, 2010
10.	Natural Resources Management 11th Five Year Plan (2007-2012)	Report by the Working Group, Planning Commission, Government of India.
11.	Environmental Laws Legal Manual, 2015	National Green Tribunal.

Supplementary Readings: (S.R.)

- Realizing the People's Right to Natural Resources, Duruigbo Emeka, *Seton Hall Journal of Diplomacy and International Relations*, Vol. 12, No. 1, Winter 2011.
- Permanent Sovereignty and Peoples' Ownership of Natural Resources in International Law, Duruigb Emeka, *The George Washington International Law Review*, Vol. 38, No. 1, January 1, 2006.
- Governing Natural Resources for Peace: Lessons from Liberia and Sierra Leone,Beevers Michael D, *Global Governance*, Vol. 21, No. 2, April-June 2015.
- The Management of Natural Resources: An Overview and Research Agenda, GEORGE Gerard, Vol. 58, Iss. 6, *Academy of Management Journal*, 2015.
- Natural Resources and Environmental Issues, R. Kapur, *Journal of Ecosystems and Ecograph*, 2016; Vol. 196. Iss. 6.
- Scientific Endeavour for Natural Resource Management in India; N. Lenka, SangeetaLenka and A.K. Biswas; *Current Science Journal*; 2015; Vol. 108 Iss. 1.
- Indigenous Knowledge Systems and Sustainable Management of Natural Resources in High Altitude Society in Kumaun Himalaya, India; Nehal A. Farooque, B.S. Majila and C.P.Kala, *Journal of Human Ecology*, 2017, Vol. 16. Iss. 1
- Medicinal Plants in Himachal Pradesh, North Western Himalaya India; Samant; *International Journal of Biodiversity Science, Ecosystem Services and Management*, 2010; Vol. 3 Iss. 4.
- Traditional Knowledge and Biodiversity Conservation: A Case Study from ByansVallley in Kailash Sacred Landscape, India; Vikram S. Negi; *Journal of Environmental Planning and Management*, 2017; Vol. 61. Iss. 10.
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Lesser Himalayan Region in India; Karuna Joshi and NeelamBhardwaj, *International Journal of Advanced Research,* (2015), Vol. 3 Iss. 7.

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1.	5	Introduction	Evolution of the earth- Charles Darwin Theory — Existence of earth — Meaning and concepts of natural resources — Composition and classification of biosphere – land, water, air, minerals, glaciers, perennial rivers — National and International Scenario – Need for administration of natural resources and economic importance.	R.B. 3	Ch- 1 Pg.1-2 Ch- 3 Pg-3-10 https://youtu.be/f14oBaPNhdc	On completion of the Unit, students will learn how the earth evolved and what are the natural resources available in the earth.
2.	6	International Scenario for the protection and conservation of Natural Resources	Major National Regulations—Environmental Quality Standards, Conventions on Natural Resources—Vienna Convention for the Protection of Ozone Layer, (1985), Protocol on Substances that deplete the Ozone Layer (Montreal 16th September,1987), Kyoto Protocol to the UNFCCC, 1997, Convention on the Conservation of Antarctica Marine Living Resources 1980, United Nations Convention on the Laws of the Sea, (UNCLOS) 1982, IUCN Red Listing process for Conservation and Categorisation- land and forest, Non- Legally binding authoritative statement of Principles, Conservation and Sustainable Development of all types of Forest 1992, Basal Convention on the Control of Trans-boundary Movements of Hazardous wastes and their disposal, Convention on	R.B . 2 S.R. 2 & 3	R.B. 2 Pg. 1389, 1408, 1535, 1559,	Students will be able to identify the major international declarations, and its related Covenants for the protection of natural resources.

			Nuclear Safety Transnational Environmental Policies—India and its Neighbouring Countries.			
3.	6	Policy and Strategy — Before and After Independence	Early environmental legislation—Environmental Policy in 1970's, liberalisation and economic approaches, Solar Power Policy, Water policy, Land Pooling Policy, National Forest Policy, Reports of the Law Commissions, Natural Resource Efficiency Policy, 2019 (Draft) as proposed	R.B. 6 R.B. 10	Chap- 8 The whole plan	On conclusion of this Unit, students will be able to understand how the natural resources were administreded before and after independence.
4.	6	Legislative framework	Constitutional Provisions- Fundamental Rights, Fundamental Duties, Directive Principles of State Policy— Environment legislations— Environment Protection Act, Water Act, Air Act, Mining Act, Biodiversity Act, Forest Rights Act, Atomic Energy Act, Geospatial science for environment– basics of remote sensing, electromagnetic radiation, radiation laws, platforms and sensors, IUCN Red listing process for conservation categorization – land and forest, Ozone Depletion Substances (Regulation and Control) Rules, 2000, Administration of natural resources Education program development.	R.B. 9 S.R. 1 S.R 2 S.R 5	Ch- 2, Part I Pg. 37- 69 Part- II- Pg. 70-90 Ch. 3 Pg. 92-171 Ch. 4 Pg. 174-261 Ch. 6 Pg. 311-353	Students on the completion of this unit will be aware of the legislations that are legislated for the administration, protection and conservation of natural resources.
5.	6	Importance and Impact of Natural Resources	Importance of different components—Energy and mineral resources, forests, water, ozone layer Air waves, utility for the development of mankind— Specifically in Indian scenario— The impact—indiscrete use of natural resources, depletion of the resources: industrialisation, Population explosion, over consumption of fossil fuels, deforestation, mining of minerals and oil, soil erosion, non-usage of renewable resources, Perpetual resources versus exhaustibility.	R.B 8 R.B 10 S.R. 1,2 & 7	Natural Resources Management in India- Background Study for the Swedish Country Strategy for India-2003-2007 Natural Resources Management 11th Five Year Plan (2007-2012)	On completion of this Unit, students will be able to analyse the importance of individual resources and the impact it has got on the mankind due to its indiscrete use.

6.	6	Regulatory and Preventive Measures	Authorities constituted under various enactments and their functioning. NGT—its authority and function, Role of Judiciary with regard to administration of natural resources—Precautionary Principle, Absolute Liability, Polluter Pays Principle, Doctrine of Intergenerational Equity, Public Trust Doctrine, Community Conservation and Rural Development, Administration of natural resources, Education Programme Development.	R.B. 4 R.B. 7 R.B. 10 S.R. 5 S.R. 6 S.R. 7	Pg. 325 NGT- Pg. 91- 115	On completion of this unit Students will know about landmark cases decided by the NGT, Supreme Court and High Courts. Students will also learn about the agencies that are there for the conservation and enhancement of natural resources.
7	6	Sustainability of natural resources.	Alternative renewable and non-renewable resources—Individual Components—Land, Water Air, Fossil Fuels, Minerals— Sustainable Development—Moratorium on excess usage, comprehensive integrated development of multiple natural resources, Common Property Resources, carbon trading—Promoting Sustainable Development—economic and financial incentives and fund flow, Environment Information System (ENVIS)-- *Six R's* principle to drive resource efficiency and refers to – *reduce, reuse, recycle, refurbish, redesign, remanufacture.*Natural Resource Efficiency Authority, 14000 Series, ESM.	Online source	Online source	Students on the conclusion of this unit will learn about the 6 R's principles 14000 series and ESM.
8.	7	The Disaster Management.	Meaning—Need—Natural Calamities—Drought, Flood, Earthquake, Volcanos, Forest Fires—Disaster Management Act, 2005, Disaster Management Action plan, role played by it in the conservation of natural resources. Authorities and agencies for Disaster Management, their constitution, composition, tenure and functions. Disaster Management Act, Policy and Rules (2010), NDMA guidelines UN: Disaster Management and Coordination, disaster			Students will be in a position to see the criminal law from the lens of human rights and will be able to draw a line of human rights where it is available to the victims and to the accused.

			assessment and coordination team (UNDAC).			
Total	48					
Tutorials	10					
Guest Lectures	2					
Total	60					

List of Latest Cases :

- Prem Narayan@ PremVerma v. Union of India, Habeas Corpus: 27130/2019.
- Shajan K, John v. Government of Kerala, NFA (Forest) 22/2013 decided in Oct. 2019
- Maritime Vanguard Pvt. Ltd. Mumbai v. ACIT; ITA no. 6642/2018
- State of Tamil Nadu v. State of Karnataka, OS No. 1/ 2018 decided on 14th Nov. 2019
- M.C.Mehta v. Kamal Nath (1997) 1SCC 388
- Union Carbide Corporation v. U.O.I, AIR 1990 SC 273
- Vellore Citizen's Forum v. U.O.I, AIR 1996 SCC 212.
- Rural Litigation Entitlement Kendra v. State of UP, AIR 1987 SC 1037
- Vanashakti And 4 Ors v. Union Of India And 11 Ors, Writ Petition No. 1487 OF 2019
- Gian Chand And Others v. Secretary And Others, Civil Revision No. 252 of 2018

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
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Students must occupy their seats before faculty comes in and remain seated until the end of the class.

Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.

Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.

No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	**Component**	**Expected slot / due date**	**Marks declaration by**	**Weightage**	**Syllabus**
NCP I	Internal Assessment	12-02-2021	14-02-2021	15	**I-III**
NCP II	Mid Term	01-03-2021	4-3-2021	20	**I-V**
NCP III	Internal Assessment	10-04-2021	10-04-2021	15	**I-VII**
End Term	End Term	03-05-2021 To 13-05-2021	Within 72 hrs from the date of completion of the subject exam	50	20% mid & 30% end syllabus

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member:

I am D.V.N. Murty, working as a Faculty Associate in here since July, 2017. Holding an academic career in Integrated BA.LLB in the year 2012 and Masters of law in Human Rights in the year 2014 both from Utkal University, Odisha, I worked as a lecturer in law from February 2015 to July 2017 at Madhusudhan Law College (Now University), Cuttack, Odisha and during that period of my lectureship I dealt with the Human Rights, Property Laws, Media Law, and Constitutional Law. I also had been a visiting faculty to SAI International School, Bhubaneswar, Odisha and during the period July 2016 to July 2017 and dealt with Legal Studies subject for 12th standard Students in the Commerce Stream. I also worked as a Junior Research Associate in the Centre for Child Rights at National Law University, Odisha, Cuttack from February 2017 to July 2017. Presently I am pusing my Ph.D in Law on Child Rights from KIIT School of Law, Bhubaneswar, Odisha. As a student of Human Rights I have dealt with cases of human rights violation

and filed cases in the Odisha State Human Rights Commission and got a decision for two cases. I write articles for Human Rights Journals. I also have a Publication in the Legal Mirror on the rights of the tribals' vis-à-vis land acquisition. Attended two International conferences and several National conferences

Mergers and Acquisitions (LL422)

Objective: To impart a theoretical understanding of basics of Merger and Acquisition (M & A), social and legal implication of Merger and Acquisition and various laws and regulations relating to M & A. The focus of the paper is to prepare students to be well conversant with intricacies of legal provisions relating to M & A and make them able to draft MOU and Merger Agreements.

Course Outcomes: After the end of the course students will be able to understand the concept of corporate restructuring and various allied concepts of corporate restructuring along with M&A. The course is structured in such a way that the students will have understanding of regulatory framework of M&A.

Unit I: Introduction, Theories of Merger and Acquisition (in short M & A), Types of M & A, Advantages and Disadvantages, Structure of Transaction(Asset Purchase, Cross-Border Mergers, Share Purchase)

Unit II: Merger and Acquisition in International Law, European Law, American Law and other Systems of Law

Unit III: Merger and Acquisition in India: Pre and Post Liberalization period

Unit IV: Role of Regulators governing M & A in India: Security and Exchange Board of India (SEBI), Reserve Bank of India (RBI), Foreign Investment Promotion Board (FIPB), Competition Commission of India (CCI)

Unit V: Law relating to M & A: Company Law, Competition Law, FEMA, SEBI Regulation and Guidelines, RBI Policies and others

Unit VI: Issues Relating to M & A: Contractual, Intellectual Property, Exchange Control (FDI), Tax

Unit VII: Due Diligence

Unit VIII: Merger and Acquisition Agreement (Essentials): MoU (Pre-Agreement), Acquisition Agreement (Share Purchase Agreement etc.)

Unit IX: Case Studies: Indian and Foreign

Unit X: Drafting of M & A Agreement (Model): MoU and Acquisition Agreement

Research: Study of merger of nations bank in India w.r.t. global trust bank with oriental bank of commerce

Text and Reference Books

- H. R. Machiraju :Mergers, Acquisitions and Takeovers
- Andrew J. Sherman and Milledge A. Hart: Merger and Acquisitions from A to Z
- Donald M. DePamphilis :Mergers, Acquisitions, and Other Restructing Activities
- J. Fred Weston, Kwang S. Chung and Susan E. Hoag: Mergers, Restructuring, And Corporate Control

ICFAI Law School, Hyderabad

Course Hand Out

Academic Year – 2019-2020

(Class of 2021)

***Course Name*: Mergers & Acquisitions**

Course Code: LL422

Semester: VIII

***Faculty Name*: Hartej Singh Kochher**

Email: hartejsinghkochher@ifheindia.org

Objectives of the Course: Merger and Acquisition (M & A) has been accepted as a significant tool of inorganic development by the corporate sectors. In India rate of M&A is increasing consistently. India does not have specific enactment governing these transactions. It has been regulated under various statutes. Growing significance of the M&A in Indian Economy and legal changes has resulted into a significant platform for legal career in this sector. This course has been adopted with an objective – to introduce students with the various legal concepts related with these transactions, to build theoretical foundation in dealing with M&A transactions, to make them analyze the emerging legal issues in M&A deals. It will also help them to find new avenues of the Corporate Law Practice.

Course Outcomes: After the end of the course students will be able to understand the concept of corporate restructuring and various allied concepts of corporate restructuring along with M&A. The course is structured in such a way that the students will have understanding of regulatory framework of M&A.

Recommended Text Books and Reference Books

	TEXT BOOK	AUTHOR / PUBLICATION
1.	Mergers and Acquisitions	Professor Alexander Roberts ,Dr William Wallace, Dr Peter Moles Edinburgh Business School , Heriot-Watt University , United Kingdom.
2.	Ramaiya's Company Law	Ramaiya's Commentaries on the Companies Act, Part-3 (17th Edn) Ss. 230 - 237 of the Companies Act 2013.
3.	Competition Law	Richard Wish,
4.	Tannan's Banking Law	Tannan's Commentary on Ss44A&45 of Banking Regulation Act,1949

Course Outline:

Sl.	No. of	Topic	Key Concepts	Text Book	Course Outcome

No	Sessions			Material to use	
1.	5	Unit 1- Corporate restructuring	Meaning of Corporate Restructuring, Need, Scope and Modes of Restructuring, Historical Background, Planning, Formulation and Execution of Various Corporate Restructuring Strategies - Mergers, Acquisitions and other allied concepts. Theories, types of M&A.	Mergers and Acquisitions Professor Alexander Roberts ,Dr William Wallace, Dr Peter Moles Edinburgh Business School , Heriot-Watt University , United Kingdom.	Students will be able to understand meaning, need, scope and modes of corporate restructuring.
2.	2	Unit 2 – Concept of Arrangement under companies act 2013.	Mergers, demergers and acquisitions Section 230 to 240. Concepts and issues – Sale of an `undertaking'.- Business transfer agreement of a `going concern'. 293(1)(a) S. 180(1)a of the Companies Act 1956 and 2013, Section 2(19)AA of the IT Act.	Ramaiya's Commentaries on the Companies Act, Part-3 (17th Edn) Ss. 230 - 237 of the Companies Act 2013.	At the end of the unit students will be able to understand mergers and acquisitions under various sections of companies act.
3.	6	Unit 3 - M&A aspects under Competition law.	Combinations under competition Act 2002 - pre-notification of M&A Transactions to Competition Commission of India beyond certain threshold limits- Section 5,6,19,20,21	Richard Wish, "Competition Law"	Students will understand about combinations under competition law and the role of CCI in mergers and acquisitions transactions.
4.	7	Unit 4: Merger and Acquisition in International Law, European Law, American Law and other Systems of Law	Brief overview to be provided	Material to be supplied	Students should be able to undertake a comparative analysis between jurisdictions
5.	6	Unit 5 – Banking Companies Amalgamation	Law and procedure of merger, the role of RBI in Merger of banking companies. The banking Regulation Act, 1949 - S-36AE-AJ, 44A&B and 45	Tannan's Commentary on Ss44A&45 of Banking Regulation Act,1949	At the end of the unit students would understand Law and procedure of merger, the role of RBI in Merger of banking companies.
6.	7	Unit 6- Cross border mergers	Provisions under Companies Act, FEMA Act, and role of RBI in cross border deals. International Statutes governing M&A.	Mergers & Acquisitions in India	Students shall understand the provisions of FEMA and its applicability to M&A transaction. And shall understand thresholds.
7.	8	Unit 7-	History of Takeover Regulations	Securities And	Students shall

		SEBI(Substantial Acquisition of Shares and Takeovers)Regulations,2011	in India-Takeover Regulation, 1997 –Definitions Compared with 2011. Threshold limits – Non-Compete fee –Directors Duties in Takeovers- Due Diligence- Inadequacies in this code, need of replacement of the current code role of TRAC (proposing changes in the Code of 1997) Fundamentals of 2011ths Code-Key Terms Direct and Indirect Acquisitions, Control, Shares, Person Acting in concert Triggers for application of the code Mandatory Open Offer and Voluntary Open Offer Exemptions for it etc Applicability of the Due Diligence provisions and need of it for the effective implementation of the Code.	Exchange board of India (Substantial Acquisition of Shares and Takeovers) Regulations 2011. Nishith Desai Associates, 'Public M&As in India: Takeover Code Dissected A detailed analysis of Securities and Exchange Board of India (Substantial Acquisition of Shares and Takeovers) Regulations, 2011'	understand the provisions of acquisitions of listed company.
8.	3	Unit 8 - Due diligenge in M&A transaction	Why Due Diligence is Important for M&A?-Types of Due diligence-Role of lawyer in M&A Transaction.	online material will be provided.	Students shall understand the importance and requirement of due diligence.
9.	2	Case Studies	Indian and Foreign case studies to be discussed	Material will be provided	
10.	3	Unit X: Drafting of M & A Agreement (Model):	MoU and Acquisition Agreement drafting		Practical aspects pertaining to drafting to be discussed
11.	10	Tutorials	Case laws to be discussed.		
Total	60				

Case laws:

- Miheer H Mafatlal v. Mafatlal Industries Ltd. (1996) 4 Comp. LJP. 124
- Sadanand S. Varde v. State of Maharashtra [(2001) 30 SCL 268 (Bom.)]
- Oceanic Steam Navigation Co., Re, (1939) Com Cases 229
- 4. Bombay Gas Co. Pvt. Ltd. v. Regional Director (1996) 21 CLA 269 (Bom)
- Vishnu Chemicals (P) Limited, In Re [2002] 35 SCL 459 (AP)
- Alembic Ltd. v. Dipak Kumar J. Shah (2003) 41 SCL 145: (2003) 52 CLA 272: (2002)6 Comp LJ 513 (Guj)
- Hind Lever Chemicals Limited In Re [2004] 61 CLA 32 (P&H)/[2004] XXXIV CS LW85
- TCI Industries Limited In Re [2004] 118 Comp Cas 373 (AP)

- Larsen & Toubro Limited In re [2004] 60 CLA 335 (Bom) [2004] XXXIV CS LW 72
- Union of India v. Sterlite Industries (India) Limited [2002] 113 Comp Cas 273 (Bom)
- Mercury Containers (P.) Ltd., [2010] 98 SCL 43 (ALL.)
- Gallops Realty (P.) Ltd., In re [2010] 97 SCL 93 (GUJ.)
- S Viswanathan v. East India Distilleries & Sugar Factories Limited(1957) 27 ComCases 175:AIR 1957 Mad 341
- Benarasi Das Saraf v. dalmia Dadri Cement Ltd(1958)28 Com cases 435(Punj)

Case Studies

- Demerger - Larsen & Toubro Limited
- Overseas Acquisition – Tata-Corus Deal
- Merger of ICICI with ICICI Bank
- ICICI Bank with Bank of Rajasthan
- Multiple Corporate Restructuring – Reddy Laboratories Limited
- Jet-Ethihad Deal – Concept of Control
- Porsche – Volkswagen Deal
- Yahoo – Microsoft Deal - Bear Hug/ Concept of Tender Offer.
- Leveraged buy- out – Bharti-Zain

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
- The participation has to be relevant and meaningful. “Speaking for speaking’s sake” will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.
- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
- The Students should come in uniform, otherwise they will be marked absent. Do not roam in the academic area/ attend classes in chappals / shorts / informal t-shirts.
- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs

the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.

- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.
- Five (5) Marks for attendance will be given as below-

Attendance percentage	Marks alloted
96-100	5
91-95	4
86-90	3
81-85	2
75-80	1
Less than 75%	0

- Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

Students must occupy their seats before faculty comes in and remain seated until the end of the class.

Students must have their name plates on the desk.

Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.

Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.

No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	**Component**	**Expected slot / due date**	**Marks declaration by**	**Weightage**	**Syllabus**
NCP I	Internal Assessment	5/2/2020	10/2/2020	10	**Unit 1**
NCP II	Mid Term	6/3/2020	15/3/2020	20	Unit 1 to 3
NCP III	Internal Assessment	04/04/2020	04/04/2020	10	Unit 4
NCP IV	Class Participation	03/05/2020	03/05/2020	5	
NCP V	Attendance	03/05/2020	03/05/2020	5	
End Term	End Term	06/05/2020	16/5/2020	50	Unit 4 to 8

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Hartej Singh Kochher

BA. LLB (Hons.) from GGSIP University. (2011-2016)

LL.M. (Corporate Laws) from NLU, Jodhpur (2018-2019)

Cyber Law (LL432)

Objective: The main objectives of the course is to enhance the cyber knowledge and lay a path for the students to understand the technical concepts.To enlighten various legal implications of cyber law.To make understand the difference between realistic and virtual transactions and the difficulties that emerges in the latter and the procedure to overcome such issues.To train the students with specialized knowledge in cyber laws.

Course Outcomes:

The main objectives of the course are as follows

- To enhance the cyber knowledge and lay a path for the students to understand the technical concepts.
- To enlighten various legal implications of cyber law
- To make understand the difference between realistic and virtual transactions and the difficulties that emerges in the latter and the procedure to overcome such issues.
- To train the students with specialized knowledge in cyber laws.

Unit I: Introduction to Cyberspace: Overview and History of Internet and World Wide Web: Convergence of Technology: Business and Law in the networked Environment: Impact of Cyberspace on Law: Governance of Cyberspace: Regulating Cyberspace – Need and Methods of Regulation

Unit II: E-commerce: Online Contracts: Application of Contract Law in E-commerce: Contractual Rights of Third parties: Contractual Issues and their resolutions: Online Securities offerings: Taxation and role of state to obtain tax jurisdiction over an Out- of state e-business: Insurance in e-business: UNCITRAL Model Law on E-commerce: An Overview

Unit III: Jurisdiction: Problems and Perspectives: Civil and Criminal Jurisdiction: Traditional Principles of Jurisdiction: Personal Jurisdiction: Territoriality: States Long Arm Statutes: Due Process Requirements – Minimum Contact: Reasonableness: Purposefully Directed Activities: International and Indian perspective relating to Jurisdiction in Cyberspace

Unit IV: IPR Issues in Cyberspace: Domain Name System: Disputes relating to Domain names and Numbers: Online Dispute Resolution and its application to various transactions: ICANN and its Role in Dispute Resolution: Anticybersquatting Law and Consumer Protection-Indian Perspective

Trademarks: Trademark Dilution- Surface Linking- Deep linking- Hyperlinking-Metatags-Framing-Infringement and Remedies

Copyrights: Subject matter of Copyright in Online Environment – Statutory Rights: Defences: Vicarious Liability of the Internet Service Provider: Infringement and Remedies

Unit V: Social Issues in Cyberspace: Data as Property: Personal Data: Data Collection and Privacy- Data Privacy Protection Laws- Applicable Laws: Pornography: Obscenity: Defamation: As a Tort and Crime- Requirement of Proof- Defences: Internet and

Information Security- Requirement of Secure communications and networks-Goals of Information in Internet Security: Methods of achieving Security: Cryptography: Challenges

Unit VI: Internet Service Providers: Civil Liability – Criminal Liability-International and National Perspectives

Unit VII: Cyber/Computer Crimes: Meaning: Classification of Cyber Crimes: Various Cyber Crimes: Challenges

Unit VIII: Information Technology Act, 2000 and Information Technology (Amendment) Act, 2008: E-Governance- Digital Signature/Electronic Signature-Certifying Authorities –Cyber Appellate Tribunal – Electronic Evidence-Nodal Agencies- CERT-In - Related Rules

Unit IX: International Issues in Cyberspace: International Organizations- Regulations, Non-Governmental Organizations: Enforcement of International Laws to adjudicate international Disputes: International Conventions –Cyber Forensics- Cyber Investigation: Cyber Security-Policing Cyber crimes

Unit X: Internet Law and Policy: Law of Convergence- Telegraph, Cable Broadcasting, Satellite and the Internet: Legal and Regulatory Aspects of Telecommunications in India

Field work:

Organising awareness program to students of high schools about the use and misuse of cell phones and social media.

Text and Reference Books

- Kamlesh N. & Murali D.Tiwari(Ed), IT and Indian Legal System, Macmillan India Ltd, New Delhi
- K.L.James, The Internet: A User's Guide (2003), Prentice Hall of India, New Delhi
- Chris Reed, Internet Law-Text and Materials, 2nd Edition, 2005, Universal Law Publishing Co., New Delhi
- Vakul Sharma, Hand book of Cyber Laws, Macmillan India Ltd, New Delhi
- S.V.Joga Rao, Computer Contract & IT Laws (in 2 Volumes), 2005 Prolific Law Publications, New Delhi
- T.Ramappa, Legal Issues in Electronic Commerce, Macmillan India Ltd, New Delhi
- Indian Law Institute, Legal Dimensions of Cyber Space, New Delhi
- Pankaj Jain & Sangeet Rai Pandey, Copyright and Trademark Laws relating to Computers, Eastern Book Co, New Delhi
- Farouq Ahmed, Cyber Law in India
- S.V.Joga Rao, Law of Cyber Crimes and Information Technology Law, 2007, Wadhwa & Co, Nagpur

ICFAI Law School, Hyderabad

Course Hand Out

Academic Year – 2019-20

(Class of2021)

***Course Name*: Cyber Law**

Course Code:LL432

Semester: VIII

***Faculty Name*:Satyabrata Mishra**

Mobile No: 7873287171

Email: satyabratamishra@ifheindia.org

Objectives of the Course: The Cyber law covers various issues Cyber Crimes, Cyber Squatting, Domain Name Disputes, Contractual breaches, Tortious acts, Intellectual Property Rights, Data Protection and management, Digital Signatures, Private policies, Information Security, Jurisdictional issues, Web-Casting, P2P Networking, E-Transactions (National and Transnational) Internet- Governance or E- governance, Hate speech in social networks, etc., the course basically gives a detailed knowledge for the young lawyers, this course has inserted in the curriculum to meet the day to day legal challenges. Foremost object of the course is to introduce the student to the general principles of Information & Communication Technology Law and then help them in understanding the nuances and its application. In other words the chief object of the course is learning & understanding the fundamental principles of Internet Law.

Course Outcomes:

The main objectives of the course are as follows

- To enhance the cyber knowledge and lay a path for the students to understand the technical concepts.
- To enlighten various legal implications of cyber law
- To make understand the difference between realistic and virtual transactions and the difficulties that emerges in the latter and the procedure to overcome such issues.
- To train the students with specialized knowledge in cyber laws.

Recommended Text Books and Reference Books

S.No	**TEXT BOOK**	**AUTHOR / PUBLICATION**
I	*Cyber law in India*	Dr. Farooq Ahmed, New Era Law Publications 2008
II	Cyber Law & Crimes	Barkha and U Ram Mohan, 3rd End Asia Law House 2011
III	Information *Technology Law and*	Vakul Sharma, Universal Law

	Practice- Cyber Laws and Laws Relating to E-Commerce,	Publishing - An imprint of Lexis Nexis; Paperback– 1 Nov, 5thedn 2016
IV	Guide to Cyber Laws	David Johnson, Cyber Law, Stoddart, 1997
V	Introduction to Internet Law and Policy	Rodney D. Ryder, , 1st Edition, Wadhwa Nagpur, 2001.
VI	"*Law relating to Computers Internet and E- Commerce*"	Nandan Khamat, , Universal Law Publishing, New Delhi (2010).

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text BookMaterial to use	Chapter Reading /Videos	Course Outcome
	SIX	Introduction to Cyberspace: Overview and History of Internet and World Wide Web: Convergence of Technology: - Impact on Law: Governance and Regulating Cyberspace –Methods of Regulation Internet Law and Policy: Law of Convergence- Telegraph, Cable Broadcasting, Satellite and the Internet: Legal and Regulatory Aspects of Telecommunications in India.	Evolution Convergence Regulation	*Introduction to Internet Law and Policy*, Rodney D. Ryder, 1st Edition, Wadhwa Nagpur, 2001. Chapter XX and XXI PP387-418 *Making Laws for Cyberspace,* Chris Reeds OUP 2012 Chapter II page 29 to 100 *Law relating to Computers Internet and E- Commerce*" Universal Publishers 2015 5TH EDN Chapter 2 page 17 to 43	Federal Communications Law Journal: Vol. 50: Iss. 1, Article 5. Available at: http://www.repository.law.indiana.edu/fclj/vol50/iss1/5 Wilske, Stephan and Schiller, Teresa (1997) "International Jurisdiction in Cyberspace: Which States May Regulate the Internet?," Dan Hunter, Cyberspace as Place and the Tragedy of the Digital Anticommons, 91 Cal. L. Rev. 439 (2003). Available at: http://scholarship.law.berkeley.edu/californialawreview/vol91/iss2/4	Learn the historical evolution of Internet and Convergence of Technology
	SIX	Jurisdiction: Problems and Perspectives: Civil and Criminal	Jurisdiction in Persona and In Rem	*Law relating to Computers Internet and E- Commerce*"	A.S. Dalal, "Jurisdiction in Cyberspace",	Students understand various

		Jurisdiction: Traditional Principles of Jurisdiction: Personal Jurisdiction: Territoriality: States Long Arm Statutes: Due Process Requirements – Minimum Contact: Reasonableness: Purposefully Directed Activities: International and Indian perspective relating to Jurisdiction in Cyberspace	Civil Criminal Active Passive transactions Long Arm Statute	Universal Publishers 2015 5TH EDN Chapter 2 page 17 to 43 *Introduction to Internet Law and Policy,* Rodney D. Ryder, 1st Edition, Wadhwa Nagpur, 2001. Chapter III Page 51-90	M.D.U. Law Journal, 2010. Harvard Law Review CYBERSPACE REGULATION AND THE DISCOURSE OF STATE SOVEREIGNTY 112 Harvard Law Review May 1999 (page 1681) Dan Jerker B. Svantesson. (2004) "An introduction to jurisdictional issues in cyberspace" ,, Pathshala Jurisdictional issues in cyber law_2 nformation communication technology Content writer : Dr. Gurujit Singh https://www.youtube.com/watch?v=Tc1tQffeh_I	principles and can apply in practical issues
III	SIX	E-commerce: Online Contracts: Application of Contract Law in E-commerce: Contractual Rights of Third parties: Contractual Issues and their resolutions: Online Securities offerings: Taxation and role of state to obtain tax jurisdiction over an Out-of state e-business: Insurance in e-business: UNCITRAL Model Law on E-commerce: An Overview	Online contracts Categories Uncitral Model Law Permanent Establishment Bit Tax	Module III Electronic Commerce pp 52-79 in Text Book on *Cyber Law* by Pawan Duggal Universal Law Publishing 2014	16 Regent U. L. Rev. 433 (2003-2004)Electronic Assent to Online Contracts: Do Courts Consistently Enforce Clickwrap Agreements	Student learn legal validity of online contracts and can learn formulating terms and conditions in online contracts
IV	SIX	Internet Service Providers: Civil Liability – Criminal Liability-	ISP Liability Good faith Reasonablene	*Law relating to Computers Internet and E- Commerce*"	Niva Elkin Koren 9 N.Y.U. J.	Students can understand liability of

		International and National Perspectives - Cyber/Computer Crimes: Meaning: Classification of Cyber Crimes: Various Cyber Crimes: Challenges	ss	Universal Publishers 2015 5TH EDN Chapter 4 page 90-120 Barkha and U ram mohan, Cyber Law & Crimes 3rd End Asia Law House 2011 Chapter 1 from page 7 to 59 Chapter 3, 4 and 5 page no 61 to 87 Information *Technology Law and Practice- Cyber Laws and Laws Relating to E-Commerce*, Vakul Sharma, Universal Law Publishing - An imprint of Lexis Nexis; Paperback– 1 Nov, 5thedn 2016 Chapter XII to XV Page 160 TO 178 Chapter XVIII	Legis. & Pub. Pol'y 15 (2005-2006)Making Technology Visible: Liability of Internet Service Providers for Peer-to-Peer Traffic Alfred C Yen 88 Geo. L.J. 1833 (1999-2000) Internet Service Provider Liability for Subscriber Copyright Infringement, Enterprise Libility, and the First Amendment Lecture on Cyber-crime, UGC e - pathshala National Law University https://www.youtube.com/watch?v=1NisA2u7f6Y Eric J. Sinrod and William P. Reilly, Cyber-Crimes: A Practical Approach to the Application of Federal Computer Crime Laws, 16 Santa Clara High Tech. L.J. 177 (2000). Available at: http://digitalcommons.law.scu.edu/chtlj/vol16/iss2/1 Legal principles of international	ISP

					intellectual property regime https://www.youtube.com/watch?v=QrD3umzBUSsPathshala Liability of ISPs https://www.youtube.com/watch?v=MD4bPfFVsvk Cyber Offences under the Information Technology Act https://www.youtube.com/watch?v=J-F0-49gLU8	
V.	SIX	IPR Issues in Cyberspace: Domain Name System: Disputes relating to Domain names and Numbers: Online Dispute Resolution and its application to various transactions: ICANN and its Role in Dispute Resolution: Anti cybersquatting Law and Consumer Protection- Indian Perspective Trademarks: Trademark Dilution- Surface Linking- Deep linking- Hyperlinking- Metatags- Framing-Infringement and Remedies Copyrights: Subject matter of Copyright in Online Environment – Statutory Rights: Defences: Vicarious Liability of the Internet Service Provider: Infringement and Remedies	Copyrights Framing Metataging Linking Derivative Works	*Law relating to Computers Internet and E- Commerce*" Universal Publishers 2015 5TH EDN Chapter 5 -7 PAGE123 TO 206 Domain Names *Cyber Law*, Dr. Farooq Ahmed, New Era Publications 2008Chapter 7, Pp150 to 236 Chapter 9 in *Cyber Law*, Dr. Farooq Ahmed, New Era Publications 2008 , PP298-331	Cathelin M Sullivan, First Amendment Intermediaries in the Age of Cyberspace, 45 UCLA L. Rev. 1653 (1997-1998).	Students learns various elements of cyberspace issues in IPR
VI	SIX	Social Issues in Cyberspace: Data as Property: Personal Data: Data Collection and Privacy- Data	Data Protection Data Privacy Defamation	Information *Technology Law and Practice- Cyber Laws and Laws Relating to E-Commerce*,Vakul	C. Satapathy, "Law for Computer Misuse and Data	Students can gain knowledge in various social issues

		Privacy Protection Laws (Recent Bill 2018)- Applicable Laws: Pornography: Obscenity: Defamation: As a Tort and Crime- Requirement of Proof- Defences: Internet and Information Security- Requirement of Secure communications and networks-Goals of Information in Internet Security: Methods of achieving Security: Cryptography: Challenges	Pornography Obscenity	Sharma, Universal Law Publishing - An imprint of Lexis Nexis; Paperback– 1 Nov, 5thedn 2016 Chapter XVI to XVII Page 188 to 220 Barkha and U ram mohan, *Cyber Law & Crimes* 3rd End Asia Law House 2011 Chapter 15 164-211	Protection", Economic and Political Weekly, October, 1998 Berman, Paul Schiff, "Cyberspace and the State Action Debate: The Cultural Value of Applying Constitutional Norms to "Private"Regulation" (2000). University of Connecticut School of Law Articles and Working Papers. Paper 9. http://lsr.nellco.org/uconn_wps/9	
VII.	SIX	Information Technology Act, 2000 and Information Technology (Amendment) Act, 2008: E-Governance- Digital Signature/Electronic Signature- Certifying Authorities – Cyber Appellate Tribunal – Electronic Evidence- Nodal Agencies- CERT-In - Related Rules	Digital Signature Electronic Signature Certifying Authority DSC Controller CYAT	*Law relating to Computers Internet and E- Commerce*" Universal Publishers 2015 5TH EDN Chapter 5 page 144 Information *Technology Law and Practice- Cyber Laws and Laws Relating to E-Commerce*,Vakul Sharma, Universal Law Publishing - An imprint of Lexis Nexis; Paperback– 1 Nov, 5thedn 2016, Chapter III to XI, Page 30 to 158	Shiuh-JengWang Measures of retaining digital evidence to prosecute computer-based cyber-crimes Computer Standards &InterfacesVolume 29, Issue 2,February 2007, Pages 216-223	Students learn various provisions and its application
VIII.	SIX	International Issues in Cyberspace: International Organizations- Regulations, Non-Governmental Organizations: Enforcement of	Cyber Forensics and Cybersecurity	Barkha and U ram mohan, *Cyber Law & Crimes* 3rd End Asia Law House 2011 Chapter 3, 4 and 5 from page 75 to 87	Eric J. Sinrod and William P. Reilly, Cyber-Crimes: A Practical Approach to the Application of Federal	Students learn global issues and can learn technical inputs

		International Laws to adjudicate international Disputes: International Conventions –Cyber Forensics- Cyber Investigation: Cyber Security-Policing Cyber Crimes			Computer Crime Laws, 16 SantaClara High Tech. L.J. 177 (2000). Available at: http://digitalcommons.law.scu.edu/chtlj/vol16/iss2/1 Hemraj Saini, Yerra Shankar Rao, T.C.Panda / International Journal of Engineering Research and Applications (IJERA) ISSN: 2248-9622 www.ijera.com Vol. 2, Issue 2,Mar-Apr 2012, pp.202-209 202 | P a g e Cyber-Crimes and their Impacts: A Review International Cyber laws Pathshala https://www.youtube.com/watch?v=agjCIkPa_Ow Mary Ellen O'Connell Cyber Security without Cyber War *Journal of Conflict and Security Law*, Volume 17, Issue 2, 1 July 2012, Pages 187–209	
Total	48					

Tutorials = 12 hours

Total = 12+ 48 = 60 hours

Cases:

- C.C.No.4599/2014
- Facebook. Inc vs The State Of West Bengal &Anr on 3 January, 2018
- Shreya Singhal vs U.O.I on 24 March, 2015
- State ByBasaveshwarnagar vs For The Offences Punishable Under ... on 16 May, 2018 CASE NO130 F.3d 414 (9th Cir. 1997).
- Zippo Manufacturing v. Zipp Dot Com326 U.S. 310 (1945)
- ALS Scan v. Digital Service293 F.3d 707 (2002)
- Yahoo! v. La Ligue Contre Le Racisme et L'Antisemitisme433 F.3d 1199 (9th Cir. 2006
- Panavision International v. Toeppen945 F. Supp. 1296 (1996)
- Rescuecom v. Google562 F.3d 123 (2nd Cir. 2009)
- Tiffany v. Ebay600 F.3d 93 (2nd Cir. 2010),
- Religious Technology Center v. Netcom On-line 907 F. Supp. 1361 (N.D. Cal. 1995)
- Perfect 10 v. Amazon.com 508 F.3d 1146 (9th Cir. 2007)
- American Booksellers v. Strickland 60 F.3d 443 (6th Cir. 2009)
- People for the Ethical Treatment of Animals v. Doughney263F.3d359 (4th Cir. 2001)
- Shields v. Zuccarini254 F.3d 476 (2001
- Lamparello v. Falwell420 F.3d 309, 2005 U.S. App
- Gaurav Sureshbhai Vyas vs The Petitioner Who Is A Law Student on 15 September, 2015 C/WPPIL/191/2015

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Latecomers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
- The participation has to be relevant and meaningful. “Speaking for speaking’s sake” will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.
- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.

- The Students should come in uniform, otherwise they will be marked absent. Do not roam in the academic area/ attend classes in chappals / shorts / informal t-shirts.
- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.
- Five (5) Marks for attendance will be given as below-

Attendance percentage	Marks allotted
96-100	5
91-95	4
86-90	3
81-85	2
75-80	1
Less than 75%	0

Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

Students must occupy their seats before faculty comes in and remain seated until the end of the class.

Students must have their name plates on the desk.

Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.

Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.

No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	Component	Expected slot / due date	Marks declaration by	Weightage	Syllabus
NCP I	Internal Assessment	3rd feb 2020	7th feb 2020	10	Module 1 & 2
NCP II	Mid Term	11th mar 2020	18th mar 2020	20	Module 1 to 4
NCP III	Internal Assessment	6th apr 2020	13th apr 2020	10	Module 5 & 6
NCP IV	Class Participation	23rd apr 2020	24th apr 2020	5	Module 1 to 8
NCP V	Attendance	23rd apr 2020	24th apr 2020	5	Module 1 to 8
End Term	End Term	30th apr 2020	7th may 2020	50	Module 1 to 8

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Ms. Satyabrata Mishra, Assistant Professor, has completed her B A LLB (International Laws Hons.) from School of Law, KIIT University, Bhubaneswar and LLM (Corporate and Commercial Laws) from NLUO, Cuttack. She is pursuing her PhD in the area of Investment Arbitration from School of Law, KIIT University, Bhubaneswar. She has research experience of three years and has worked in Orissa High Court and NLUO, Cuttack. Her areas of interests include International Law, International Investment Laws, Trade Law and International Commercial Arbitration.

Banking and Insurance Law (LL442)

Objectives: The study of this course enables the students to understand the banking, the services banks render to the general public and their significant contribution to the development of the economy. Also, the students will know variety of assistance tended by the banks to the common people and business community. The students will be acquainted with the legal control over them as well as the protection to the consumers of banking services. The students also gain knowledge about various insurance policies and relevant legal regulations.

Course Outcomes: By the end of the course the student will be familiar with the legal perspectives and concepts of banking and insurance, the basic structure of banking and insurance in India, the regulatory system that is prevailing at national level and compliances under such systems.

Unit – I: Indian Banking Structure - Origin – Evolution of Banking Institutions – Types and functions of banks - Commercial banks – Functions – Banking Companies in India – RBI - Constitution, Management and Functions - Banking Regulation Act, 1949 – State Bank of India- UTI, IDBI, RRBs'-Local banks.

Unit – II: Law relating to Negotiable Instruments, 1881 Act (Read with the amended Act of 2002) and Practical Procedure - Negotiable Instruments - Kinds - Holder and holder in due course – Parties – Negotiation- Assignment – Presentment – Endorsement – Liability of parties – Payment in due course – Special rules of evidence - Material alteration – Noting and protest – Paying banker and collecting banker – Bills in sets – Penal provisions under NI Act and Civil Liability.

Unit – III: Employment of funds - Loans and Advances- Guarantees- Advances secured by Collateral securities- Regulation of Securitization and Reconstruction of Financial Assets of Banks and Financial Institutions-Enforcement of Security Interest and other Rules of Securitization Act, 2002.

Unit – IV: Banker and customer Relationship - Definition of banker and customer – General relationship – Special relationship - Banker's duty of secrecy, banker's duty to honourcheques, banker's lien, and banker's right to set off - Appropriation of payments - Garnishee order - Customer's duties towards his banker. Opening of New Accounts – Special types of customers - Minor's A/C, Joint A/C, Partnership A/C, Company's A/C, Married women's A/C, Trust A/C, Joint Hindu family A/C - Illiterate persons, lunatics, executors - Precautions required in case of administrators, clubs, societies and charitable institutions to open an account .

Unit – V: Ancillary Services and E- Banking: Remittances - General, DD, MT, TT, Traveler's cheques, bank orders, credit card, debit/smart cards, safe deposit vaults, giftcheques, stock invest. E-Banking - Definition – E-Banking includes - Internet banking, mobile banking, ATM banking, computerized banking –E- banking services – retail services – wholesale services – E- Cheque-authentication-Cyber Evidence-Banking Ombudsman.

Insurance Law

Unit – VI: Introduction: Nature- Definition- History of Insurance- History and development of Insurance in India- Insurance Act, 1938- (main sections) Insurance Regulatory Authority Act, 1999: Its role and functions.

Unit – VII: Contract of Insurance: Classification of contract of Insurance- Nature of various Insurance Contracts- Parties there to- Principles of good faith – non disclosure – Misrepresentation in Insurance Contract- Insurable Interest- Premium: Definition- method of payment, days of grace, forfeiture, return of premium, Mortality; The risk – Meaning and scope of risk, CausaProxima, Assignment of the subject matter.

Unit – VIII: Life Insurance: Nature and scope of Life Insurance- Kinds of Life Insurance. The policy and formation of a life insurance contract- Event insured against Life Insurance contract- Circumstance affecting the risk- Amount recoverable under the Life Policy- Persons entitles to payment- Settlement of claim and payment of money- Life Insurance Act, 1956- Insurance against third party rights- General Insurance Act, 1972- The Motor Vehicles Act, 1988 – Sec. (140-176), Nature and scope- Absolute or no fault liabilities, Third party or compulsory insurance of motors vehicles- Claims Tribunal- Public Liability Insurance –Legal aspects of Motor Insurance –Claims – Own Damages Claims – Third Party Liability Claims.

Unit – IX: Fire Insurance: Nature and scope of Fire Insurance –Basic Principles – Conditions & Warranties – Right & Duties of Parties – Claims – Some Legal Aspects. Introduction to Agriculture Insurance – History of Crop Insurance in India – Crop Insurance Underwriting, Claims, Problems associated with Crop Insurance – Cattle Insurance in India.

Unit – X: Marine Insurance: Nature and Scope- Classification of Marine policies- Insurable interest- Insurable values- Marine insurance and policy- Conditions and express warranties- Voyage deviation- Perils of sea- Loss- Kinds of Loss- The Marine Insurance Act, 1963.

Text and Reference Books

- K.S.N. Murthy and KVS Sharma: Modern Law of Insurance in India,1995, edn.New Tripathi Pvt. Ltd. Bombay.
- Ravi Pulirani and Mahesh Pulirani : Manual of Insurance Law,2001 Ed. Bharat Law House Ltd. New Delhi.
- BrijNandan Singh: Insurance Law, University Book Agency, Allahabad
- Michael Parkington: Insurance Law, 6thedn, 1975, Sweet and Maxwell,London.
- M.N. Srinivasan : Law of Insurance
- Bhattacharya: Law of Insurance
- Dr. M.N. Mishra : Law of Insurance
- Harding and Eveanly : General Principles of Insurance
- Banerji : Law of Insurance, Asia Law House
- Avatar Singh: Law of Insurance, Eastern Book Company, Lucknow

- B.C.Mithra: The Law relating to Marine Insurance, The University Book Agency, Allahabad
- Gyanendra Kumar: Hand book on Insurance Law, Delhi Law House
- J.V.N. Jaiswal : Law of Insurance, Eastern Book Company ,Luknow
- Tannan: Banking Law & Practice in India, 18th Edn., Orient Law House, New Delhi.
- Avtar Singh: Negotiable Instruments, 3rd Edn., Eastern Book Company, Lucknow, 1997.
- P.N.Varshney: Banking Law & Practice, 17th Edn. Sultan Chand & Sons, New Delhi.
- Taxman: Law of Banking, India Law House
- B.R. Sharma and Dr.R.P. Nainta: Principles of Banking Law and Negotiable Instruments Act, Allahabad Law Agency.
- Mukherjee's Banking Law and Practice, Premier Publications Company.
- Bashyam and Adiga: Negotiable Instruments Act, Bharat Law House.
- RN Chaudhary, Banking Laws, Central Law Publications, Fourth Edition, 2018
- Bimal N Patel, dolly Jabbal, Prachi V Motiyani, EazyCases Banking Law, Eastern book Company, 2014.

Articles:

- Neha Chadha, International Journal of Business Administration and Management, ISSN 2278-3660 Volume 7, Number 1 (2017)
- Akhil M P , Structured Finance and Securitization in India, *SRG International Journal of Economics Management Studies* (SSRG - IJEMS) – Volume 5 Issue 6 – June 2018.

Videos:

- FinShiksha - Banking Sector Nuances & Recent Developments - Aug 2018 https://www.youtube.com/watch?v=NJ__B7fOW1I
- India's banking sector needs more reforms: Shaktikanta Das, RBI governor, Aug 2020, https://economictimes.indiatimes.com/news/economy/policy/indian-banking-sector-continues-to-be-safe-and-stable-shaktikanta-das/videoshow/77778560.cms

ICFAI Law School, Hyderabad

ONLINE Teaching Format

Course Hand Out

Academic Year – 2020-21

(Class of 2022)

***Course Name*: Banking and Insurance Law**

Course Code: (LL442)

Semester: VIII

***Faculty Name*: A. R. Rajeswari**

Mobile No: 9848649411

Email: rajarajeswari@ifheindia.org

Objectives of the Course: To introduce to the students the structure of banking sector, the applicable laws and the regulatory authorities and its importance in the day-to-day life of people as well as to the economic development of the nation. The course also deals with various kinds of Insurance contracts, various legislations dealing with their nature, validity and regulatory authorities.The course also exposes students to the latest developments and legal issues in the banking and insurance sector.

Course Outcomes:

- The legal perspectives and concepts of banking and insurance
- The basic structure of banking and insurance in India
- The regulatory system that is prevailing at national level and compliances under such systems.

Recommended Text Books and Reference Books

	Text Book	Author / Publication
	Taxman's : Banking Law and Practice in India	India Law House, New Delhi
	Negotiable Instruments	Avtar Singh, Eastern Book Company
	Bank Frauds – Prevention and Detection	B.R.Sharma, Universal Law Publishing.
	MN Srinivasan's Principles of Insurance Law	S.V.Joga Rao, LexisNexis Butterworths Wadhwa, Nagpur
	Banking Laws	RN Chaudhary

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
Unit I	6	Banking- Introduction, evolution, functions	Indian Banking Structure - Origin – Evolution of Banking Institutions Types and functions of banks - Commercial banks – Functions – Banking Companies in India – RBI -Constitution, Management and Functions - Banking Regulation Act, 1949 – State Bank of India- UTI, IDBI, RRBs'-Local banks.	Banking Laws, R.N. Chaudhary	Chapter I-pgs 1-7, Chapter II, Chapter III. Chapter XIII-pgs 427, 428, 437-452	What is the meaning of bank, banking, banking business, etc and what are the various types of banks, its functions and regulation by RBI.
Unit II	6	Negotiable Instruments.	Law relating to Negotiable Instruments, 1881 Act (Read with the amended Act of 2002) and Practical Procedure - Negotiable Instruments - Kinds - Holder and holder in due course – Parties – Negotiation- Assignment – Presentment – Endorsement – Liability of parties – Payment in due course – Special rules of evidence - Material alteration – Noting and protest – Paying banker and collecting banker – Bills in sets – Penal provisions under NI Act and Civil Liability.	Banking Laws, R.N. Chaudhary	Chapter XIV, XV, XVI, XVII, XIX.	What is Negotiable Instrument, Parties, Liability and Peanlties.
Unit III	8	Banking Services and Customer Relationship.	IV:Banker and customer Relationship - Definition of banker and customer – General relationship – Special relationship - Banker's duty of secrecy, banker's duty to honourcheques, banker's lien, and banker's right to set off - Appropriation of payments - Garnishee order - Customer's duties towards his banker. Opening of New Accounts – Special types of customers - Minor's A/C, Joint A/C, Partnership A/C, Company's A/C, Married women's A/C, Trust A/C, Joint Hindu family A/C - Illiterate persons, lunatics, executors - Precautions required in case of administrators, clubs, societies and charitable	Banking Laws, R.N. Chaudhary	Chapter V, VI,XI and XII.	Interaction between bank and customer, different bank accounts, their rights and duties vis-avis each other

			institutions to open an account . Ancillary Services and E-Banking: Remittances - General, DD, MT, TT, Traveler's cheques, bank orders, credit card, debit/smart cards, safe deposit vaults, giftcheques, stock invest. E-Banking - Definition – E-Banking includes - Internet banking, mobile banking, ATM banking, computerized banking –E-banking services – retail services – wholesale services – E-Cheque-authentication-Cyber Evidence-Banking Ombudsman.			
Unit IV	4	Securitization and Reconstruction	- Loans and Advances-Guarantees- Advances secured by Collateral securities-Regulation of Securitization and Reconstruction of Financial Assets of Banks and Financial Institutions-Enforcement of Security Interest and other Rules of Securitization Act, 2002.	Banking Laws, R.N. Chaudhary	Chapter VIII.	Issues related to NPA, objective of Securitisation or reconstruction, how security interest may be enforced
Unit V	4	Insurance Regulation	Nature- Definition- History of Insurance- History and development of Insurance in India- Insurance Act, 1938-(main sections) Insurance Regulatory Authority Act,1999: Its role and functions.	MN Srinivasan's Principles of Insurance Law	Chapters I to 4, pg. 1 - 201	The students will understand how the concept of insurance has come into being, how it is now being regulated.
Unit VI	6	Contract of Insurance	Classification of contract of Insurance- Nature of various Insurance Contracts- Parties there to- Principles of good faith – non disclosure – Misrepresentation in Insurance Contract- Insurable Interest-Premium: Definition- method of payment, days of grace, forfeiture, return of premium, Mortality; The risk – Meaning and scope of risk, Causa Proxima, Assignment of the subject matter.	MN Srinivasan's Principles of Insurance Law	Chapter 5 to 10, pg. 207 to 365	The students will get detailed understanding of the nature of insurance contract.
Unit VII	6	Life Insurance	Nature and scope of Life Insurance- Kinds of Life Insurance. The policy and formation of a life insurance contract- Event insured against Life Insurance contract-Circumstance affecting the risk-Amount recoverable under the Life Policy- Persons entitles to payment- Settlement of claim and payment of money- Life	MN Srinivasan's Principles of Insurance Law	Chapters 40 to 47, pg. 1041 to 1187	The nature of Life Insurance, nature of liability and the enactments governing the contracts.

			Insurance Act, 1956- Insurance against third party rights- General Insurance Act, 1972- The Motor Vehicles Act, 1988 – Sec(140-176), Nature and scope- Absolute or no fault liabilities, Third party or compulsory insurance of motors vehicles- Claims Tribunal- Public Liability Insurance –Legal aspects of Motor Insurance – Claims – Own Damages Claims – Third Party Liability Claims.			
Unit VIII	8	Fire Insurance, Crop Insurance and Marine Insurance	Fire Insurance: Nature and scope of Fire Insurance –Basic Principles – Conditions &Warranties – Right & Duties of Parties – Claims – Some Legal Aspects. Introduction to Agriculture Insurance – History of Crop Insurance in India – Crop Insurance Underwriting, Claims, Problems associated with Crop Insurance – Cattle Insurance in India. Marine Insurance: Nature and Scope- Classification of Marine policies- Insurable interest- Insurable values- Marine insurance and policy- Conditions and express warranties- Voyage deviation- Perils of sea- Loss- Kinds of Loss- The Marine Insurance Act, 1963.	MN Srinivasan's Principles of Insurance Law	Chapters 30 to35, pg. 683 to 771. Chapters 17 to 29; pg. 481 -667	Nature of Fire and Marine Insurance, how it is different from life insurance and laws governing these contracts of insurances.
	48					
	12					
Total	60					

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
- The participation has to be relevant and meaningful. "Speaking for speaking's sake" will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.

- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.
- Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

Students must occupy their seats before faculty comes in and remain seated until the end of the class.

Students must have their name plates on the desk.

Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.

Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.

No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	**Component**	**Expected slot / due date**	**Marks declaration by**	**Weightage**	**Syllabus**
NCP I	Internal Assessment	10/02/2021	15/02/2021	15	**Unit 1 and II**
NCP II	Mid Term	01/03/2021		20	Unit 1-IV
NCP III	Internal Assessment	20/04/2021		15	Unit V and VI
NCP IV	Class Participation				
NCP V	Attendance				
End Term	End Term	03/05/2021		50	

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

R. Rajeswari, Assistant Professor of Law.

NGOs and Law (LE411)

Objectives: Study of this course enables the students to familiarize with the legislations pertaining to the formation and registration of Non – Governmental Organisations. It also enables the students to understand the procedures to be followed to receive funds and conduct activities. It provides an overview of the international NGOs and the regulations.

Course Outcome: On completion of this course, the students will be able to start and manage NGOs. This also provides an opportunity to the students to get acquaintance with the legal aspects of various NGO activities.

Unit I: Introduction: NGO: Meaning, Concept and Purpose – Concept of grass – root development organisations – Types and Characteristics of NGO, Administrative and financial structure of NGO – Success stories of Local, National and International NGO.

Unit II: NGO as Society: Societies Registration Act, 1860 – Filing of documents – Formation of a Society – features of Registered Society – Right of the society and its members liability – General body: functions and powers – Composition, Powers and Duties of office bearers – Model Rules and Regulations of a Society.

Unit III: NGO as Trust: Indian Trusts Act, 1882 – Essential features of a Trust – Charitable trust – Rights and Powers of Trustee – Special powers – Removal of Trustee – Rights of beneficiary of a public trust – Conduct of business by a Trust – Objects of the Trust Deed – Disabilities of Trustee – Trust Deed of a General Charitable Trust.

Unit IV: NGO as Non-profit Company: Companies Act, 2013 – Characteristics of a company – Steps involved in establishing of a company – Comparative analysis of society, trust and non – profit company.

Unit V: Registration of an NGO: Registration of a society – Unregistered society – Limited liability – Guidelines for Registration of a Society – Rules and regulations – Registration of an Charitable Trust – Registration as a Non – profit company – Registration of an NGO under other Acts: Registration under the Income Tax Act, 1961, Registration under Foreign Contribution (Regulations) Act 1976.

Unit VI: Code of Practices for NGO: Legal regulations related to volunteering – Rights, Duties and Liabilities of the organisation – Identity issues – Functioning issues – Borrowing powers – Rights, Duties and Liabilities of NGO worker – Foreign Contribution.

Unit VII: Nature of NGO Activities and Their Legal Aspects: Aged care – Agricultural and fisheries – Child care – Disabled care – Alcohol and Drug addicts – Women empowerment – Education – Natural disasters – Legal aid – Public Interest Litigation – Human Rights.

Unit VIII: NGO and Government: Grants – in – aid from the Government of India – Schemes sponsored by the Ministry of Social Justice and Empowerment, Human Resources and Development, Health and Family Welfare and other ministries – Exemptions under 80G

Field work-Working jointly with NGO in providing services to illiterate farmers and enlightening them about their rights and obligations particularly voting rights

Text and Reference Books

- Anita Abraham, Formation and Management of NGOs, Universal Law Publishing, New Delhi, 2011.
- Pushpa Sundar, Foreign Aid for Indian NGOs: Problem Or Solution?, Routledge, New Delhi, 2010.
- David Lewis and Nazneen Kanji, Non – Governmental Organizations and Development, Routledge, New York, 2009.
- Breman, J., Footloose Labour: Working in India's Informal Economy, Cambridge University Press, Cambridge, 1996.
- Harish Narasappa, Rule of Law in India: A Quest for Reason, Oxford University Press, New Delhi, 2018.
- Claudie Barrat, Status of NGOs in International Humanitarian Law, Brill, Boston, 2014.
- Lisa Jordan and Peter van Tuijl, NGO Accountability: Politics, Principles and Innovations, Earthscan, London, 2012.
- Sarah E. Mendelson and John K. Glenn, The Power and Limits of NGOs, Columbia University Press, New York, 2002.
- Pierre – Marie Dupuy and Luisa Vierucci, NGOs in International Law: Efficiency in Flexibility?, Edward Elgar Publishing, 2008.
- S. L. Goel and Ram Kumar, Administration and Management of NGOs: Text and Case Studies, Deep and Deep Publications, New Delhi, 2004.

Articles:

- Sidel, M. The Promise and Limits of Collective Action for Non-profit Self – Regulation: Evidence from Asia, Non-profit and Voluntary Sector Quarterly, 2010.
- Randeria, S. Globalization of Law: Environmental Justice, World Bank, NGOs and the Cunning State in India. Current Sociology, 2003.
- CAO Ming – De and WANG Feng – Yuan, Reference of Legal Systems of Environmental Public Interest Litigation by Environmental NGO in America and India. Hebei Law Science, 2009.
- Ebrahim, Alnoor. NGO Behavior and Development Discourse: Cases From Western India, International Journal of Voluntary and Non-profit Organizations, 2001
- Luna, E. M. Disaster Mitigation and Preparedness: The Case of NGOs in the Philippines, Disasters, 2001.
- Sheth, D.L. & Sethi, (2016) The NGO Sector in India: Historical Context and Current Discourse, Voluntas, 2016.
- Tom Harrison, NGOs and Personal Politics: The Relationship between NGOs and political leaders in West Bengal, India, World Development, 2017.
- Jalali, Rita. International Funding of NGOs in India: Bringing the State Back In, Voluntas 2008.

- Parvati Raghuram, Global Care, Local Configurations – Challenges to Conceptualizations of Care, Global Networks, 2012.
- Ebrahim, Alnoor. Accountability in Practice: Mechanisms for NGOs, World Development, 2003.

Videos

- https://swayam.gov.in/nd1_noc19_cs66/preview
- https://swayam.gov.in/nd1_noc19_mg53/preview
- http://www.chinafile.com/ngo/latest/video – policy – brief – british – ngos – and – foreign – ngo – law
- https://thewire.in/rights/fcra – ngos – lies – behind – governments – crackdown
- https://www.toppr.com/guides/business – studies/consumer – protection/consumer – organisations – and – ngos/

Population, Public Health & Law (LE412)

Objectives: The objective of the course is to introduce students to the broad concepts of public health, to provide an in – depth understanding of various frameworks & legislations on public health inter linkages between public health and development at local, national and global levels.

Course Outcome: At the end of the course a students would be in a position to know the history and evolution of Public health law in India and the world, the concept of Right to Health as an human right, understand the basic public health ethics, health economics, the role of the state in public health. In addition to this students would also be in a position to know about the remedies against medical malpractices and various types & limitations of public health research.

Unit I: Introduction: Definition of Public Health and Associated Terms – History and Evolution of Public Health Law in India – Structure of Public Health Crisis Management System in India – Current Concerns in Public Health Sphere of India.

Unit II: Global Health Law: Global Health Law and Its Mission – Obligation of International Health Assistance Towards World's Least Healthy People – International Health Regulation and Challenges – Relationship between Global Health Law and Human Rights.

Unit III: Medicine and Public Health Care: Healthcare as An Issue At The National and International Level – Constitutional Provisions Relating to Public Health – Right to Health as A Fundamental Right – Remedies Available Under the Indian Constitution – Right to Health vis-à-vis the Right to Confidentiality – Access to Medical Records.

Unit IV: Public Health Ethics: Distinction between Public Health Ethics and Conventional Medical Ethics or Bioethics – Conflict between Public Health and Safety and Individual's Interests – Limitations on State's Power.

Unit V: Remedies for Medical Malpractice: Remedies under Law of Torts – Law of Crimes – Consumer Protection Law

Unit VI: Public Health Strategies for Epidemic Disease: Difference between Quarantine and Isolation – Legal Aspects of Isolation and Quarantine in Dealing with Infectious Diseases – Epidemic Diseases Act, 1897 – State Laws on Epidemic Diseases.

Unit VII: Health Economics: Meaning and Scope of Health Economics – Health Care Markets – Finance Management & Budgeting in Health Sector – Equity in health Outcomes and in health Care – Generic Medicines.

Unit VIII: Public Health Research: Clinical Trial, Community-Based Participatory Research (CBPR) – Genetic Studies – Prevention Studies Public Health Surveillance – Distinctions between Public Health Research and Practice.

Text and Reference books

- Anoop K. Kaushal, Medical Negligence & Legal Remedies, Universal law Publication, 2016.
- Park's, Textbook of Preventive and Social Medicine, 2015.

- Mary – Jane Schneider, Introduction to Public Health, Jones and Bartlett, 2006.
- BJ Turnock, Essentials of Public Heath, Jones & Bartlett, 2007.
- Scott Burris, Micah L. Berman, Matthew Penn and Tara Ramanathan Holiday, The New Public Health Law: A Transdisciplinary Approach to Practice and Advocacy, Oxford University Press, 2018.
- James G. Hodge, Jr., Public Health Law in a Nutshell, West Academic Publishing, 2015.
- Lawrence O. Gostin and Lindsay F. Wiley, Public Health Law: Power, Duty, Restraint, University of California Press, 2016.
- Lawrence O. Gostin, Global Health Law, Harvard University Press2014.
- Alexander C. Wagenaar and Scott C. Burris, Public Health Law Research: Theory and Methods, Jossey – Bass, 2013.
- Richard Bonnie and Ruth Gaare Bernheim, Public Health Law, Ethics, and Policy: Cases and Materials (University Casebook Series),Foundation Press, 2015.

Articles

- Dawn Pepin, Benjamin D. Winig, Derek Carr, and Peter D. Jacobson, "Collaborating for Health: Health in All Policies and the Law", The Journal of Law, Medicine & Ethics, 2017.
- Monica Das Gupta, "Public Health in India: An Overview", Development Research Group, The World Bank, 2006.
- Dr. Sudha.S.R., "Public Health in India: Issues and Challenges", International Research Journal of Interdisciplinary & Multidisciplinary Studies (IRJIMS), 2016.
- K Mathiharan, "The fundamental right to health care", Indian journal of Medical Ethics, 2003.
- Brigit Toebes, "International health law: an emerging field of public international law", Indian Journal of International Law, 2016.
- Manoj V.Murhekar, Naman K. Shah, "Research funding in India: Need to increase the allocation for public health", The Indian Journal of Medical Research, 2010.
- Dean Spears, "Village sanitation and child health: Effects and external validity in a randomized field experiment in rural India", Journal of Health Economics, 2016.
- Jayant Bhattacharya, Janet curie, "Poverty, food insecurity, and nutritional outcomes in children and adults", Journal of Health Economics, 2004.
- Holly Fernandez Lynch, "Human Research Subjects As Human Research Workers", Yale Journal of Health Policy, Law, and Ethics, 2015.
- Lawrence O. Gostin, "World Health Law: Toward a New Conception of Global Health Governance for the 21st Century", Yale Journal of Health Policy, Law, and Ethics, 2005.

Videos

- https://www.youtube.com/watch?v=d5DsDJooDrE
- https://www.youtube.com/watch?v=pEuO6oUP70Q

- https://www.youtube.com/watch?v=aKLszGQAJXc
- https://www.youtube.com/watch?v=wISWa8HbUFA
- https://www.youtube.com/watch?v=tbM3NEGjbQc

Law on Food Safety and Security (LE413)

Objectives : The study of this course enables the students to understand the concept of Right to Food is a fundamental right as well as human right. They should be aware and able to analyze the prevailing food laws. The objective of the course also is to make them aware of the institutions and rules which govern food law, the substantive principles and standards that may apply to the Public Distribution System, International Organizations which work towards Food Security.

Course Outcome : At the end of the course a students would be in a position is to know the concept of Right to food and its judicial aspects, various legislations on food safety and security, important global summits on food safety and security, Chronic undernourishment, important national policies by the Indian government and how they have affected the food sector. Students also would in a position to understand how food security for all is challenging in India due to its widespread poverty.

Unit I: Right to Food as A Human Right: Meaning & Definition of Food – Right to Food – Right to Safe Food, Food as Human Right Under International Covenants/ Declarations. – Right to Food as Fundamental Right under the Indian Constitution – Judicial Activism on the Right to Food.

Unit II: Global Food Security: Global Poverty – Chronic Undernourishment – World Food Council – The World Food Summit 2008 – The World Development Report 2008 – Principles Related to Agriculture and WTO.

Unit III: Food security and poverty in India: Status of Indebtedness of Farmers – Causes and Consequences of Indebtedness – Various Types of Natural Disasters Affecting Agriculture – Gender Bias in Nutrition – Kalahandi Starvation Case Kishen Pattnayak & Anr vs State Of Orissa (1989).

Unit IV: Employment and right to work: Right to Work – Right to Livelihood – Battle for Employment Guarantee – Employment as a Constitutional Right – Mahatma Gandhi National Rural Employment Guarantee Act, 2005 – Women Workers and Perceptions of MGNREGA.

Unit V: National Food Security Act, 2013: Special Features – Provisions for Food Security – Special Significance of Women and Children in the Act – Food Security Allowance – Identification of Eligible Households – Women Empowerment – Obligation of Central and State Governments for Food Security – Transparency and Accountability – Provisions for Advancing Food Security.

Unit VI: Food Safety and Standards Act, 2006: The Codex Alimentarius Commission – Salient Features of the Act – General Principles of food Safety – Establishment of Food Safety and Standards Authority of India – Genetically modified Foods – Provisions relating to import – Enforcement of the Act; Analysis of Food; Offences and Penalties.

Unit VII: Food Policies: Antyodaya Anna Yojna (AAY) – Wheat Based Nutrition Programme (WBNP) – Public Distribution System (PDS) – Integrated Child Development Scheme (ICDS) – Annapurna Scheme – The National Old Age Pension Scheme (NMBS) – The National Family Benefit Scheme (NFBS) – The National Maternity Benefit Scheme (NMBS)

Unit VIII: Hunger and Public Action: History and Prevention of Famines in India – The Famine Codes and Their Basic Principles – Role of NGO's in Food Security – Developing Capabilities & Eliminating Endemic Deprivation – International Cooperation.

Project Work- Undertaking analytical study on various products sold by the retailers in malls and verifying the date of expiry particularly baby food products.

Text and Reference Books:

- Suresh C. Modgal, Food security of India: An overview, 2014
- Ayesha Mukherjee (Ed), A Cultural History of Famine: Food Security and the Environment in India and Britain (Routledge Environmental Humanities), 2019.
- Dreze, Jean, Amartya and Hussain,Athar, The Political Economy of Hunger, New Delhi: Oxford University Press. 1999.
- Dreze, Jean, Amartya, Hunger and Public Action, Oxford: Oxford University Press. 1989.
- Khera, Reetika (Ed). The Battle for Employment Guarantee, New Delhi, Oxford University Press. 2011.
- Bhatt, M.S, Poverty and Food Security in India: Problems and Policies, New Delhi, Aakar Books. 2004.
- Currie Bob, The politics of Hunger in India: A study of Democracy, Governance and Kalahandi's Poverty, Palgrave, Macmillion. 2000.
- Barry Atwood, Food Law, Butterworths, 2014.
- Michel Chossudovsky, The Globalization of Poverty and The New World Order, Global Research, 2014.
- Steier, Gabriela, Patel Kiran, (Eds.), International Food Law and Policy, Springer, 2015.

Articles

- Lisa Guo, David Rojas, "The Global Food Crisis",Yale Human Rights and Development Journal, 2010.
- Caroline Smith De Waal, "Food Safety and Security: What Tragedy Teaches Us about Our 100 – Year – Old Food Laws", Vanderbilt Journal of Transnational Law, 2012.
- Ajinkya Tanksal, J.K.Jha, "Implementing National Food Security Act in India: Issues and Challenges", British Food Journal, 2015.
- Deepayan Debnath, Suresh Chandra Babu, Parijat Ghosh and Michael Helmar, "Impact of India's National Food Security Act on Domestic and International Rice Markets", International Food Policy Research Institute, 2017.
- Manvendra Singh Surabhi, "Critical Analysis of National Food Security Act with Context of Global Economy", IOSR Journal of Humanities and Social Science, 2015.

- Aviral Pandey, “Food Security in India and States: Key Challenges and Policy Option”, Journal of Agricultural Economics and Rural Development, 2015.
- R Prakash Upadhyay, C Palanivel, “Challenges in Achieving Food Security in India”, Iranian Journal of Public Health, 2011.
- Laurie J. Beyranev, Emily M. Broad Leib, “Making the Case for a National Food Strategy in the United States” Food and Drug Law Journal, 2017.
- Frank Tenente, “Feeding the World One Seed at a Time: A Practical Alternative for Solving World Hunger”, Northwestern Journal of International Human Rights, 2007.

Videos

- https://www.youtube.com/watch?v=Y5xuyGkxwHg
- https://www.youtube.com/watch?v=xTkuze2YTMI
- https://www.youtube.com/watch?v=fQIyi2XS6xI
- https://www.youtube.com/watch?v=UFX5ICnNjjU
- https://www.youtube.com/watch?v=v6grwPEPwaQ

ICFAI Law School, Hyderabad

Course Hand Out

Academic Year – 2019-20

(Class of ------ 2021)

Course Name **: Law on Food Safety and Security**

Course Code : **LE413**

Semester : VII

Faculty Name : Jyotsna Nisha

Mobile No : 7739518432

Email : jyotsnanisha @ifheindia.org

Objectives of the Course: The study of this course enables the students to understand the concept that Right to Food is an fundamental right as well as human right. They should be aware and able to analyze the prevailing food laws. The objective of the course also is to make them aware of the institutions and rules which govern food law, the substantive principles and standards that may apply to the Public Distribution System, International Organizations which work towards Food Security.

Course Outcomes: At the end of the course a students would be in a position is to know the concept of Right to food and its judicial aspects , various legislations on food safety and security , important global summits on food safety and security , Chronic undernourishment , important national policies by the Indian government and how they have affected the food sector. Students also would in a position to understand how food security for all is challenging in India due to its widespread poverty.

Recommended Text Books and Reference Books

	Text Book	Author / Publication
1	A Cultural History of Famine: Food Security and the Environment in India and Britain	Ayesha Mukherjee / Routledge
2	The Political Economy of Hunger	Jean Dreze, Amartya Sen and Hussain,Athar/ Oxford University Press
3.	Commercial's The Food Safety and Standards Act, 2006	Virag Gupta/ Commercial Law Publishers
4.	The Right to Food Debates: Social Protection for Food Security in India	Harsh Mander, Ashwin Parulkar, and Ankita Aggarwal /Orient Blackswan

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1	6	Right to food as a human right	Meaning & Definition of Food – Right to food - Right to safe food, Food as human right under International Covenants/ Declarations.- Right to food as fundamental right under the Indian Constitution - Judicial activism on the right to food.	http://ijlljs.in/wp-content/uploads/2016/04/3.pdf https://shodhganga.inflibnet.ac.in/bitstream/10603/29218/9/09_chapter%201.pdf		To make the students aware of the concept of food as both human right and fundamental right, constitutional provisions related to right of food and judicial activism on the right to food.
2	6	Global food security	Global poverty - Chronic undernourishment - World Food Council - The World Food Summit 2008- The World Development Report 2008- Principles related to agriculture and WTO .	https://fagarkivet.hioa.no/en/item/asset/dspace:3542/arne_oshaug_hungernotes_08.pdf https://www.wto.org/english/docs_e/legal_e/14-ag.pdf		To make the students understand food and agriculture situation on the global level and various internationals summits and meets on food security.
3	6	Food security and poverty in India	Status Of indebtedness of farmers - Causes and consequences of indebtedness - Various types of natural disasters affecting agriculture- Gender bias in nutrition- Kalahandi Starvation case Kishen Pattnayak & Anr vs State Of Orissa (1989)	Agricultural Problems of India - Mamoria , C.B 2013, Kitab Mahal Distributors	Ch – 18 Primary Co operative Credit Societies.	To make the students understand the situation of agricultural indebtness in India , various types of natural disasters affecting agriculture and other nutritional issues.
4	6	Employment and right to work	Right to work – Right to livelihood- Battle for employment Guarantee - Employment as a constitutional right - Mahatma Gandhi National Rural Employment Guarantee Act , 2005 - Women Workers and perceptions of MGNREGA.	https://shodhganga.inflibnet.ac.in/bitstream/10603/152743/8/08_chapter%202.pdf	Pp. 1-39	To make the students understand the the concept of right to livelihood and employment as a constitutional right through various Acts and schemes.
5	6	National Food Security Act , 2013.	Special Features - Provisions for food security - Special significance of women and children in the Act - Food Security Allowance -	National Food Security Act 2013 and Reforms in Public Distribution	Pp. 1-57 https://www.	To make the students understand the the important provisions of the National Food Security Act ,

			Identification of eligible households - Women empowerment - Obligation of central and state governments for food security - Transparency and accountability- Provisions for advancing food security.	System - Dept. of food and Public Distribution.	researchgate.net/publication/276884 39_Implementing_National_Food_Security_Act_in_India_issues_and_challenges	its significance and drawbacks.
6	6	Food Safety and Standards Act, 2006	The Codex Alimentarius Commission- Salient features of the Act – General principles of food safety - Establishment of Food Safety and Standards Authority of India - Genetically modified foods - Provisions relating to import- Enforcement of the Act; Analysis of food ; Offences and penalties.	http://large.stanford.edu/courses/2017/ph241/kim-k2/docs/fao-2016.pdf		To make the students understand the the important provisions of the Food Safety and Standards Act , 2006 , its backdrop , significance and drawbacks.
7	6	Food policies	Antyodaya Anna Yojna (AAY)- Wheat Based Nutrition Programme (WBNP)- Public Distribution System (PDS)- Integrated Child Development Scheme (ICDS)- Annapurna Scheme -The National Old Age Pension Scheme(NMBS) - The National Family Benefit Scheme (NFBS)- The National Maternity Benefit Scheme (NMBS)	http://planningcommission.nic.in/reports/genrep/bkpap2020/16_bg2020.pdf https://niti.gov.in/writereaddata/files/document_publication/Final%20PDS%20Report-new.pdf		To make the students aware of the different important food policies in the country and their implementation.
8	6	Hunger and Public Action	History and Prevention of Famines in India – The Famine Codes and Their Basic Principles – Role of NGO's in Food Security – Developing Capabilities & Eliminating Endemic Deprivation – International Cooperation.	http://documents.worldbank.org/curated/en/503131468331245272/pdf/770690JRN0WBRO0Box0377291B00PUBLIC0.pdf	Pp. 1-16.	To make the students know the history of famines in India , The famine codes and what roles can different institutions play in prevention of famines .
Total	48					

Tutorials – 12

Total - 60

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
- The participation has to be relevant and meaningful. "Speaking for speaking's sake" will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.
- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
- The Students should come in uniform, otherwise they will be marked absent. Do not roam in the academic area/ attend classes in chappals / shorts / informal t-shirts.
- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.
- Five (5) Marks for attendance will be given as below-

Attendance percentage	Marks alloted
96-100	5
91-95	4
86-90	3
81-85	2
75-80	1
Less than 75%	0

Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

Students must occupy their seats before faculty comes in and remain seated until the end of the class.

Students must have their name plates on the desk.

Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.

Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.

No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	Component	Expected slot / due date	Marks declaration by	Weig htage	Syllabus
NCP I	Internal Assessment	August 30, 2019	September 5, 2019	10	Units : I & II
NCP II	Mid Term	September 30 , 2019	October 10, 2019	20	Units : I to IV
NCP III	Internal Assessment	November 6 , 2019	November 8, 2019.	10	Units: V&VI
NCP IV	Class Participation	November 22, 2019.	December 20, 2019.	5	Units: I to VIII
NCP V	Attendance	November 22, 2019.	December 20, 2019.	5	Units: I to VIII
End Term	End Term	November 22,	December 20,	50	Units: I to

		2019.	2019.		VIII.

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Ms .Jyotsna Nisha(Asst. Professor) , has completed her B.A , LLB , from Dr. Ram Manohar Lohiya National Law University , Lucknow and LLM from National University of Study and Research in Law, Ranchi . She has worked as an Research Assistant at NUJS Kolkata. Her areas of interest are Constitutional law, Jurisprudence, Criminal law & personal laws.

Economic Policy and Sustainable Development (LE414)

Objectives : The Study of this course is to make the studentsunderstand the need for Sustainable Development, to identify the resources for Sustainable Development, to find the economics of Sustainability, to find the role of technology in Sustainability, to find the external effects on sustainability and to find the reasons for non sustainability.

Course Outcome : On completion of the course the student will understand the importance of Sustainability, factors affecting Sustainability, the new sustainability development goals, the need for new Sustainable production systems, the economics of sustainability, market failures, role of technology in sustainability and methods devised for sustainability by research.

Unit I: Sustainable Development: Doctrine of Sustainability – Meaning and History of Sustainable Development – Three Pillars of Sustainability: Economic, Society and Environment – Relationship between Three Pillars of Sustainability, Changes in Technology and its Impact on Economic, Social and Environment.

Unit II: Global Urbanization in Sustainability: New Urban Agenda – Financing NUA: Promoting Territorial Development,Building Resilience: Natural Disasters, Climate Change – The UNDP Millennium Development Goals 2000 – New Sustainable Development Goals, 2015 (SDG).

Unit III: **Sustainable Production Systems:** Sustainable Production – Advance Research and Education – Energy Development – Sustainable Design – Green Product Development – Industrial Ecology and Pollution Prevention – Production Systems – Sustainable Production – Creation of Goods and Services, Processes and Systems: Non-polluting, Conserving of Energy, Natural Resources, Economically Viable, Safety, Health and Consumers.

Unit IV: Economic Development and Economic Sustainability: Economy and Ecology – Durable Equilibrium: Reduce Pollution, Reduce Poverty, Protect Biodiversity, Policies Affecting the Global Environment and Economic Development – Ecological Economics – Environmental Ecological Issues – Analysis of Other Social Cultural, Health and Monetary and Financial Aspects – Stakeholders: Collaboration between Governments – Civil Society – Non-governmental Organizations, Private Industry and Other Institutions.

Unit V: Sustainability Indicators and Metrics: Economics of Sustainability – Analysis of Economic Sustainability – Macro and Micro Information – Economic Development Indicators: Per Capita, GNI, HDI, Poverty and Inequality – Economic Policy Correction – **C**alculation of Various Sustainability Metrics and Indicators.

Unit VI:External Effects on Sustainability: Market and Government Failures – Abusive Market Power – Monopoly, Negative Externalities or Costs – Factors: Pollution, Environment or Social Degradation, Inadequate Production of Public Goods – Incomplete or False Information like Insider Trading.

Unit VII: Role of Technology its Transition to Sustainable Consumption: Green Technology in Environment Sustainability – Renewable Energy – Sources: Wind, Water, Solar, Green Building Techniques, E-Gain Usage –Weather Forecasting – Redundant Use

of Heat, Energy Consumption and Greenhouse Gas Consumption – Role of Judiciary – National Green Tribunal.

Unit VIII: Methods in Sustainability Research Economics: Increasing Sustainability of Cities – Improving Governance – Transitioning to More Sustainable Economies, Encouraging Sustainable Living – Green Economy, European Environmental Research and Innovative Policy.

Text and Reference Books:

- P.K. Rao, Sustainable development: economics and policy, Wiley – Blackwell, 2000,
- Fragkias, M., Urbanization, economic growth and sustainability, The Routledge Handbook of Urbanization and Global Environmental Change, Seto, K.C., Solecki, W.D. and Griffith, C.A. (Eds.), London, U.K., Routledge, 2016.
- Harris, G., Seeking sustainability in an age of complexity, Cambridge, U.K., Cambridge University Press, 2007.
- Soubbotina, T. P., Beyond economic growth: An introduction to sustainable development, Second Edition Washington, DC: World Bank, 2004.
- David Pearce and Edward Barbier,Blueprint for a sustainable economy, Routledge, 2000.
- Bartelmus, P., Sustainability economics: an introduction, Routledge, 2012.
- Baumgartner, S. and M. Quaas, What is sustainability economics?, Ecological Economics, 2010.
- Graham Harris, Seeking sustainability in an age of complexity, Cambridge University Press, 2007.
- Heal, G., Valuing the future: economic theory and sustainability, Columbia University Press, 1998.
- Clayton, A.M.H. and N.J. Radcliffe, Sustainability: A Systems Approach, Routledge, 1996.

Articles

- Barbier, E.B. and Burgess, J. C., The Sustainable Development Goals and the systems approach to sustainability, Economics: The Open – Access, Open – Assessment E – Journal, 2017.
- Geoffrey Heal, Reflections – Defining and Measuring Sustainability, 2012, Review of Environmental Economics and Policy,.
- Ruth, M., A quest for the economics of sustainability and the sustainability of economics, 2006, Ecological Economics.
- Solow, R., Sustainability: an economist's perspective, Economics of the Environment: Selected Readings, 1993.
- Sharon Beder, The Role of Technology in Sustainable Development, Technology and Society, Winter 1994.

- Levin, S. et al., Social – ecological systems as complex adaptive systems: modeling and policy implications, Environment and Development Economics, 2013.
- Heckbert, S. Baynes, T. and A. Reeson, Agent – based modeling in ecological economics, Issue: Ecological Economics Reviews, Ann. N.Y. Acad. Sci, 2010.
- Mick Common and Charles Perrings "Towards an Ecological Economics of Sustainability", 1992.
- Asheim, Geir B. Adjusting Green NNP to Measure Sustainability. Scandinavian Journal of Economics, 1997.
- Ayres, Robert U., and Allen V. Kneese. Production, Consumption, and Externalities. American Economic Review, 1969.
- Barbier, Edward B. The Concept of Sustainable Economic Development. Environmental Conservation, 1987.

Videos:

- htpp://www.youtube.com/watch?v=8v4sZSDz484 Sustainable Development Concepts by Dirk
- https://www.youtube.com/watch?v=gbMVfZkyN_gThe Age of Sustainable Development by Jasson Cardones
- https://www.youtube.com/watch?v=nHF9Bg7Qpw8Urban Lecture on Sustainable Cities with prof. John Black
- https://study.com/academy/lesson/how – geography – affects – the – weather.html

ICFAILawSchool,Hyderabad

CourseHandOut

Academic Year – 2019-2020(Classof2021)

***CourseName*:EconomicPolicyandSustainableDevelopment**

CourseCode:LE414

Semester:VII

***FacultyName*: AMIRTHAVARSHINISAMAVEDI**

MobileNo:9600983010

Email:varshinisoel2013@gmail.com

Objectivesof theCourse: The study of this course is to make the students understand the need for SustainableDevelopment,toidentifythe resourcesforSustainable Development,tofind theeconomicsofSustainability, to find the role of technology in Sustainability, to find the external effects onsustainabilityand to findthe reasons for unsustainability.

LearningOutcomes: Oncompletionofthecoursethestudentwillunderstandtheimportanceof Sustainability,factorsaffecting Sustainability, the new sustainability development goals, the need for new Sustainableproduction systems, the economics of sustainability, market failures, role of technology insustainabilityand methods devised for sustainabilitybyresearch.

RecommendedTextBooksandReferenceBooks

	Textbook	Author/Publication
1	**Environmentallawandpolicyin india**	**ShyamDivan,ArminRosencranz/OxfordUniversityPress.**
2	India'seconomicpolicy	BimalJalan
3	Beyond economic growth-anintroductiontosustainabledevelopment	Soubbotina,T. P/Second EditionWorld Bank,2004
4	Growing greenercities:urban sustainabilityinthetwentyfirstcentury.	Eugenie L. Birch; Susan M. Wachter/ University ofPennsylvaniaPress, 2008
5	EnvironmentalEconomics	KatarSingh,AnilShishodia/SagePublications
6	EnvironmentalLaw	Dr.SukantaK.Nanda/Central LawPublications

CourseOutline:

Sl.No	No. ofSessions	Topic	KeyConcepts	TextBook Materialto use	ChapterReading /Videos	LearningOutcome
	6	SustainableDevelopment.	DoctrineofSustainability,Meaning and History ofSustainableDevelopment. Three Pillars ofSustainability:Economic,Societyand Environment–RelationshipbetweenThree Pillars ofSustainability.		https://www.frontstream.com/blog/the-three-pillars-of-sustainability https://www.soilaralliance.org/three-pillars-of-sustainability/	To know theconcept ofsustainabledevelopment andtheandevolutionofthe concept,needand importance isunderstood.
			Changesin Technologyanditsimpacton Economic,Socialand Environment		https://collabink.com/sustainable-development-technology/	
	6	GlobalUrbanization inSustainability	New Urban Agenda(NUA)–FinancingNUA: PromotingTerritorial Development,Building Resilience:Natural Disasters,ClimateChange. The UNDP MillenniumDevelopmentGoals 2000	RB1 RB6	Pg366-410 Pg686-691 http://www.in.undp.org/content/india/en/home/post-2015/sdg-overview.html	The issues thatformed theestablishment ofthe NUA isemphasizedthrough which thesustainabledevelopmentgoalsor the objectivesare wellacquainted
			New SustainableDevelopment Goals,2015(SDG).		https://www.un.org/sustainabledevelopment/blog/2016/10/newurbanagenda/	
	5	**UnitIII**: **SustainableProductionSystems**	SustainableProduction – Advance Research andEducation – EnergyDevelopment – Sustainable Design –Green ProductDevelopment– IndustrialEcology and PollutionPrevention– ProductionSystems–Creation of Goods andServices, Processes andSystems:Non-polluting,Conserving of Energyand Natural Resources,Economic Viability andSafety and Health ofConsumers.		http://www.fao.org/3/U7260E/u7260e06.htm https://www.weforum.org/agenda/2015/09/3-key-steps-to-a-more-sustainable-economy/	TounderstandtheApplication ofsustainabledevelopment goalsin a productiveprocessandalsothefeatures andobjectives of theproductionsystemisknown.
	8	**Unit IV:EconomicDevelopmentandEconomicSustainability**	Economyand Ecology– Durable Equilibrium:Reduction of PollutionandPoverty-ProtectionofBiodiversity Factors Affecting		https://dissidentvoice.org/2009/12/economics-vs-ecology/	Tounderstandthe factors affectingthe developmentofanenvironmentand economy andanalyse

			theGlobalEnvironmentandEconomicDevelopment EcologicalEconomics– Collaboration betweenGovernments – CivilSociety – Non-governmentalOrganizations, PrivateIndustry and OtherInstitutions.		http://www.yourarticlelibrary.com/economics/factors-that-influence-the-economic-development-of-a-country/5942 http://www.economicsdiscussion.net/essays/role-of-government-in-economic-development-of-a-country/1958	theelements forenhancing thesustainabledevelopment andthe possible stepsthat could beimplemented bythe governmentand otherorganisations.
	7	**Unit V:SustainabilityIndicators andMetrics**	EconomicsofSustainability –MacroandMicroInformation– Economic DevelopmentIndicators: Per Capita,GNI, HDI, Poverty andInequality – EconomicPolicyCorrection– **C**alculationofVariousSustainability MetricsandIndicators.	RB5	Pg125-198 http://www.economicsdiscussion.net/economic-development/4-key-indicators-of-economic-development/26303	To knowthe differentindicators thatmeasure thesustainability ofan economy andunderstand theworking ofeconomicpoliciesthrough thoseindicators.
	7	**Unit VI:ExternalEffects onSustainability**	MarketandGovernment Failures – AbusiveMarket Power –Monopoly, NegativeExternalities or Costs –Factors: Pollution,Environment or SocialDegradation andInadequateProductionofPublicGoods.		http://www.solonsynthesis.org/index.php/externalities/26-externalities/24-external-effects-economy-diseconomy.html	Toanalysethe externalfactors thataffects thegrowth ofthesustainabledevelopment inorder tounderstandaway ofsolution tocurb thenegativeelements ofthesustainability
	8	**Unit VII: Roleof Technologyin SustainableConsumption**	GreenTechnologyinEnvironmentSustainability. Renewable Energy –Sources: Wind, Water,Solar,GreenBuildingTechniques, E-GainUsage– WeatherForecasting– RedundantUse of Heat, Energy andGreenhouse GasConsumption Role of Judiciary – NationalGreenTribunal.	RB6	Pg564-579 https://us.sunpower.com/complete-guide-7-renewable-energy-sources https://www.lawctopus.com/academike/role-indian-judiciary-protection-	Tounderstandthe needoftechnology in thesustainabledevelopment andthat wouldincrease the use ofrenewableresources inorderto protect theenvironment thatpavesthehealthierway for thesustainabledevelopment.

					environment-india/ https://www.pen2print.org/2016/12/sustainable-development-and-role-of.html	
	8	**Unit VIII:MethodsinSustainabilityResearchEconomics**	IncreasingSustainabilityofCities –ImprovingGovernance –Transitioning to MoreSustainable Economies,Encouraging SustainableLiving – GreenEconomy, EuropeanEnvironmental ResearchandInnovativePolicy	RB4 & RB5	Pg41-65 https://www.unenvironment.org/explore-topics/green-economy/why-does-green-economy-matter/what-inclusive-green-economy https://www.nap.edu/read/12987/chapter/8#153	Tounderstandthemethods involvedintheincreaseandimprovement ofthe economy andenvironment byencouraging thepractice ofsustainableliving

ExpectationsfromStudents:

- Students must report to the respective sessions well before the announced time. Latecomerswillnot bepermitted tojoin theclassafterfiveminutesofthescheduled time.
- Read the relevant chapter(s) and Case Study / materialand come well preparedto theclassfordiscussions as indicated in the courseplan bythe faculty.
- In the class discussions student is expected to participate actively and contribute toindividualandgrouplearning.Evaluationisbasedonactive meaningfulparticipation.
- The participation has to be relevant and meaningful. “Speaking for speaking’s sake” willbe counter- productive. Participation by just repeating a point made or picking on whatsomeonehas said will also becounter-productive.
- Evaluationisacontinuousprocessat ICFAILawSchool,Hyderabad.Everystudentneeds to be aware of the timelines given in the section below. Absence from theseevaluationswill mean non awardingof marks in that particular component.
- Wherever applicable, group assignments require each student to contribute to the groupeffort.Thisenhancesgroupeffectivenessandleadstogreaterappreciationofworkingingroups.
- The Students should come in uniform, otherwise they will be marked absent. Do notroamin the academicarea/ attend classes inchappals / shorts /informal t-shirts.
- Studentsareexpectedtoshowhighregard andappreciationfor classdisciplineanddesistfrom using mobile phones/electronic gadgets/mechanical devices. This disturbs the classambience and unnecessarily diverts attention of other students as well as the facultymember.Toavoid these,mobile phonesshouldbeswitchedoffinsidetheclassroom.

- Utilizethe scheduledconsultation hourtomeet thefacultytime andclarifydoubtsif any,seekexplanations andget mentored if needed.
- Attendanceiscompulsoryinallsessions.Minimumrequired75percentageof attendance has to be followed by each student. Failure in fulfillingminimum attendance requirement will result in stoppage fromwriting/attemptingmid-term orend-term exams.
- Five(5)Marksforattendancewillbe given asbelow-

Attendancepercentage	Marksalloted
96-100	5
91-95	4
86-90	3
81-85	2
75-80	1
Lessthan 75%	0

- Studentshaveto submit their assignmentson theduedateinformed bythefaculty.For this no extension of timewill begiven.

HonourCode:

Unfairpracticesintestsand **plagiarism**inassignments/projectworkwillstraightawayentail a**ZERO** to allinvolved parties.

ClassOrganization

ClassRepresentative

Two among you will be selected by consensus as Class Representative for eachcourse.She/he will be responsible for class room arrangements, dealing withacademic office, for communicating information from faculty to the class andotherwise, also to collectall assignments / projectworks and deliver them tofaculty. He will be the bridge between the faculty and the students of the class andresponsible for the discipline in the class. If found unable to function, he/she will bereplacedbythe facultyofthe course.

ClassDiscipline

- Students must occupy their seats before faculty comes in and remain seateduntilthe endof theclass.
- Studentsmust havetheirname plateson thedesk.
- Use of mobile phones is strictly prohibited in the class. If found using orholdingthe cell phones thefacultymaysendthem out oftheclass.
- Students are free to ask questions/doubts/clarifications in the class on topicsunder discussion. For other doubts, they should meet faculty during consultinghours.

- No Student is allowed to enter or exit the class rooms during the proceedings ofsessions, if so, thestudent shall be treatedas absent on such date. If repeatedmore than twice he/she shall be subjected to absent for 5 days in the concernedsubject.

EvaluationTimelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad thefollowingscheduleshave beendrawn.Studentsareexpectedtogothroughthedates/sessionsmentioned and prepareaccordingly.

ComponentNumber	**Component**	**Expected slot / duedate**	**Marksdeclaration by**	**Weightage**	**Syllabus**
NCPI	Internal Assessment	10.09.2019-20.09.2019	28.09.2019	10	**Unit I-III**
NCPII	MidTerm	30.09.2019-07.10.2019	20.10.2019	20	Unit I-III &UnitVII
NCPIII	Internal Assessment	11.11.2019 – 16.11.2019	16.11.2019	10	UnitI-VI
NCP IV	ClassParticipation	22.11.2019	15.12.2019	5	
NCPV	Attendance	22.11.2019	15.12.2019	5	
EndTerm	EndTerm	25.11.2019-04.12.2019	15.12.2019	50	UnitI-VIII

The final grade will be declared after the end-semester examinations following the abovegiven weightage formula. Before the student takes the end semester examination, he/sheshould be aware of the progress in the course up to an extent of 50 marks.There will notbeanymake-up tests forevaluationtests.

BriefprofileoftheFacultyMember

Mrs.AmirthavarshiniSamavedihascompletedherLLMinTaxationfromtheICFAILawSchool ,HyderabadandB.A.B.L., fromSchoolof ExcellenceinLaw,The TNDr. AmbedkarLawUniversity, Chennai.Herareaofinterestsareconstitutional Law,HumanRights and International Law, Intellectual Property rights , Law of Environments, Law ofCrimes, Law of Taxation. Her area of teachings are law of taxation- general taxation andThe goods and Services Act,2017.Financial Law and Policy& Economic Policy andSustainableDevelopment.

Law on Investment and Disinvestment (LE415)

Objectives: The study of this course aims the students to study and understand the investment and advantages of disinvestment as the new industrial policy provides that in order to raise resources and encourage wide public participations by considering the interest of stake holders at large. Hence the course focuses on conceptual economic analysis of investments and disinvestment and to enlighten the students with various theories of investment and disinvestments. The course also helps to evaluate the investment and disinvestment policies of governments and its regulation.

Course Outcome: On completion of this course, the students could be in a position to formulate draft policies for corporate sector in handing investment and disinvestment procedures and can come across various policies that give guidance for the prospective investments. With this course, the students can give legal opinions with regard to the viability of disinvestment, by examining the relevant legal procedures and policies.

Unit I: Introduction: Nature, Scope, Definition, Categories and Elements of Investment – Reward Risk and Time and Return – Basics of Risks and Returns – Attributions to Investment – Investment Process – Economic Analysis and Portfolio Analysis of Investment – Capital Asset Pricing Model-Micro and Macroeconomic variables in Investments.

Unit II: Investment and Investors: Regulation of Investment Investments – Nature and Typology of Investment Regulation – Institutional Investment – Types of Investors and Investments – Conservative – Moderate – Aggressive – Theories of Investment – Protection of Investors – Right of Investors.

Unit III: Capital Market Investment Institutions: Domestic Financial Institutions (DFI) , Qualified Institutional Buyers (QIB), Foreign Institutional Investors (FII) , Private Equity (PE), Angel Funds, HNIs – Venture Capital (VC), Qualified Foreign Investors (QFI), Mutual Funds, Alternative Investment Funds (AIF) – Hedge Funds – Pension Funds.

Unit IV: Investment Policies in India: Foreign Direct Investment (FDI) – Origin – Nature, Definition and Types of FDI in India – Permitted, Restricted and Prohibited FDI – Routes for FDI – RBI Regulation on FDI – FDI in Retail – Investment Policy in Foreign Institutional Investments in India and Role of IMG and World Bank Group in Finance Facilitation – Mutual fund and Other Collective Investment chemes – Institutional Investments – LIC, UTI and Banks.

Unit V: Regulation on Investment – Borrowing and Lending: Securities Abroad – Issue of Immovable Property – Purchase Abroad – Establishment of Business Outside – Issue of Derivatives and Foreign Securities – GDR (Global Depositories Receipts), ADR (American Depository Receipts) and URO – Investment in Indian Banks – Repatriation and Surrender of Foreign Securities – SAIL, BHEL, IOC, ITI, BEL, BEML, NFL – Foreign Exchange Control of Investment.

Unit VI: Disinvestment: Disinvestment in India – History – Privatization – Krishna Murthy Committee 1991, Rangarajan Committee 1992 and G K Ramakrishna Committee – Nature, Definition, Objectives, Types and Methods of Disinvestment through Institution Placement in India – Problems with Privatization and Disinvestment –

Procedure for Disinvestment – Minority and Majority Disinvestment Funds and Protection of Investors..

Unit VII: Regulation of Disinvestment in India: Public Enterprises – Types of Public Enterprises – Department of Investment and Public Asset Management (DIPAM) – Disinvestment Policy – Central Public Sector Enterprises – (CPSEs) Guidelines on Capital Restructuring on CPSEs – Reforms in Disinvestment – Revive and Shutdown of CPSE's.

Unit VIII: National Investment Fund: Evolution Features – Formation – Use of Investment Funds – Operation of Investment Fund – Listing of Companies under NIF – Composition – Procedures.

Text and References Books

Baddeley, M. C. Investment Theory and Analysis, Palgrave Macmillan, New York, 2003.

J. Felix Raj, Disinvestment in India: Trends, Problems and Prospects, Regal Publications, 2012

S. Kavitha Devi & V. Gangadhar Disinvestment of Central Public Sector Enterprise, Associated Publishers, 2011

Sanjay Tiwari, Disinvestment Programme in India, Sarup & Sons, 2006.

Sudhir Naib, Disinvestment in India – Policies, Procedures, Practices, Sage, 2004.

Vibha Mathur, Disinvestment of Public Sector Enterprises: Policies and Challenges, New Century Publications, 2003.

P.K. Jain, Public Sector Enterprises in India the Impact of Investment and Self Obligation on Financial Performance, Springer 2014.

Babu P. Ramesh, Impact of Privatisation on Labour: A Study of Balco Disinvestment, V.V. Giri National Labour Institute, 2006.

Kishan Keshav, Singhal's Competition and Investment Laws in India, Singhal Law Publications, 2018.

Articles

Shah, Anwar, Fiscal Incentives for Investment and Innovation, 2006. Available at SSRN: https://ssrn.com/abstract=896144

Van Aaken, Anne, Fragmentation of International Law: The Case of International Investment Protection Finnish Yearbook of International Law, 2008.

Ali, Paul and Stapledon, Geofrey P and Gold, Martin Lionel, 'Corporate Governance and Investment Fiduciaries', Thomson Legal, 2003

RohitSachdev, Comparing the Legal Foundations of Foreign Direct Investment in India and China: Law and the Rule of Law in the Indian Foreign Direct Investment Context Column, Bus. L. Rev, 2006.

Deepak Nayyar, The Internationalization of Firms From India: Investment, Mergers and Acquisitions, Oxford Development Studies, 2008.

Prabash Ranjan, Treaties on Trade and Investment and the Indian legal Regime: Should We Minds the Gaps, Asia Law, 2009.

Videos

- Disinvestment Plan of Government of India, https://www.youtube.com/watch?v=iVnpliocThM.
- Disinvestment Challenges available at, https://www.youtube.com/watch?v=73BRPDEn9Nw
- Disinvestment Policy by Pathshala, https://www.youtube.com/watcgh?v=QwuYdJbtzQA
- FDI and FII E-Pathshala, https://www.youtube.com/watcgh?v=ZmtduckIus
- FDI Trends https://www.youtube.com/watch?v=0F3vBmrw76M

ICFAI Law School, Hyderabad

Course Hand Out

Academic Year – 2020-21

(Class of 2022)

Course Name : Law of Investment and Disinvestment

Course Code :

Semester : VII

Faculty Name : Dr. Vinay Sharma

Mobile No : 8801199494

Email : vinaysharma@ifheindia.org

Objectives of the Course:

The study of this course aims the students to study and understand the investment and advantages of disinvestment as the new industrial policy provides that in order to raise resources and encourage wide public participations by considering the interest of stake holders at large. Hence the course focuses on conceptual economic analysis of investments and disinvestment and to enlighten the students with various theories of investment and disinvestments. The course also helps to evaluate the investment and disinvestment policies of governments and its regulation.

Course Outcomes:

On completion of this course, the students could be in a position to formulate draft policies for corporate sector in handing investment and disinvestment procedures and can come across various policies that give guidance for the prospective investments. With this course, the students can give legal opinions with regard to the viability of disinvestment, by examining the relevant legal procedures and policies.

Recommended Text Books and Reference Books

	TEXT BOOK	**AUTHOR / PUBLICATION**
1	Investment Theory and Analysis	Baddeley, M. C., Palgrave Macmillan, New York, 2003.
2	Investments Analysis and Behaviour	Mark Hirsechey and John Nofsinger Mc Graw Hill Companies Spl. Indian Edn. India, 2008
3	Investments	William F. Charpe & Gordan J. Alexander Jeffery V. Bailey, PHI Learning Pvt. Ltd, New Delhi, 2012

4	Securities Analysis and Portfolio Management	V. A. Avadhani, Himalaya Pub. House, 2018 (Reprint), Mumbai
5	Securities Analysis and Portfolio Management	Sudhindra Bhat, Excel Books, 2008, New Delhi
6	Security Analysis and Portfolio Management	Donald E. Fischer, Ronald J. Jordan Pearson Edn Inc, New Delhi, 2011-13
7	Disinvestment in India: Trends, Problems and Prospects	J. Felix Raj, Regal Publications, 2012.
8	Disinvestment of Central Public Sector Enterprise	S. Kavitha Devi & V. Gangadhar, Associated Publishers, 2011.
9	Disinvestment Programme in India	Sanjay Tiwari, Sarup & Sons, 2006.
10	Disinvestment in India – Policies, Procedures, Practices	Sudhir Naib, Sage, 2004.
11	Disinvestment of Public Sector Enterprises: Policies and Challenges	Vibha Mathur, New Century Publications, 2003.
12	Public Sector Enterprises in India the Impact of Investment and Self Obligation on Financial Performance	P.K. Jain, Springer 2014
13	Impact of Privatisation on Labour: A Study of Balco Disinvestment	Babu P. Ramesh, V.V. Giri National Labour Institute, 2006.
14	Singhal's Competition and Investment Laws in India	Kishan Keshav, Singhal Law Publications, 2018

Case Laws :

1. Transferred Case (Civil) No. 8 of 2001, BALCO Employees Union (Regd.) Petitioner V. Union of India & Ors. Respondents with T. C. (C) Nos. 9 and 10 of 2001and W. P. (C) No. 194 of 2001

2. CIVIL WRIT PETITION NO 180 OF 2002, M/s Modi Corp. Ltd., V. The Union of India, Through the Secretary, Department of Disinvestment, Block No. 11, CGO Complex, New Delhi- 110003 and M/s Videsh Sanchar Nigam Limited, A Government Company incorporated under, The Companies Act, 1956 .

3. M.A.T.No. 1176 of 2003, W.P.No. 4209 (w) of 2002, an application for stay of operation of the judgment and order dated 25 March 2003 passed by the Hon'ble Justice Kalyan Jyots Sengupta in W.P. No. 4209(w) of 2002Jessop & Co. Ltd state Association Vs Union of India & Orsg. And Bharat Bhari Udyog Nigam Ltd. Calcutta..

4. Writ Petition (Civil) No. 171 of 2003, Centre for Public Interest Litigation Petitioner V. Union of India & Anr.

5. Hindustan Teleprinters Employees Union, represented by its General Secretary Affiliated to C.I.T.U.V. Union of India (UOI), represented by its Secretary, Ministry of Communications, Department of Telecommunication and Ors.

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading/ Videos	Course Outcome
1	Six	Unit I: Introduction Investment: Nature, Scope and Categories– Elements: Reward, Risk, Time and Return – Basics of Risks and Returns – Attributions to Investment – Investment Process – Economic and Portfolio Analysis of Investment – Capital Asset Pricing Model: Micro and Macroeconomic Variables in Investments	Elements of risk, risk v. uncertainty, return on investment process of investment, CAPM model, construction of portfolio	Ref : 4 Securities Analysis and Portfolio Management V. A. Avadhani Himalaya Pub. House, 2018 (Reprint), Mumbai Pg. 46-64 & Pg. 390- 414	Prabash Ranjan, Treaties on Trade and Investment and the Indian legal Regime: Should We Minds the Gaps, Asia Law, 2009	To understand the concept of investments and building a portfolio by looking at various micro and macro economic variables.
2	Six	Unit II: Investment and Investors Regulation of Investments – Nature and Typology of Investment Regulation – Institutional Investment – Types of Investors and Investments – Conservative – Moderate – Aggressive – Theories of Investment – Rights and Protection of Investors	Types of investments, regulation of investments in India, types of investors, theories of investment	Ref : 4 Securities Analysis and Portfolio Management V. A. Avadhani Himalaya Pub. House, 2018 (Reprint), Mumbai Pg. 1-18	Shah, Anwar, Fiscal Incentives for Investment and Innovation, 2006. Available at SSRN: https://ssrn.com/abstract=896144	A look at regulation of investments and to understand the rights and protection of investors.
3	Six	Unit III: Capital Market Investment Institutions Domestic Financial Institutions (DFI) - Qualified Institutional Buyers (QIB) - Foreign Institutional Investors (FII) - Private Equity (PE) - Angel Funds, High Net worth Individuals (HNIs) – Venture Capital (VC),	Different forms of capital markets, Capital market investments, institutions of finance, institution investments into stock markets and companies by DII's and FII's, Hedge funds and other	Security Analysis and Portfolio Management Donald E. Fischer Ronald J. Jordan Pearson Edn. Inc, New Delhi, 2011-13 Pg. 77-102 & Pg. 648-656	FDI Trends https://www.youtube.com/watch?v=0F3vBmrw76M. Ali, Paul and Stapledon, Geofrey P and Gold, Martin Lionel, 'Corporate Governance and Investment	To look at various capital market institutions who fund organizations in various forms and to understand their working.

		Qualified Foreign Investors (QFI), Mutual Funds, Alternative Investment Funds (AIF) – Hedge Funds – Pension Funds - Mutual Fund and Other Collective Investment Schemes – Institutional Investments – LIC, UTI and Banks.	mutual funds and their working.		Fiduciaries', Thomson Legal, 2003	
4	Six	Unit IV: Investment Policies in India Foreign Direct Investment (FDI): Origin, Nature, Definition and Types of FDI – Permitted, Restricted and Prohibited FDI – Routes for FDI –RBI Regulation on FDI – FDI in Retail – Investment Policy in Foreign Institutional Investments in India and Role of IMF and World Bank Group in Finance Facilitation	FDI investments in India, types of FDI, routes of FDI investments, RBI regulations to control FDI's, Government's FDI policy, QIB & QIF in FDI's, role of international financial institutions in investment policy of States.		FDI and FII E-Pathshala, https://www.youtube.com/watcgh?v=Zmtducklus Rohit Sachdev, Comparing the Legal Foundations of Foreign Direct Investment in India and China: Law and the Rule of Law in the Indian Foreign Direct Investment Context Column, Bus. L. Rev, 2006	The role of the Government and RBI to bring in foreign direct investment into India and rules and regulations to permit or prohibit FDIs.
5	Seven	Unit V: Regulation on Investment – Borrowing and Lending Establishment of Overseas Business – Securities Abroad – Purchase Abroad – Issue of Derivatives and Foreign Securities – Global Depositories Receipts (GDR), American Depository Receipts (ADR), Indian Depository Receipts - IDR and EURO Issues– Investment in Indian Banks – Repatriation and Surrender of Foreign Securities – – Foreign Exchange	Broad outlook on world capital markets, issue of shares, futures and options, derivatives, issue of ADR & GDR in European and US Stock markets, Masala bonds, EURO bonds, trading and regulation, regulatory role of RBI and SEBI on these investments.		Van Aaken, Anne, Fragmentation of International Law: The Case of International Investment Protection Finnish Yearbook of International Law, 2008	To understand capital markets abroad and to understand the issue of ADR & GDR in these markets.

		Control of Investment - Regulatory Role of RBI and SEBI				
6	Six	Unit VI: Evolution of Disinvestment in India Concept of Disinvestment - Disinvestment and Privatization in India – Historical Perspective — Reports Krishna Murthy Committee 1991, Rangarajan Committee 1992 and G K Ramakrishna Committee – Methods of Disinvestment– Problems with Privatization and Disinvestment – Procedure for Disinvestment – Minority and Majority Disinvestment Funds and Protection of Investors.	Disinvestment process in India, committees on disinvestment, process and procedure of disinvestment, methods, problems in disinvestment, role of minority share holder during disinvestment process, use of disinvestment fund by Governments.		Disinvestment Plan of Government of India, https://www.youtube.com/watch?v=iVnpliocThM	To understand the disinvestment process and to look at various committee reports on disinvestments.
7	Seven	Unit VII: Regulation of Disinvestment in India Public Sector Enterprises (PSEs) – Types of Public Enterprises – Department of Investment and Public Asset Management (DIPAM) – Disinvestment Policy –Guidelines on Capital Restructuring on PSEs – Reforms in Disinvestment – Revival and Shutdown of PSE's.	DIPAM, origin, goal and the role of public sector enterprises in the disinvestment process, guidelines for restructuring of PSUs, BIFR and reforms in disinvestment, shutdown of enterprises and its impact, merger, acquisition of PSUs.		Disinvestment Challenges available at, https://www.youtube.com/watch?v=73BRPDEn9Nw Deepak Nayyar, The Internationalization of Firms From India: Investment, Mergers and Acquisitions, Oxford Development Studies, 2008.	To understand the role of PSUs in the Indian economy and the role of the Government in disinvestment of firms along with the working of the DIPAM Programme.
8	Four	Unit VIII: National Investment Fund Evolution - Features – Formation – Use and Operation of Investment Funds – Listing of Companies	Creation of National Investment Fund, features and the listing of companies under NIF,	dipam.gov.in/en/national-investmentfund	Disinvestment Policy by Pathshala, https://www.youtube.com/watcgh?v=QwuYdJbtzQA	To understand the use of the national investment fund in disinvestment and the use of

		under NIF – Procedures	operation of funds and accountability as per the law.			these funds for the shutdown of PSUs
Total : 48						

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
- The participation has to be relevant and meaningful. "Speaking for speaking's sake" will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.
- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.
- Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for

communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

Students must occupy their seats before faculty comes in and remain seated until the end of the class.

Students must have their name plates on the desk.

Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.

Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.

No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	**Component**	**Expected slot/ due date**	**Marks declaration by**	**Weig htage**	**Syllabus**
NCP I	Internal Assessment	15-09-2020	21-09-2020	15	**I ,II & III Units**
NCP II	Mid Term	28-09-2020	07-10-2020	20	I- IV Units
NCP III	Internal Assessment	05-11-2020	13-11-2020	15	V,VI Units
End Term	End Term	23-11-2020	10-12-2020	50	IV,V,VI,VII &VIII Units & 20% from mid- term

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief Profile of the Faculty Member

Dr. Vinay Sharma, Assistant Professor has completed his M.Com, MBA, LLM, (Constitutional Law) &PhD. He has research experience and has presented papers in Austria, France, Belgium etc. His core area of interest is in Taxation, Cyber Law, Investment Law and the interface between Artificial Intelligence and Intellectual Property.

Laws on Infrastructure and Development (LE416)

Objectives : The objectives of this course are to enable the students get acquaintance with the laws on the infrastructure and Development in India. It helps the young minds to explore opportunities in the various infrastructure arenas. The course is designed to achieve the objectives by imparting and introducing the latest laws relating to infrastructure industry with various case studies for better understanding.

Course Outcome: On completion of this course will create complete awareness among students about the various factors involved in investments, employment generation, research, dispute resolution between various companies, private and public firms, individuals, etc. The course will enable the learners to become experts in the infrastructure law and create opportunities as entrepreneurs, consultants and advocates to companies that deal with airports, water management, road transportation and electricity, etc.

Unit I: Introduction: Meaning and Significance of Infrastructure and Development – Scope – Infrastructure Facilities in India – Infrastructure Development Projects – Project Finance.

Unit II: Infrastructure Sector in India: Various Stages in Implementation of Infrastructure Projects – Gestation Stage – Development Stage – Construction Stage – Operation Stage – Termination Stage – Participants in the Projects: The Government – The Sponsors – The Lenders – The Investors – The Contractors – The Project Vehicle – The Users/Consumers – The Regulator – Other Authorities. Nature of Private Participation – Basis for Participation- Build Operate and Transfer (BOT) – Build Lease and Transfer (BLT) – Build Transfer and Operate (BTO) – Contract add and Operate (CAO) – Rehabilitate Operate and Transfer(ROT) – Rehabilitate Own and Operate (ROO) – Lease Renovate Operate and Transfer (LROT) – Determination of Tariffs in Projects – Disinvestment –Documentation of Projects and their Progress.

Unit III: Risks: Concept of Risks – Relevance of Risks – Identification of Risks – Project Specific Risks – Categories of Risks: Revenue Risk – Design Risk – Operating Risk – Finance Risk – Political Risk – Legal Risk – Environment Risk – Force Majeure Risk- Allocation and Management of Risks – Risk Matrix – Lenders' Perspective of Risks – Developers' Perspective of Risks – Government's Perspective of Risks.

Unit IV: Legal Aspects: General Overview: Significance of Legal Framework – General Legal Concepts – Constitutional Aspects – Distribution of Jurisdiction of Infrastructure between State and the Center – Jurisdiction over Subjects in the Concurrent List – Distribution of Jurisdiction over Infrastructure Sectors – Principles of Law According to Seventh Schedule – Union Territories and Local Self Government Bodies – Limitations of Private Participation – Grant of Rights – Liquidated Damages and Indemnification – Dispute Settlement – Tax Aspects – Environment Aspects – Joint Venture Agreement or Shareholders' Agreement.

Unit V: Financing Infrastructure Projects: General Issues –Syndicate Financing – Sources for Finance – Bankability of Projects: Suitability – Certainty – Adequacy – Risk Distribution – Documentation – Security Issues – Enforcement of Lenders' Interest – Sector Specific Legal Framework – Direct Agreements and Step in Rights –Public Utility

– Insolvency Laws – Need for Reforms – Restructuring of Project Finance Transactions - Securitization and Asset Reconstruction Act 2002.

Unit VI: Electricity and Telecommunications: Introduction – Electricity Act 2003 – Regulatory Authorities – Monitoring Agencies – Advisory Bodies – Generating Companies – Captive Generation Plants – Licensing Framework – Transmission – Distribution - Tariff Regulation – **Telecommunications:** Introduction – Legal Framework – TRAI – Dispute Settlement and Appellate Tribunal –National Telecom Policy 1994 – New Telecom Policy 1999 –Guidelines for Cellular License V-SAT Service – Broadcasting Bill.

Unit VII: National Highways and Roads, Roads and Airports: National Highways and Legal Framework – Model Concession of NHAI –Regime goveRning Toll – Regulation of Traffic –Financing of Road Projects – Main Risks in Road Projects – **Water**: Territorial Waters – Interstate Waters – General Laws Relating to Water – Inland Water Transport – National Water Policy –Interlinking of Rivers – **Airports:** The Policy on Airport Infrastructure 1997 – Greenfield Projects – Air Traffic Services –Ground Handling –Cargo Facilities – Private Participation in Airport Infrastructure – General Legal Framework

Unit VIII: Natural Gas and Ports: Exploration and Production – Legal Framework for E&P Activities –Statutory Conditions of License/Lease – Legal Challenges to Private Participation in E&P Sector- Joint Operator Agreements – LNG Projects –Pipeline Projects – **Ports:** Changing Demands on Ports – Landlord Port –Tool Port – Services Port – General Legal Framework – Constitution of Port Authority – Tariff Determination – Private Participation in Port Development –Corporatization of Ports.

Text and Reference Books:

- Manoj Sharma and S.P. Bansal,Manor Sharma, et al.Tourism Infrastructure Development: A Sustainable Approach.1 January 2009 Publisher:Kanishka Publishers (2009)
- N. Mani. Infrastructure Development and Financing in India.New Century Publication, 2012.
- Guidelines for Public Private Partnerships Compendium Author(s):Planning Commission Government of India 2014.
- Anup Chatterjee. Industry and Infrastructure Development in India Since 1947, 2009.
- NilanjanRay,Dillip Kumar Das,Somnath Chaudhuri andArindam Ghosh. Strategic Infrastructure Development for Economic Growth and Social Change https://www.igi-global.com/book/strategic-infrastructure-development-economic-growth/118213.
- Dr. Souvik Chatterji.Laws of Infrastructure Development in India, YS Books International, 2015.
- Tirthankar RoyandAnand. V.Swamy, Law and the Economy in Colonial India University of Chicago Press, 2016.

Articles

- Harisankar K.S. & Sreeparvathy G. "Rethinking Dispute Resolution in Public and Private Partnerships for Infrastructure Development in India,"Journal of Infrastructure Development, India Development Foundation, 2013.
- Pradeep Agrawal. “Infrastructure in India: Challenges and the Way Ahead”,Institute of Economic Growth, Delhi. 2015.
- Swarupa Panigrahi, Dhananjay Beura. “An Exploratory Study on Infrastructure Financing in India”, International Journal of Science and Research (IJSR), 2015.
- CMA Madan Mohan Jana. “An Investigation of Randomness in Infrastructure and Economic Development in India”, The Management Accountant The Journal for CMAs, 2015.
- Dr. Charu Sharma. “Sustainable development as a sine qua non for sustainable living Lesson from reinterpreting ‘Matsyanyaya’ or ‘Justice in the World of Fish”. NGT International Journal on Environment, 2017.
- Dr. B. Srinivasu, P. Srinivasa Rao. “Infrastructure Development and Economic growth: Prospects and Perspective”, Journal of Business Management & Social Sciences Research, 2013.
- Colin Kirkpatrick, David Parker and Yin-Fang Zhang. “Foreign Direct Investment in Infrastructure in Developing Countries: Does Regulation Make a Difference?” Transnational Corporations, 2006.
- TharunShastry L. “A Study on Public-Private Partnerships with Reference to Indian Infrastructural Projects”, International Journal of Business and Management Invention, 2014.
- Sahoo, Pravakar& Dash, Ranjan. “Infrastructure development and economic growth in India.” Journal of the Asia Pacific Economy, 2009.
- Sanhita Sapatnekar, Ila Patnaik and Kamal Kishore. “Regulating Infrastructure Development in India”, NIPFP Working paper series, 2018.

Videos:

- https://www.youtube.com/watch?v=kqST22MWS_8
- https://www.youtube.com/watch?v=3jlizZER_rw
- https://www.youtube.com/watch?v=YwQYx4jCpzc
- https://www.youtube.com/watch?v=Lqfjvd_RIHw
- https://www.youtube.com/watch?v=RzWR7ql1dxA
- https://www.youtube.com/watch?v=RIaJ509X56M
- https://www.youtube.com/watch?v=MnKblgr_4Fw&t=176s

Private International Law (LE417)

Objectives: The study of this Course enables the Students to understand Private International Law which is one the specialized area of customary international law that deals with relationship between two individuals of different nations. The relationship between States to States can be determined by the Public international law and plays a very important in understanding different legal systems and their general principles of due regard to customary practices and instance of conflicts of law.

Course Outcome : On completion of the Course The students will be fully equipped with the knowledge and skills in the area of conflict of law and answer of choosing the appropriate law in the presence of conflicts. Also they will know how the courts mostly apply the principles of private international law in case of individuals of two different nations having contention issues and fills the gap where the parties have not chosen appropriate law.

Unit-I :Introduction: Definition, Nature/ Characteristics and Scope of Private International Law and its relation to International Law: Meaning of Private International Law: Object of Private International Law: Justification of Private International Law: Distinction between Private International Law and Public International Law: Public International Law and Conflict of Laws

Unit-II: Historical Development and Current Theories: General historical development of the doctrines of the private international Law and Concepts: Evolution of PIL in England, America and India Theories of PIL: Statue Theory: Territorial Theory: International Theory: Local Law Theory

Unit-III: Concepts: Classification of Cause of Action- Rule of Law: The Incidental Questions and its elements: Substance and Procedure and the difference between the two: Domicile, Nationality and Residence: The Application and Exclusion of Foreign Law- Question of Fact, Proof of Foreign Law, The Role of witness who can prove Foreign law: the Role of the Court; Jurisdiction of Courts: General Choice of Rules/ Separate Choice of Rules: Charaterisation- Theories: Renvoi and scope; *Ordre Public/Public Policy*

Unit-IV: Jurisdiction, Foreign Judgment and Awards: Jurisdiction of the English courts - an introduction: Jurisdiction under the Brussels and Lugano Conventions:. The competence of the English courts under the traditional rules (Actions in personam& Action in rem): Stays of English proceedings and restraining foreign proceedings: Limitations on jurisdiction: Recognition and enforcement of foreign judgments: the traditional rules (Common Law, Statute, The Hague Convention on Choice of Court Agreements): Recognition and enforcement of judgments under the Brussels and Lugano Conventions: Foreign Arbitral awards

Unit-V: Choice of Law: Rules of Choice of Law: Persons- Natural & Legal Persons: Company Formation and Liability etc.

Unit-VI: The Law of Obligations: Contracts: Non-contractual obligations/ Torts: The Rome Convention-, Particular Contracts- Employment Contracts, Insurance Contracts, Consumer Contracts, Contracts of Carriage, Franchising- Leasing, Negotiable Instruments including Law of Cheques

Unit–VII: Family Law: Marriage: Matrimonial causes: Declarations: Financial relief: Children: Legitimacy and Legitimation: Adoption: Mental Incapacity

Unit–VIII: The Law of Property:*LexReiSitae:* The distinction between movables and immovable: Movables &Immovable (Jurisdiction and Choice of Law) including Transfer of Property: The Transfer of Tangible movables (Various Theories- The Modern Law): The Assignment (Voluntary Assignment and Involuntary Alienation) of Intangible movables- Debts, Negotiable Instruments, Shares and Securities: Administration of Estates: Succession: Matrimonial property: Trusts

Unit–IX: Procedure: Staying Actions- Forum Non Convenience & Alibi Pendens and Jurisdiction Clause

Unit–X: Special Rules for Particular Contracts: Intellectual Property Rights: Patent Law, Copyright- International Copyright: Labour Law**International Process Law:** Avoiding the results of the choice of law process.Model Law Indian Code of Private International Law

Text and Reference Books

- Cheshire, North and Fawcett : Private International Law, 14th Edition Oxford University Press
- Paras Diwan, Peeyushi Diwan : Private International Law , Deep and Deep Publications
- Dr. F.E. Noronha :Private International Law, Universal Publications
- Atul M Setalwad : Conflict of laws, 2nd edn.2011, Lexis nexis.
- Dr. Sai Ramani Garimella :Private international law, 2018 edn.Central law publications.
- Prof. Lakshmi Jambholkar :Private international law, 2011 edn. Universal publications.

Articles:

- Archta-‘ Doctrine of Renvoi’ . Legal Services India.
- Syed Hassan ‘ International Liigation: Doctrine of Lex Fori Vs Lex Lori.’ Inter governmental Research and Policy Journal.
- Geert Van Calster ‘ The Role of Private international law in Corporate responsibility’ Erasmus Law Review.

Videos:

- https://www.youtube.com/watch?v=oQ0xgxm2R8c
- https://www.youtube.com/watch?v=kAPpE0V_HNI
- https://www.youtube.com/watch?v=JPlvRhoMqYU
- https://www.youtube.com/watch?v=WV-EObzkAeg
- https://www.youtube.com/watch?v=da0X1V8ZLX4
- https://www.youtube.com/watch?v=jkfrW12NbBo

ICFAI Law School, Hyderabad

Course Hand Out

Academic Year – 2019-20

(Class of 2019)

***Course Name*: Private International Law**

Course Code: LE417

Semester: VII

***Faculty Name*: SATYABRATA MISHRA**

Mobile No: 7873287171

Email: satyabratamishra.kls@gmail.com

Objectives of the Course:

This course assembles the Principles and Practices of the Private International Law. The objectives of the present course shall be:-

1. To impart the basic understanding of Private International Law;
2. To make understand the principles so as to determine the jurisdiction in dispute having foreign element;
3. To develop the ability to understand and analyze choice of law provisions for various disputes;
4. To introduce students with the concepts related to recognition and enforcement of foreign judgments;

Course Outcomes: At the end of the course, students will have the basic understanding of Private International Law and its basic principles so as to determine the jurisdiction in dispute having foreign element. Students are expected to develop the ability to understand and analyze choice of law provisions for various disputes and the concepts related to recognition and enforcement of foreign judgments.

Recommended Text Books and Reference Books

	TEXT BOOK	AUTHOR / PUBLICATION
1	Cheshire, North and Fawcett: Private International Law	Oxford University Press
2	Private International Law	Paras Diwan, Peeyushi Diwan
3	Private International Law	Dr. F.E.Noronha, Universal Publications

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1	6	Introduction, Historical Development and Current Theories	Definition, Nature and Scope of PIL, Difference between Public and Private International Law, General Historical Development of the doctrines of PIL, Evolution of PIL in England and India, and Theories of PIL	Cheshire, North and Fawcett: Private International Law Private International Law, Paras Diwan, Peeyushi Diwan	Chapter 1 and 2 Chapter 1 and 2 https://www.youtube.com/watch?v=da0X1V8ZLX4 https://www.youtube.com/watch?v=jkfrW12NbBo	To get a basic understanding of the subject
2	4	Concepts of Jurisdiction	Rule of Law, Substantive and Procedural Law, Procedural Law: Staying Actions, forum non convenience and Alibi Pendens, Jurisdiction of courts	Private International Law, Paras Diwan, Peeyushi Diwan Paras Diwan, Peeyushi Diwan	Chapter 7, 23 and 24	To understand the jurisdictional issues in matters involving foreign elements
3	7	Concept of Choice of Law and Domicile	Choice of Laws: Natural and Legal Persons, Doctrine of Renvoi, Domicile, Nationality and Residence, Meaning and Definition of Domicile; General Principles; Elements; Intention; Residence Kinds of Domicile: Domicile of Origin, Domicile of Choice, Domicile of Dependence	Cheshire, North and Fawcett: Private International Law Private International Law, Paras Diwan, Peeyushi Diwan	Chapters 3, 4, 5, 9 Chapter 4 & 6 https://www.youtube.com/watch?v=WV-EObzkAeg	To understand the concept and importance of choice of law and domicile
4	7	Choice of Law in Marriage	Formalities of Marriage, Polygamous marriages, Matrimonial causes: Concepts, English and Indian Positions, Available reliefs: Divorce, Nullity and Judicial Separations, Recognition of foreign divorces, legal separations and annulments, Financial Reliefs, Adoption, guardianship and Custody of Minors	Cheshire, North and Fawcett: Private International Law Private International Law, Paras Diwan, Peeyushi Diwan	Chapter 20,21,23,24, 25 Chapter 8,9,11,12	To understand the concepts and analyze the issues relating to marriages involving a foreign element

5	6	Choice of Law in Contract	Capacity to contract: Main Theories (Lex Loci, Lex Domicili, Lex Situs and Proper Law), Rome Convention, Formal and Essential Validities, Discharge of Contract	Cheshire, North and Fawcett: Private International Law Private International Law, Paras Diwan, Peeyushi Diwan	Chapter 18 & 19 Chapter 20 https://www.youtube.com/watch?v=JPlvRhoMqYU	To understand the concepts and analyze the issues relating to contract involving a foreign element
6	7	Choice of Law in Property	Distinction between Moveable and Immoveable, Theories on Jurisdiction, Immovable property: Jurisdiction under Common Law rules and Brussels and Lugano Conventions, Choice of Law, General Principles, Movable Property: Tangible and Intangible Moveable: Position in England and India, Succession: Intestate and Testate, Position in England and India	Cheshire, North and Fawcett: Private International Law Private International Law, Paras Diwan, Peeyushi Diwan	Chapter 10, 11,16, 27-30, 32 Chapter 14,15,16,17, 19 https://www.youtube.com/watch?v=kAPpE0V_HNI	To understand the concepts and analyze the issues relating to property involving a foreign element
7	7	Recognition and Enforcement of Foreign Judgments	Principles of International Law and International Conventions on the subject, Hague Convention, Foreign Judgments and Awards	Cheshire, North and Fawcett: Private International Law Private International Law, Paras Diwan, Peeyushi Diwan	Chapter 15(6), 17 Chapter 25 https://www.youtube.com/watch?v=oQ0xgxm2R8c	To understand the concepts relating to recognition and enforcement of foreign judgements
8	4	Special rules for particular Contracts	Intellectual Property Right: Patent and Copyright, Labor Law, Avoiding the results of choice of law process	Cheshire, North and Fawcett: Private International Law	Chapter 8	To understand the concepts relating to particular contracts
Total	48					

Total hours = 60

10 Hours for tutorials

2 Hours for Guest Lecture

List Of Cases

- Leroux v. Brown (1852) 12 CB 801

- Ogden v. Ogden (1908) P 46
- Re Maldonado's Estate [1954] CLJ 22
- Schwebel v. Ungar (1963) 42 DLR
- Luthor v. Sagor [1921] 3 KB 532
- Bell v. Kennedy (1868) LR 1 Sc & Div 307
- Antrix Corporation Ltd. v. Devas Multimedia Pvt. Ltd.
- White Industries Australia Ltd v India, Final award, IIC 529 (2011)

Expectations from Students:

Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.

Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.

In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.

The participation has to be relevant and meaningful. "Speaking for speaking's sake" will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.

Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.

Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.

The Students should come in uniform, otherwise they will be marked absent. Do not roam in the academic area/ attend classes in chappals / shorts / informal t-shirts.

Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.

Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.

Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.

Five (5) Marks for attendance will be given as below-

Attendance percentage	Marks alloted
96-100	5

91-95	4
86-90	3
81-85	2
75-80	1
Less than 75%	0

Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

Students must occupy their seats before faculty comes in and remain seated until the end of the class.

Students must have their name plates on the desk.

Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.

Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.

No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	**Component**	**Expected slot / due date**	**Marks declaration by**	**Weightage**	**Syllabus**
NCP I	Internal Assessment	27TH August 2019	30TH August 2019	10	**Unit 1 & 2**

NCP II	Mid Term	30TH September 2019	10th October 2019	20	Unit 1 to 4
NCP III	Internal Assessment	5th November 2019	7th November 2019	10	Unit 5 & 6
NCP IV	Class Participation	22nd November 2019	20th December 2019	5	Unit 1 to 8
NCP V	Attendance	22nd November 2019	20th December 2019	5	Unit 1 to 8
End Term	End Term	22nd November 2019	20th December 2019	50	Unit 1 to 8

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Ms. Satyabrata Mishra, Assistant Professor, has completed her B A LLB (InternationalLawsHons.) from School ofLaw, KIIT University, Bhubaneswar and LLM (Corporate and CommercialLaws) from NLUO, Cuttack. She is pursuing her PhD in the area of Investment Arbitration from School of Law, KIIT University, Bhubaneswar. She has research experience of three years and has worked in Orissa High Court and NLUO, Cuttack. Her areas of interests include International Law, International Investment Laws, Trade Law and International Commercial Arbitration.

International Criminal Law and International Criminal Court (LE418)

Objectives: The study of this course enables the students to know the concept and sources of International Criminal Law, to comprehend the jurisdiction and the role of International Criminal Courts and tribunals, to have comprehension about substantive international crimes and to understand and evaluate various contemporary issues in the light of existing international principles.

Course Outcome : On completion of the study of this course , the students will be well equipped with the knowledge about the concept and sources of International Criminal Law, comprehension on the jurisdiction and the role of International Criminal Courts and tribunals, comprehension about substantive international crimes and evaluation of various contemporary issues in the light of existing international principles.

Unit I: International Criminal Law: An overview Notion of International Crimes and International Criminal Law - General Principles of International criminal law – International criminal law and other laws - Sources of International Criminal Law.

Unit II: International Criminal Court: Rome Statute of International Criminal Court - International Criminal Court: creation, structure of International Criminal Court – the Presidency, the Judicial Divisions, the office of the prosecutor – Complimentary doctrine – International Criminal Tribunals – International Court of Justice - International Committee of Red Cross – Difference between International Court of Justice, International Committee of Red Cross and International Criminal Courts.

Unit III: Jurisdiction of International Criminal Court: International Criminal Jurisdiction – personal, territorial and temporal - International versus National Jurisdiction - Legal impediments to exercise criminal jurisdiction - State cooperation with International Criminal Court and Criminal Tribunals.

Unit IV: Criminal Liability: Principles of Criminal liability in International Criminal trials - Procedures of International Prosecution – Grounds for exclusion of criminal lability.

Unit V: Genocide: Notion - historical development – nature - forms – consequences - protected group -elements – contextual and mental - material elements - prohibited acts - modes of participation.

Unit VI: Crimes Against Humanity: Concept - historical progression - common issues - prohibited acts.

Unit VII: War Crimes: Overview - history of law of war crimes - common issues - distinguish between international and various internal conflicts - specific offences - prohibited attacks. United Nations War Commission.

Unit VIII: The Crime of Aggression: Notion - historical development - material elements - prosecution of aggression.

Unit IX: India and International Criminal Court: India's stand on International Criminal Court - Kampala Amendments 2010 – stay-out of International Criminal Courts by India.

Unit X: The Future of International Criminal Law: Futuristic perspective, development, accountability, challenges.

Text and Reference Books:

- Roger O'Keefe: International Criminal Law 2015, OUP UK Publisher
- Robert Cryer, Hakan Friman, Darryl Robinson, Elizabeth Wilmshurst: AnIntroduction to International Criminal Law and Procedure, reprinted 2015, Cambridge University Press, United kingdom
- William A. Schabas: An Introduction to the International Criminal Court, 4th Revised edition, Cambridge University Press
- Antonio Cassese, International Criminal Law, 2nd Edition, Oxford University Press, United Kingdom.
- Antonio Cassese, Mary Fan, Alex Whiting, Guido Acquaviva: International Criminal Law: Cases and CommentaryOxford University Press, United Kingdom

Videos :

- https://www.youtube.com/watch?v=oXixalpLM8Y
- The Future of International Criminal Justice- https://www.youtube.com/watch?v=LETDSThwmjc
- The Future Challenges of the International Criminal Court- https://www.youtube.com/watch?v=oD-FnW0-AHg
- The Crime of Aggression- https://www.youtube.com/watch?v=0BKVU1vM50U
- Crimes against humanity- https://www.youtube.com/watch?v=vrgg3_oihmg

ICFAI Law School, Hyderabad

Course Handout International Criminal Law and International Criminal Courts

Academic Year

(Class of 2020)

***Course Name*: International Criminal Law and International Criminal Court**

Course Code: LE418

Semester: VII

***Faculty Name*: Prof. K.S. RekhRaj Jain**

Mobile No: 9704093588

Email: e-mail id: nabariya_jain@yahoo.co.in

Objectives of the Course:

- To know the concept and sources of International Criminal Law.
- To comprehend the jurisdiction and the role of International Criminal Courts and tribunals.
- To have comprehension about substantive international crimes.
- To understand and evaluate various contemporary issues in the light of existing international principles.

Course Outcomes: At the end of the course a student is expected to be conversant with international criminal law, its jurisdiction, procedures, international crimes, India stand with version of ICC, and futuristic approach.

Recommended Text Books and Reference Books

	TEXT BOOK	AUTHOR / PUBLICATION
1	International Criminal Law	Roger O'Keefe, 2015, OUP UK Publisher.
2	International Criminal Law	Douglas Guilfoyle, 201, Oxford University Press.
3	An Introduction to International Criminal Law and Procedure	Robert Cryer, Hakan Friman, Darryl Robinson , Elizabeth Wilmshurst, 2015, Cambridge University Press, United kingdom.
4	International Criminal Law	Antonio Cassese 2nd Edition, Oxford University Press, United Kingdom.
5	An Introduction to the International Criminal Court	William A. Schabas, 4th Revised edition, Cambridge University Press.
6	International Criminal Law: Cases and Commentary	Antonio Cassese, Mary Fan, Alex Whiting, Guido Acquaviva, Oxford University Press, United Kingdom.

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1	4	International Criminal Law: An overview	Notion of International Crimes and International Criminal Law - General Principles of International criminal law – International criminal law and other laws - Sources of International Criminal Law.	Robert Cryer, Hakan Friman, Darryl Robinson, Elizabeth Wilmshurst Douglas Guilfoyle	Chapter 1 p.3-12, Chapter 1p.3-28 Video Link: Introduction to International Criminal Law: Part 1- https://www.youtube.com/watch?v=oXixalpLM8Y	Understanding the concept, principles of International Criminal Law and differences between other laws.
2	5	International Criminal Court	Rome Statute of International Criminal Court - International Criminal Court: creation, structure of International Criminal Court – the Presidency, the office of the prosecutor the Registry – Complementarity Doctrine – International Criminal Tribunals – International Court of Justice - International Committee of Red Cross – Difference between International Court of Justice, International Committee of Red Cross and International Criminal Courts.	Robert Cryer, Hakan Friman, Darryl Robinson, Elizabeth Wilmshurst	Chapter 6 and, 7 p. 115-144. Video Link: International Criminal Court – ICC- https://www.youtube.com/watch?v=wojuPmVwFak	Knowledge about the structure of International Criminal Court and International Tribunals.
3	6	Jurisdiction of International Criminal Court	International Criminal Jurisdiction – personal, territorial and temporal Powers and functions of ICC - Trial by ICC - Pre conditions to the exercise of Jurisdiction - International versus National Jurisdiction - Legal impediments to exercise criminal jurisdiction - State cooperation with International Criminal Court and Criminal Tribunals - Victims participation in the proceedings of ICC.		Chapter 8 p. 146-179. Video Link: The Court - Inside the International Criminal Court- https://www.youtube.com/watch?v=PR8qPyCrrsM	Understanding about the jurisdiction of International Criminal Court and International tribunals and the power of their exercise.
4	4	Criminal Liability	Principles of Criminal liability in International Criminal trials - Procedures of International Prosecution – Grounds for exclusion of criminal liability.	Robert Cryer, Hakan Friman, Darryl	Chapter 15 and 16 p.353-418. Video Links: How The	Knowledge about the principles of criminal liability, procedure followed and grounds for exclusion of criminal

				Robinson, Elizabeth Wilmshurst	International Criminal Court Works- https://www.youtube.com/watch?v=rTWPgF6bNLA	liability
5	5	Crimes within the Jurisdiction of ICC - Genocide	Notion - historical development – nature - forms – consequences - protected group -elements – contextual and mental - material elements - prohibited acts - modes of participation.	Robert Cryer, Hakan Friman, Darryl Robinson, Elizabeth Wilmshurst	Chapter 10 p.205-228. Video Links: Top 10 Most Awful Genocides in History- https://www.youtube.com/results?search_query=Genocide	Understanding about nature, form and elements for Genocide.
6	5	Crimes Against Humanity	Concept - historical progression - common issues - prohibited acts.	Robert Cryer, Hakan Friman, Darryl Robinson, Elizabeth Wilmshurst	Chapter 11 p.229-262 Video Links: Crimes against humanity- https://www.youtube.com/watch?v=vrgg3_oihmg	Understanding about the aspects relating to crimes against humanity.
7	5	War Crimes	Overview - history of law of war crimes - common issues - distinguish between international and various internal conflicts - specific offences - prohibited attacks. United Nations War Commission.	Robert Cryer, Hakan Friman, Darryl Robinson, Elizabeth Wilmshurst	Chapter 12 p.264-305. Video Links: Rules of war (in a nutshell) | The Laws Of War- https://www.youtube.com/watch?v=HwpzzAefx9M	Understanding the nature and specificity about war crimes.
8	5	Jurisdiction over the Crime of Aggression	Notion - historical development - material elements - prosecution of aggression - Relevancy of Articles 121 and 123 of Charter of United Nations -- Prosecution of the crime of Aggression in the place of prosecution of Aggression - Kampala Amendments 2010 and aftermath.	Robert Cryer, Hakan Friman, Darryl Robinson, Elizabeth Wilmshurst	Chapter 13 p. 307-328. Video Link: The Crime of Aggression- https://www.youtube.com/watch?v=0BKVU1vM50U A Legal Distinction between 'Genocide' 'War Crimes' and 'Crimes Against	Understanding about the elements of crime of Aggression with reference to Kampala Amendments 2010.

					Humanity' - William Schabas- youtube.com/results?search_query=Crimes+Against+Humanity	
9	5	India and International Criminal Court	India's objections against Rome Statute of ICC - Removal of Opt-in clause from Draft Statute - Definition of Armed Conflict as given in Article 8(2) (C) of Rome Statute - Encroachment on Sovereignty and on the Jurisdiction of Municipal Courts.	Internet Material(Link provided)	https://www.orfonline.org/research/should-india-continue-to-stay-out-of-icc https://academic.oup.com/jicj/article-abstract/3/3/627/2886354 /	Knowledge about India's stance regarding ICC.
10	4	The Future of International Criminal Law	Futuristic perspective, development, accountability, challenges.	Robert Cryer, Hakan Friman, Darryl Robinson, Elizabeth Wilmshurst	Chapter 23 p.584-595. Video Link: The Future of International Criminal Justice- https://www.youtube.com/watch?v=LETDSThwmjc The Future Challenges of the International Criminal Court- https://www.youtube.com/watch?v=oD-FnW0-AHg	An insight regarding impending of International Criminal law and challenges forthwith.
48						
12	Tutorials					
Total	60					

Expectations from Students:

Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.

Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.

In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.

The participation has to be relevant and meaningful. “Speaking for speaking’s sake” will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.

Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.

Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.

The Students should come in uniform, otherwise they will be marked absent. Do not roam in the academic area/ attend classes in chappals / shorts / informal t-shirts.

Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.

Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.

Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.

Five (5) Marks for attendance will be given as below-

Attendance percentage	Marks alloted
96-100	5
91-95	4
86-90	3
81-85	2
75-80	1
Less than 75%	0

Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for

communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

Students must occupy their seats before faculty comes in and remain seated until the end of the class.

Students must have their name plates on the desk.

Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.

Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.

No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	**Component**	**Expected slot / due date**	**Marks declaration by**	**Weightage**	**Syllabus**
NCP I	Internal Assessment	25-02-2020	Week	10	Topic 1 and 2.
NCP II	Mid Term	09-03-2020		20	Topic 1 to 5.
NCP III	Internal Assessment	13-04-2020	Week	10	Topic 6 and 7.
NCP IV	Class Participation	1-05-2020		5	
NCP V	Attendance	1-0502020		5	
End Term	End Term	04-05-2020			Topic 1 to 10

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Dr. K.S. Rekhraj Jain, Assistant Professor in Law, has about 20 years of teaching. In addition to Doctorate, in Law, holds, Master's Degree in Sociology, Education, Psychology. Teaching area includes Mohammedan Law, Criminal Law, Property Laws, Labour Laws, Land Laws, Criminal Psychology and Forensic Sciences. Interest of Research areas are Criminology and Penology, Juvenile Delinquency, Prisoners' Rights, Human Rights, Third Gender Rights. Serves as resource person for Prison's department Police Academy and other Educational Organizations. Presented several research papers at National and International Conferences and has a few publications to his credit.

International Dispute Resolutions (LE419)

Objectives: The study of this coursemakes the students to understand International dispute as described as disagreement on a point of law or fact a conflict of legal views or interest between two persons or two states or two entities. Further , the Students The course discusses the three main approaches of dispute resolutions. It deals with various international conventions that govern international disputes and the relevant bodies that deal with international dispute resolution. The main object of incorporation of this course is to give clarity to students regarding various methods of dispute settlements having a nature of both public and private international legal aspect.

Course Outcomes: At the end of the course a student is expected to know about the different kinds of international disputes and the resolving methods.

Unit I – Introduction - Dispute and Conflict – Resolution and Settlement – Advantages and Disadvantages of Litigation and Settlement - Traditional court process to alternative dispute resolution – Dispute Avoidance and Dispute Resolution – Approaches to Dispute Resolution – *Power, Rules* and *Interest* Based Dispute Resolution – Nature and Scope of Dispute Resolution.

Unit II – International Disputes – Meaning, nature, causes - Kinds of International Disputes - Disputes under Public International Law – Disputes under Private International Law

Unit III – Settlement of International Disputes – Hague Conventions on Pacific Settlement of International Disputes – 1899 and 1907 -- Pacific Settlement of disputes under UN Charter -- International Conventions Dealing with Dispute Resolution (Vienna Convention on the Law of Treaties et. al.)

Unit IV – Negotiation, Mediation, Conciliation and Inquiry under International law

Unit V – The Permanent Court of Arbitration – Forms of Arbitration – Selection of Arbitrators – Term of Reference – Effect of award

Unit VI – International Court of Justice – Growth, Role and Jurisdiction

Unit VII – Dispute Resolution under the Law of Sea Convention 1982 - The International Tribunal for the Law of the Sea - The Sea-Bed Disputes Chamber

Unit VIII – International Criminal Tribunals (Nuremberg, Tokyo, Yugoslavia et. al.) – International Criminal Court, Jurisdiction, Applicable law – General Principles of criminal law to be applied

Unit IX - Regional Organizations -- Role in disputes resolution.

Unit X – International Trade Disputes under WTO - Dispute Settlement Understanding - Online Dispute Resolution – Regulatory framework - Future of Online Dispute Resolution

Reference Books

- J.G. Merrils**,** International Dispute Settlement, 5th ed. Cambridge University Press, 2011.

- Mary Ellen O'Connell, International Dispute Resolution Cases and Materials, 2nd ed Carolina Academic Press.
- S. K. Kapoor: International Law
- Brownlie's Principles of Public International Law (8th ed 2012), Crawford (ed)

ICFAI Law School, Hyderabad

Course Hand Out

Academic Year – 2020-21

(Class of ----2022-----)

***Course Name*: International Dispute Resolutions**

Course Code: LE419

Semester: VII

***Faculty Name*: M.Geethapriyadarsani**

Mobile No: 9866587599

Email: geethap@ifheindia.org

Objectives of the Course: International dispute is described as disagreement on a point of law or fact a conflict of legal views or interest between two persons or two states or two entities. If these disputes have not checked within time, then resulted in criminal actions, terrorism, wars and even resulted in genocide. Parties of international dispute show more interest to resolve dispute through contemporary methods of resolution rather than traditional litigation means. Hence under international law, arbitration, negotiation, mediation, good offices and inquiry are presume to be the peaceful methods of settling the international disputes. The present course being general elective of International law, focus more on the aspect of international disputes, kinds of international disputes, its difference with conflict. The course discusses the three main approaches of dispute resolutions. It deals with various international conventions that govern international disputes and the relevant bodies that deal with international dispute resolution. The main object of incorporation of this course is to give clarity to students regarding various methods of dispute settlements having a nature of both public and private international legal aspect.

Course Outcomes: At the end of the course a student is expected to know about the different kinds of international disputes and the resolving methods.

Recommended Text Books and Reference Books

	TEXT BOOK	AUTHOR / PUBLICATION
	International Dispute Settlement	J.G. Merrils**,** , 5th ed. Cambridge University Press, 2011.
	International Dispute Resolution Cases and Materials	Mary Ellen O'Connell, 2nded Carolina Academic Press.
	International Law	S. K. Kapoor:
	Principles of Public International Law	Brownlie's (8th ed 2012), Crawford (ed)
	Introduction to Public	Shilpa Jain, Eastern Book Company

	International Law	
	Public International Law	M.P.Tandon, Allahabad Law Agency

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1	5	Unit I – Introduction - Dispute and Conflict – Resolution and Settlement – Advantages and Disadvantages of Litigation and Settlement - Traditional court process to alternative dispute resolution – Dispute Avoidance and Dispute Resolution – Approaches to Dispute Resolution – *Power, Rules* and *Interest* Based Dispute Resolution – Nature and Scope of Dispute Resolution.	Dispute, conflict, resolution, settlement, litigation, ADr.	Introduction to Public International Law- Shilpa jain	Pg-186-194 https://www.youtube.com/watch?v=TbZBAC2ehX4	Knowledge of Dispute, conflict, resolution, settlement, litigation.
2	5	Unit II – International Disputes – Meaning, nature, causes - Kinds of International Disputes - Disputes under Public International Law – Disputes under Private International Law	Dispute, public international law, private international law.		https://int.search.myway.com/search/video.jhtml?n=783ab1be&p2=%5EBYU%5Exdm121%5ETTAB02%5EIN&pg=video&pn=	Knowledge of International disputes, public international law, private international law.
3	5	Unit III – Settlement of International Disputes – Hague Conventions on	Pacific means of settlement, compulsive or forcible means of settlement.	Public International Law- M.P.Tan	Pg-513-519, 539-540 Pg- 707	Knowledge of Settlement, disputes, conventions.

		Pacific Settlement of International Disputes – 1899 and 1907 -- Pacific Settlement of disputes under UN Charter -- International Conventions Dealing with Dispute Resolution (Vienna Convention on the Law of Treaties et. al.)		don International Law- S.K.Kapoor	https://www.youtube.com/watch?v=xDUtMVejidI	
4	5	Unit IV – Negotiation, Mediation, Conciliation and Inquiry under International law	.retorsion, reprisal, embargo, pacific blockade, intervention.	International Law- S.K.Kapoor	Pg-714-722 https://int.search.myway.com/search/video.jhtml?n=783ab1be&p2=%5EBYU%5Exdm121%5ETTAB02%5EIN&pg=video&pn=	Knowledge of Negotiation, Mediation, Conciliation and Inquiry
5	6	Unit V – The Permanent Court of Arbitration – Forms of Arbitration – Selection of Arbitrators – Term of Reference – Effect of award	Panel of experts, administrative council, international bureau	International Law- S.K.Kapoor Public international law- M.P.Tandon	Pg-708-714 https://www.youtube.com/watch?v=buziu0CK1M4 Pg-436-437	Knowledge of Arbitration, arbitrator, award
6	5	Unit VI – International Court of Justice – Growth, Role and Jurisdiction	Ex aequo et bono, consent ad hoc, consent ante hoc.	International Law- S.K.Kapoor Public international law- M.P.Tandon	Pg-577-609 Pg-443-459 https://www.youtube.com/watch?v=CCbvr8rnb5Y	Comes to know about International Court of Justice
7	5	Unit VII – Dispute Resolution under the Law of Sea	Maritime belt, terra firma, innocent passage, contiguous zone, high seas	International Law-	Pg-256-316 https://int.search.myway.	Comes to know about Dispute Resolution under the Law of Sea

		Convention 1982 - The International Tribunal for the Law of the Sea - The Sea-Bed Disputes Chamber		S.K.Kapoor	com/search/video.jhtml?n=783ab1be&p2=%5EBYU%5Exdm121%5ETTAB02%5EIN&pg=video&pn=	Convention 1982 -
8	6	Unit VIII – International Criminal Tribunals (Nuremberg, Tokyo, Yugoslavia et. al.) – International Criminal Court, Jurisdiction, Applicable law – General Principles of criminal law to be applied	Nullum crimen sine lege, nulla poena sine lege, genocide	International Law- S.K.Kapoor Public international law- M.P.Tandon	Pg-381-397 Pg-571-579 https://int.search.myway.com/search/video.jhtml?n=783ab1be&p2=%5EBYU%5Exdm121%5ETTAB02%5EIN&pg=video&pn=1&ptb=55A9CD88-1768-4CF7-BF0B-A2DC089D08CA&qs=&searchfor=International+Criminal+Tribunals+video+classes&si=25158807681&ss=sub&st=tab&tpr=sbt&trs=wtt&vidOrd=2&vidId=YKkx8rzYLgk	Knowledge of International Criminal Tribunals
9	6	Unit IX - Regional Organizations -- Role in disputes resolution.	Global security, O.A.S, O.A.U, Arab league, NATO, CENTO, SEATO.	International Law- S.K.Kapoor	Pg-652-657 https://int.search.myway.com/search/video.jhtml?n=783ab1be&p2=%5EBYU%5Exdm121%5ETTAB02%5EIN&pg=video&pn=1	Knowledge of Regional Organizations
10	7	Unit X – – International Trade Disputes under WTO -	ITO, GATT	International Law- S.K.Kap	Pg-634-643 https://www.youtube.com/watch?v=	Knowledge of International Trade Disputes, WTO, Online Dispute

		Dispute Settlement Understanding - Online Dispute Resolution – Regulatory framework - Future of Online Dispute Resolution		oor	pkXKJQwhu n0 https://int.se arch.myway. com/search/ video.jhtml? n=783ab1be &p2=%5EB YU%5Exdm 121%5ETTA B02%5EIN& pg=video&p n=	Resolution.
Tot al	48					

Expectations from Students:

Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.

Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.

In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.

The participation has to be relevant and meaningful. “Speaking for speaking’s sake” will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.

Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.

Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.

Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.

Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.

Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.

Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

Students must occupy their seats before faculty comes in and remain seated until the end of the class.

Students must have their name plates on the desk.

Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.

Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.

No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	**Component**	**Expected slot / due date**	**Marks declaration by**	**Weig htage**	**Syllabus**
NCP I	Internal Assessment	7-9-2020	14-9-2020	15	**Units-I,II,III**
NCP II	Mid Term	28-9-2020	12-10-2020	20	Units-I,II,III, IV,V
NCP III	Internal Assessment	2-11-2020	3-11-2020	15	Units-VI,VII,VI II
End Term	End Term	23-11-2020	12-12-2020	50	Units-

					VI,VII,VIII,IX,X

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

M.Geethapriyadarsani, LLM- Torts and Crimes

Interested areas- women and law, cyber laws, contracts, environmental law.

Subjects taught- legal language and writing, international commercial arbitration, law of carriage, micro finance and insurance, financial and systemic frauds, white collar crimes and money laundering, clinical ADR, copyright law.

Farmers and Breeders Rights (LE421)

Objectives: The course is designed to make the students equipped in the knowledge relating to farmers and breeders rights. This course is expected to give a concise and minute understanding of the different policies and conventions relating to agriculture and breeding practices. Students will get an understanding of the relationship between the agriculture and industry and the government policies that regulate such relation.

Course Outcome: Students on the completion of the course will be having a complete understanding of the little nuances regarding different policies, legislations and conventions relating to live stock products, plant varieties, traditional knowledge of the indigenous people etc. Students will be able to analyse the right of the farmers and breeders of plant varieties, livestocks, animal husbandry, and challenges in the implementation of such rights.

Unit I: Introduction: Definition: Agriculture, Farmer and Breeder – meaning nature and scope - India's Agriculture and Current Situation of Farmers - The Emergence of Farmers' Rights in Indi -farmers rights their extentand legal protection in India,

Unit II: National Scenario: Agricultural Policy in India since independence, agricultural sector through five year plans, National Agricultural Policy, 2000, National Policy For Farmers 2007, Integrated Sample Survey Scheme for Estimation of Major Livestock Products, National Livestock Policy, 2013, seeds and inputs policy – Farm loan waiver – farmers suicide – minimum support price -crop insurance and micro insurance, social and rural insurances under section 32A and 32B of Insurance Act 1938.

Unit III: International Scenario: Declaration of Principles of the World Council of Indigenous Peoples, 1984; Convention Concerning Indigenous Peoples in Independent Countries, 1986; Convention Concerning The FAO International Code of Conduct for Plant Germplasm Collecting and Transfer, 1993; International Treaty on Plant Genetic Resources for Food and Agriculture, 2001Bonn Guidelines on Access to Genetic Resources and the Fair and Equitable Sharing of Benefits Arising out of their Utilization, 2002; UN Declaration on the Rights of Indigenous Peoples, 2007; The Nagoya Protocol, 2010- International Union for the Protection of New Varieties of Plants(UPOV).

Unit IV: Challenges in the Implementation of Agricultural Policies and Rural Development Programme sin India: Credit linkages under NRLM: Forced or demand Based? Skill Training under NRLM:MNREGA: guidelines vs. Practices, Human Resource Crisis.

Unit V: Legislative Framework: Constitutional Provisions, The Geographical Indications of Goods (Registration and Protection) Act, 1999, The Biological Diversity Act, 2002; Protection of Plant Varieties and Farmers' Rights Act, 2001;The Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 etc.The Prevention and Control of Infectious and Contagious Diseases in Animals Act, 2009 – Agricultural Produce (marking and grading), 1930 – Agricultural Marketing Act (check) – Water and Agriculture Land Act (WALTA).

Unit VI: Agriculture and Industrial interface: Relationship between Agriculture and Industry, agro-processing and rural industrialization, Concept of Rural Industrialization, Types of Rural Industries, features and importance of rural industries Rural Non-farm

Sector (RNFS), problems of rural industries, support structure for rural industries, evaluation of the government policy.

Unit VII: Rights of Farmers and Breeders in India: Plant Breeders' Rights Vis-À-Vis Farmers Rights, Conflict International Obligations & Domestic Legislations Conflict, Protection of Plant Breeders' Rights: Changing Global Scenario

Unit VIII: IPR & Traditional Knowledge: Protection of Traditional Knowledge under the Existing Modes of Intellectual Property and Issues thereof; Concepts of Prior Informed Consent (PIC) and Agreement to benefit sharing (ABS).

Text and Reference Books

- Hanchinal R.R. & Raj Ganesh, Plant Varieties & Farmers' Rights, Eastern Law House 2018
- Viola Prifti,The Breeder's Exception to Patent Rights: Analysis of Compliance with Article 30 of the TRIPS Agreement, 1st ed. 2015, Springer.
- RajeswariKanniah, Breeders Versus Farmers, VDM Verlag, 2011
- Farmers' rights Food & Agriculture Organization of the Unit ed Nations (FAO)2017
- Ronnie G. Anderson, Breeder's Rights, Createspace Independent Pub, 2017
- Phundan Singh, IPR & Plant Breeders' Rights,First edition, New Vishal Publications, 2009
- Elizabeth Verkey, Law of Plant Varieties Protection, Eastern Book Co; 2007 Edition

Cases

- Prabhat Agri Biotech Ltd. and Anr. Vs. Registrar of Plant Varieties and Ors, W.P.(C) 7102/2011
- National Seed Association of India and Anr. (through Executive Director vs. The State of Maharashtra, WP.3390/09
- DcmShriram Consolidated Ltd. vs Union Of India And Anr, W.P.(C) 4366/2012
- Korra Srinivas Rao vs. State Of Maharashtra andOrs. 2002 (4) MhLj 368
- Monsanto Holdings Pvt Ltd And Anrvs Union Of India And Anr, W.P.(C) 7853/2012
- Maharashtra Hybrid Seeds Co Ltd vsUoi And Ors, W.P.(C) 4527/2010
- Nuziveedu Seeds Ltd. And Ors. vs Monsanto Technology Ltd.and Ors. FAO (OS) (COMM) 86,2017
- Super Agri Seeds Pvt.Ltd.,Hydvs Department Of Income Tax, ITA.No.909,Hyd,2015
- Venugopala Primary Sheep Breeders Cooperative Society vs. The State of A.P. rep. by its Principal Secretary, Animal Husbandry and others, Writ Petition No.1957 of 2018
- Prasanthi Breeders Pvt.Ltd. vs Department Of Income Tax, ITA.No.1066 & 1067,Hyd,2015

Articles

- Pawarit Leterdhamtewe, Reinventing Thailands Plant Protection Regime, Journal of Intellectual Property Rights, Vol.20, 2015, pp.320-329.
- Sanjeev Saxena, The Protection of Plant Varieties and Farmers' Rights Act of India, Current Science, Vol.86, No.3, 2004, pp.392-398.
- A.M. Osman & C.J.M. Almekinders, Can conventional breeding programmes provide onion varieties that are suitable for organic farming in the Netherlands? Springer Euphytica Vol.163, Issue 3, 2008, pp.511-522.
- BL Manjunatha & JP Sharma, The Legal Protection of Public and Private Plant Varieties in India: A Comparative Analysis Journal of Bioremediation & Biodegradation, Volume 4, Issue 7, 2013, pp.1-5.
- Julian B. Jaftha, Understanding of the Farmers' Privilege Concept by Smallholder Farmers in South Africa, South African Journal of Science Vol.111, Issue ½, 2015, pp.1-5.

Videos

- https://youtu.be/_HlTRSnr7zw-e-pathsahala; Plant Variety protection and farmers rights by Yogesh Pai, Assistant Professor, NLU Delhi.
- https://youtu.be/YP_6X_L06RYFarmers' Right, PPV&FR Authority, New Delhi, India.
- https://youtu.be/FYqJOR0--9IPlant variety protection act and its impact on Indian seed industry
- https://youtu.be/UM850yg4bmoOrganic Farming for Sustainable Agriculture
- https://youtu.be/u-Fp1aiAtCsFarmers rights by Prof. KshishBansal
- https://youtu.be/9Kg1X3gbmC8Plant Breeders' Rights (short version)
- https://youtu.be/b8rX5DRusNISilk worm farming in India: how your silk is made
- https://youtu.be/5iTz9yN4v4kNatural rubber processing
- https://youtu.be/OMg50TxLWBQPPVFRA
- https://youtu.be/v5Wrp4RO7KoPlant breeders' rights

ICFAI Law School, Hyderabad

Regular Teaching Format

Course Hand Out

Academic Year – 2020-21

(Class of 2022)

***Course Name*: Farmers' and Breeders' Rights**

Course Code: LE421

Semester: VIII

***Faculty Name*: Dilip Sharma**

Mobile No: +91-7698737458

Email: dilipsharma@ifheindia.org

Objectives of the Course: The course is designed to provide an insight on farmers and breeders' rights in India. In this course, the students will also be able to trace the evolving relationship between farmers and breeders across the globe. This course is expected to give a concise and minute understanding of the different policies, programs and conventions relating to farmers and breeders' rights. The course also attempts to involve the students in logical and critical discussions on farmers and breeder's rights in relation to various governmental policies and programs.

Course Outcomes: On the successful completion of this course, the students will be able to understand the concept of farmers and breeders' rights in India discussed under various legislations, policies, and conventions. The students are expected to critically examine the right of the farmers and breeders of plant varieties, livestock, animal husbandry, and challenges in the implementation of such rights with reference to various case studies. The students will be able to develop effective persuasive critical reasoning through discussions on the various policies and programs based on farmers and breeders' rights in India and in international context.

Recommended Textbooks and Reference books

S. No.	TEXT BOOK	AUTHOR / PUBLICATION
1.	Law of Plant Varieties Protection	Elizabeth Verkey, Eastern Book Company.
2.	Plant Varieties & Farmers' Rights	Hanchinal R.R. & Raj Ganesh, Eastern Law House.
3.	The Breeder's Exception to Patent Rights: Analysis of Compliance with Article 30 of the TRIPS Agreement	Viola Prifti, 1st ed., Springer, 2015.

4.	Breeders Versus Farmers	Rajeswari Kanniah, VDM Verlag, 2011.
6.	IPR & Plant Breeders' Rights	Phundan Singh,First edition, New Vishal Publications, 2009.
7.	Farmers' rights	Food & Agriculture Organization of the United Nations (FAO)2017.
8.	Indian Agriculture: Performance, growth and challenges	Parmod Kumar & S. Mohanakumar
9.	Environmental Law	S.C. Shastri, Eastern Book Company, 3rd Edition.

Reference Readings/Videos: (S.R)

S.No.	Title	Web-Link
	Farmers' Right, PPV&FR Authority, New Delhi, India (English Subtitle)	https://www.youtube.com/watch?v=YP_6X_L06RY
	Plant Variety protection and farmers rights by Yogesh Pai, Assistant Professor, NLU Delhi.	https://www.youtube.com/watch?v=_HlTRSnr7zw
	PPV & FR Act & its Implication on Indian Seed Industry	https://www.youtube.com/watch?v=meEjaDMSvwk
	Dr Ruihong Guo, USDA, on the US Plant Variety Protection for Asexually Reproduced Varieties	https://www.youtube.com/watch?v=H9gfx-go1dE
	Seminar on Protection of Plant Variety and Farmers' Right: part 1	https://www.youtube.com/watch?v=_DLz9_z26jY
	Seminar on Protection of Plant Variety and Farmers' Right: part 2	https://www.youtube.com/watch?v=JnIHTQ9gFNE
1.	Farmers rights by Prof. Kshish Bansal	https://youtu.be/u-Fp1aiAtCs
3.	Plant Breeders' Rights (short version)	https://youtu.be/9Kg1X3gbmC8
4.	The Legal Protection of Public and Private Plant Varieties in India: A Comparative Analysis	https://youtu.be/YP_6X_L06RYFarmers' Right, PPV&FR Authority, New Delhi, India.

	Journal of Bioremediation & Biodegradation.	https://youtu.be/FYqJOR0--9IPlant variety protection act and its impact on Indian seed industry
6.	Agriculture Policies in Developing Countries.	https://www.researchgate.net/publication/227389162_Agriculture_Policies_in_Developing_Countries

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
	4	Unit I: Introduction	Definition: Farmer and Breeder – meaning nature and scope Emergence of farmer rights in India Rationale and need for protection of farmers rights Scope of legal protection for farmers in India Existing scenario of farmers rights in India Research exemption and community rights.	TB 1 Ch - 1	Seminar on Protection of Plant Variety and Farmers' Right: part 1, https://www.youtube.com/watch?v=_DLz9_z26jY	The students will get an insight about the concept of Farmer and Breeders and related rights in present era.
	7	Unit II: National Scenario	National policy for farmers 2007 Reforms to empower farmers Integrated sample survey scheme for estimation of major livestock products National livestock policy, 2013 National seed policy, 2002 Farmers rights under national agriculture policy, 2000 Farmers suicide Farm loan waiver Minimum support price Challenges in the implementation of agricultural policies and rural development programs in India		Agriculture Policies in Developing Countries, https://www.researchgate.net/publication/227389162_Agriculture_Policies_in_Developing_Countries Farmers rights by Prof. Kshish Bansal, https://youtu.be/u-Fp1aiAtCs OECD, Review of Agricultural Policies in India, http://www.oecd.org/officialdocuments/p	The students will be able to understand and analyze the growth of Indian agriculture through various policy frameworks and related challenges.

					ublicdisplaydocumentpdf/?cote=TAD/CA(2018)4/FINAL&docLanguage=En Agriculture, http://planningcommission.gov.in/plans/planrel/fiveyr/11th/11_v3/11v3_ch1.pdf	
	8	Unit III: International Scenario	Declaration of Principles of the World Council of Indigenous Peoples, 1984 Indigenous and Tribal Peoples Convention, 1989 (No. 169) Convention Concerning the FAO International Code of Conduct for Plant Germplasm Collecting and Transfer, 1993; International Treaty on Plant Genetic Resources for Food and Agriculture, 2001 Bonn Guidelines on Access to Genetic Resources and the Fair and Equitable Sharing of Benefits Arising out of their Utilization, 2002; UN Declaration on the Rights of Indigenous Peoples, 2007; The Nagoya Protocol, 2010 TRIPS agreement International Union for the Protection of New Varieties of Plants (UPOV).	TB – 1 Ch -5	Peter Button (UPOV) Impact of UPOV Worldwide, Balancing Conservation & Plant Breeders Rights, https://www.youtube.com/watch?v=-HcmEiRgqcQ India's Fifth National Report To The Convention On Biological Diversity 2014, https://Www.Cbd.Int/Doc/World/In/In-Nr-05-En.Pdf.	This unit will introduce the students with international scenario on the Protection of New Varieties of Plants and rights of indigenous communities.
	4	Unit IV: Legislative Competence	Constitutional provisions The prevention and control of infectious and contagious diseases in animals act, 2009 The agricultural produce (grading and marking) act, 1937 Model agricultural produce and livestock marketing Act, 2017 Telangana water and agriculture land act, 2002 (WALTA) Telangana (agricultural		Pushkar Pahwa, Rural development programmes: Implementation challenges and solutions. Brief about NRLM, https://www.youtube.com/watch?v=4Zn	To make students familiar with the challenges faced by government in implementation of agricultural policies and rural development programs.

			produce and livestock) markets (amendment) act, 2016 The Farmers' Produce Trade and Commerce (Promotion and Facilitation) Act, 2020. The Farmers (Empowerment and Protection) Agreement on Price Assurance and Farm Services Act, 2020 The Essential Commodities (Amendment) Act, 2020		XALI69aQ https://www.youtube.com/watch?v=vbPiGCC_uRE&ab_channel=KRISHIMANTRALAYAMASSMEDIASUPPORT https://www.youtube.com/watch?v=LuwLusnPTvY&ab_channel=KRISHIMANTRALAYAMASSMEDIASUPPORT	
	14	Unit V: Farmers rights under intellectual property laws	Evolution of plant varieties protection Justification for IP protection Methods of protection of plant and plant products Patent act, 1970 – Sui generis system The geographical indications of goods (registration and protection) act, 1999 The biological diversity act, 2002	TB 1 Ch 4	GI And Plant Variety Protection, Indira Gandhi National Open University, 2012, ISBN-978-81-266-5908-1.	To make the students aware about the various legislative framework for the protection of rights of farmers and indigenous communities.
	4	Unit VI: Protection of Plant Varieties and Farmers' Rights Act, 2001	Definition – Farmers and breeders Criteria for protection of new varieties of plants Principles and procedures of NDUS testing; - Registration of plant varieties under PPV&FR Act 2001 Breeders, researcher and farmers rights Effects of registration, surrender and revocation of registration Compulsory licensing, infringement, offences and remedies	TB -8 Ch 11	Meenakshi Rajeev & Manojit Bhattacharjee, Farm Non-Farm Linkage and Role of Non-farm Sector for Rural Development, http://www.isec.ac.in/PB%2020%20-Farm%20Non%20Farm%20Policy_final.pdf. Ranjit Singh Ghuman, Rural Non-	To make the students familiar with the interface between agriculture and industries and its significance.

					Farm Employment Scenario: Reflections from Recent Data in Punjab, Economic and Political Weekly Vol. 40, No. 41 (Oct. 8-14, 2005), pp. 4473-4480.	
	4	Unit VII: Rights of Farmers and Breeders in India	Plant Breeders' Rights Vis-À-Vis Farmers Rights, Conflict International Obligations & Domestic Legislations Conflict, Protection of Plant Breeders' Rights: Changing Global Scenario Challenges in contemporary globalized world	TB 1 Ch 4	Walid Abdelgawad, The BT Brinjal Case: The First Legal Action Against Monsanto and Its Indian Collaborators for Biopiracy, 31 Biotechnology Law Report 136 Number 2, 2012.	To make the students able to understand about the rights of the farmers and different plant and livestock breeders at the national and international levels.
	3	Unit VIII: IPR & Traditional Knowledge	Need for protection of TK Protection of Traditional Knowledge under the Existing Modes of Intellectual Property and Issues thereof; Concepts of Prior Informed Consent (PIC) and Agreement to benefit sharing (ABS).	TB 9 Ch 12	Elisa Morgera, Access to Traditional Knowledge Associated with Genetic Resources, in Unraveling the Nagoya Protocol: A Commentary on the Nagoya Protocol on Access and Benefit-sharing to the Convention on Biological Diversity, https://www.jstor.org/stable/10.1163/j.ctt1w76vvq.14.	The students will get an insight about the modes of protection of traditional knowledge through PIC and benefit sharing.

Total	48	

Cases

- DCM Shriram Consolidated Ltd. vs Union Of India And Anr, W.P.(C) 4330/2012.
- Divya Pharmacy v. UOI, Writ Petition (M/S) No. 3437 of 2016.
- Jai Singh Chauhan v. Union of India & Ors, W.P.(C) 7267/2016 & CM APPL.29931/2016.
- Korra Srinivas Rao v. State of Maharashtra and Ors. 2002 (4) MhLj 368
- M/s Sidharth Papers P. Ltd & another v. State of Uttarakhand & others
- Maharashtra Hybrid Seed Co Pvt Ltd v. Union of India & Anr, W.P.(C) 788/2017.
- Maharashtra Hybrid Seeds Co Ltd v. UOI And Ors, W.P.(C) 4527/2010
- Monsanto Holdings Pvt Ltd v. Union of India And Anr, W.P.(C) 7853/2012
- Monsanto Technology v. Nuziveedu Seeds Ltd, CIVIL APPEAL NO(s). 188 OF 2019.
- Mylan Laboratories Limited v. Union Of India, W.P.(C) 5571/2019.
- National Seed Association of India and Anr. (through Executive Director v. The State of Maharashtra, WP.3390/09
- Nuziveedu Seeds Ltd. And Ors. v. Monsanto Technology Ltd. FAO (OS) (COMM) 86,2017
- Pioneer Overseas Corporation vs Chairperson, Protection of Plant VARIETIES AND FARMERS RIGHTS AND ORS, W.P.(C) 6208/2014 & CM No.15019/2014.
- Prabhat Agri Biotech Ltd. and Anr. v. Registrar of Plant Varieties and Ors, W.P.(C) 7102/2011
- Prasanthi Breeders Pvt. Ltd. v. Department Of Income Tax, ITA.No.1066 & 1067, Hyd,2015
- Super Agri Seeds Pvt. Ltd., Hyd v. Department Of Income Tax, ITA.No. 909, Hyd,2015
- Venugopala Primary Sheep Breeders Cooperative Society v. The State of A.P. rep. by its Principal Secretary, Animal Husbandry and others, Writ Petition No.1957 of 2018
- Yashoda Seeds Pvt Ltd And Others v. Nirmal Seeds Pvt Ltd, WRIT PETITION NO.14076 OF 2017.

Articles

- Bharti, V.,On farm front, red is the new green.The Tribune, 2017. 137(21): p. 2.
- Brown, T.,Agrarian Crisis in Punjab and 'Natural Farming' as a Response.South Asia: Journal of South Asian Studies, 2013. 36(2): p. 229-242.
- Chandrashekaran, S., Vasudev, S., The Beneficiaries of the Indian Plant Varieties Protection Act, Journal of Intellectual Property Rights, Vol. 7, November 2002.

- N., E.-H.S., G. C., and H. C.Organic Agriculture and genetic resources for food and agriculture. inInternational conference on Biodiversity and the Ecosystem Approach in Agriculture, Forestry and Fisheries. 2002. Rome, Italy: FAO.
- Nijar, G.S., Sui Generis Law for Plant Varieties: Preserving The Knowledge and Creativity of Traditional Plant Breeders: A Third World View.
- Shiva, V., Biodiversity Totalitarianism IPRS as Seed Monopolies, Economic and Political Weekly, act. 11d1, 1997.
- Zaharieva, M., et al.,Cultivated emmer wheat (Triticum dicoccon Schrank), an old crop with promising future: a review.Genetic resources and crop evolution, 2010. 57(6): p. 937-962.

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- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
- The participation has to be relevant and meaningful. “Speaking for speaking’s sake” will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.
- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
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- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.
- Five (5) Marks for attendance will be given as below-

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91-95	4
86-90	3
81-85	2
75-80	1
Less than 75%	0

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Honour Code:

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Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

Students must occupy their seats before faculty comes in and remain seated until the end of the class.

Students must have their name plates on the desk.

Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.

Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.

No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	Component	Expected slot / due date	Marks declaration by	Weightage	Syllabus
NCP I	Internal Assessment	16/02/2021	28/02/2021	10	Unit 1 to 3
NCP II	Mid Term	As per the academic Calendar	15/03/2021	20	Unit 1 to 4
NCP III	Internal Assessment	15/04/2021	20/04/2021	10	Unit 3 to 7
NCP IV	Class Participation	Continuous Evaluation	Last Working Day of Semester	5	Unit 1 - 8
NCP V	Attendance	Continuous Evaluation	Last Working Day of Semester	5	Not Applicable
End Term	End Term	As per the academic Calendar	As per Academic Calendar	50	Unit 1 - 8
				100	

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Dilip Sharma is an Assistant Professor at ICFAI Law School, Hyderabad, India and is currently pursuing a Ph.D. degree from NALSAR University of Law, Hyderabad, India in the field of "Artificial Intelligence and IPR". Mr. Sharma has completed his post-graduate studies (LL.M.) in IPR Laws at the National Law University, Jodhpur, India. He has published and presented numerous papers on various topics related to IPR in several universities in India and abroad. Most recently, Mr. Sharma was conferred with the prestigious "Young Asian IP Research Scholar Award" at the 5th Asian IP Works-in-Progress Conference 2020. Mr. Sharma is a member of the IP & Innovation Researchers of Asia Network.

Law on Micro-finance and Micro-insurance (LE422)

Objectives: In this course, Students will learn micro finance and its impact on people and societies. Also the students will understand the various products offered under the micro finance umbrella (i.e., micro credit, micro savings, micro insurance), we'll collaborate to examine opportunities for domestic and international micro finance initiatives. Students will actively participate in the micro finance market by lending to an actual business owner of their choice, analyzing real-time case studies from around the globe and interacting with Boston-area Micro loan recipients.

Course Outcomes: The students will gain a better understanding of the different aspects of micro finance, how micro finance works in the developing world and how its principles may be applied to the international and domestic financial system. Students will also be exposed to the micro finance movement and collaborate on business strategies focused on alleviating poverty.

Unit I: Introduction: Introduction to Micro-insurance, Current trends in micro insurance, the potential of micro insurance for social protection, what is the impact of micro insurance?

Unit II: Micro Insurance: Health, Life, General, Products, Insurers and Micro Insurance, Pricing of micro Insurance Products, State and market synergies: Insights from India's micro insurance success, Distribution.

Unit III: Emerging practices in consumer education on risk management, Micro insurance that works for women, Is micro insurance a profitable business for insurance companies?

Unit IV: Micro insurance Regulation in India, Access to insurance and financial-sector regulation, protecting consumers while promoting micro insurance.

Unit V: Micro Finance- Understanding Demand and the Financial Ecosystem, The Evolving Financial Landscape, Clients, The Role of Government and Industry in Financial Inclusion, role of donors and financial institutions.

Unit VI: Measuring Financial Inclusion, Community based providers and institutional providers, Savings, Credit, Agricultural Finance, Payment services and delivery channels.

Unit VII: Monitoring and Managing Financial social performance, Governance and managing operations, Funding, Regulation and building inclusive financial markets.

Unit VIII: The Micro Finance Institutions (Development and Regulation) Bill, 2012. Highlights of the Bill. And broad discussion over various provisions.

Text and Reference Books

- Phil Smith, Eric Thurman, A Billion Bootstraps: Microcredit, Barefoot Banking, and the BusinessSolution for Ending Poverty, McGraw Hill Education, 2007
- Suresh Sundaresan, Microfinance: Emerging Trends and Challenges, Edward Elgar Publications, 2009
- Prabhu Ghate, Indian Microfinance : The Challenges Of Rapid Growth, Sage Publications, 2009

- Debadutta K. Panda, Understanding Microfinance, Wiley, 2009
- Ravikant S WawgeSameer A Zodgekar, Microinsurance: Global and Indian Scenario, Icfai University Press, 2008
- ILO (international Labour Organization): Protecting Poor, Micro Insurance Compendium II Publication

Articles

- Reeta Raufela, Gaurao Pant and others, "Microfinance - A new mantra for rural development", International Journal of Science, Technology and Management, December 2010.
- Jothi V.N., "Socio-economic impact: Microfinancing of self-help groups", SGMS Journal of India Management, January-March 2010.
- Tiyas Biswas and P.P. Sengupta, "Role of microfinance in promoting micro entrepreneurship: The Indian experience", International Journal of College Science in India, vol. 3, 2 July 2009.
- Anjali Banthia, Susan Johnson, Michael J. McCord, Brandon Mathews, Microinsurance that works for women: making microinsurance programs gender-sensitive, ILO, 2009.
- Farah Farooqui, Role of Micro Finance Institutions in Micro Insurance, Global Journal of Management and Business Studies, 2013.
- P. Satish, "Mainstreaming of microfinance", Economical and Political Weekly, XI, No. 7, April 23-29, 2005.
- K.K. Tripathy, "Microcredit intention and poverty alleviation", Kurukshetra, 54, No. 11, September 2006.
- Lekshmi R., Kulshreshta and Archana Gupta, "A study of microfinance in India - Delivery system and impact analysis with special emphasis to women upliftment", Sajosps, 3, No. 1, December 2002.
- Mohammad Yunus, "Grameen Bank, microcredit and millennium development goals", Economical and Political Weekly, XXXIV, No. 36, September 4-10, 2004.
- Rajaram Dasgupta, "Microfinance in India, Empirical Evidence Models and Policy Imperatives", Economical and Political Weekly, XI, No. 2, March 2005.

Videos

- https://www.youtube.com/watch?v=KdJkBjTeq-E
- https://www.youtube.com/watch?v=o_NPP_OtNV4
- https://www.youtube.com/watch?v=dZvZf-ugFrA
- https://www.youtube.com/watch?v=6UCuWxWiMaQ
- https://www.youtube.com/watch?v=wnyj3xgN5FA
- https://www.youtube.com/watch?v=XND_TFizzI0

ICFAI Law School, Hyderabad

Course Hand Out

Academic Year – 2019-20

(Class of 2021)

***Course Name*: Law on Micro-finance and Micro-insurance**

Course Code: LE422

Semester: Semester-VIII

***Faculty Name*: M.Geetha Priyadarsani**

Mobile No: 9866587599

Email: geethap@ifheindia.org

Objectives of the Course: In the world of microfinance anything is possible and extraordinary results can be achieved. In this course, we'll address how these achievements are possible and take an indepth look at microfinance and its impact on people and societies. After forming a solid understanding of the various products offered under the microfinance umbrella (i.e., microcredit, microsavings, microinsurance), we'll collaborate to examine opportunities for domestic and international microfinance initiatives. Students will actively participate in the microfinance market by lending to an actual business owner of their choice, analyzing real-time case studies from around the globe and interacting with Boston-area microloan recipients.

Course Outcomes: The students will gain a better understanding of the different aspects of microfinance, how microfinance works in the developing world and how its principles may be applied to the international and domestic financial system. Students will also be exposed to the microfinance movement and collaborate on business strategies focused on alleviating poverty.

Recommended Text Books and Reference Books

	TEXT BOOK	AUTHOR / PUBLICATION
1	A Billion Bootstraps: Microcredit, Barefoot Banking, and the BusinessSolution for Ending Poverty	Phil Smith, Eric Thurman McGraw Hill Education, 2007
2	Microfinance: Emerging Trends and Challenges	Suresh Sundaresan, Edward Elgar Publications, 2009
3	Indian Microfinance: The Challenges Of Rapid Growth	Prabhu Ghate Sage Publications, 2009
4	Understanding Microfinance	Debadutta K. Panda, Wiley, 2009
5	Microinsurance: Global and Indian Scenario	Ravikant S WawgeSameer A Zodgekar Icfai University Press, 2008

6	ILO (international Labour Organization): Protecting Poor	Micro Insurance Compendium II Publication

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1	8	Introduction to Micro-insurance, Current trends in micro insurance, the potential of micro insurance for social protection, what is the impact of micro insurance?	Micro- insurance, social protection, poverty, business innovation.	Micro insurance: Global and Indian Scenario Ravikant S Wawge Sameer A Zodgekar	https://www.youtube.com/watch?v=KdJkBjTeq-E	Knowledge of what is micro insurance, social protection and social security.
2	7	Micro Insurance: Health, Life, General, Products, Insurers and Micro Insurance, Pricing of micro Insurance Products, State and market synergies: Insights from India's micro insurance success, Distribution.	Different types of risks, pricing of micro insurance, synergies.	Micro insurance: Global and Indian Scenario Ravikant S Wawge Sameer A Zodgekar	https://www.youtube.com/watch?v=o_NPP_OtNV4	Knowledge about health, life and general micro insurance products, how they are priced and success of insurance in India.
3	8	Emerging practices in consumer education on risk management, Micro insurance that works for women, Is micro insurance a profitable business for insurance companies?	Risk, Risk management, win-win solution, Insurance education, gender sensitive micro insurance.	Micro insurance: Global and Indian Scenario Ravikant S Wawge Sameer A Zodgekar	https://www.youtube.com/watch?v=dZvZf-ugFrA	Knowledge of consumer education on risk management and insurance, whether it is profitable to women and insurance companies or not.
4	7	Micro insurance Regulation in India, Access to insurance and financial-sector regulation, protecting consumers while promoting micro	IRDA, Core Set, access to financial sector, indicators for access	Micro insurance: Global and Indian Scenario Ravikant S Wawge Sameer A Zodgekar		Knowledge of access and usage of financial services, promotion of micro insurance and protecting the consumers.

		insurance.				
5	7	Micro Finance: Understanding Demand and the Financial Ecosystem, The Evolving Financial Landscape, Clients, The Role of Government and Industry in Financial Inclusion, role of donors and financial institutions.	Micro- finance, Financial inclusion, MFIs.	Microfinance: Emerging Trends and Challenges Suresh Sundaresan	https://www.youtube.com/watch?v=6UCuWxWiMaQ	Attains knowledge on evolution of micro finance, understands the demand of micro finance. Also gets knowledge about financial inclusion, and financial institutions.
6	8	Measuring Financial Inclusion, Community based providers and institutional providers, Savings, Credit, Agricultural Finance, Payment services and delivery channels.	Delivery mechanisms,	Understanding Microfinance Debadutta K. Panda	Agricultural micro fiance Pg: 23-29 Supply, Intermediation and Regulations of Micro Finance Pg- 31-83 https://www.youtube.com/watch?v=wnyj3xgN5FA	Attains knowledge about sources of finance, status of agricultural finance and delivery models.
7	8	Monitoring and Managing Financial social performance, Governance and managing operations, Funding, Regulation and building inclusive financial markets.	Strategies for sustainability, customer retention, social performance.	Understanding Microfinance Debadutta K. Panda	Marketing in Micro finance Institutions Pg- 174-205 https://www.youtube.com/watch?v=XND_TFizzl0	Knowledge of managing financial social performance, how to build inclusive financial markets.
8	7	The Micro Finance Institutions (Development and Regulation) Bill, 2012. Highlights of the Bill. And broad discussion over	IRDA, MFIs, micro enterprise, micro credit.	https://financialservices.gov.in/sites/default/files/micro_finance_institution_bill_2012.pdf	THE MICRO FINANCE INSTITUTIONS (DEVELOPMENT AND REGULAT	Knowledge about the MICRO FINANCE INSTITUTIONS (DEVELOPMENT AND REGULATION) BILL, 2012.

		various provisions.			ION) BILL, 2012 Pg- 1-40	
Total	60					

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NCP II	Mid Term	09-03-2020	18-03-2020	20	Unit-I,II, III, IV
NCP III	Internal Assessment	13-04-2020	13-04-2020	10	Unit- V, VI

NCP IV	Class Participation	01-05-2020	01-05-2020	5	
NCP V	Attendance	01-05-2020	01-05-2020	5	
End Term	End Term	04-05-2020	04-05-2020	50	Unit-V, VI, VII, VIII

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

M.Geethapriyadarsani, LLM- Torts and Crimes

Interested areas- women and law, cyber laws, contracts, environmental law.

Subjects taught- legal language and writing, international commercial arbitration, law of carriage, micro finance and insurance, financial and systemic frauds, white collar crimes and money laundering, Law of Copy Rights, General Principles Of Contract, Clinical ADR, Transboundary exports, imports and Anti-dumping laws.

Real Estate and Infrastructure Laws (LE423)

Objectives: The course on Real Estate and Infrastructure Laws aims to give the students an overall understanding of laws on Real Estate and Infrastructure sector in India. Further the course equips and enhances the knowledge about the regulatory framework, financing, employers and builder's compliances, laws protecting the workers and customers, and legal transactions involving real estate and infrastructure development.

Course Outcome : At the end of the course a student is expected to know the various infrastructure sectors operating in India the level of their operations, risks involved, sources of finances, real estate laws and the various land records, drafting of various documents necessary in the infrastructure industry and the modes of dispute resolution.

Unit – I : Introduction: Real Estate: Meaning, Nature -Real Estate Industry in India- Land: ownership, possession – Flow of titles and due diligence – Transferability and marketability – regularization - Land Records: Digital India Land Records Modernization Programme (DILRMP) - Infrastructure: Meaning, Nature and Scope — Stakeholders of Infrastructure Development - Infrastructure Projects and Role of the Government – Infrastructure Development and Risks.

Unit – II: Real Estate and Infrastructure Finance: Sources of Finances: equity-borrowings - World Bank- Asian Development Bank - International Finance Corporation - Nationalized Banks - India Infrastructure Finance Company Ltd (IIFCL)– Rural Electrification Corporation(REC) – Power Finance Corporation(PFC) – Infrastructure Development Financial Corporation (IDFC) – Industrial Finance Corporation of India (IFCI).

Unit III: Real Estate Sector Regulation laws: Real Estate (Regulation & Development) Act, 2016 – Definitions – Salient features of the Act - Registration of Real Estate Projects- Registration and Functions of Real Estate Agents - Duties of Promoter - Rights and Duties of Allottees - The Real Estate Regulatory Authority (RERA) and The Real Estate Appellate Tribunal – Offences - Penalties and Adjudication – Protection of customers – Consumer Protection Law.

Unit – IV: Infrastructure Projects Developments: Infrastructure Projects and Stakeholders - Project Contracts -Public Private Partnership and Government -Modes and Public Private Partnership Contracts - Industrial Estates – SEZs - Export Zones - Ministry of Urban Development - Government of India's Jawaharlal Nehru National Urban Renewal Mission (JNNURM) and Bharat Nirman program

Unit – V Regulatory Framework of Infrastructure Sector: Power Sector - Conventional and Non- Conventional Energy sources –Indian Electricity Act 2003 - Electricity Regulatory Act 1998 - Road and Railways-National Highways Act 1956 and National Highways Authority of India Act 1988 – Indian Railways Act 1989 - Indian Ports (Consolidation) Act 2010.Airports -Construction and Development of Airports – Airport Authority of India Act 1994 - Regulatory Frame work–Telecommunications - National Telecommunication Policies -Broad Casting and Cable Service – Telecom Regulatory Authority of India Act, 1997.

Unit – VI : Laws concerning workers: The Building and Other Construction Workers (Regulation of Employment and Conditions of Service) Act, 1996 - Registration of

Establishments - Registration of workers as Beneficiaries, Welfare Board and other provisions of the Act - Contract Labour (Regulation and Abolition) Act, 1970 – Interstate Migrant Workmen Act - Child Labour (Prohibition and Regulation) Act 1986.

Unit – VII: Drafting and Documentation: Infrastructure Contracts - principles of drafting of contracts – Important Terms and Clauses - Due Diligence for Property Purchase - Project Development Agreement – Power of Attorney-Specific Infrastructure Contracts Concession Agreements – EPC Contracts – O&M Contracts – Power Purchase Agreement –Non-Disclosure Agreement – Contractors and Sub-Contractors Agreement.

Unit – VIII: Dispute Resolution–Real Estate disputes and Breach of Contracts - Termination of Contracts – Conflicting of Interests – Disputes and Litigations – Dispute Resolution through Courts – Tribunals - Special Courts - ADR Methods – Cause of action and law of limitation - Land Acquisition and Land Pooling– Rehabilitation and Resettlement.

Project Work:

Impact of inflation on home buyers of service sector

Text and Reference Books:

- Piyush Joshi: Law Relating to Infrastructure Projects Paperback, Lexis Nexis
- P. L. Malik: Handbook on Electricity laws, Eastern Book Publishers
- M V DurgaPrasad : Law relating to Real Estate Regulation in India, Asia Law House Publications.
- Aiyar S. Krishnamurthi: Law Relating to Electricity in India, 2nd Edn. Universal Publications
- Naushirbharucha: Guide to the Electricity Laws Lexis Nexis
- Alexander T. Wells and Seth Young: Airport Planning and Management, Jain Book Agency
- Raymond C Special: Fundamentals of Aviation Law, McGraw Hill Professional Publishers
- Rajasri Majumdar: Infrastructure and Development in India, Rawat Publications
- S.N. Misra : Labour and Industrial Law
- Rodney D Ryder: Drafting Corporate and Commercial Agreements, Universal Law Publishing Company
- Raghuram, G., Jain, R., Sinha, S., Pangotra, P., & Morris, S. (2000). Infrastructure Development and Financing: Towards a Public-Private Partnership: MacMillan.
- Real Estate (Regulation & Development) Act, 2016
- Pretorius, F., Lejot, P., McInnis, A., Arner, D., & Hsu, B. F.-C. (2008). Project finance for construction and infrastructure: Principles and case studies. Oxford: Blackwell Publishing.

Articles

- Shalini Rohilla, Unnati Goel: RERA: Critical Analysis of Act, Implementation and Impact on the Right to Housing, Vol. 2 No.2 National Journal of Real Estate Law, http://lawjournals.stmjournals.in/index.php/njrel/article/view/440, 2019
- Sbhilash Pillai & Siddhant Sharma : RERA or Consumer For a? – Homebuyers can make the Choice!, https://corporate.cyrilamarchandblogs.com/2020/12/rera-or-consumer-fora-homebuyers-can-make-the-choice/#more-4170, December 2020
- Nikitha: Critical Analysis of RERA Act, 2016, https://bnblegal.com/article/critical-analysis-of-rera-act-2016/, September 2020
- Amrutaunshu Nerukar, Indrajit Das: Analysis of DILRMP Project: Identifying the Applicability of Agile Project Management for Digital Transformation Projects in Government and Public Sector , https://dl.acm.org/doi/10.1145/3055219.3055242, March 2017
- S.S. Rana & Co Advocates: Real Estate (Regulation and Development) Act: An Overview https://www.mondaq.com/india/real-estate/796102/real-estate-regulation-and-development-act-an-overview, April 2019
- K T Liew , W W Lo , K S Wong and S Y Wong: Risk assessment of infrastructure projects on project cost https://iopscience.iop.org/article/10.1088/1757-899X/495/1/012088/pdf, 2019
- Mihnea Craciun: A New Type of Risk in Infrastructure Projects, https://www.researchgate.net/publication/265809714_A_New_Type_of_Risk_in_Infrastructure_Projects, January 2011
- Shaleen Singhal, Graeme Newell, Thi Kim Nguyen: The Significance and Performance of Infrastructure in India, https://www.researchgate.net/publication/232940032_The_significance_and_performance_of_infrastructure_in_India, March 2011
- Pradeep Agrawal: Infrastructure in India: Challenges and the Way Ahead. http://www.iegindia.org/upload/publication/Workpap/wp350.pdf. , 2015
- Nachiket Mor, Sanjeev Sehrawat: Sources of Infrastructure Finance, https://www.researchgate.net/publication/242267575_Sources_of_Infrastructure_Finance, 2006

Videos

- Rethinking Infrastructure Financing
- https://www.youtube.com/watch?v=Jq21e1tNu6s&ab_channel=ColumbiaBusinessSchool
- Infrastructure Financing – Expanding the Optons https://www.youtube.com/watch?v=OXPkVfeXvfs&ab_channel=MeetingoftheMinds
- RERA Act
- https://www.youtube.com/watch?v=QNVx33ZADfI&ab_channel=CAPrashantSarda
- Real Estate Regulatory Authority RERA https://www.youtube.com/watch?v=OzYRPez8N84&ab_channel=Legistify

- RERA: What is Real Estate Regulatory Authority
- https://www.youtube.com/watch?v=MjQvuwNpF2k&ab_channel=Tax4wealth

ICFAI Law School, Hyderabad

Course Hand Out

Academic Year – 2019-20

(Class of 2020)

***Course Name*: Real Estate and Infrastructure Laws**

Course Code: **LE 427**

Semester: VIII

***Faculty Name*: Dr S V Damodar Reddy**

Mobile No:

Email: drsvdamodarreddy@gmail.com

Objectives of the Course: The course on Real Estate and Infrastructure Laws aims to give the students an overall understanding of laws on Real Estate and Infrastructure sector in India. Further the course equips and enhances the knowledge about the regulatory framework, financing, employers and builder's compliances, laws protecting the workers and customers, and legal transactions involving real estate and infrastructure development.

Course Outcomes: At the end of the course a student is expected to know the various infrastructure sectors operating in India the level of their operations, risks involved, sources of finances, real estate laws and the various land records, drafting of various documents necessary in the infrastructure industry and the modes of dispute resolution.

Recommended Text Books and Reference Books

	TEXT BOOK	AUTHOR / PUBLICATION
1	Law Relating to Infrastructure Projects	Piyush Joshi: Paperback, Lexis Nexis
2	Handbook on Electricity laws	P. L. Malik: Eastern Book Publishers
3	Law relating to Real Estate Regulation in India	M V DurgaPrasad : Asia Law House Publications.
4	Law Relating to Electricity in India,	Aiyar S. Krishnamurthi: 2nd Edn. Universal Publications
5	Guide to the Electricity Laws	Naushirbharucha: Lexis Nexis
6	Airport Planning and Management	Alexander T. Wells and Seth Young: Jain Book Agency
7	Fundamentals of Aviation Law	Raymond C Special: McGraw Hill Professional Publishers

8	Infrastructure and Development in India	RajasriMajumdar: Rawat Publications
9	Labour and Industrial Law	S.N. Misra, Central Law Publications
10	Drafting Corporate and Commercial Agreements	Rodney D Ryder: Universal Law Publishing Company
11	Infrastructure Development and Financing: Towards a Public-Private Partnership:	Raghuram, G., Jain, R., Sinha, S., Pangotra, P., & Morris, S. (2000). MacMillan.
12	Project finance for construction and infrastructure: Principles and case studies.	Pretorius, F., Lejot, P., McInnis, A., Arner, D., & Hsu, B. F.-C. (2008). Oxford: Blackwell Publishing

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
U-I	4	Introduction	Real Estate: Meaning, Nature -Real Estate Industry in India- Land: ownership, possession – Flow of titles and due diligence – Transferability and marketability – regularization - Land Records: Digital India Land Records Modernization Programme (DILRMP) - Infrastructure: Meaning, Nature and Scope — Stakeholders of Infrastructure Development - Infrastructure Projects and Role of the Government – Infrastructure Development and Risks.	Piyush Joshi: Paperback, Lexis Nexis Rajasri Majumdar: Rawat Publications	https://www.youtube.com/watch?v=GVC1vwvV9S8 https://dolr.gov.in/programme-schemes/dilrmp/digital-india-land-record-modernization-programme	By the end of the introduction study it is understood what is the meaning and nature of real estate, the various types of land records in India and its maintenance, the risks involved in the infrastructure projects in India.
U-II	4	Real Estate and Infrastructure Finance	Sources of Finances: equity- borrowings - World Bank- Asian Development Bank - International Finance Corporation - Nationalized Banks - India Infrastructure Finance Company Ltd (IIFCL)– Rural Electrification Corporation(REC) – Power Finance Corporation(PFC) – Infrastructure Development Financial Corporation (IDFC) – Industrial Finance Corporation of India (IFCI).	Piyush Joshi: Paperback, Lexis Nexis Rajasri Majumdar: Rawat Publications Raghuram, G., Jain, R., Sinha,	https://ppp.worldbank.org/public-private-partnership/financing/mechanisms https://www.indianeconomy.net/splclassroom/infrastructure-financing-sources-and-schemes-in-	It is understood that what are the various funding agencies and sources of finances available for the infrastructure industry and how to seek them.

				S., Pangotra, P., & Morris, S. (2000). MacMillan. Pretorius, F., Lejot, P., McInnis, A., Arner, D., & Hsu, B. F.-C. (2008). Oxford: Blackwell Publishing	india/	
U - III	10	Real Estate Sector Regulation laws	Real Estate (Regulation & Development) Act, 2016 – Definitions – Salient features of the Act - Registration of Real Estate Projects- Registration and Functions of Real Estate Agents - Duties of Promoter - Rights and Duties of Allottees - The Real Estate Regulatory Authority (RERA) and The Real Estate Appellate Tribunal – Offences - Penalties and Adjudication – Protection of customers – Consumer Protection Law.	Piyush Joshi: Paperback, Lexis Nexis P. L. Malik: Eastern Book Publishers M V DurgaPrasad : Asia Law House Publications	https://www.youtube.com/watch?v=QNVx33ZADfI	After the end of this unit it is understood that the necessity of passing of RERA Act and the various compliances under this Act by the Developers, Builders and Agents in the Real Estate Industry.
U - IV	6	Infrastructure Projects Developments	Infrastructure Projects and Stakeholders - Project Contracts -Public Private Partnership and Government -Modes and Public Private Partnership Contracts - Industrial Estates – SEZs - Export Zones - Ministry of Urban Development - Government of India's Jawaharlal Nehru	Piyush Joshi: Paperback, Lexis Nexis Rajasri Majumdar: Rawat Publicati	https://www.youtube.com/watch?v=WYoXWNm62Zw	It is understood on the various stakeholders for the infrastructure projects and various modes of construction of infrastructure projects.

			National Urban Renewal Mission (JNNURM) and Bharat Nirman program.	ons		
U-V	7	Regulatory Framework of Infrastructure Sector	Power Sector -Conventional and Non- Conventional Energy sources –Indian Electricity Act 2003 - Electricity Regulatory Act 1998 - Road and Railways- National Highways Act 1956 and National Highways Authority of India Act 1988 – Indian Railways Act 1989 - Indian Ports (Consolidation) Act 2010.Airports - Construction and Development of Airports – Airport Authority of India Act 1994 - Regulatory Frame work–Telecommunications - National Telecommunication Policies -Broad Casting and Cable Service – Telecom Regulatory Authority of India Act, 1997.	Piyush Joshi: Paperback, Lexis Nexis P. L. Malik: Eastern Book Publishers Alexander T. Wells and Seth Young: Jain Book Agency Rajasri Majumdar: Rawat Publications	https://www.youtube.com/watch?v=QWXn4eWeMWA	At the end of this unit is understood upon the various compliances and the regulatory framework available in India under the various sectors of infrastructure in India.
U - VI	8	Laws concerning workers	The Building and Other Construction Workers (Regulation of Employment and Conditions of Service) Act, 1996 - Registration of Establishments - Registration of workers as Beneficiaries, Welfare Board and other provisions of the Act - Contract Labour (Regulation and Abolition) Act, 1970 – Interstate Migrant Workmen Act - Child Labour (Prohibition and Regulation) Act 1986.	S.N. Misra Central Law Publications	https://www.youtube.com/watch?v=aq6lxPBCSrk	At the end of this unit is understood upon the various labour laws and compliances towards the working class that the different infrastructure industry has to follow compulsorily in the taking up different projects.
U - VII	5	Drafting and Documentation	Infrastructure Contracts - principles of drafting of contracts – Important Terms and Clauses - Due Diligence for Property Purchase - Project Development Agreement – Power of Attorney-Specific Infrastructure Contracts	Rodney D Ryder: Universal Law Publishing Company	https://www.youtube.com/watch?v=d3VuHSmeAIw	It is understood the drafting of various deeds and documents involved in the infrastructure industry.

			Concession Agreements – EPC Contracts – O&M Contracts – Power Purchase Agreement –Non-Disclosure Agreement – Contractors and Sub-Contractors Agreement.			
U - VIII	4	Dispute Resolution	Real Estate disputes and Breach of Contracts - Termination of Contracts – Conflicting of Interests – Disputes and Litigations – Dispute Resolution through Courts – Tribunals - Special Courts - ADR Methods – Cause of action and law of limitation - Land Acquisition and Land Pooling– Rehabilitation and Resettlement.	Piyush Joshi: Paperback, Lexis Nexis	https://www.youtube.com/watch?v=4TyHNhnGeIw	At the end of this unit is understood upon the various modes of dispute resolution methods that are available in the event of issues and how to resolve by the best alternative dispute resolution methods.
Tutorial	10					
Guest Lectures	2					
Total	60					

Case Laws

- Mig (Bandra) Realtors vs The Union Of India And 2 Ors on 6 December, 2017
- LancoAnpara Power LimitedvsState of Uttar Pradesh &Orsrendered in Civil Appeal No 6223 of 2016
- IDBI Bank Limited vs. Jaypee Infratech Limited CP NO. (IB) 77/ALD/2017
- Petitioner in National Campaign Committee for Central Legislation on Construction Labour (NCC-CL) v. Union of India & Ors., Writ Petition (Civil) 318 of 2016 in the Supreme Court of India
- Roshan Ramnath Nawale vs. Lodha Developers, September, 2017
- Avinash Saraf, Neha Duggar Saraf Vs. Runwal Homes Pvt Ltd October, 2017
- Mr. Sagar Nigam and Mrs. Sonia Nigam Vs. Spenta Builder Pvt Ltd October, 2017
- Joan Disouza Vs. Deepak Karnik & others October, 2017
- Nisar Realtor Vs. Nilofar Mohd. Sami Warsi, & others November, 2017
- Ganesh More/Mathura More Vs. Lucina Land Development Limited December, 2017

Videos

- Meaning and Definition of Infrastructure: https://www.youtube.com/watch?v=GVC1vwvV9S8
- DILRMP: https://dolr.gov.in/programme-schemes/dilrmp/digital-india-land-record-modernization-programme
- Sources of Financing for Infrastructure Projects: https://ppp.worldbank.org/public-private-partnership/financing/mechanisms
- RERA Act: https://www.youtube.com/watch?v=QNVx33ZADfI
- Public Private Partnerships (PPP) concept, Benefits and Limitations: https://www.youtube.com/watch?v=WYoXWNm62Zw

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
- The participation has to be relevant and meaningful. "Speaking for speaking's sake" will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.
- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
- The Students should come in uniform, otherwise they will be marked absent. Do not roam in the academic area/ attend classes in chappals / shorts / informal t-shirts.
- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.
- Five (5) Marks for attendance will be given as below-

Attendance percentage	Marks alloted
96-100	5
91-95	4
86-90	3
81-85	2
75-80	1
Less than 75%	0

- Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

Students must occupy their seats before faculty comes in and remain seated until the end of the class.

Students must have their name plates on the desk.

Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.

Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.

No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	Component	Expected slot / due date	Marks declaration	Weig htage	Syllabus

			by		
NCP I	Internal Assessment				
NCP II	Mid Term				
NCP III	Internal Assessment				
NCP IV	Class Participation				
NCP V	Attendance				
End Term	End Term				

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Dr. S V Damodar Reddy ishaving fourteen years of full time teaching experience withqualified PhD. in (Intellectual Property Laws), UGC-NET and UGC-AP-SET, LLM, MBA, PG Diploma in Intellectual Property Rights., PG Diploma in Computer Applications., GC in Intellectual Property Rights from WIPO, Geneva, Switzerland. He published book entitled "Intellectual Property Rights Laws and Practice", and his Research fields include Intellectual Property Laws, Land Laws and Real Estate Laws beside others. Presented papers in many International and National Seminars, written articles, acted as resource person for the Judicial Officers, Assistant Public Prosecutors coaching and for many other organizations. Recorded Video lessons on the subjects Land Laws, Interpretation of Statutes, Drafting, Pleading and Conveyancing for Educational and Multimedia Research Center (EMMRC).

Criminal Psychology (LE424)

Objectives: The objectives of the course is to impart scientific knowledge of crime and psychological and Neuro psychological techniques used for understanding criminal behavior and analyze the alliance between psychology and criminology and to comprehend the application of psychology to vast psychological perspectives and its application to - mental state, mental disorders, legal matters, tools and techniques etc. It will help in exploring the interest shared by criminology and psychology and landmark legal cases that impact criminal psychologists.

Course Outcome: At the end of the course the students are expected to comprehend the application of psychology to vast psychological perspectives and its application to - mental state, mental disorders, legal matters, tools and techniques etc.It will help in exploring the interest shared by criminology and psychology and landmark legal cases that impact criminal psychologists.It also enlightens the students on Developmental stages, Motives, Emotions, Personality assessment, Social behaviour in groups, Prejudices, Persuasion, Aggression, Attitudes, Communication, Conflict management, Abnormal behavior, Counseling to change behavior and the methods applied in Psychology by different Schools of Psychology

Unit I : Introduction to Psychology: Crime and Psychology – Evolution of criminal psychology – Relation between criminology and criminal psychology - Definition, nature and scope of criminal psychology - Criminal psychology and the Criminal Justice System

Unit II: Psychology of Criminals: Psychological profiling of criminal - Difference between criminal personality and normal personality - Psychodynamics of criminal behavior – psychological causes and theories of criminal behaviour - Techniques of studying criminal behaviour - Violent Criminal behavior - Future predictions of criminal behavior on the basis of criminal profiling.

Unit III: Criminalistics Approaches: Biological approach - Behaviorist approach - Sociological approach - Psycho-analytical approach.

Unit IV: Psychological Disorders: Psychotic disorders – Bi-polar disorders – Post traumatic Stress Disorder - Intellectual disabilities – Depression - Amnesia of criminal behaviour - Therapy interfering behaviours.

Unit V: Criminal Psychiatry: Criminal competencies - Competence and Insanity defense - Mind of Criminal – Neuroimaging - purpose, imaging studies, techniques application and implication - Clinical neuropsychological and neuropsychiatric assessment

Unit VI: Psychopaths: Psychopathic Personality - Controversies around the construct of psychopathy - Sexual offender, Types, Risk assessment and Treatment, Evaluating risk of future sex offending – Serial killers & Rampage killers - Intimate Partner Violence and Assessment – Juvenile Delinquency and Assessment.

Unit VII: Psychometric Tools and Tests: Psychological test to measure criminal behavior, Uses, Types**,** Legal and Clinical Considerations -Personality Assessment - Violence Risk Assessment - Identification and Psychological assessments of Criminal suspects - Actuarial instruments used by forensic psychology

Unit VIII: Career Opportunities and Recent Trends: Criminal Psychologists - Role of Criminal Psychologist in relation to the legal framework – Criminal Psychologist Testimony - Critique involving the work of Criminal psychologists.Activism in forensic psychology - Current laws and court demands pertinent to forensic psychology - Criminal Psychology a gateway to career opportunities.

Text and Reference Books:

- Navin Kumar, Criminal Psychology, 2015, Nexis Lexis.
- Robert Forbes, Criminal Psychology: Understanding the Criminal Mind and Its Nature Through Criminal Profiling (Criminal Psychology - Criminal Mind – Profiling, 2016, Kimmers Publishing.
- Ruth Hatcher, Jessica Woo, Ray Bull, Claire Cooke, Criminal Psychology: A Beginner's Guide, 2010, Oneworld ISBN: 9781851687077, 1851687076.
- Bartal, Curt R, Criminal Behaviour: A Psychosocial Approach, 1999, 5th edition, Prentice Hall, New Delhi.
- Bernard Hollander, The Psychology of Misconduct, Vice, and Crime (Classic Reprint) 2017,
- Inside Criminal Mind, Stanton E. Samenow, Published March 30th 2004 by Crown.
- Current Perspectives in Forensic Psychology and Criminal Behavior
- Curtis R. Bartol (Editor), Anne M. Bartol (Editor) Fourth Edition, Sage Publications, 2016
- Criminal Behavior: A Psychological Approach Curt R. Bartol Anne M. Bartol, Pearson-11th Edition, 2017
- Legal and Criminal Psychology Textbook Binding H. Toch, International Thomson Publishing, January, 2000
- Criminal Psychology: Nature, Nurture, Culture Charles C Thomas Pub Ltd; 1 edition (April 6, 2012)

Articles:

- Nadine Touzeau(2018)"Transverse Zone": Explanation and Definition in Comparison with Comfort Zones, Journal of Brain, Behaviour and Cognitive Sciences.
- Ralph W Hood Jr(2018)A Commentary on the Relevance of Charles Taylors Critique of William James: Varieties of Spirituality and Religion and their Relevance to Psychopathology, Acta Psychopathologica
- Patrick T. McGonigal, Kathleen A. Moore, Matthew Scott Young(2018)The Moderating Relationship of Comorbid Psychopathology and Treatment Outcome for Young Adult Offenders in Drug Court, Dual Diagnosis: Open Access
- Jerrod Brown, Deb Huntley, Erik W Asp, Cameron R Wiley, Janina Cich and Stephen Morgan(2017)Confabulation: Implications for Criminal Justice, Forensic Mental Health, and Legal Professionals, Journal of Neurology and Neuroscience
- Jing Liu(2018)A Mental Portrait, Clinical Psychiatry

- Michael J Figuccio(2017)Predicting Developmental Dyslexia: A Brief Review of Genetics, Language and the Brain, Journal of Childhood & Developmental Disorders
- J Psychol Psychother -The Thrill-Kill Zone: Some Thoughts on the Psychodynamics of Addictive Behaviors. 2012, 2: e104DOI: 10.4172/2161-0487.1000e104, Journal of Psychology & Psychotherapy
- Shimizu1, Tomohiro Ohmura , Katsuhiro Okuda , Masaru Asari, Hiroshi Shiono and Kazuo Matsubara- Triazolam Impairs Avoidance Reaction-A Scientific Proof Why the Victim does not Escape from Drug-Facilitated Sexual Assaults Keiko - J Foren Psy 2016, 1:2 DOI: 10.4172/2475-319X.1000108
- Matthias Woeckener,Danielle L. Boisvert,Eric M. Cooke,Nicholas Kavish,Richard H. Lewis,Jessica Wells,Todd A. Armstrong,Eric J. Connolly,James M. Harper, (2018) "Parental rejection and antisocial behavior: the moderating role of testosterone",Journal of Criminal Psychology, Vol. 8 Issue: 4, pp.302-313,https://doi.org/10.1108/JCP-04-2018-0016.
- Smalarz, L., Madon, S., Yang, Y., Guyll, M., & Buck, S. (2016). The perfect match: Do criminal stereotypes bias forensic evidence analysis?*Law and Human Behavior, 40*(4), 420–429. http://dx.doi.org/10.1037/lhb0000190, American Psychological AssociationJournals.
- McGee, Tara Renae, Farrington, David P - Developmental and life-course explanations of offending, Psychology, Crime & Law, 2018
- Fortune, Clare-Ann, Heffernan, Roxanne - The psychology of criminal conduct: a consideration of strengths, weaknesses and future directions, -Psychology, Crime & Law, 2018

Videos

- https://youtu.be/tCRXc9aqjG4
- https://youtu.be/CAnpZph0Sxc
- https://youtu.be/B_LOMWZfpwo
- https://youtu.be/Zh5EAKAiwOo
- https://youtu.be/dOBSYw4KjYg
- https://youtu.be/FoI94Epkjrc
- https://youtu.be/iTdqo_7_qLE
- https://youtu.be/DZlviqZ4iN0
- https://youtu.be/NNnIGh9g6fA
- https://youtu.be/3isBKL7NWrk
- https://youtu.be/qSuzLAP3S24
- https://youtu.be/4itAPpG3_lo
- https://youtu.be/4yB_syUDbjs
- https://youtu.be/uNvBLTZE3u8

ICFAI Law School, Hyderabad

Course Hand Out

Academic Year – 2018-19

(Class of 2020)

***Course Name*: Criminal Psychology**

Course Code: LE 424

Semester: VIII

***Faculty Name*: Dr. Md Akbar Khan**

Mobile No: 8503004786

Email: mdakbarkhan9@gmail.com

Objective of the Course: The objective of the course is to impart scientific knowledge of crime and psychological and neuropsychological techniques used for understanding criminal behavior and analyze the alliance between psychology and criminology. The objective is to make the student understand the scope of Psychology which is the study of Biological basis of behavior, Developmental stages, Sensory processes, Mechanisms of heredity - Chromosomes and Genes, Influence of heredity and environment.

Course Outcome: At the end of the course a student is expected to comprehend the application of psychology to vast psychological perspectives and its application to - mental state, mental disorders, legal matters, tools and techniques etc. It will help in exploring the interest shared by criminology and psychology and landmark legal cases that impact criminal psychologists. It also enlightens the student on Developmental stages, Motives, Emotions, Personality assessment, Social behaviour in groups, Prejudices, Persuasion, Aggression, Attitudes, Communication, Conflict management, Abnormal behavior, Counseling to change behavior and the methods applied in Psychology by different Schools of Psychology.

Recommended Text Books and Reference Books

	TEXT BOOK	AUTHOR / PUBLICATION
1.	Criminal Psychology	Navin Kumar, Nexis Lexis, 2015
2.	Criminal Psychology: Understanding the Criminal Mind and Its Nature Through Criminal Profiling (Criminal Psychology - Criminal Mind – Profiling,	Robert Forbes, Kimmers Publishing, 2016
3.	Criminal Psychology: A Beginner's Guide	Ruth Hatcher, Jessica Woo, Ray Bull, Claire Cooke, Oneworld ISBN: 9781851687077, 1851687076. 2010,
4.	Criminal Behaviour: A	Bartal, Curt R, Prentice Hall, New Delhi, 5th

	Psychosocial Approach	edition, 1999
5.	The Psychology of Misconduct, Vice, and Crime	Bernard Hollander, (Classic Reprint) 2017, Forgotten Books
6.	Inside Criminal Mind,	Stanton E. Samenow, Published March 30th 2004 by Crown.
7.	Current Perspectives in Forensic Psychology and Criminal Behavior	Curtis R. Bartol(Editor),Anne M. Bartol(Editor) Fourth Edition, Sage Publications, 2016
8.	Criminal Behavior: A Psychological Approach	Curt R. BartolAnne M. Bartol, Pearson-11th Edition, 2017
9.	Legal and Criminal PsychologyTextbook Binding	H. Toch, International Thomson Publishing, January, 2000
10.	Criminal Psychology: Nature, Nurture, Culture	Charles C Thomas Pub Ltd; 1 edition (April 6, 2012)

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1.	6	Introduction to Psychology: Crime and Psychology – Evolution of criminal psychology – Relation between criminology and criminal psychology - Definition, nature and scope of criminal psychology - Criminal psychology and the Criminal Justice System	Criminal psychology and the Criminal Justice System	RB-1&6	RB-1-Chap-1&2 Pg.No-1-12&15-32 https://youtu.be/tCRXc9aqjG4 https://youtu.be/CAnpZph0Sxc	The Chapter makes the students learn about the difference between Crime and Psychology to evaluate the fundamentals of Criminal Psychology
2.	6	Psychology of Criminals: Psychological profiling of criminal - Difference between criminal personality and normal personality - Psychodynamics of criminal behavior – psychological causes and theories of criminal behaviour - Techniques of studying criminal behaviour - Violent Criminal behavior - Future predictions of	Psychodynamics of criminal behavior – Techniques of studying Criminal Behaviour	RB-1&6	RB-1-Chap-2&4 Pg.No-15-32&59-78 https://youtu.be/B_LOMWZfpwo https://youtu.be/Zh5EAKAiwOo	The Chapter signifies the essentials of Psychodynamics of criminal behavior besides highlighting psychological causes, theories and techniques of studying criminal behaviour.

		criminal behavior on the basis of criminal profiling.				
3.	6	Criminalistics Approaches: Biological approach - Behaviorist approach - Sociological approach - Psycho-analytical approach.	Biological, Sociological and Psycho-Analytical Approach.	RB-1&6	RB-1-Chap-4 Pg.No-59-78 https://youtu.be/tCRXc9aqjG4	The chapter deals with the Biological, Behaviorist, Sociological and Psycho-analytical approach.
4.	6	Psychological Disorders: Psychotic disorders – Bi-polar disorders – Post traumatic Stress Disorder - Intellectual disabilities – Depression - Amnesia of criminal behaviour - Therapy interfering behaviours.	Psychotic Disorders Bi-polar Disorders – Post traumatic Stress Disorder	RB-1&6	RB-1-Chap-3 Pg.No-35-57 https://youtu.be/dOBSYw4KjYg https://youtu.be/FoI94Epkjrc	The chapter enlightens the students on various disorders like Psychotic Disorders Bi-polar Disorders – Post traumatic and Stress Disorder
5.	6	Criminal Psychiatry: Criminal competencies - Competence and Insanity defense - Mind of Criminal – Neuroimaging - purpose, imaging studies, techniques application and implication - Clinical neuropsychological and neuropsychiatric assessment	Neuroimaging - Neuropsychological and Neuropsychiatric assessment	RB-1&6	RB-1-Chap-4 Pg.No-59-78 https://youtu.be/iTdqo_7_qLE https://youtu.be/DZlviqZ4iN0	The chapter deals with the Mind of Criminal by discussing Neuroimaging purpose, imaging studies, techniques application and implication besides making the students aware of Clinical neuropsychological and neuropsychiatric assessment.
6.	6	Psychopaths: Psychopathic Personality - Controversies around the construct of psychopathy - Sexual offender, Types, Risk assessment and Treatment, Evaluating risk of future sex offending – Serial killers & Rampage killers - Intimate Partner Violence and Assessment – Juvenile Delinquency and Assessment.	Psychopathic Personality Serial killers & Rampage killers	RB-1&6	RB-1-Chap-3 Pg.No-35-57 https://youtu.be/NNnIGh9g6fA https://youtu.be/3isBKL7NWrk https://youtu.be/qSuzLAP3S24	The students are made aware of issues relating to Psychopathic Personality like Serial killers Rampage killers - Intimate Partner Violence and Juvenile Delinquency.
7.	6	Psychometric Tools and Tests: Psychological test to measure criminal		RB-1&6	Notes&Online Material/	The Chapter makes the students learn about Psychological test to measure

		behavior, Uses, Types, Legal and Clinical Considerations - Personality Assessment - Violence Risk Assessment - Identification and Psychological assessments of Criminal suspects - Actuarial instruments used by forensic psychology	Identification and Psychological assessments of Criminal suspects		https://youtu.be/4itAPpG3_lo	criminal behavior, Uses, Types, Legal and Clinical Considerations.
8.	6	Career Opportunities and Recent Trends: Criminal Psychologists - Role of Criminal Psychologist in relation to the legal framework – Criminal Psychologist Testimony - Critique involving the work of Criminal psychologists. Activism in forensic psychology - Current laws and Court demands pertinent to forensic psychology - Criminal Psychology a gateway to career opportunities.	Criminal Psychologist Testimony Activism in Forensic psychology	RB-1&6	Notes&Online Material/ https://youtu.be/4yB_syUDbjs https://youtu.be/uNvBLTZE3u8	The chapter makes the students comprehend the role of Criminal Psychologist in relation to the legal framework in different shades and nuances of Criminal and Forensic Psychology.
Total	48+12=60					

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
- The participation has to be relevant and meaningful. “Speaking for speaking’s sake” will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.
- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.

- The Students should come in uniform, otherwise they will be marked absent. Do not roam in the academic area/ attend classes in chappals / shorts / informal t-shirts.
- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.
- Five (5) Marks for attendance will be given as below-

Attendance percentage	Marks alloted
96-100	5
91-95	4
86-90	3
81-85	2
75-80	1
Less than 75%	0

- Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

Students must occupy their seats before faculty comes in and remain seated until the end of the class.

Students must have their name plates on the desk.

Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.

Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.

No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	**Component**	**Expected slot / due date**	**Marks declaration by**	**Weightage**	**Syllabus**
NCP I	Internal Assessment	04/02/2019	10	10	**First Unit**
NCP II	Mid Term	04/03/2019	50	20	Four Units
NCP III	Internal Assessment	04/04/2019	20	10	Sixth Unit
NCP IV	Class Participation	03/05/2019	5	5	
NCP V	Attendance	03/05/2019	5	5	
End Term	End Term	06/05/2019	50	50	8 Units with 30%(Pre-MidTerm) and 70%(Post MidTerrn) proportion

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Dr. Md Akbar Khan is an Associate Professor. He has done his Ph.D. in Cybercrimes

and Cyber Laws from Acharya Nagarjuna University. He also has a master's degree in the discipline of Political Science and English Literature. He has a teaching experience of more than 22yrs and has written articles in National and International Journals besides having attended and presented papers in conferences and seminars.

Cases

- Kathau rape murder case, 2018
- Mukesh & Anr vs State for Nct of Delhi & Ors on 5 May, 2017. (Criminal appeal nos. 607- 608 OF 2017 (arising out of S.L.P. (Criminal) Nos. 3119-3120 of 2014)
- Ballan vs The State on 15 April, 1955, Equivalent citations: AIR 1955 All 626, 1955 CriLJ 1448
- Gyanendra Kumar vs The State Of U.P. on 25 November, 1971, Equivalent citations: AIR 1972 SC 502, 1972 CriLJ 308, (1972) 4 SCC 819, 1972 (4) UJ 343 SC
- Ediga Anamma v.Andhra Pradesh, AIR 1974.
- *Thabo Meli v R*[1954] 1 All ER 373 (PC)
- Rabey v. R,[1980]2 S.C.R. 513(Supreme Court ofCanada)
- People v. McCracken , 39 Cal.2d 336
- In re Kemmler, 136 U.S. 436 (1889)
- Dr. Rajesh Talwar And Another V. Central Bureau Of Investigation, 2013 (82) ACC 303

Articles:

- Nadine Touzeau(2018)"Transverse Zone": Explanation and Definition in Comparison with Comfort Zones, Journal of Brain, Behaviour and Cognitive Sciences.
- Ralph W Hood Jr(2018)A Commentary on the Relevance of Charles Taylors Critique of William James: Varieties of Spirituality and Religion and their Relevance to Psychopathology,Acta Psychopathologica
- Patrick T. McGonigal, Kathleen A. Moore, Matthew Scott Young(2018)The Moderating Relationship of Comorbid Psychopathology and Treatment Outcome for Young Adult Offenders in Drug Court, Dual Diagnosis: Open Access
- Jerrod Brown, Deb Huntley, Erik W Asp, Cameron R Wiley, Janina Cich and Stephen Morgan(2017)Confabulation: Implications for Criminal Justice, Forensic Mental Health, and Legal Professionals, Journal of Neurology and Neuroscience
- Jing Liu(2018)A Mental Portrait, Clinical Psychiatry
- Michael J Figuccio(2017)Predicting Developmental Dyslexia: A Brief Review of Genetics, Language and the Brain, Journal of Childhood & Developmental Disorders
- J Psychol Psychother -The Thrill-Kill Zone: Some Thoughts on the Psychodynamics of Addictive Behaviors. 2012, 2: e104DOI: 10.4172/2161-0487.1000e104,Journal of Psychology & Psychotherapy
- Shimizu1, Tomohiro Ohmura , Katsuhiro Okuda , Masaru Asari, Hiroshi Shiono and Kazuo Matsubara- Triazolam Impairs Avoidance Reaction-A Scientific Proof Why

the Victim does not Escape from Drug-Facilitated Sexual Assaults Keiko - J Foren Psy 2016, 1:2 DOI: 10.4172/2475-319X.1000108

- Matthias Woeckener,Danielle L. Boisvert,Eric M. Cooke,Nicholas Kavish,Richard H. Lewis,Jessica Wells,Todd A. Armstrong,Eric J. Connolly,James M. Harper, (2018) "Parental rejection and antisocial behavior: the moderating role of testosterone",Journal of Criminal Psychology, Vol. 8 Issue: 4, pp.302-313,https://doi.org/10.1108/JCP-04-2018-0016.
- Smalarz, L., Madon, S., Yang, Y., Guyll, M., & Buck, S. (2016). The perfect match: Do criminal stereotypes bias forensic evidence analysis?*Law and Human Behavior*, *40*(4), 420–429. http://dx.doi.org/10.1037/lhb0000190, American Psychological Association

Journals.

- McGee, Tara Renae, Farrington, David P - Developmental and life-course explanations of offending, Psychology, Crime & Law, 2018
- Fortune, Clare-Ann, Heffernan, Roxanne - The psychology of criminal conduct: a consideration of strengths, weaknesses and future directions, -Psychology, Crime & Law, 2018

Forensic Science (LE425)

Objectives: The study of this course helps the students **t**o understand and articulate key concepts and the processes involved in forensic science. Also learn to appreciate contemporary relevance in world of criminology, to comprehend how to collect, preserve, and analyze scientific evidence during the course of an investigation and their prominence in the field of forensics. The study enables the students to know how a new scientific technique can gain acceptance in a court of law of the legal issues associated.

Course Outcome: On completion of the course, the students will be able to use forensics to hone knowledge and laboratory skills to assist the judicial system to help in solving the crimes.

Unit I: Gateway to Forensic Science: Definition, History and development, nature, significance, scope – Correlation between forensic science and law, criminology - Importance of forensic science in criminal investigation, - forensic experts, - Role of forensic science in administration of justice.

Unit II: Crime Scene Management, Evidencesand Expert's Evidence: Definition of crime scene – Elements of crime scene - Detection and investigation of crime scene – Crime Scene Security – Essential of Crime Scene Security.Types of Evidence – Physical, Chemical, Biological and Photographic, Preservation of evidence. Expert's Evidence – Meaning, presentation, administration of expert evidence.

Unit III: Trace Evidences and Management: Identification and Examination of Trace elements – hair, blood, semen, allied body fluids, soil, glass, paint, fiber and fabric, vegetative material, tyre impressions and skid marks. Collection, preservation, packing and forwarding of trace evidences for analysis.

Unit IV: Documents: Examination of documents – Identification of handwriting, signature, digital signatures and determination of forgeries, Aspects relating to – erasers, additions, alteration, - Determination of age of documents, - Examination of type scripts, printed matter including currency note and mechanical impressions.

Unit V: Forensic Analysis: Finger Prints: History and Development of Fingerprints, - Individuality of fingers prints, - patterns, - classification, - recording procedure, - Lateral prints, - computerization of finger prints, - palm prints.

Foot Prints: Evolution and Development of Foot prints, - Individuality of foot prints, - patterns, - classification, - collection and identification, - recovery procedure and preservation.

Unit VI: Forensic Toxicology: Principles of toxicology, - Connotation of toxic substance, - Poisons, Asphyxiates (Irrespirable Cases), Carbon dioxide, Carbon monoxide, War gases, - Analysis and detection of toxic substance – Medical Legal Aspects of Poisons, - Preservation and dispatch of viscera for chemical analysis - Narcotic and Psychotropic drugs, - Alcohol and influence of alcohol - Detection and determination of percentage of Alcohol in blood samples.

Unit VII: Forensic Ballistics: Classification of fire arms and ammunition, - Identification of fire arms and ammunition, -determination of range and determination of trajectory.

Unit VIII: Computer Forensic: Understanding Computer forensic, - Historical evolution of Computer forensics, - Classification of Computer Crimes, - Types of Forensics tools – Computer Forensics software tools , Computer Forensics hardware tools, - Forensic scenario - Search and seizer of digital evidence, Analysis of digital evidence, Processing and handling digital evidence, - Digital evidence – Collection and Preservation of Digital evidence, Documenting evidence, - Digital Detective Computer Forensic Expert – Role of Computer Forensic in Law Enforcement

Unit IX: Forensic Medicine: Law and Medicine, - Concept of forensic Medicine, - Medico-legal aspects: Torture, wounds – definition, Classification of wounds, medico-legal aspects of wounds – Self-inflicted and Defence Wounds, Identification of injuries by torture, - Death and autopsy, - Sexual Offences - Virginity, sexual assault, unnatural sexual offences.

Unit X: Emerging Trends in Forensic Science: DNA finger printing (Profiling), - The Polygraph (Lie detector), - Voice identification (Spectrograph), - Brain mapping, - Narco Analysis. Legal admissibility of techniques of investigation.

Text and Reference Books:

- Richard Saferstein: Criminalistics: Introduction to Forensic Sciences, 11th Edition.
- Sharma, B. R.: Forensic Science in Criminal Investigation, 4th Edition, 2013, Universal Law Publishing
- Dr. B.S.Naber : Forensic Science in Crime Investigation, 3rd Edition 2016, Asia Law House.
- Nanda, B.B. & Tewari R.K : Forensic Science in India: A Vision for the Twenty First Century, Vedam eBooks (P) Ltd (New Delhi, India)
- Parikh: Text book of Medical Jurisprudence, Forensic Medicineand Toxicology, 6th Edition, 2007, CBS Publishers & Distributors,
- Dr. Jaising P. Modi:A Textbook of Medical Jurisprudence and Toxicology, 24th Edition, 2012,Lexis Nexis
- Vakul Sharma : Information Technology Law and Practice, 3rd Edition 2012, Universal Law Publishing Co. New Delhi.
- Dr. K.S. Narayan: Medicolegal Manual, 6th Edition 2016, Andhra Law Times Publications, Hyderabad.
- John R. Vacca: Computer Forensics, Computer Crime Investigation,2nd Revised Edition 2005, Charles River

ICFAI Law School, Hyderabad

Course Hand Out

Academic Year – 2018-19

(Class of)

***Course Name*: Forensic Science**

***Course Code:* (LE 425)**

Semester: VIII

***Faculty Name*: Prof. K.S. RekhRaj Jain**

Mobile No: 9704093588

Email: nabariya_jain@yahoo.co.in

Objectives of the Course:

- To understand and articulate key concepts and the processes involved in forensic science.
- To appreciate contemporarily relevancy in world of criminology
- To comprehend how to collect, preserve, and analyze scientific evidence during the course of an investigation and their prominence in the field of forensics
- To enable the students to know how a new scientific technique can gain acceptance in a court of law of the legal issues associated.
- To use forensics to hone knowledge and laboratory skills to assist the judicial system to help solve crimes.

Course Outcomes: At the end of the course a student is expected to be conversant with aspects of forensic science, method of investigations carried out by forensic investigators and hands on experiences and acquisition of skills required for forensic experts by visiting the forensic laboratory and hospitals.

Recommended Text Books and Reference Books

	Text Book	Author / Publication
1	Criminalistics: An Introduction to Forensic Science	Richard Saferstein, 12th Edition, 2018, Pearson.
2	Forensic Science in India: A Vision for the Twenty First Century	Nanda, B.B. & Tewari R.K., Vedam eBooks (P) Ltd (New Delhi India)
3	Forensic Science in Crime Investigation	Dr. B.S. Naber, 3rd Edition 2016, Asia Law House.
4	Forensic Science in Criminal Investigation and Trials	B.R Sharma, 5th Edition, 2016, Universal Law Publishing.

5	Text book of Medical Jurisprudence, Forensic Medicine and Toxicology	Parikh, 6th Edition, 2007, CBS Publishers & Distributors.
6	Medicolegal Manual	Dr. K.S. Narayan, 6th Edition 2016, Andhra Law Times Publications, Hyderabad
7	Computer Forensics, Computer Crime Investigation	John R. Vacca, 2nd Revised Edition 2005, Charles River Media

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1	4	Gateway to Forensic Science	Definition, History and development, nature, significance, scope – Correlation between forensic science and law, criminology - Importance of forensic science in criminal investigation, - forensic experts, - Role of forensic science in administration of justice.	Dr. B.S. Naber	Chapter 1p. 1-5.	Understanding about the conceptual aspects of forensic science, its stance and role in judicial system
2	6	Crime Scene Management, Evidencesand Expert's Evidence	Definition of crime scene – Elements of crime scene - Detection and investigation of crime scene – Crime Scene Security – Essential of Crime Scene Security. Types of Evidence – Physical, Chemical, Biological and Photographic, Preservation of evidence. Expert's Evidence – Meaning, presentation, administration of expert evidence.	Dr. B.S. Naber B.R Sharma	Chapter 3 p.18-41. Chapter 5 p.253-302.	Knowledge about crime scene, method of investigation, types of evidences found at the crime scene.
3	4	Trace Evidences and Management	Identification and Examination of Trace elements – hair, blood, semen, allied body fluids, soil, glass, paint, fiber and fabric, vegetative material, tyre impressions and skid marks. Collection, preservation, packing and forwarding of trace evidences for analysis.	Dr. B.S. Naber	Chapter 7 p.94-149.	Understanding about various trace evidences, their method collection preservation, packing for forensic analysis.
4	5	Documents	Examination of documents – Identification of handwriting, signature, digital signatures and determination of	Dr. B.S. Naber Dr. B.S. Naber	Chapter 8 p.155-170. Chapter 13 p.227-239.	Knowledge about the documents forms of forgeries pertaining to documents and their

			forgeries, Aspects relating to – erasers, additions, alteration, - Determination of age of documents, - Examination of type scripts, printed matter including currency note and mechanical impressions.	Dr. B.S. Naber	Chapter 10 p.672-876.	detection including currency.
5	5	Forensic Analysis	Finger Prints: History and Development of Fingerprints, - Individuality of fingers prints, - patterns, - classification, - recording procedure, - Lateral prints, - computerization of finger prints, - palm prints. Foot Prints: Evolution and Development of Foot prints, - Individuality of foot prints, - patterns, - classification, - collection and identification, - recovery procedure and preservation.	Dr. B.S. Naber B.R Sharma	Chapter 5&6 p.47-91. Chapter 6 p.304-369.	Understanding about finger prints and foot prints, method of collection and their evidentiary value in legal cases
6	5	Forensic Toxicology	Principles of toxicology, - Connotation of toxic substance, - Poisons, Asphyxiates (Irrespirable Cases), Carbon dioxide, Carbon monoxide, War gases, - Analysis and detection of toxic substance – Medical Legal Aspects of Poisons, - Preservation and dispatch of viscera for chemical analysis - Narcotic and Psychotropic drugs, - Alcohol and influence of alcohol - Detection and determination of percentage of Alcohol in blood samples.	Dr. B.S. Naber	Chapter 11 p.880-885, 953-987, 1102-1020.	Knowledge and medical legal aspects of toxic substances, it effect on the human system and detection.
7	3	Forensic Ballistics	Classification of fire arms and ammunition, - Identification of fire arms and ammunition, - determination of range and determination of trajectory.	Dr. B.S. Naber B.R Sharma	Chapter 9 175-196. Chapter 9 p.444-668.	Understanding about ballistics, kinds, determination of trajectory.
8	6	Computer Forensic	Understanding Computer forensic, - Historical evolution of Computer forensics, - Classification of Computer Crimes, - Types of Forensics tools – Computer Forensics software tools , Computer Forensics hardware tools, - Forensic scenario - Search	Dr. B.S. Naber B.R Sharma	Chapter 22 p.376-380. Chapter 23 p.1469-1540.	Knowledge about computer related offences, their detection and analysis by the computer forensic analysis and its stance in the judiciary.

			and seizer of digital evidence, Analysis of digital evidence, Processing and handling digital evidence, - Digital evidence – Collection and Preservation of Digital evidence, Documenting evidence, - Digital Detective Computer Forensic Expert – Role of Computer Forensic in Law Enforcement			
9	5	Forensic Medicine	Law and Medicine, - Concept of forensic Medicine, - Medico-legal aspects: Torture, wounds – definition, Classification of wounds, medico-legal aspects of wounds – Self-inflicted and Defence Wounds, Identification of injuries by torture, - Death and autopsy, - Sexual Offences - Virginity, sexual assault, unnatural sexual offences.	Dr. B.S. Naber	Chapter 21 p.1344-1363, 1381-1388.	Knowledge about medical legal aspects of various forms of wounds, sexual offences unnatural sexual offences and death
10	5	Emerging Trends in Forensic Science	DNA finger printing (Profiling), - The Polygraph (Lie detector), - Voice identification (Spectrograph), - Brain mapping, - Narco Analysis. Legal admissibility of techniques of investigation.		Chapter 20 p.340-355.	Knowledge about the application techniques relating to profiling, voice detection and brain mapping.
	48					
	12	Tutorials				
Total	60					

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
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- The participation has to be relevant and meaningful. "Speaking for speaking's sake" will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.

- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.
- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
- The Students should come in uniform, otherwise they will be marked absent. Do not roam in the academic area/ attend classes in chappals / shorts / informal t-shirts.
- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
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- Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

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Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

Students must occupy their seats before faculty comes in and remain seated until the end of the class.

Students must have their name plates on the desk.

Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.

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No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	Component	Expected slot / due date	Marks declaration by	Weig htage	Syllabus
NCP I	Internal Assessment				
NCP II	Mid Term				
NCP III	Internal Assessment				
NCP IV	Class Participation				
NCP V	Attendance				
End Term	End Term				

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Dr. K.S. Rekhraj Jain, Assistant Professor in Law, has about 20 years of teaching. In addition to Doctorate, in Law, holds, Master's Degree in Sociology, Education, Psychology. Teaching area includes Mohammedan Law, Criminal Law, Property Laws, Labour Laws, Land Laws, Criminal Psychology and Forensic Sciences. Interest of Research areas are Criminology and Penology, Juvenile Delinquency, Prisoners' Rights, Human Rights, Third Gender Rights. Serves as resource person for Prison's department Police Academy and other Educational Organizations. Presented several research papers at National and International Conferences and has a few publications to his credit.

Financial and Systemic Frauds (LE426)

Objectives: The study ofthe course helps to understand the basic concepts of Financial and Systematic Frauds, how frauds are committed and impact on financial system and economy of the country.This course is further designed to have better understandings to the students in the area of Fraud Psychology, different types of Frauds like Capital Markets Fraud, Accounting Frauds, Bank Frauds, Insurance Frauds and Online Frauds would be discussed at the basic level.

Unit I :Fraud: An Introduction - Fraud: What Is It? Prevalence, Impact, and Form, Fraud in Historical Perspective, Types of Fraud, Root Causes of Fraud, Conceptual Overview of the Fraud Deterrence Cycle.

Unit II: Psychology of Fraudster: Calculating Criminals, Situation Dependent Criminal, Power Brokers, Schemes of Fraudsters like Ponzi Schemes, etc. Victim Psychology, Fraud Education and Control Mechanisms

Unit III: Understanding Financial Statements: Income Statement, Balance Sheet, Cash Flow Statement, Interconnectedness between Financial Statements, Accounting, Auditing and Disclosure provisions of Companies Act and SEBI Act

Unit IV: Fraud and IPC: Fraud Definition Indian Contract Act, Fraud as Tort, Provisions of IPC relevant to Fraud Cases, Fraud Definition Companies Act 2013 and relevant Sections

Unit V: Banking and Insurance Frauds: Bank Frauds, RBI Classification of Frauds, Relevant IPC Sections, Fraud Reporting RBI Regulations. Insurance Fraud – IRDA Classifications, Relevant IPC Sections, Fraud Deterrence, Control and Reporting to IRDA, Role of Management in Bank and Insurance frauds

Unit VI: Online Frauds: Introduction and types of Frauds, role of Technology in online frauds, Cross border Frauds, Indian IT Act 2000 and relevant sections for frauds, Control of Online Frauds.

Unit VII: Financial reporting Frauds - Financial Statement Fraud: Revenue and Receivables and Other Schemes and Misappropriations, Revenue Recognition detection techniques, Asset and Liabilities frauds, Mismatches and improper accounting techniques

Unit VIII: The Roles of the Auditor and the Forensic Accounting Investigator, Auditing and Assurance Standards 4 – Role & responsibility of Auditor in detection and reporting of frauds, Auditor Responsibilities and the Law, Forensic Investigations and Financial Audits: Compare and Contrast

Unit IX: Capital Markets Frauds – Types of Frauds, Securities Investment Model, Insider Trading, Ponzi Schemes, Financial Information and Capital Markets, Role of Regulator, Collective Investment Schemes, **SEBI Prohibition of Insider Trading, Securities and Exchange Board of India (Prohibition of Fraudulent and Unfair Trade Practices relating to the Securities Market) Regulations, 2003**

Unit X: Potential Red Flags and Fraud Detection Techniques, Fraud Detection: Overview, Interpreting Potential Red Flags, Laying a Foundation for Detection,

Identifying and Evaluating Risk Factors, Information Gathering, Internal Audit: The Second Line of Defense

Unit XI: When and Why to Call in Forensic Accounting Investigators, Teaming with Forensic Accounting Investigators, Investigative Techniques, Anonymous Communications

Building a Case: Gathering Documentary Evidence, Supporting a criminal prosecution, Report of Investigation, Working with Attorneys/Lawyers, Conducting Global Investigations.

Text and Reference Books

- Fraud Auditing and Forensic Accounting, 4th Edition Tommie W. Singleton, Aaron J. Singleton
- Essentials of Corporate Fraud (Essentials Series) [Paperback] Tracy L. Coenen
- A Guide to Forensic Accounting & Investigation Thomas W. Golden, Steven L. Skalak, and Mona M. Clayton – Wiley Publication

ICFAI Law School, Hyderabad

Course Hand Out

Academic Year – 2020-21

(Class of 2021)

***Course Name*: Financial and Systematic Frauds**

***Course Code:* LE426**

Semester: VIII

***Faculty Name*: DR.A.SREELATHA**

Mobile No: 7396664802

Email: annamanenisreelatha@ifheindia.org

Objectives of the Course:

Course Outcomes: To understand the basic concepts of Financial and Systematic Frauds, how frauds are committed and impact on the financial system and economy of the country. This course is further designed to have better understanding to the students in the area of Fraud Psychology, different types of Frauds like Capital Markets Fraud, Accounting Frauds, Bank Frauds, Insurance Frauds and Online Frauds would be discussed at the basic level.

Recommended Text Books and Reference Books

	Reference Book	Author / Publication
1	Bank Frauds – Prevention and Detection	B.R.Sharma
2	Fraud Auditing and Forensic Accounting	4th Edition Tommie W. Singleton, Aaron J. Singleton
3	Essentials of Corporate Fraud	Tracy L. Coenen

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book/ Material	Chapter	Course Outcome
1	4	Fraud: An Introduction	Fraud: What Is It? Prevalence, Impact, and Form, Fraud in Historical Perspective, Types of Fraud, Root Causes of Fraud, Conceptual Overview of the Fraud Deterrence Cycle.	Text Book 2	1	Introduction to Fraud and its root causes
2	6	Psychology of Fraudster	Calculating Criminals, Situation Dependent Criminal, Pawn Brokers, Schemes of Fraudsters like Ponzi Schemes, etc. Victim Psychology, Fraud	Text Book 3/Additional Material	1	To understand various mechanisms to control fraud and victim psychology

			Education and Control Mechanisms			
3	3	Understanding Financial Statements	Income Statement, Balance Sheet, Cash Flow Statement, Interconnectedness between Financial Statements, Accounting, Auditing and Disclosure provisions of Companies Act and SEBI Act	Text Book 2	5	Understanding the basics of financial accounting and the laws guiding securities exchange
4	3	Fraud and IPC	Fraud Definition Indian Contract Act, Fraud as Tort, Provisions of IPC relevant to Fraud Cases, Fraud Definition Companies Act 2013 and relevant Sections	Additional Material during sessions	N/A	To bring awareness to students regarding fraud and its related legal provisions.
5	4	Banking and Insurance Frauds	Bank Frauds, RBI Classification of Frauds, Relevant IPC Sections, Fraud Reporting RBI Regulations. Insurance Fraud – IRDA Classifications, Relevant IPC Sections, Fraud Deterrence, Control and Reporting to IRDA, Role of Management in Bank and Insurance frauds	Text Book 1	2-6	To understand regulations in relation to banking and insurance frauds
6	4	Online Frauds	Introduction and types of Frauds, role of Technology in online frauds, Cross border Frauds, Indian IT Act 2000 and relevant sections for frauds, Control of Online Frauds.	Text Book 1	19,22,24,26	To understand the role of technology and online frauds
7	6	Financial reporting Frauds	Financial Statement Fraud: Revenue and Receivables and Other Schemes and Misappropriations, Revenue Recognition detection techniques, Asset and Liabilities frauds, Mismatches and improper accounting techniques	Text Book 3 / Additional Material	6	To understand various frauds relating to accounting and financial statements
8	5	The Roles of the Auditor and the Forensic Accounting Investigator	Auditing and Assurance Standards 4 – Role & responsibility of Auditor in detection and reporting of frauds, Auditor Responsibilities and the Law, Forensic Investigations and Financial Audits: Compare and Contrast	Additional Material	N/a	To understand the role of auditor and forensic accounting investigator
9	6	Capital Markets Frauds	Types of Frauds, Securities Investment Model, Insider	Text Book 1	1,2,3	Fraud in capital markets and

			Trading, Ponzi Schemes, Financial Information and Capital Markets, Role of Regulator, Collective Investment Schemes, SEBI Prohibition of Insider Trading, Securities and Exchange Board of India (Prohibition of Fraudulent and Unfair Trade Practices relating to the Securities Market) Regulations, 2003			securities.
10	4	Potential Red Flags and Fraud Detection Techniques, Fraud Detection	Overview, Interpreting Potential Red Flags, Laying a Foundation for Detection, Identifying and Evaluating Risk Factors, Information Gathering, Internal Audit: The Second Line of Defense	Textbook 1	6	Fraud prevention techniques
11	3	Revision & Building a case	When and Why to Call in Forensic Accounting Investigators, Teaming with Forensic Accounting Investigators, Investigative Techniques, Anonymous Communications Building a Case: Gathering Documentary Evidence, Supporting a criminal prosecution, Report of Investigation, Working with Attorneys/Lawyers, Conducting Global Investigations.	NA	NA	Forensic involvement.
Total	48					

Case Laws

- S.Madan Chander vs The Commissioner Of Police on 22 August, 2014
- Satyam computer fraud in India
- Cafe Coffee day (CCD) case
- Kingfisher Airlines - corporate fraud in airlines
- Karvy stock broking scandal case,2019
- The Rotomac pens scam case,2018
- Ishoo Narang vs The state of Telangana- 22 December, 2020

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.

- In the class discussions students are expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
- The participation has to be relevant and meaningful. “Speaking for speaking’s sake” will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.
- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
- The Students should come in uniform, otherwise they will be marked absent. Do not roam in the academic area/ attend classes in chappals / shorts / informal t-shirts.
- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
- Attendance is compulsory in all sessions. Minimum required 75 percent of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirements will result in stoppage from writing/attempting mid- term or end-term exams.
- Five (5) Marks for attendance will be given as below-

Attendance percentage	Marks allotted
96-100	5
91-95	4
86-90	3
81-85	2
75-80	1
Less than 75%	0

Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for classroom arrangements, dealing with the academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

Students must occupy their seats before faculty comes in and remain seated until the end of the class.

Students must have their name plates on the desk.

Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.

Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.

No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	**Component**	**Expected slot / due date**	**Marks declaration by**	**Weight age**	**Syllabus**
NCP I	Internal Assessment			10	Sl No 1,2,3 in course outline
NCP II	Mid Term			20	Till Sl No 6
NCP III	Internal Assessment			10	Till Sl. No 9
NCP IV	Class Participation			5	NA
NCP V	Attendance			5	Na
End Term	End Term			50	Full Syllabus

The final grade will be declared after the end-semester examinations following the above given weight age formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief Profile of the Faculty Member

Dr.A.Sreelatha

LL.M:MBA:M.A [Eng.Litt]; Ph.D

18 Years of Teaching Experience in Various UniversitieS

Research specialised fields - Labor and industrial laws

Corporate and Commercial Laws

Human Rights Law

Contact No.: 7396664802

Mail id annamanenisreelatha@ifheindia.org

Gender Justice (LE427)

Objectives: This course makes the students sensitive about how gender plays a key role in the social, political, economic and cultural institutions and activities of the people. This course aims to focus on discrimination on the ground of sex and non-heterosexuality in the extant law and judicial decisions. It also explores the jurisprudential explanations for the existing state of affairs. It focuses on the patriarchal nature of state and family and contemporary feminist and queer debates.

Course Outcome: It is expected that the students will acquire analytical skills and knowledge to critically analyse functioning of legal provisions and judicial responses from the perspectives of the deprived and powerless groups in society as an outcome of this course. These skills are important not only from the perspective of municipal laws but also in the context of discrimination between the first and third world countries and international law.

Unit I: Introduction: What is Gender justice - Notions of sex and gender - Deconstructing 'Man', 'Woman', 'Other' - Private-public dichotomy, Gender discrimination - Gender sensitization - Gender Justice

Unit-II: Gender Justice: A Historical Perspective: Classification of families- Matriarchal and matriarchal- Matrilineal and patrilineal-matrilocal and patrilocal families. Gender equality in ancient period, pre and post-independence and modern era. Understanding Patriarchy - Issues and contradictions in feminism - Sameness and difference - Liberal feminism - Radical feminism - Socialist/Marxist feminist approaches Women in ancient, medieval and modern India: An overview

Unit-III: International Instruments and Women Rights: Various international conventions on justice for women-UDHR, ICESCR, ICCPR, UN Convention on the Elimination of all forms of Discrimination against Women- Declaration on the Elimination of Violence against Women

Unit-IV: Gender Equality and Constitution: Gender Justice - Relevant provisions for women under Fundamental Rights- under Directive Principles of State policy UCC - Fundamental duties Political Participation of Women in India: Opportunities and constraints- Voting Behaviour and Electoral Process -73rd and 74th Constitutional Amendment- The Women's Reservation Bill, 2008

Unit-V: Protection and Safeguards Under Law of Crimes: Indian Penal Code 1860 - Offences Affecting Public Decency & Morals- S.292 – S.294 – Offences against human body - Rape Laws -Section 354A IPC, Sexual harassment – Section 354D Stalking Outraging the Modesty of a Woman- Section 354 IPC - Offences related to marriage &cruelty - Criminal intimidation - Reforms under The Criminal Law (Amendment) Act, 2013. Law related to Dowry Prohibition & Domestic violence- Prevention of immoral Trafficking and Forced Prostitution - Cyber Crime and the Victimization of Women - Termination of pregnancy and related privacy concerns**.** Indecent Representation of Women (Prohibition) Act, 1986.

Unit-VI: Economic Empowerment and Laws: Labour Laws- Employment opportunities and wage disparity - Gender protective laws- Gender neutral laws- Gender corrective laws- Law Protecting Women against Sexual Harassment at Work Place - The

Sexual Harassment of Women at Workplace (Prevention, Prohibition and Redressal) Act 2013 - Property Rights of Women.

Unit-VII: Gender Justice and Reproductive Rights: Indian Penal Code, 1860 - Medical Termination of Pregnancy Act, 1971 - Maternity Benefits Act, 1964 - PC & PNDT Act 1994- Female Foeticide/Infanticide-Commercial Surrogacy in India & its regulation.

Unit-VIII: Law Protecting Women Against Violence At Home: Domestic Violence - Dowry Harassment- Marriage- marital Rape- Divorce Law- Maintenance- Custody Laws- Protection of Women from Domestic Violence Act, 2005-Living Relationships.

Text and Reference Books:

- Monica Chawla: Gender Justice: Women and Law in India, Deep & Deep Publications (1 December 2016)
- Shri Murlidhar C Bhandare: Struggle for gender justice, Penguin India (5 July 2010)
- MaitrayeeMukhopadhyay, Navsharan Singh: Gender, Justice, Citizenship And Development; Kali For Women (2007)
- Poornima Jain Gender Justice And Inclusion; ASIN(2018)
- Kapur, Ratna, Subversive sites: feminist engagements with law in India/by RatnaKapur and Brenda Cossman.- New Delhi: Sage,1996.
- RatnaKapur(ed) Feminist terrains in legal domains: interdisciplinary essays on women and law in India; New Delhi: Kali for Women,1996
- Gupta, Krishna, Women, law and public opinion; Jaipur: Rawat,2001.
- Pereira, Faustina, The fractured scales: the search for a Uniform Presonal Code; Calcutta: Stree,2002.
- Sunder Rajan, Rajeshwari, The scandal of the state: women, law, and citizenship in postcolonial India.; Delhi: Permanent Black,2003.
- Mankind to advance and distinguishes man from the animals is peace and social cooperation. 2012)
- Rachel Stein: New Perspectives on Environmental Justice: Gender, Sexuality, and Activism ; Marcy Knopf Newman,(2004).
- Dr.Anji A, Dr. A. Ranjithkumar: Gender, Caste and Social Justice ; Kalpaz Publications(2019)
- Ishita Chatterjee: Gender Justice and Feminist Jurisprudence ; Central Law Publications(2017)
- Dr.N.K.Chakrabarti&Dr.ShachiChakrabarti : Gender Justice; jainbookagency;2006
- Omid Safi:Progressive Muslims: On justice, gender, and pluralism;Oneworld Publications;2004.
- SarlaGopalan, Towards Equality – The Unfinished Agenda – Status Of Women In India 2001. National Commission for Women.

- RatnaKapur and BrendiaCossman, Subversive Sites: Feminist Engagements With Law In India (1996).
- Towards Equality Report of the Committee of Status in India Government of India (1974).
- KalapanaKannabhiran (ed), Women And Law Critical Feminist Perspectives (Sage Publications India 2014)

Articles:

- Moira Gatens, "A Critique of the Sex/Gender Distinction" in A Phillips ed. Feminism And Subjectivity, pp. 139-154
- Carol Pateman, "Feminist Critique of the Public and Private" in A Phillips ed. Feminism and Equality, pp. 103-123
- Nivedita Menon, "The disappearing body and feminist thought" (2011) available at https://criticalencounters.net/2011/02/19/the-disappearing-body-and-feminist-thought.
- Kuriakose, Tina, Womens rights movement - International dimensions and national experiences, Women's Link. 11(2); April-June 2005. p. 10-15
- Seth, Leila, Uniform Civil Code: towards gender justice, Vikasini:The Journal of Women's Empowerment. 20(1); January-March 2005. p. 2
- Sen, Rukmini, Sociological insight into the private sphere of women's lives, Roshni. January-June; 2006. p.20
- Suneetha, A and Nagaraj, Vasudha, A difficult match: women's actions and legal institutions in the face of domestic violence, Economic and Political Weekly. 14-20 October 2006. p.43355-4362
- Miglani, Deepak, Some legal provisions to facilitate women's empowerment in India Legal News and Views. 20(11); November 2006. p.15-17 •
- Agnes, Flavia, Making laws work for women: the potential of existing laws against domestic violence, Manushi. No. 56; September-October 2006. p.25-31
- Miglani, Deepak, Role of legislation in women empowerment, MahilaVidhiBharati. 7 No. 48; July-Deptember 2006.p.260-268
- Rajalakshmi, T K., Seclusion inflicted by insecurity, Frontline. 23(24)2-16 December 2006. p.17-20
- Jaising, Indira, Through the looking glass- Indira in wonderland, From the Lawyers Collective. 22(5); June 2007. p.8-13
- Women and the constitution: constitutional provisions pertaining to equality, Legal News and Views. 21(7); July 2007. p.8-9
- Bhardwaj, Kalpana, National and international legal development of women's human rights, MahilaVidhiBharati. No. 50-51; January-March, April-June 2007. p.215-220
- Bhardwaj, Meeta Kamal, Need for the new laws for women: changing social dynamics- an evaluation, MahilaVidhiBharati. No. 50-51; January-March, AprilJune 2007.p.221-223

- Sinha, Chitra, Images of motherhood: the Hindu Code Bill discourse, Economic and Political Weekly. 42(43); 27 October-2 November 2007. p.49-57
- Sharma, Panch Rishi Dev, Eminent women and law relating to women in pre-Vedic period, MahilaVidhiBharati. No. 52; July-September 2007. p.13-17
- Bright, Madhu, Women and law, Womens Link. 14(4); October-December 2008. p.43-45
- Jensen, Laura S. (2008) Government, the State and Governance, Polity, 40 (3):379-385.

Cases:

- Vishaka and others V. State of Rajasthan and others. (AIR 1997 SC 3011)
- Mary Roy V. The State Of Kerala. Citation: 1986 AIR 1011, 1986 SCR (1) 371.
- Lata Singh vs. State Of U.P. & Another (2006) 5 SCC 475
- Roxann Sharma vs Arun Sharma (17 February, 2015) 8 SCC 318
- Laxmi vs. Union of India &Ors. (2014 SCC 4 427
- Centre for enquiry into Health and Allied themes (CEHAT) Vs Union of India (2003)8SCC406
- Air India Etc. Etc vs NergeshMeerza&Ors 1981 AIR 1829, 1982 SCR (1) 438
- Apparel Export Promotion Council v. A.K. Chopra, AIR 1999 SC 625

VIdeos:

- Introduction to Gender Justice:https://www.youtube.com/watch?v=Sf5cBIjwM_w
- Gender Justice;https://www.youtube.com/watch?v=FKeebTqEeQA
- Prof.Dr.MukundSarda on Gender Justice and Women Empowerment https://www.youtube.com/watch?v=-Vlg4KD6Euc
- The Secret Skills Gap Between Men and Women: Chris Largent at TEDxWilmington 2013: https://www.youtube.com/watch?v=iJ8Np5EST3A
- Rahul Bose: Talking about Gender Justice: https://www.youtube.com/watch?v=ikhz1XTt998
- Gender Justice Activismhttps://www.youtube.com/watch?v=qxrvLcgWaxw
- Gender Justice and crime: https://www.youtube.com/watch?v=PF79OuhIWzE
- India Development Debate | Gender Equity | Is Women Empowerment Just A Fancy Slogan?https://www.youtube.com/watch?v=YcVrUDnVwB0
- Uniform Civil Code, GenderJustice, Religious Personal Laws And Indian Constitution: https://www.youtube.com/watch?v=qFUeKcSmzhg

ICFAI Law School, Hyderabad

ONLINE Teaching Format

Course Hand Out

Academic Year – 2020-21

(Class of ---2022)

***Course Name*: Gender Justice**

Course Code: LE427

Semester: VIII

***Faculty Name*: M.Geethapriyadarsani**

Mobile No: 9866587599

Email: geethap@ifheindia.org

Objectives of the Course: This course makes the students sensitive about how gender plays a key role in thesocial, political, economic and cultural institutions and activities of the people. This course aims to focus on discrimination on the ground of sex and non-heterosexuality in the extant law and judicial decisions. It also explores the jurisprudential explanations for the existing state of affairs. It focuses on the patriarchal nature of state and family and contemporary feminist and queer debates.

Course Outcomes: It is expected that the students will acquire analytical skills and knowledge to critically analyze functioning of legal provisions and judicial responses from the perspectives of the deprived and powerless groups in society as an outcome of this course. These skills are important not only from the perspective of municipal laws but also in the context of discrimination between the first and third world countries and international law.

Recommended Text Books and Reference Books

	Text Book	Author / Publication
1	Women & Criminal Law	Dr.S.C.Tripati, Central law publications, 2018
2	Gender Justice & Feminist Jurisprudence	Dr.Ishita Chatterjee, Central law publications, 2019
3	Women & law	Dr.G.B.Reddy, Gogia Law Agency, 2018
4	Justice for women	Chief Justice.A.S.Anand, Universal law Publishing Co.Pvt.Ltd, 2003

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1	3	What is Gender justice - Notions of sex and gender -	Gender justice	Gender Justice & Feminist	Pg-1-8 Pg-237-	Knowledge of gender justice,

		Deconstructing 'Man', 'Woman', 'Other' - Private-public dichotomy, Gender discrimination - Gender sensitization - Gender Justice	Gender discriminatio n, gender sensitization	Jurisprudence Dr.Ishita Chatterjee	256	gender discrimination, gender sensitization
2	7	GENDER JUSTICE: A HISTORICAL PERSPECTIVE: Classification of families- Matriarchal and patriarchal- Matrilineal and patrilineal- matrilocal and patrilocal families. Gender equality in ancient period, pre and post-independence and modern era. Understanding Patriarchy - Issues and contradictions in feminism - Sameness and difference - Liberal feminism - Radical feminism - Socialist/Marxist feminist approaches Women in ancient, medieval and modern India: An overview	Patriarchal, matriarchal. Gender equality, feminism	Gender Justice & Feminist Jurisprudence Dr.Ishita Chatterjee	Pg-123-139 Pg-204-230 Pg-423-428	Knowledge of classification of families, position of women in India and about schools of feminism
3	7	INTERNATIONAL INSTRUMENTS AND WOMEN RIGHTS: Various international conventions on justice for women-UDHR, ICESCR, ICCPR, UN Convention on the Elimination of all forms of Discrimination against Women- Declaration on the Elimination of Violence against Women	Women rights, equality, discriminatio n	Women & law Dr.S.C.Tripathi	Pg-5-14	Attains knowledge of international conventions on justice for women
4	7	GENDER EQUALITY and CONSTITUTION: Gender Justice - Relevant provisions for women under Fundamental Rights- under Directive Principles of State policy UCC - Fundamental duties Political Participation of Women in India: Opportunities and constraints- Voting Behaviour and Electoral Process -73rd and 74th Constitutional Amendment- The Women's Reservation Bill, 2008	Rights, justice for women, opportunitie s	Women & law Dr.S.C.Tripathi	Pg-15-33	Knowledge of constitutional provisions which protect the rights of women
5	6	PROTECTION AND SAFEGUARDS UNDER LAW OF CRIMES: Indian Penal Code 1860 - Offences Affecting Public Decency & Morals- S.292 – S.294 - Offences against human body -	Public decency, rape, sexual harassemen t, criminal intimidation, victimization of women	Women & law Prof.Samiya Tabasum	Pg-244-290	Knowledge of criminal law provisions which protect the women and punishment for crimes against women

		Rape Laws -Section 354A IPC, Sexual harassment Section 354D Stalking Outraging the Modesty of a Woman- Section 354 IPC - Offences related to marriage &cruelty - Criminal intimidation - Reforms under The Criminal Law (Amendment) Act, 2013. Law related to Dowry Prohibition & Domestic violence- Prevention of immoral Trafficking and Forced Prostitution - Cyber Crime and the Victimization of Women - Termination of pregnancy and related privacy concerns. Indecent Representation of Women (Prohibition) Act, 1986 –				
6	6	ECONOMIC EMPOWERMENT AND LAWS: Labour Laws- Employment opportunities and wage disparity - Gender protective laws- Gender neutral laws- Gender corrective laws- Law Protecting Women against Sexual Harassment at Work Place - The Sexual Harassment of Women at Workplace (Prevention, Prohibition and Redressal) Act 2013 - Property Rights of Women.	Wage disparity, sexual harassment, property rights	Law relating to women & children Dr.S.C.Tripathi & Vibha Arora Women & Criminal law Dr.S.C.Tripathi	Pg-362-379 Pg-321-322	Knowledge of labour laws, employment and opportunities for women, property rights of women
7	6	GENDER JUSTICE AND REPRODUCTIVE RIGHTS: Indian Penal Code, 1860 - Medical Termination of Pregnancy Act, 1971 - Maternity Benefits Act, 1964 - PC & PNDT Act 1994- Female Foeticide/Infanticide- Commercial Surrogacy in India & its regulation	Female foeticide, surrogacy	Law relating to women & children Dr.S.C.Tripathi & Vibha Arora	Pg-332-344 Pg-316-327	Attains knowledge of reproductive rights
8	6	UNIT-VIII:LAW PROTECTING WOMEN AGAINST VIOLENCE AT HOME: Domestic Violence - Dowry Harassment- Marriage-marital Rape- Divorce Law-Maintenance- Custody Laws-Protection of Women from Domestic Violence Act, 2005-Living Relationships	Domestic violence, maintenance, protection	Law relating to women & children Dr.S.C.Tripathi & Vibha Arora	Pg-28-30	Attains knowledge of domestic violence and how to protect women from domestic violence
Total	48					

List of Cases:

- Vishaka and others V. State of Rajasthan and others. (AIR 1997 SC 3011)
- Mary Roy V. The State Of Kerala. Citation: 1986 AIR 1011, 1986 SCR (1) 371.
- Lata Singh vs. State Of U.P. & Another (2006) 5 SCC 475
- Roxann Sharma vs Arun Sharma (17 February, 2015) 8 SCC 318
- Laxmi vs. Union of India &Ors. (2014 SCC 4 427
- Centre for enquiry into Health and Allied themes (CEHAT) Vs Union of India (2003)8SCC406
- Air India Etc. Etc vs NergeshMeerza&Ors 1981 AIR 1829, 1982 SCR (1) 438
- Apparel Export Promotion Council v. A.K. Chopra, AIR 1999 SC 625

Articles:

- Moira Gatens, "A Critique of the Sex/Gender Distinction" in A Phillips ed. Feminism And Subjectivity, pp. 139-154
- Carol Pateman, "Feminist Critique of the Public and Private" in A Phillips ed. Feminism and Equality, pp. 103-123
- Nivedita Menon, "The disappearing body and feminist thought" (2011) availavailableathttps://criticalencounters.net/2011/02/19/the-disappearing-body-and-feminist-thought/
- Kuriakose, Tina, Womens rights movement - International dimensions and national experiences, Women's Link. 11(2); April-June 2005. p. 10-15 •
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- Bhardwaj, Kalpana, National and international legal development of women's human rights, MahilaVidhiBharati. No. 50-51; January-March, April-June 2007. p.215-220 •
- Bhardwaj, Meeta Kamal, Need for the new laws for women: changing social dynamics- an evaluation, MahilaVidhiBharati. No. 50-51; January-March, AprilJune 2007.p.221-223 •
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VIdeos:

- Introduction to Gender Justice:https://www.youtube.com/watch?v=Sf5cBIjwM_w
- Gender Justice;https://www.youtube.com/watch?v=FKeebTqEeQA
- Prof.Dr.MukundSarda on Gender Justice and Women Empowerment https://www.youtube.com/watch?v=-Vlg4KD6Euc
- The Secret Skills Gap Between Men and Women: Chris Largent at TEDxWilmington 2013: https://www.youtube.com/watch?v=iJ8Np5EST3A
- Rahul Bose: Talking about Gender Justice: https://www.youtube.com/watch?v=ikhz1XTt998
- Gender Justice Activismhttps://www.youtube.com/watch?v=qxrvLcgWaxw
- Gender Justice and crime: https://www.youtube.com/watch?v=PF79OuhIWzE
- India Development Debate | Gender Equity | Is Women Empowerment Just A Fancy Slogan?https://www.youtube.com/watch?v=YcVrUDnVwB0
- Uniform Civil Code, GenderJustice, Religious Personal Laws And Indian Constitution: https://www.youtube.com/watch?v=qFUeKcSmzhg

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.

- The participation has to be relevant and meaningful. “Speaking for speaking’s sake” will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.
- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.
- Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

Students must occupy their seats before faculty comes in and remain seated until the end of the class.

Students must have their name plates on the desk.

Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.

Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.

No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	**Component**	**Expected slot / due date**	**Marks declaration by**	**Weightage**	**Syllabus**
NCP I	Internal Assessment	22-2-2021	26-2-2021	15	**I,II**
NCP II	Mid Term	1-3-2021	12-3-2021	20	I,II,III, IV
NCP III	Internal Assessment	23-4-2021	23-4-2021	15	V,VI,VII
NCP IV	Class Participation				
NCP V	Attendance				
End Term	End Term	3/5/2021 to 13/5/2021	20/5/2021	50	V,VI,VII, VIII

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

M.Geethapriyadarsani, LLM- Torts and Crimes

Interested areas- women and law, cyber laws, contracts, environmental law.

Subjects taught- legal language and writing, international commercial arbitration, law of carriage, micro finance and insurance, financial and systemic frauds, white collar crimes and money laundering, Law of Copy Rights, General Principles Of Contract, Clinical ADR, Transboundary exports, imports and Anti-dumping laws, Special Contracts, International Dispute Resolution.

Media Law (LE428)

Objectives: The media are of outstanding importance for any democratic State and certainly beyond it. A free and independent media is essential to any free society, it pursue those stories that are important, politically, economically, socially, morally or otherwise, for the society as a whole, without fear or favor. In this course the primary focus will be to examine and assess the present legal system and practices in which media operate in India. A comparative analysis will be handled wherever desired. It shall also include critical examination of the primary functions of the organs of the State to analyze whether there exists a gap between the "is" and the "ought".

Course Outcomes: At the end of the course the students are expected to know the meaning , nature and concepts of mass media, the relation between Media and the Constitution, media and its legal framework, various effects that media has on the society. In addition to this they should also know the laws regulating the various electronic media and basics of Right to Information in India .

Unit I: Media and Its Structure: Meaning of mass media; concept and nature of mass media; evolution of media; functions and effects of media on society; ethical theories and framework of media; types of media; organizational structure and management of mass media in India.

Unit II: Media and the Constitution: Freedom of speech and expression; comparative study with International Conventions; judicial interpretation; media and right to privacy; media and right to information; media and Parliamentary Privileges

Unit III: Media and Legal Framework-I: Press in India; the Press Council Act, 1971; press and registration; laws relating to newspaper; advertisement and ethics (commercial advertisement and consumer justice); Advertisement Standard Council of India (ASCI); accountability and independence of press.

Unit IV: Media and Legal Framework-II: Law of defamation; obscenity; Blasphemy; Sedition; Hate Speech; Parliamentary Proceedings (Protection of Publication) Act 1977; Contempt of Court Act, 1971; Official Secret Act, 1923; media and public morality.

Unit V: Law of Electronic Media: Origin and impact of films; Film Censorship; Cinematography Act, 1952 and relevant rules; Electronic Broadcasting Media; Evolution and reforms of Broadcasting in India; Judicial Recognition of the Right to Broadcasting; Cable Television Act 1995; Internet as new Media; Rules of Cyber Security

Unit VI Media and Society: Effects of T. V on People; Sensationalisation; Colored Reporting; Media Controlled by Political Parties; Communal Writing; Media Trial; Hate Speech; Constitutional Restrictions; Judicial Decision of Doordarshan Decision; Media and Human Rights (Venerable Groups); Role and Responsibility of Media during Emergency and Elections.

Unit VII: Right to Information; Silent Features of the Right to Information Act, 2005; Right to Information and Obligations of Public Authorities; Procedure for Seeking Information

Unit VIII: The Central Information Commission; The State Information Commission; Powers and Functions of the Information Commission; Appeal and Penalties; Rules and Regulations Relating to the Right to Information.

Text and Reference Books

- Facets of Media Law: Madhavi Garodfia Divan.
- Law of Expression: Sridhar M
- Media Law: Dr S R Myneni
- Law of Electronic Media and Regulation: Dr. Umar Sama,.
- Freedom of Press, Political –Legal Aspects of Press Legislative in India: Sita Bhatia

ICFAI Law School, Hyderabad

ONLINE Teaching Format

Course Hand Out

Academic Year – 2020-21

(Class of 2022)

***Course Name*: MEDIA LAW**

Course Code: LE428

Semester: VIII

***Faculty Name*: ASTHA SRIVASTAVA**

Email: asthasrivastava@ifheindia.org

Objectives of the Course: The media are of outstanding importance for any democratic State and certainly beyond it. A free and independent media is essential to any free society, it pursue those stories that are important, politically, economically, socially, morally or otherwise, for the society as a whole, without fear or favor. In this course the primary focus will be to examine and assess the present legal system and practices in which media operate in India. A comparative analysis will be handled wherever desired. It shall also include critical examination of the primary functions of the organs of the State to analyze whether there exists a gap between the "is" and the "ought".

Course Outcomes: At the end of the course the students are expected to know the meaning , nature and concepts of mass media, the relation between Media and the Constitution, media and its legal framework, various effects that media has on the society. In addition to this they should also know the laws regulating the various electronic media and basics of Right to Information in India .

Recommended Text Books and Reference Books

	TEXT BOOK	AUTHOR / PUBLICATION
	Facets of Media Law	Madhavi Garodia Divan.
	Law of Expression	Sridhar M
	Media Law	Dr S R Myneni
	Law of Electronic Media and Regulation	Dr. Umar Sama
	Freedom of Press, Political – Legal Aspects of Press Legislative in India	Sita Bhatia
	Mass Media Law	Don R. Pember
	Media Law	Sallie Spilsbury

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1	5	Media and ItsStructure	Meaning of mass media; concept and nature of mass media; evolution ofmedia; functions and effects ofmedia on society; ethical theories and framework of media; typesof media; organizationalstructure and management of massmedia inIndia.	.	https://swayam.gov.in/courses/4917-communication-media-society-key-theoretical-concepts	To make the students understand meaning , nature and concepts of mass media.
2	8	**Media and the Constitution:**	Freedom of speech and expression; comparative study with International Conventions; judicial interpretation; media and right to privacy; media and right to information; media and ParliamentaryPrivileges	Facets of Media Law by Madhavi Goradia Divan	Advertisement- is it included in freedom of speech and expression Chapter 1- Pp. 1-70. Chapter-5 Pp. 165- 207.	To make the students understand the relation between Media and the Constitution.
3	7	**Media and Legal Framework-I:**	PressinIndia;thePressCouncil Act, 1971; press and registration; laws relating to newspaper; advertisement and ethics (commercial advertisement and consumer justice);Advertisement Standard Council of India (ASCI); accountability and independence ofpress.	Media Law by Dr S R Myneni	Press Council Act,1978 Unit II, Chapter5 Pp. 79 -104	To make the students aware of media and its legal framework.
4	7	**Media and Legal Framework- II:**	Law of defamation; obscenity; Blasphemy; Sedition; Hate Speech;Parliamentary Proceedings(Protection of Publication) Act 1977; Contempt of Court Act, 1971; Official Secret Act, 1923; media and public morality.	Facets of Media Law by Madhavi Goradia Divan	Chaper -12 Pp. 425-444. Chapter -4 Pp. 124-138. Chaper -2 Pp. 71-91.	To make the students aware of media and its legal framework.
5	6	**Law of Electronic Media:**	Origin and impact of films; Film Censorship; Cinematography Act, 1952 and relevant rules; Electronic Broadcasting Media;Evolution and reforms of Broadcasting in India; Judicial Recognition of the Righ to Broadcasting;Cable Television Act 1995; Internet as new Media; Rulesof Cyber Security	Media Law by Dr S R Myneni-	Cinematograph Act, Rules, Unit III, Chapter 4- Pp. 291- 332,	To make the students understand various laws of Electronic media.
6	6	**Media and Society:**	Effects of T. V on People; Sensationalisation; Colored Reporting; Media Controlled by	Facets of Media law by Madhavi	Reporting Judicial proceedings	To make the students aware of the various effects that media has

			Political Parties; Communal Writing; Media Trial; Hate Speech; Constitutional Restrictions; Judicial Decision of Doordarshan Decision; Media and Human Rights (Venerable Groups); Role and Responsibility of Media during Emergency and Elections.	Garodfia Divan	Chapter- 13 Pp. 449 - 485 https://swayam	on the society.
					.gov.in/courses	
					/4917-communication-media-society-key-theoretical-concepts	
7	7	**Rightto Information**	SalientFeaturesoftheRightto Information Act, 2005; Right to Information and Obligations of Public Authorities; Procedure for SeekingInformation	Media Law by Dr S R Myneni-	The Right to information Unit V-Chapter –1-10, Pp.449-551 https://www.you	To make the students understand the basics of the right to information in India.
					tube.com/watch ?v=rDA6ydWqd	
					lc	
8	7	**The Central Information Commission**	The State Information Commission; Powers and Functions of the Information Commission; Appeal and Penalties; Rules and Regulations Relating to the Right to Information.	Media Law, Dr S R Myneni-	The Central Information Commission, Unit V, Chapter 5 Pp. 488 - 511	To make the students understand the workings of The Central and state Information Commissions
Total	48	Tutorials- 12				

List of Cases

- K.K. Mishra v. State of Madhya Pradesh & ANR, Criminal Appeal No(S) 547 of2018
- Srishti school of art, design &technology v. the chairperson, central board of filmcertification & anr, w.p. (c) 6806 of2010
- Dr. Shashi Tharoor v. Arnab Goswami And Anr, CS(OS)253/2017
- Hindustan Media Ventures Ltd. v. State Of U.P. And 3 Others, WRIT - C No. - 14105 of2 017

- Krishika Lulla & Ors v. Shyam Vithalrao Devkatta & Anr, CRIMINAL APPEAL No. 258 OF 2013
- Naveen Jindal v. M/S Zee Media Corporation Ltd & Anr, CS(OS)143/2015
- Shivsankar Mohanty v. The Registrar Judicial Orissa, W.P.(C) No. 2711 of2017
- Sunshine Pictures Private ... v. Central Circuit Cine ..., Case No. 52 of2010
- The High Court Bar Association ... v. State Of Odisha And Others, W.P.(C) No. 2711 of 2017
- Vijay Singhal & Ors. v. Govt. of NCT of Delhi & Anr, WP(C)195/2013

Expectations from Students:

Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.

Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.

In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.

The participation has to be relevant and meaningful. "Speaking for speaking's sake" will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.

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Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.

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Students must have their name plates on the desk.

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Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.

No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	Component	Expected slot / due date	Marks declaration by	Weightage	Syllabus
NCP I	Internal Assessment	1.2.21	5.2.21	10	**U1,2**
NCP II	Mid Term	1.3.21	10.3.21	20	U3,4,5
NCP III	Internal Assessment	1.4.21	5.4.21	10	U6
NCP IV	Class Participation	3.5.21	20.5.21	5	-
NCP V	Attendance	3.5.21	20.5.21	5	-
End Term	End Term	3.5.21	20.5.21	50	U1 TO U10

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

This course on Media Law will be taught by **Ms. Astha Srivastava** (LL.M. UGC-NET, PGDHRL, Ph.D. (pursuing)). Her teaching areas include Constitutional Law, Human Rights, Family Law, Law and Economics and International Environmental Laws. Her research areas include Women's Rights, Business and Human Rights and Economic analysis of Laws. She is interested in interdisciplinary studies and the interaction of legal studies with other social sciences.

She has published papers in national and international journals. The latest being Surrogacy Regulation (2019) Bill of India: A Critique in the Journal of International Women's Studies, (forthcoming) published by Bridgewater State University, MA (USA). Also, Economic Analysis of Accident Law: A new liability rule that induces Socially Optimum Behaviour in Case of Limited Information in the Review of Law and Economics, available ahead of print published by De Gyuter, Germany**.**

Judicial Institutions in India: The Law, The Courts and the Judicial Process (LE429)

Objectives: The study of this course enables the students to understand The Constitution being the fundamental law of superior obligation, an insight into its new trends is essential for a meaningful understanding of the legal system and processes. Also the students come to know about the role of the courts which is essential to maintain not only the rule of law, but the basic rights necessary for the functioning of the "Democratic Republic". justice. It is in this context that the course will lay emphasis on the functioning of the Judicial Institutions in India as a method to prevent the cases of abuse of power and neglect of duty of power holders. The study of the course lays more emphasis on some of the landmark decisions of Indian Judiciary and their legal implications in the light of the controlling Constitution.

Course Outcome: On completion of the Course, the students will be well acquainted with the very important Constitutional concepts like Judicial process, Judicial administration, Powers of the supreme Court and High Courts.

Unit 1: Judicial Process: Definition and nature of Judicial Process- Judicial process in ancient India- Cratological analysis of judicial process in ancient India- Judicial process in modern India- Judicial Power: Scope and norms to govern it.

Unit 2: Judicial Administration In India: The Constitution of India; the Supreme Court and the High Courts: Appointment, Transfer and Removal of Judges- Subordinate Courts- Administrative Tribunals- Military Courts-Ombudsman System

Unit 3: Judicial Review: Judicial Review: Meaning, Origin, Development, Nature and Scope- Position in Other Countries- Judicial Review as the Rule of Law in Action-A Critical Appraisal

Unit 4: Separation of Powers and Judicial Process: Separation of Powers, Rule of Law and Judicial Process: Meaning, Origin, Manifestation- Separation of Powers and its impact on Judicial Process- Rule of Law and its impact on Judicial Process- Judicial Law Making- Whether Judiciary is 'State' for the Purpose of Article 12 of the Constitution.

Unit 5: Independence of Judiciary-Constitutional Perspective: The Independence of Judiciary and aspects of the Judicial Process- Constitutional Provisions Relating to the Independence of Judiciary- Position in other Countries- Judicial Accountability- Access to Justice-PIL

Unit 6: Judicial Process and Socio-Economic Justice: Preamble- Relevant Provisions of Fundamental Rights- Articles 15, 16, 17, 23 and 24 of the Constitution; Relevant Provision of Directive Principles of State Policy- Articles 38, 39, 43-A and 46 of the Constitution, Judicial Response to New Economic Polices

Unit 7: Judicial Process and Environmental Justice: Relevant Constitutional Provisions- PIL and Environmental Justice- Evolution of Environmental Jurisprudence-Relevent Doctrines-Polluter Pays Principle, Absolute Liability, Public Trust Doctrine-Environmental Protection and Sustainable Development- Eco-centricism and Anthropocentrism

Unit 8: Judicial Process and Institutional Dynamics: Views of the National Commission to Review the Working of the Constitution- The Contempt of Courts- The Judicial Accountability- National Judicial Appointment Commission Act, 2014- Collugium System and its role in Judicial Appointments-Political Role of Judiciary- Judicial Legislation- Judicial Primacy *vs*. Parliamentary Supremacy

Unit 9: Judicial Activism and Judicial Restraint: Judicial Activism: Definition and Causes, Forms of Judicial Activism, Impact of Judicial Activism on Constitutionalism, Contribution of Different State Holders, Limits of Judicial Activism, Judicial Activism *vs*. Judicial Restraint, Contribution of Judicial Activism in India.

Unit 10: Judicial Process and Human Rights: Role of Judiciary as Protector of Human Rights- Judicial Contribution in Evolving Human Rights Jurisprudence- Its Contribution in Protection of Human Rights in Specific Areas-Women, Childern, Bonded Labour, Refugees, Minorities and Business Rights- Effetiveness of Judicial Activism in Protection of Human Rights.

Text and Reference Books

- Benjamin N. Cardozo, The Nature of the Judicial Process
- Dr. More Atul Lalasaheb, An Appraisal of The Judicial System in India: A Critical Study on Judicial Independence vis-a-vis Accountability (Laxmi Book Publication 2015)
- S. P. Sathe, Judicial Activism in India (Oxford University Press, 2003)
- The Supreme Court Versus the Constitution: A Challenge To Federalism (Ed., Pran Chopra) (SAGE Publications, 2006)
- Christopher Wolfe,. Judicial Activism: Bulwark of Freedom or Precarious Security? (Rowman & Littlefield, 1997)
- Dr. Swapna Deka Mandrinath, Judicial Activism in Post-Emergency Era, (Notion Press, 2015)
- E. W. Thomas, The Judicial Process: Realism, Pragmatism, Practical Reasoning and Principles (Cambridge 2005)
- G. Alan Tarr, Judicial Process and Judicial Policymaking (2014 sixth edition) (Wadsworth)
- G. Tarr, Without Fear or Favor:Judicial Independence and Judicial Accountability in the States, (Stanford University Press, 2012)
- Hans Raj Khanna, Judiciary in India and Judicial Process: Tagore Law Lectures (Ajoy Law House)
- Jerold Waltman, Principled Judicial Restraint: A Case Against Activism (Springer, 2015)
- Judicial Independence in the Age of Democracy: Critical Perspectives from Around the World (Ed., Peter H. Russell, David M. O'Brien) (University of Virginia Press, 2001)

- Judicial Independence in Transition (Ed., Anja Seibert-Fohr) (Springer Science & Business Media, 2012)
- Judicial Independence: The Contemporary Debate (Ed., Shimon Shetreet, Jules Deschênes) (Martinus Nijhoff Publishers,1985)
- Language in the Judicial Process (Ed., Judith N. Levi, Anne Graffam Walker)
- M. Hidayatullah, Democracy in India and the Judicial Process (Asia Pub. House, 1966)
- Manas Chakrabarty, Judicial Behaviour and Decision Making of the Supreme Court of India (Deep and Deep Publications, 2000)
- N. K. Jayakumar, Judicial Process in India:Limitations and Leeways (APH Publishing Corporation, 1997)Bottom of Form
- R. C. Lahoti, Preamble:The Spirit and Backbone of the Constitution of India (Eastern Book Company, 2004)
- Shimon Shetreet andChristopher Forsyth, The Culture of Judicial Independence:Conceptual Foundations and Practical Challenges, (Martinus Nijhoff Publishers, 2011)
- Upendra Baxi, The Indian Supreme Court and politics (Eastern Book Co., 1980)
- Vijay Kumar Gupta, Decision Making in the Supreme Court of India:A Jurimetric Study (Kaveri Books, 1995)
- Zia Mody, 10 Judgements That Changed India (Penguin UK, 2013)

ICFAI Law School, Hyderabad

Course Hand Out

Academic Year – 2020-21

(Class of 2022)

***Course Name*: Judicial Institutions in India: The Law, The Courts and the Judicial Process**

Course Code: **LE429**

Semester: VIII

***Faculty Name*:Prof. V. Hemalatha Devi**

Mobile No: 9542121424

Email: hemalathadevi@ifheindia.org

Objectives: The study of this course makes the student to learn the Judicial Process of provided in the Indian Constitution which involves a technique of adapting the law to meet changing social needs The students will also understand the role of the Courts which is essential to maintain not only the rule of law, but basic rights necessary for the functioning of the Democratic Republic. Further, the students will understand and acquire in depth knowledge in judicial administration and judicial process along with the analysis of the land mark cases. It also lays emphasis on the functioning of the judicial institutions in India as a method to prevent the cases of abuse of power and neglect of duty of power holders.

Course Outcome: After completion of the course, the students will be able to be acquainted with the thorough knowledge about the judicial institutions and their functions, judicial administration, judicial process, and the concepts of judicial review and separation of powers. Also, the students will be able to apply the knowledge in their profession.

Recommended Text and Reference Books

	Text Book	Author/Publication
1.	Indian Constitutional Law	Jain M.P, Lexis Nexis, 2018
2.	Constitutional Law of India	Pandey J.N, Central Law Agency, 2018.
3.	An Appraisal of the Judicial System in India: A critical study on judicial independence Vis-a-vis Accountability	More Atul Lala Saheb Lakshmi Book Publications, 2015
4.	Judicial Activism in India Democracy in India and the Judicial Process Judicial Independence : The Contemporary Debates	Sathe S.P Oxford University Press, 2003 Hidayathulla.M, Asia Publishing House, 1966 Shimon shetreet, Jules Deschenes, Martinus Nijhoff Publishers, 1985

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1.	8	Unit I: Judicial Process Definition and Meaning of Judicial process; Judicial Process in ancient India; cratological analysis of judicial process in ancient India; Judicial process in Modern India; Judicial Power: scope and norms to govern it	Judicial Process, Judicial Power, Ancient and modern India	J.N.Pandey , Constitutional Law of India	PP.528-530	The student will learn about the salient features of Judicial process and judicial power.
2.	5	Unit II: Judicial Administration in India: The Constitution of India ; The Supreme Court and the High Courts: Appointment, Transfer and Removal of Judges; Subordinate Courts ; Administrative Tribunals; Military Courts; Ombudsman system.	Supreme Court and High Courts, Appointment , Transfer and removal of judges ,Tribunals, Military Courts, Ombudsman system	Constitutional Law of India PandeyJ.N Constitutional Law of India V.N.Shukla Indian Constitutional Law Jain M.P	Independence of judiciary and appointment of judges Pg. 107-154 Judicial independence and accountability Pg. 156-162 Independence of judiciary Pg. 29 https://www.youtube.com/watch?v=Xv0jZvzvfHM	The Students will learn about Various Courts in India and the procedure for appointment, transfer and removal of judges
3.	6	Unit III: Judicial Review Judicial Review: Meaning ,origin,Development, Nature and Scope;Position in other Countries ; Judicial Review as the Rule of Law in Action; A critical Appraisal	Judicial Review, Rule of Law in Action	Indian Constitutional Law Jain M.P , J.N. Pandey, Constitutional Law Of India D.D.Basu, Comparative Constitutional Law	PP.28,76,426, 427,623 PP.4,405, 417, 86, 90	The student will learn about the concept of judicial review , judicial review in other countries and judicial review as the rule of law
4.	5	Unit IV: Separation of Powers and Judicial Process: Separation of Powers, Rule of Law and Judicial Process: Meaning, origin, Manifestation; Separation of Powers and its impact on Judicial Process; Judicial Law making; whether Judiciary is State for the purpose of Art.12 of the	.Separation of powers, Judicial Law making,Rule of Law, State	Indian Constitutional Law Jain M.P D. Basu, Comparative Constitutional Law J.N.Pandey, Constitutional	PP. 335, 336 PP.66-82	The student will understand the doctrine of Separation of Powers and its impact on judicial process, Judicial law making and whether

		Constitution		Law of India		judiciary is State under Art. 12 of the Constitution
5.	5	Unit V: Independence of Judiciary-Constitutional Perspective: The Independence of Judiciary and aspects of Judicial Process ; Constitutional Provisions relating to the independence of judiciary; Position in Other Countries; Judicial Accountability; Access to justice; PIL	Independence of judiciary and Judicial Process; Relevant Constitutional Provisions ;Judicial accountability; Access to justice and Public Interest Litigation and Judicial Response	Indian Constitutional Law Jain M.P	Independence of judiciary and appointment of judges Pg. 107-154 Judicial independence and accountability Pg. 156-162 Independence of judiciary Pg. 29 PP1438-1440 https://www.youtube.com/watch?v=Xv0jZvzvfHM	The student will gain knowledge about the constitutional provisions relating to independence of judiciary Judicial Accountability and access to justice.
6.	5	Unit VI: Judicial Process and Socio Economic Justice Preamble;Relevant Provisions of Fundamental Rights; Articles 15,16,17,23 and 24 of the Constitution ; Relevant provisions of Directive principles of state policy: Articles 38,39,43-A and 46 of the constitution; Judicial response to new economic policies and .	Preamble, Fundamental Rights, Directive principles of State Policy, New Economic Policies	J.N.Pandey, Constitutional Law of India	PP.31-34 142-194	The student will learn about Judicial process regarding socio economic justice enshrined in the Fundamental Rights and Directive Principles of State Policy.
7.	8	Unit VII : Judicial Process and Environmental Justice Relevant Constitutional Provisions ; PIL and environmental justice; Evolution of Environmental Jurisprudence ; Relevant Doctrines : Polluter Pays Principle, Absolute Liability, Public Trust Doctrine; Environmental protection and sustainable development; Eco-Centricism and Anthropocentrism	Environmental Justice,PIL, Doctrines and PrinciplesEnvironmental protection,Sustainable development ,Ecocentrism and anthropo centrism	J.N.Pandey, Constitutional Law of India	PP.298-307,327, 429-446	The student will learn about various concepts of Environmental Protection and Doctrines fixing liability on various polluters.
8.	6	Unit VIII: Judicial Process and Institutional Dynamics Views of the National	Higher Judiciary, Collegium	J.N.Pandey, Constitutional Law of India	PP.531-540, 608-618	The student will learn about

		Commission to review the working of the Constitution; The Contempt of Courts; The Judicial Accountability ; National Judicial Appointments Commission Act, 2014; Colle gium system and its role in judicial appointments ; Political Role of Judiciary ; Judicial legislation ; Judicial Primacy V. parliamentary supremacy	System, Working of the Constitution, Contempt of Court, Judicial Accountabilit y, Judicial Legislation			Appointment and Transfer of Judges of Higher Judiciary – Intention of Framers of the Constitution on the role of Political Executive – Impact of 2nd and 3rd Judges Transfer Cases and Collegium System – 99th Constitutional Amendment – National Judicial Appointments Commission – 4th Judges case and its Impact
9		Unit : IX : Judicial Activism and Judicial Restraint Judicial Activism : Definition and Causes ; Forms of Judicial Activism ; Impact of Judicial Activism on Constitutionalism; Contribution of different State Holders ; Limits of Judicial Activism; Judicial Activism V. Judicial Restraint; Contribution of Judicial Activism in India	Judicial activism, Judicial Restraint,	J.N.Pandey, Constitutional Law of India	PP.437- 459	
10		Unit X : Judicial Process and Human Rights Role of Judiciary as protector of Human Rights ; Judicial Contribution in evolving Human Rights Jurisprudence ; Its contribution in protection of Human Rights in specific Areas : Women, Children,Bonded Labour, Refugees, Minorities and Business Rights ; Effectiveness of Judicial Activism in protection of Human Rights	Judicial Process, Human Rights , Womens Rights, Child Rights, Bonded Labour, Refugee Rights, Business Rights	Sushma Yadav, Judiciary and Gender Laws-A Perseptional Survey, Idian Judicial System : Need and Directions of Reforms, S.P.Verma,	PP.332-343	

Total	48	

List of Latest Cases-

- Kuldip Nayar Vs. union of India and ors AIR 2006 SC 3127
- Jindal Stainless Ltd. And Anr Vs. State of Haryana and Ors, 2016 SCC online Sc1260
- Saurashtra Oil Mills assn. Vs. State of Gujarat, AIR 2002 SC 1130
- S.R.Bommai Vs. Union of India AIR 1994, SC 1918
- State of Rajasthan Vs. Union of India, 1977 AIR 1361
- State of Karnataka Vs. Union of India, 1978 AIR 68
- Govt. of Nct of Delhi Vs. Union of India, 2018
- Khazan Singh Vs. State of Uttar Pradesh, AIR 1974 SC 669
- Pradeep Jain Vs. Union of India 1984 SCR(3)942
- State of Bombay Vs. RMDC AIR 1957 SC 699

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
- The participation has to be relevant and meaningful. “Speaking for speaking’s sake” will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.
- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
- The Students should come in uniform, otherwise they will be marked absent. Do not roam in the academic area/ attend classes in chappals / shorts / informal t-shirts.
- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.

- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.
- Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

Students must occupy their seats before faculty comes in and remain seated until the end of the class.

Students must have their name plates on the desk.

Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.

Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.

No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Name	Component Detail	Expected slot / due date	Marks declaration by	Weightage	Syllabus
NCP 1	Internal assessment	17-02-2021	20-02-2021		I,II,III units
NCP 2	Mid term Examinations	01-03-2021	23-03-2021		I,II,III,IV, units

NCP 3	Internal Assessment	21-04-2021	21-05-2021		V,VI,VII units
	End Term Examinations	03-05-2021 to 13-05-221	30-05-2021		Some Percentage from Pre- Mid and Entire portion of Post- Mid
Commencement of LIP/Internship		17-05-2021 to26-06-2021	----------		
Summer Vacation	27-06-2921 to 01-08-2021				

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination he / she will be aware of the progress in the course up to an extent of 50 marks. Students not taking the evaluation according to the timelines mentioned above will not be given another opportunity excepting in rare circumstances of extreme illness / hospitalization or other exigencies.

Brief profile of the Faculty Member

Prof. V. Hemalata Devi is a Doctorate in Law and ML in Constitutional and International Law from Sri Venkateswara University, Tirupati. She has 32 years of Teaching & Research experience. She has guided 16 PhDs and published 58 Research Papers in National and International Journals. She has presented her Research Papers in National and International Conferences/ seminars and has visited Germany, Poland, Sweden, Singapore, Sri Lanka and Ghana in this connection. She has received 'Best teacher Award' from the Government of A.P. Her areas of interest include Environmental Law and Woman & Law.

Law of Securities & Investment (LL511)

Objective: The study ofthe course provides inputs to the students about concepts, kinds of securities, regulatory norms relating to the issue and transfer of the capital, investments and relative financial instruments. To enlighten the students about the basic structure of securities regulation with a focus on foreign securities' regulations for better understanding of corporate and financial activities in business. To highlight the regulatory system that is prevailing at national and international level and compliances under such systems.

Unit – I: Introduction to Securities: Meaning of Securities, Growth of Capital Market, Securities Laws and Stock Exchange in India

Unit – II : Securities: Kinds Government Securities, Securities issued by Banks, Securities issued by Companies, Securities in Mutual Funds and Collective Investment, Depositories Receipts, Venture and Seed Capital, Sweat Equity, Derivatives, Hedge Funds

Unit – III: The Securities Contract (Regulation) Act, 1956

Unit-IV: The Securities and Exchange Board of India Act, 1992

Unit – V: Companies Act, 1956 (Relevant Sections), Companies Act, 2013 (Relevant Sections)

Unit – VI: Allied Laws: Depositories Act, 1996, Foreign Exchange Management Act, 1999 and Regulations, Prevention of Money Laundering Act, 2002,

Unit- VII: Investment in Non-Banking Financial Institutions: Control by Usury Laws, Control by RBI, Regulation on non-banking financial and non-financial companies (Private financial companies: registration and regulation, Chit funds)

Unit- VIII: Foreign Direct Investment in India: Concept and Law

Unit- IX: Market Intermediaries: Merchant Bankers, Registrar of Issues, Brokers, Portfolio Managers, Depositories; Guidelines relating to Intermediaries in Securities Market

Unit- X: Listing in Stock Exchange, Highlights of Listing Agreement

Project Work:

Study of investments in Banking related securities with the help of stock exchange statistics.

Text and Reference Books

- Hand book on Indian Securities by Goutam H. Parikh (Bloomsbury Publishing)
- Banking and Financial Systems by D. M. Mithani and E. Gordan (Himalaya Publishing)
- Taxmann's Statutory Guide for Non Banking Financial Companies

Course Hand Out

Academic Year – 2019-20

(Class of 2020)

Course Name **: Securities and Investment Laws**

Course Code: LL511

Semester: IX

Faculty Name**: Raja Rajeswari Ayyagari**

Mobile No: 9848649411

Email: raja_rajeswari04@yahoo.co.in

Objectives of the Course:

Course Outcomes:

Recommended Text Books and Reference Books

	Text Book	Author / Publication
	Capital Markets and Securities Laws	CS Ajay Goel, Sapna Tiwari (Bharat Law House Pvt Ltd)
	Corporate Laws Statutes	Taxmann
	Statutory Guide for NBFCs	Taxmann

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1	2	Introduction-Structure of Financial System	Overview of financial system in India. Structure of financial system consisting of Market Instruments, Financial Market and Market Intermediaries. Growth of Capital Market in India after the formation of various regulatory bodies. Primary market instruments and secondary market instruments.	Capital Markets and Securities Laws	Chapter 1. pgs 1-11.	The student will understand the subject and also the further classroom lectures upon understanding the main components of financial system get an overview of the complete syllabus and also understand the applicability of various laws over different areas of securities market
2.	8	Market Instruments: Securities-meanings, kinds, legal framework	Meaning of Securities, Definition of Securities under The Securities Contract (Regulations) Act, 1956 along with other allied	Capital Markets and Securities Laws	Chapter4, pg nos. chapter8 pg nos. , chapter10	The student would understand -different kinds of securities that are issued by

			laws. Different kinds-securities issued by Government, issued by banks and issued by Companies, Securities in Mutual Funds and Collective Investment, Depositories Receipts, sweat equity shares. Provisions of Companies Act, 2013.	2. Bare Act SCR Act 1956	pg nos. chapter 12 pg nos.	Government, Banks and Companies know the different laws applicable to the different security instruments
3.	8	The Securities Contract (Regulation) Act 1992	Core provisions of the Act, Recognition of Stock Exchange- process and legal provisions. Withdrawal of recognition, Provisions under The Securities Contract (Regulations) Act. Listing in Stock Exchange Meaning, Process in the light of SEBI regulations 2009, Companies Act 2013, Securities Contracts (Regulation) Act and Rules, Stock Exchange Regulations. Delisting. Redressal Mechanism	Capital Markets and Securities Laws 2 Bare Act SCR Act 1956	Chapter 13, pgs 233-263 chapter 16 pgs 329-337	A student will understand how the stock exchanges are regulated. They will also understand regulations on listing and delisting of securities and
4	6	Securities and Exchange Board of India	SEBI Act 1992. Key provisions. Role of SEBI Powers of recognized stock exchange, Powers of SEBI, adjudication mechanism, Securities Appellate Tribunal	1. Capital Markets and Securities Laws 2. Bare Act SEBI Act 1992 3. www.sebi.gov.in	Chapter 14. pgs 264-299	A student would get an overview of SEBI and understand the SEBI Act, know the powers of Central Government and get acquainted with Securities Appellate Tribunal.
5	6	Depositories Act, 1996, FEMA, 1999 and its Regulations, Prevention of Money Laundering Act, 2002	Who is a Depository, What is the role played by it in stock market, Benefits of Depository system, Depositories Act 1996. FEMA, 1999 and its Regulations, Prevention of Money Laundering Act, 2002	Capital Markets and Securities Laws 2. Bare Act Depositories Act, 1996	Chapter 15 pgs 300-302, pgs 306-326	A student will learn : what is a depository, benefits of depository, legal framework of depository.
6	6	Market Intermediaries: Merchant Bankers, Registrar of	Merchant Bankers, Registrar of Issues, Brokers, Portfolio Managers, Guidelines relating to Intermediaries in Securities Market.	Capital Markets and Securities Laws	Chapter 18, pgs 398-473.	Students will understand the role played by different intermediaries in the stock market and how

		Issues, Brokers, Portfolio Managers, Depositories				their functions are regulated under different laws
7	6	Investments:	Investments in NBFCs, Control by Usury Laws, Control by RBI, Regulation of Private financial companies, registration and regulation, Chit Funds.	RBI Website	www.rbi.org.in	The students will understand the role of NBFCs in investment market and how they are classified and regulated by different authorities/departments/ governments depending on the nature of the NBFC.
8	6	Foreign direct Investment	FDIs in India, their role in India's growth and applicable Laws. FEMA, Prevention of Money Laundering Act, 2002.	Website of Foreign Investment Facilitation Portal.	https://www.fifp.gov.in/	The student will get to know about the importance of investments, the investment climate in India, issues, laws and policies for both regulation and promotion of investments.
9	10	Tutorials				
10	2	Guest lectures				
Total	60					

Expectations from Students:

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- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
- The participation has to be relevant and meaningful. "Speaking for speaking's sake" will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.
- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
- The Students should come in uniform, otherwise they will be marked absent. Do not roam in the academic area/ attend classes in chappals / shorts / informal t-shirts.

- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.
- Five (5) Marks for attendance will be given as below-

Attendance percentage	Marks alloted
96-100	5
91-95	4
86-90	3
81-85	2
75-80	1
Less than 75%	0

- Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

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Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

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Component Number	**Component**	**Expected slot / due date**	**Marks declaration by**	**Weightage**	**Syllabus**
NCP I	Internal Assessment				
NCP II	Mid Term				
NCP III	Internal Assessment				
NCP IV	Class Participation				
NCP V	Attendance				
End Term	End Term				

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Raja Rajeswari Ayyagari is Associate Professor at ICFAI Law school, Hyderabad. She has three years of Industry experience. She completed her BALLB (Hons) from IP University, Delhi and pursued her Masters in Law from NALSAR, Hyderabad in International Trade and Business Laws. She has publications in reputed journals and has presented various papers in national and international Seminars/Conferences.

International Trade Law (LL521)

Objectives: The students will learn the subject of International Trade Law which came into prevalence after the evolution of New International Economic Order, where all the developed and third world countries attempted to bring under a umbrella of World Trade Organization. Also , the students will learn the mechanism, taxation process, dumping and international trade disputes resolutions.

Course Outcome: At the end of this course the students will know the variance of issues in Public and Private International Trade Law. To understand customary practices in International trade parlance and the emergence of Private International Law of Sales. To understand international trade concepts with an interdisciplinary understanding of law and economics. To analyze various provisions of GATT and its relevance importance today. To help the students in bridging the gaps between the theory and practical applications of trade.

Unit – I Introduction to International Trade - Evolution of International Trade – Theories of International Trade – NIEO -Certain Aspects of International Trade - (GATT – GATS – WTO – ICC -CISG-UNCITRAL) – International Sale of Goods and Payments –Letter of Credit - INCOTERMS

Unit – II GATT- WTO- Trade Negotiations Development of GATT - Uruguay Rounds – Principles of GATT – Scheme of GATT - Evolution of World Trade Organization – Doha Round Negotiations – Indian Position - Agriculture and Free Trade – Agriculture Subsidies – Agreement on Agriculture – Food Security – FTA and RFTA.

Unit – III Law relating to International Carriage of Goods And Customs DutyUN Convention on Carriage of Goods by Sea – Liability of Operators of Transport Terminal – International Multimodal Transport – Bill of Lading – International Carriage by Air – Carriage of Goods by Rail – Carriage of Goods By Road.

Unit – IV Double Taxation Concept and Principles of International Double Taxation – Related Treaties/ Models and Conventions - Issues – Conflict of laws and Interpretation – Measures to avoid double Taxation - India and Double Taxation Avoidance Agreements

Unit – V Dumping and Countraveilling Measures Concept of Dumping – Normal Value – Export Price – Dumping Margin – Injury – Domestic Industry – Measures against Dumping - Countervailing Action – Relationship between Dumped and Subsidized Exports - Anti –Dumping Agreements in India – Role of Directorate General of Anti- Dumping and Allied Duties and Investigation Procedure

Unit – VI Trade in Services & Emigration Law General Agreement on Trade in Services – Purpose – Categories of supply of services – General Obligations of GATT – Horizontal and Sector Specific Commitments - Domestic Regulation – Transfer of Technology

Unit – VII Cross – Borders InvestmentsTRIMS – Transfer/Repatriation of Investment Capitals and Returns – Settlement of Disputes – ICSID – FERA and FEMA – Prevention of Money Laundering Act 2002 – Foreign Investment in India – Promotion and Regulation.

Unit – VIII Dispute ResolutionICD – ICCA – ICC – UNCITRAL Model of International Commercial Arbitration – Role of International Court of Arbitration – Enforcement of Foreign Arbitral Award – Enforcement of Foreign - Arbitral Awards in India – UNCITRAL Model Law on Commercial Conciliation – Optional Conciliation**Unit – IX International Banking & Finance -** International Monetary Fund – IBRD - Objectives and Assistance to India – RBI Role – International Finance Corporation - EXIM bank

Unit – X Miscellaneous WTO and IPR related Issues – WTO Obligations on Indian Pharmaceuticals - Indian Foreign Trade Policy

Project work: of goods, prohibited for exports for last five years

Reference Books

- *Principles of International Trade Law*by Indira Carr and Peter stone, 6th edition Routledge Publishing, 2017
- Ishita Chatterjee, International Trade Law, Central Law Publications, 2018
- RajBhala, International Trade law Theory and Practice, Lexis Nexis Publications 2014
- Schmitthoff, M. Clive, Halloway, David & Timson-Hunt, Daren, The Law and Practice of International Trade (Sweet & Maxwell, London, 2007).
- Chuah, J.C.T,Law of International Trade(Sweet and Maxwell, London, 2001)
- Understanding International Trade Law bySimone Schnitzer
- Thommem, T. Kochu,Bills of Lading in International Law and Practice (Eastern Book Company,Lucknow, 1984)
- Palmeter and Mavroids,Dispute Settlement in the World Trade Organisation(Kluwer Law International, 1999).
- Kevin Holmes, International Tax Policy and Double Taxation Treaties: An Introduction to Principles and Application, (IBFD Publications, Netherlands, 2007)
- Philip Bentley, Aubrey Silberston, Anti – Dumping and Countervailing Actions, Limits Imposed by Economic and Legal theory, (Edward Elgar Publishing Limited, Northampton, 2007)
- WTO, From GATT to the WTO-The Multilateral Trading System in the New Millennium (Kluwer Law International, 2000).
- Moens, Gabriel and Giles, Peter,International Trade and Business Law, Policy and Ethics(Canadian Publishing, London, 1998)
- Tom-George, Minarbene,International Commercial Arbitration (Institutional Arbitral Rules) UNCITRAL, ICSID, WIPO (Sheriden Book Company, New Delhi, 1996).

Articles

- Anderson, Robert D., et al. "Competition policy, trade and the global economy: Existing WTO elements, commitments in regional trade agreements, current challenges and issues for reflection." (2018).

- Yean, Tham Siew. "Trade Facilitation Synergies between WTO and ASEAN Initiatives." (2017).
- Hirsch, Moshe. "Private Food Safety Standards, Obligations of Governments, and Unresolved Questions in Contemporary WTO Law."*Hebrew University of Jerusalem International Law Forum Working Series*. 2017.
- Beyer, Vincent. "Income Tax and Nondiscrimination in the GATT."*Journal of International Economic Law*21.3 (2018)
- Jain, Sanjay. "National Treatment Obligation Under Article 3 of GATT Vis-à-Vis Indian Constitution."*Open Markets, Free Trade and Sustainable Development*. Springer, Singapore, 2019.
- Fitzmaurice, Shane. "GATS Regulation for Launch Services: Resolving the United States-India Conflict."*Minn. J. Int'l L.*27 (2018): 283.
- Adlung, Rudolf. "Brexit from a WTO/GATS Perspective: Towards an Easy Divorce."*Journal of World Trade*52 (2018).
- Jayasimha, S., R. Raghavan, and R. Tigadi. "ICSID and India: Should India Ratify the ICSID Convention?."*Transnational Dispute Management (TDM)*15.2 (2018).
- Trommer, Silke. "The WTO in an era of preferential trade agreements: Thick and thin institutions in global trade governance."*World trade review*16.3 (2017): 501-526.
- Lester, Simon, and Inu Manak. "A Proposal for a Committee on National Security at the WTO."*Duke J. Comp. & Int'l L.*30 (2019): 267.

Videos

- https://www.youtube.com/watch?v=4G1aUBZynIQ&list=PL_a1TI5CC9REXfUXwNxyPi-KxxGDpQ8bh
- https://www.youtube.com/watch?v=SJl3ifoyFT8&list=PL_a1TI5CC9REXfUXwNxyPi-KxxGDpQ8bh&index=2
- https://www.youtube.com/watch?v=fI3yK6JtV6g&list=PL_a1TI5CC9REXfUXwNxyPi-KxxGDpQ8bh&index=4
- https://youtu.be/_PLZy23sknw
- https://youtu.be/LfpzlTTayVU
- https://youtu.be/MI9hAovqzPA
- https://youtu.be/nEvHLwwphfg

ICFAI Law School, Hyderabad

Course Hand Out

Academic Year – 2019-20

(Class of 2019)

***Course Name*: INTERNATIONAL TRADE LAW**

***Course Code:* LL521**

Semester: IX

***Faculty Name*: Satyabrata Mishra**

Mobile No: 7873287171

Email: satyabratamishra.kls@gmail.com

Objectives of the Course: The following are the objectives of the course

- To provide them fundamental principles of International Trade Law;
- To make them understand the evolution of WTO;
- To impart basic understanding of various WTO agreements;
- To help in building the skill to interpret WTO dispute settlement mechanism;
- To develop the ability to analyze the WTO case law

Course Outcomes: The students will have a basic understanding of the principles and practices followed in International Trade Law. They will understand the evolution of WTO and will have basic understanding of the WTO Agreements. This course will help them in understanding the dispute settlement mechanism and will improve upon their abilities to analyze WTO Case laws.

Recommended Text Books and Reference Books

	Text Book	Author / Publication
1.	Guide to WTO and GATT	Autar Krishen Kaul
2.	International Trade Law	Dr. Ishita Chatterjee
3.	International Trade Law	Dr. S R Myneni
4.	International Trade Law	Indira Carr

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
	4	Introduction to International Trade	Evolution of International Trade, Theories of International Trade, NIEO, Certain Aspects of International Trade- GATT,	International Trade Law Dr. S R Myneni	https://www.youtube.com/watch?v=pLj0zq-lAgM	Students will have a basic understanding of International Trade

			GATS, WTO, ICC, CISG, UNCITRAL, International Sale of Goods and Payments, Letter of Credit, INCOTERMS		Unit 1,Chapter1	
2	7	GATT-WTO-Trade Negotiations	Development of GATT, Uruguay Rounds, Principles of GATT, Scheme of GATT, Evolution of WTO, Doha Round of Negotiations, AOA, Food Security, RTA and FTA	International Trade Law, Dr. Ishita Chatterjee Guide to WTO and GATT, Autar Krishen Kaul	Unit II Chapter 1, 3 https://youtu.be/mdO-MFv1icw Chapter 1, 2,24	Students will have an understating of GATT, WTO and AOA, RTA and FTA's
3	6	Trade in Services and Emigration Law	General Agreement on Trade in Services, Purpose and Categories of Supply of Services, General Obligations of GATT, Horizontal and Sector Specific Commitments, Domestic Regulation	International Trade Law, Dr. Ishita Chatterjee Guide to WTO and GATT, Autar Krishen Kaul	Unit II Chapter 6 https://www.youtube.com/watch?v=FGwPiKxmpDI Chapter 31	Students will have understanding about the Trade in services and specific commitments made therein
4	7	Cross Border Investments, TRIMS, TRIPS and International Banking & Finance	Transfer of Investment Capitals and Returns, ICSID, FERA, FEMA, Prevention of Money Laundering Act 2002, IMF, IBRD, EXIM Bank, RBI's Role International Finance Corporation, WTO and IPR related issues, WTO Obligations on Indian Pharmaceuticals	International Trade Law, Dr. Ishita Chatterjee International Trade Law, Dr. S R Myneni Guide to WTO and GATT, Autar Krishen Kaul International Banking operations, IIBF International Trade Finance, IIBF	Unit II Chapter 5, 11 Chapter 3 Chapter 30, 32 Chapter 15 Chapter 6	Students will have understanding about TRIPS, TRIMS and International Banking & Finance
5	7	Dumping and Countervailing Measures	Concept of Dumping, Normal Value, Export Price, Dumping Margin, Injury, Domestic Injury, Measures against dumping, Countervailing actions, relationship between dumped and subsidized exports, anti-dumping agreements in India, Role of directorate General of Anti-	International Trade Law, Dr. Ishita Chatterjee International Trade Law, Dr. S R Myneni	Unit 2, Chapter 8 Chapter 3 Chapter 7	Students will have an understanding about dumping and countervailing measure.

			dumping and allied duties and Investigation Procedure	Guide to WTO and GATT, Autar Krishen Kaul Unit II Chapter 5, 11		
6	7	Dispute Resolution	ICC, ICSID, UNCITRAL Model Law of International Arbitration, Role of International Court of Arbitration, Enforcement of Foreign Arbitral Awards, UNCITRAL Model Law on Commercial Conciliation, Optional Conciliation	International Trade Law, Dr. S R Myneni Guide to WTO and GATT, Autar Krishen Kaul	Unit 3, Chapter 5,8,9 https://www.youtube.com/watch?v=Ef0e6bbRRSs Chapter 3	Students will have an understanding about Dispute Resolution mechanism under international trade law.
7	5	Law relating to International Carriage of Goods and Customs Duty	UN Convention on Carriage of Goods by Sea, Liability of operators of transport terminal, International Multimodal transport, Bill of Lading, International Carriage by Air, Carriage of Goods by Rail, Carriage of Goods by Road	International Trade Law, Dr. S R Myneni	Unit 4, Chapter 1	Students will have an idea about the international carriage of goods by road, air and waterways.
8	5	Double Taxation	Concept and principles of international double taxation, related treaties/models and conventions, issues, conflict of laws and interpretation, measures to avoid double taxation, index and double taxation avoidance agreements		https://www.researchgate.net/publication/228837395_The_International_Double_Taxation-causes_and_avoidance http://www.voxprof.com/eden/TRANSFERPRICING/Eden-OHIB2-Ch21.pdf https://www.un.org/esa/ffd/wp-content/uploads/2018/05/MDT_2017.pdf https://www.wirc-icai.org/material/DTAA_Training_	Students will have an idea about the double taxation and related treaties/models and conventions

					History_Overview_Basics_of_DTAA.pdf https://www.wirc-icai.org/material/Overview-DTAA-provisions-final.pdf	
Total	48					

Total hours = 60

10 Hours for tutorials

2 Hours for Guest Lecture

List of Cases:

- Chile taxes on alcoholic beverages products-arbitration , WT/DS87/15
- European Communities- Anti Dumping Duties on Imports of Cotton-Type Bed Linen from India, WT/DS141/R
- European Communities Regime for the importation, Sale and Distribution of Bananas Complaint by Guatemala and Honduras WT/DS27/R/GTM
- Guatemala Anti-Dumping Investigation Regarding Portland Cement from Mexico, Panel Report WT/DS60/R
- India Quantitative Restriction on Imports of Agricultural, Textile and Industrial Products, WT/DS90/R
- Japan Taxes on Alcoholic Beverages, WT/DS8/R
- Korea-Measures affecting Imports of fresh, chilled and frozen beef, WT/DS161/R
- US Import Prohibition of certain shrimp and shrimp product, WT/DS58/RW

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
- The participation has to be relevant and meaningful. “Speaking for speaking’s sake” will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.

- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
- The Students should come in uniform, otherwise they will be marked absent. Do not roam in the academic area/ attend classes in chappals / shorts / informal t-shirts.
- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.
- Five (5) Marks for attendance will be given as below-

Attendance percentage	Marks alloted
96-100	5
91-95	4
86-90	3
81-85	2
75-80	1
Less than 75%	0

- Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

Students must occupy their seats before faculty comes in and remain seated until the end of the class.

Students must have their name plates on the desk.

Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.

Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.

No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	**Component**	**Expected slot / due date**	**Marks declaration by**	**Weightage**	**Syllabus**
NCP I	Internal Assessment	27TH august 2019	30TH August 2019	10	**Unit 1 & 2**
NCP II	Mid Term	30TH September 2019	10th October 2019	20	Unit 1 to 4
NCP III	Internal Assessment	5th November 2019	7th November 2019	10	Unit 5 & 6
NCP IV	Class Participation	22nd November 2019	20th December 2019	5	Unit 1 to 8
NCP V	Attendance	22nd November 2019	20th December 2019	5	Unit 1 to 8
End Term	End Term	22nd November 2019	20th December 2019	50	Unit 1 to 8

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Ms. Satyabrata Mishra, Assistant Professor, has completed her B A LLB (International Laws Hons.) from School of Law, KIIT University, Bhubaneswar and LLM (Corporate and Commercial Laws) from NLUO, Cuttack. She is pursuing her PhD in the area of Investment Arbitration from School of Law, KIIT University, Bhubaneswar. She has research experience of three years and has worked in Orissa High Court and NLUO, Cuttack. Her areas of interests include International Law, International Investment Laws, Trade Law and International Commercial Arbitration.

Tax Laws – I (LL531)

Objectives: The study of this course is to provide to the students the knowledge of the basic principles underlying the substantive provisions of Tax Laws in India. The knowledge of various concepts and their application relating to Tax Laws in computation of income and taxation under various heads of income and their assessment procedures. To provide an insight into procedural aspects for assessment of tax liability for various assesses, adjudication and settlement of tax disputes by the appropriate authorities under the law.

Course Outcomes: At the end of the course a student is expected to know the classification of taxes and the basis of charge under the Income Tax Act, 1961, evolution of income tax, major concepts and provisions of the Income Tax Act,1961 authorities of income tax and also the other important compliances under the Income Tax Act,1961.

Unit-I: History of Tax Law in India – Canons of taxation - Constitutional provisions relating to Taxation, Nature and Scope of Tax - Constitutional basis of power of taxation — Article 265 of Constitution of India - Different direct tax laws and their inter-relationship; importance of Income Tax Act and Annual Finance Act - Harmonization of tax regime.

Unit-II:Basic concept of Income Tax - (a) Income Tax Act, 1961: Outlines of Income Tax Law -- Definition of Person, Assesse, Previous year, Assessment years, Financial year, Income, Gross Taxable Income, Taxable Income, Agricultural Income, Tax Evasion and Tax Avoidance under Income Tax Act - **(b) International Taxation:** Basic Concepts of International Taxation – Residency Issues (NRIs and MNCs) – Source of Income – Tax Heavens – Withholding Tax – Unilateral Relief – Tax Avoidance Agreements – Controlled Foreign Corporation – Advance Rulings and Tax Planning – Authority for Advance Rulings – **(c) Finance Act** - Salient features and its implication on Tax Laws in India.

Unit-III: Residential Status — Residential status of an individual, Hindu Undivided Family, Firm, Association of Persons, Company - Residential status and incidence of tax – Connotation of receipt of income and accrual of income.

Unit-IV: Income from Salary — Income from Salary – Different forms of salary and allowances – Permissible deductions from salary income – Treatment of Provident Fund and approved Superannuation fund – Deduction under Section 80C – Rebates to Pensioners and Senior Citizens.

Unit-V:Income from House, Agricultural Property and Capital Gains -(a)Income from House Property and Agricultural Property – Basis of charge - Income from property exempt from tax – Basis of computing income from a let out house property – Computation of taxable income from self-occupied property – Special provisions when unrealized rent is realized subsequently - **(b) Income from Capital Gains and Other Sources –** Capital Gains and its computation - Capital Gains when exempt from tax – Short term and Long Term Capital Gains – Income from other sources: Winnings from lotteries, crossword puzzles, horse races and card games etc. – Deductions permission from income from other sources.

Unit-VI: Income from Profits and Gains of Business or Profession – Basic principles for arriving of business income – Method of accounting – Relevancy for computing business income – Scheme of business deductions/allowances – Taxable undisclosed income/investments – Permissible methods of valuation of closing stock.

Unit-VII: Corporate Taxation - Incomes not included in total income – **(a) Corporate taxation and exemptions:** Special provision in respect of newly established industrial undertaking in free trade zones - Special provision in respect of newly established hundred percent export oriented undertaking – **(b) Trusts:** Income from property held for charitable or religious purpose - Income of trusts or institutions from contributions - Conditions as to registration of trusts, etc. - Section 11 not to apply in certain cases – Special provisions relating to: **(c) Hindu Undivided Family** – **(d) LLP**s – **(e) Firms** – **(f) Association of Persons** – **(g) Co-operative Societies** - **(h) Political Parties**.

Unit-VIII: Clubbing of Income and Set Off - Set Off or Carry Forward of Losses - Various Deductions to be made in Computing Total Income - Rebates and Relief's; Applicable Rates of Taxes and Tax Liability - Taxation of Individuals including Non-Residents, Hindu Undivided Family, Firms, LLP, Association of Persons, Cooperative Societies, Trusts, Charitable and Religious Institution - Classification and Tax Incidence on Companies - Computation of Taxable Income and Assessment of Tax Liability, Dividend Distribution Tax, Minimum Alternate Tax and Other Special Provisions Relating to Companies -Tax Deduction at Source - Tax Collection at Source - Provisions of Advance Payment of Tax.

Unit–IX: Wealth Tax and Estate Duty Acts – (a) Wealth Tax Act, 1957 – Background, Concept – Charge of Wealth Tax - Persons liable to Wealth Tax — Persons exempted from Wealth Tax — Assessment — Deemed Assessment — Debts — Assessment year -- Previous Year -- Valuation Date -- Rate of Wealth Tax — Wealth Tax Procedure — Filing of Returns — Statement of net wealth, Computation of Wealth Tax, Valuation rules for immovable property, Business Assets, Jewelry; **(b) Estate Duty Act, 1953 –** Concept and Definitions - Calculation of estate duty on property after death.

Unit-X: Law and Procedure – Assessment Procedure and Types of Assessment - Filing Returns - PAN - Signatures, E-Filing, Assessment, Reassessment and Settlement of Cases, Special Procedure for Assessment of Search Cases, E-Commerce Transactions - Recovery and Refunds - Appeals and Revisions - Rectification of Mistake - Penalties Imposable, Offences and Prosecution – Grievances – Authorities: Their functions, Duties and Powers.

Project work : On filing of individual return of parent

Text and Reference Books

- Vinod K.Singhania: Student Guide to Income Tax, Taxman, Allied Service Pvt. Limited.
- Vinod K.Singhania: Direct Taxes Law & Practice, Taxman Allied Service Pvt. Limited.
- Myneni S.R.: Law of Taxation, Allahabad Law Series.
- Kailash Rai: Taxation Laws, Allahabad Law Agency.

- Gurish Ahuja: Systematic Approach to Income Tax, Bharat Law House Pvt Limited.
- V.S. Datey : Law and Practice Central Sales Tax Act, 2003, TaxmanPublications.
- Nani Palkivala: Income Tax, Butterworths Publications.

ICFAI Law School, Hyderabad

Course HandOut

Academic Year –2019-2020

(Classof2020)

***CourseName*: Taxation Law I**

CourseCode: LL531

Semester: IX

***FacultyName*: Mr. Salaka Ravi**

MobileNo: 9441566151

Email: ravi_salaka@rediffmail.com

Course Objective: To guide the emerging law graduates to understand the concepts of taxation under the Income Tax Act, 1961 and also to help in developing the practical knowledge over the computation of tax under theAct.

Course Outcomes: At the end of the course a student is expected to know the classification of taxes and the basis of charge under the Income Tax Act, 1961, evolution of income tax, major concepts and provisions of the Income Tax Act,1961 authorities of income tax and also the other important compliances under the Income Tax Act,1961.

Recommended Text Book**s** and Reference Books

	Text Book	**Author / Publication**
1.	Student guide to Income Tax Act	Dr. Vinod K. Singhania / Taxmann, Allied Service Pvt. Limited.
2.	Direct Taxes Law& Practice	Dr. Vinod K. Singhania / Taxman Allied Service Pvt. Limited.
3.	Law of Taxation	Myneni S.R / Allahabad Law Agency
4.	Law and Practice	V.S. Datey/ Taxmann Publications
5.	Corporate Taxation	O.P.Yadav/ Lexis Nexis

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1.	4	Canons of taxation - Constitutional provisions relating to Taxation, Nature and Scope of Tax	Features of good tax system Tax provisions under		http://www.economicsdiscussion.net/government/taxation/cano	To know the evolution of Taxation and understand the

		- Constitutional basis of power of taxation — Article 265 of Constitution of India - Different direct tax laws and their inter-relationship; importance of Income Tax Act and Annual Finance Act - Harmonization of tax regime.	Indian Constitution, 1950		ns-of-taxation-meaning-types-and-characteristics/17428	importance of taxation with constitutional provisions.
2.	3	Income Tax Act, 1961: Outlines of Income Tax Law -- Definition of Person, Assessee, Previous year, Assessment years, Financial year, Income, Gross Taxable Income, Taxable Income, Agricultural Income, Tax Evasion and Tax Avoidance under Income Tax Act.	Basic concepts and definitions under the Income Tax Act, 1961	RB 1		To know the basic concepts and to understand their application in the further heads of taxes
3.	2	Basic Concepts of International Taxation – Residency Issues (NRIs and MNCs) – Source of Income – Tax Heavens – Withholding Tax– Unilateral Relief – Tax Avoidance Agreements – Controlled Foreign Corporation – Advance Rulings and Tax Planning – Authority for Advance Rulings Finance Act – Salient features and its implication on Tax Laws in India.	Principles of International taxation Double Taxation Agreements Authorities for the International Taxation Importance of Finance Act in India		https://www.youtube.com/watch?v=N4LZXX8O6K0 https://www.youtube.com/watch?v=AEN53Dtu4vI	To know the issues of international taxation in order to understand the ways to resolve the discrepancies involved under the International regime
4.	7	Residential Status — Residential status of an individual, Hindu Undivided Family, Firm, Association of Persons, Company - Residential status and incidence of tax – Connotation of receipt of income and accrual of income.	Conditions and features of the Residential Status in India	RB 1	https://www.youtube.com/watch?v=aofK3zTPDLs&t=200s https://www.youtube.com/watch?v=yqV3RM1IANw	To have a thorough knowledge about requirements of tax liability in India
5.	7 7	Income from Salary — Income from Salary – Different forms of salary and allowances – Permissible deductions from salary income – Treatment of Provident	Concept of salary under Income Tax Act, 1961 Basis of charge of salary	RB 1 & RB2		To know howthe tax is charged under salary which includes different forms ofbenefits.

		Fund and approved Superannuation fund – Deduction under Section 80C – Rebates to Pensioners and Senior Citizens.	Treatment/ calculation of different forms of salaries			To have a knowledge about the calculation or procedure of taxing salaries.
6.		Income from House Property and Agricultural Property – Basis of charge - Income from property exempt from tax – Basis of computing income from a let out house property – Computation of taxable income from self-occupied property – Special provisions when unrealized rent is realized subsequently	Computation of income from house property	RB 1	https://www.youtube.com/watch?v=zchTfweoMHs	To know the different categories under the head of house property that computes taxable income
7.	5	Income from Capital Gains and Other Sources – Capital Gains and its computation - Capital Gains when exempt from tax – Short term and Long Term Capital Gains – Income from other sources: Winnings from lotteries, crossword puzzles, horse races and card games etc. – Deductions permission from income from other sources.	Features of short term and long term capital gains Features and basis of charge with exemptions	RB 1 & RB2	https://www.youtube.com/watch?v=QDwYJbnQA4o https://www.youtube.com/watch?v=UviEI-MYJtE	To have an understanding of capital gains under the computation of tax To know other different taxable income that falls under an exclusive category or head
8.	3	Income from Profits and Gains of Business or Profession – Basic principles for arriving of businessincome Method of accounting – Relevancy for computing business income – Scheme of businessdeductions/allowances Taxable undisclosed income/investments – Permissible methods of valuation of closingstock.	Basis of charge of tax- deductions/ allowances Instances of losses that can be deducted in the business income	RB 1 & RB 2	https://www.youtube.com/watch?v=G_B1bvK14Qg https://www.youtube.com/watch?v=sDXkWU2s5u0	To understand the basic principles for arriving at the tax on business income
9.	3	Corporate Taxation: Incomes not included in total income – **(a) Corporate taxation and exemptions:** Special provision in respect of newly established	Exemptions under the Income Tax Act,1961 Basic principles of taxation on the	RB 5	https://www.youtube.com/watch?v=6_Xv4XKmZM8 https://www.youtube.com/watch?v=wQg3hN0PBe	To develop knowledge on the important concepts of the corporate taxation through which the differences of

		industrial undertaking in free trade zones - Special provision in respect of newly established hundred percent export oriented undertaking **(b) Trusts:** Income from property held for charitable or religious purpose - Income of trusts or institutions from contributions - Conditions as to registration of trusts, etc. - Section 11 not to apply in certain cases Special provisions relating to: (c) Hindu Undivided Family (d) LLPs (e) Firms, (f) Association of Persons, (g) Co-operative Societies (h) Political Parties.	income fromtrusts. Provisions under the Income Tax Act, 1961 relating to the general categories of person in relation to Corporatetaxation.		8&t=488s	individual and corporate taxation understood.
10.	3	Set Off or Carry Forward of Losses - Various Deductions to be made in Computing Total Income - Rebates and Relief's; Applicable Rates of Taxes and Tax Liability – Taxation of Individuals including Non-Residents, Hindu Undivided Family, Firms, LLP, Association of Persons, Cooperative Societies, Trusts, Charitable and Religious Institution - Classification and Tax Incidence on Companies – Computation of Taxable Income and Assessment of Tax Liability, Dividend Distribution Tax, Minimum Alternate Tax and Other Special Provisions Relating to Companies - Tax Deduction at Source - Tax Collection at Source - Provisions of Advance Payment ofTax.	Clubbing of income Provisions of alternative tax collecting procedures under the CorporateTaxation.	RB 1 & RB 2 RB 2 & RB 5	https://www.youtube.com/watch?v=vr8a4jYyvyU https://www.youtube.com/watch?v=7QRr0JMi7FY	To know and analyse the ways of clubbing different incomes under one head and also to understand the methods of tax collection under Corporate Taxation.
11.	3	**Assessment Procedure-** Filing Returns - PAN - Signatures, E-Filing, Assessment, Reassessment and Settlement of Cases, Special Procedure for Assessment of Search	Types of assessment. Authorities of Income Tax Act,1961		https://www.youtube.com/watch?v=RHLeTOYQIwg	To understand the procedure of assessment for taxation and also to know the hierarchy of the tax authorities with their

		Cases, E-Commerce Transactions - Recovery and Refunds - Appeals and Revisions - Rectification of Mistake - Penalties Imposable, Offences and Prosecution – Grievances – Authorities: Their functions, Duties and Powers.				jurisdictions.

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduledtime.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by thefaculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningfulparticipation.
- The participation has to be relevant and meaningful. "Speaking for speaking's sake" will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also becounter-productive.
- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particularcomponent.
- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
- The Students should come in uniform, otherwise they will be marked absent. Do not roam in the academic area/ attend classes in chappals / shorts / informalt-shirts.
- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside theclassroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored ifneeded.
- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-termexams.
- Five (5) Marks for attendance will be given as below-

Attendance percentage	Marks alloted

96-100	5
91-95	4
86-90	3
81-85	2
75-80	1
Less than 75%	0

- Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will begiven.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealingwith academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of thecourse.

Class Discipline

Students must occupy their seats before faculty comes in and remain seated until the end of theclass.

Students must have their name plates on thedesk.

Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of theclass.

Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.

No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component	Component Number	Expected slot / due date	Marks declaration by	Weightage	Syllabus

NCP I (Pre-Mid Term)	I	18-09-2019	25-09-2019	10	
Midterm (NCP-II)	II	30-09-20198	07-10-2019	20	I to V
NCP III (Post Mid Term)	III	13-11-2019	20.11.2018	10	VI, VII and VIII
NCP IV Class Participation	IV	Class Participation		05	
NCP V Attendance	V	Attendance		05	
End Term	VI	End Term	25-11-2019	50	I to X

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member:

Mr. S. Ravi is presently Assistant Professor in Faculty of Law, IFHE, Hyderabad. He holds an LL.M Degree from Annamalai University and a Post Graduate Diploma in Industrial Relations and Personal Management from S.V.University, Tirupathi. He was a practicing Lawyer for seven years. He had worked as Senior Lecturer-in-Law at Sri R.K.M.Law College, Chittoor, A.P. for five years. He had also worked as Consulting Editor at Amicus books, an imprint of ICFAI University Press. His areas of interest are Labour Laws, Contract Laws, and Transfer of Property Laws, Tax Laws etc.

Human Rights and Humanitarian Law (LL512)

Objectives: The objective of the study of this course is to inform the students about the evolution of human rights and the way, they read into our Constitution of India. That apart, the human rights explores different vistas in relation to Declarations and Covenants, regional Conventions at international level on one hand and Constitutional perspectives and vulnerable groups such as Women, children, minorities, displaced persons at national level on other hand. The objective of International Humanitarian Law is to limit the suffering caused by warfare and to alleviate its effects, and its rules are the result of a delicate balance between the exigencies of warfare on the one hand and the laws of humanity on the other. Better respect for humanitarian law by all States and all parties to armed conflicts will do much to help create a more humane world.

Course Outcome : The students are expected after the conclusion of the course to be able to identify various solutions to legal problems at hand and in addition, apply the relevant international law rules in a qualified manner, analyze the human rights norms in a contextual manner in the sense that, to apply an ideological perspective. The students are also able to determine outline the development of human rights, evaluate the impact of the Protection of Human Rights Act 1993 and the problems connected therewith. The students are also able to understand individual human rights and the applicability thereof, on specific subject matter including the criminal law, terrorism and prisoners.

Unit – I Theoretical and Historical development of the concept of Human Rights-Classification of Human rights-Distinction between Human rights and Fundamental rights

Unit – II International Initiatives of Human rights-The UNO & Human rights-UN Charter-UDHR, 1948-ICCPR,1966-ICSECR,1966-CRC,1988 & CEDAW etc

Unit – III Regional Conventions on Human Rights- European Convention on Human Rights -The American Convention on Human Rights-The African Charter on Human Rights etc

Unit – IV Human Rights and India- Constitutional Perspectives - Part-III of the Constitution (F.Rts)-Part IV of the Constitution (DPSP)-Human Duties (F.Duties)-Protection of Human Rights Act 1993 & other laws

Unit – V Human rights and vulnerable groups-Human Rights of women, aged persons, children, minorities, displaced persons, victims of extremism and terrorism etc

Unit-VI International Humanitarian Law-definition, origin & development-protection of defenseless in war-limitations and methods & use of force during armed conflicts

Unit- VII Human Rights of Refugees-Refugees-meaning, causes and kinds-International conventions on refugees-position of India-Protection of Refugee Rights in India-Case study of Kashmir refugees etc-judicial response

Unit – VIII Human Rights and crime-Rights of victims of crime-victimological perspectives-human rights of juveniles & protection-violation of human rights during communal rights-rights of the convicted and accused persons

Unit – IX Human Rights and Protection Issues-Constitutional remedies under Art.32 & 226-Mechanism under the Protection of Human Rights Act-State and National HRCs-Human Rights Courts-Role of Legal Services Authorities-NGOs and State agencies in protection of Human Rights

Unit - X Human Rights and Contemporary Issues-cultural relativism, religious fundamentalism and its impact on human rights- self-determination-increasing role of NGOs & press-role of International Criminal Court-etc.

Text and Reference Books

- Anand, a. S. Justice for women (third edition 2008).
- Addicott, f jeffrey, (el ed), globalization, international law and human rights (2012)
- Baxi, upender, human rights in a posthuman world: critical essays (2010)
- Bhat, p. Ishwara fundamental rights: a study of their interrelationship (2004).
- Chakrabarti, nirmal kanti dr. (ed), law and child (2011)
- Chowdhury, rahman azizur, (el ed) issues in human rights (2010)
- Clapham, andrew human right: a very short introduction (new york: oxford university press, 2007)
- Ishay, micheline r. The history of human rights: from ancient times to the globalization era (new delhi: orient longman, 2004).
- Iyer, v. R.krishna the dialectics and dynamics of human rights in india: yesterday, today and tomorrow (2000)
- Jois, m. Rama legal and constitutional history of india: ancient legal, judicial and constitutional system, (delhi: universal law publishing co. Pvt. Ltd. Reprint 2004).
- Jois, m.rama seeds of modern public law in ancient indian jurisprudence and human rights-bharatiya values (lucknow: eastern book company, second edition,2000).
- Koening, mattnias and paul de guchteneire (ed) democracy and human rights in multicultural societies (2007)
- Lohoti, justice r.c. preamble: the spirit and backbone of the constitution of india (lucknow: eastern book company, first edition, 2004)
- Mohanty, jagannath, human rights education (2000)
- N s sreenivasulu dr. Human rights: many sides to a coin (2004)
- Naikar, n lohit, the law relating to human rights (2004)
- Ness, peter van debating human rights: critical essays from united states and asia, (london: routledge, first edition, 1999).
- Nirmal, j human rights in india: historical, social and political perspective, (new delhi: oxford university press, 1999)
- Patel, n bimal, a comprehensive guide of laws of human rights in common wealth countries (2007)
- R k narasimham, human rights and social justice (1999)

- Saksena, k. P human rights and the constitution; vision and reality, (new delhi: gyan publication house, 2003).
- Saksena, k. P human rights fifty years of independence, new delhi: gyan publication house, 1999).
- Scolnicor, snat the right to religious freedom in international law: between group rights and individual rights (2011)
- Shami, nayyar (ed.) Human rights in the new millennium (2003)
- Sircar, v k, protection of human rights in india (2005)
- Stone, julius social dimensions of law and justice, (new delhi: universal law publishing co. Pvt. Ltd)
- Symonides, janusz (ed), human rights: concept and standard (2002)
- Vijapur, p abdulrahim and suresh kumar (ed) perspectives on human rights (2003)
- Handbook of human rights and criminal justice in india: the system and procedure (2007)

Articles :

- Vijay Bishnoi, 'Human Dignity and Human Rights : Issues and Challenges in India' Journal of Faculty of Law, Modi University of Science & Technology, Vol.7, 2015-2016, pp.1-9
- M.S.Chandreshwari Singh & Bhatt D.K., 'A Humanist Exposition of Rights of Transgender and the Indian Law, Indian Bar Review, Vol. 44, Oct-Dec, 2017, pp.1-22
- Filzah Belal, 'Role of Public Interest Litigation in advancing Fundamental Rights of Have-Nots in India' GNLU Journal of Law, Development & Politics, Vol.8, Issue 1, April, 2018,
- Harpeet Kaur, 'Social Security System : An Approach for the protection of the Rights of Elderly' Nyaya Deep, Vol. XVIII, Issue I & II, Jan-Apr, 2017, pp. 1-9
- Justice S.R.Bannurmath, 'Journey of Right to Life through Judicial Eyes' Law Quest, University of Mumbai, Issue No.1, Jan-Jun, 2017, pp.3-10.
- Dr. Nirupama, 'Right to health : A Myth or Reality in India' All India Reporter, Vol.44, Nov, 2017, pp. 206-213.
- Alok Prasanna Kumar, ' Right to Choose as a Fundamental Right' Economic & Political Weekly, Vol LI, No. 43, Oct, 2016, pp. 10-11.
- Dr. K. Ramaswamy 'Legal Aspects of Compensation to the Victim of Rape in India : A Human Rights Concern' Supreme Court Journal, 2016(8) pp.14-19

Videos :

- https://www.youtube.com/embed/jDZaC8gBh7o - Theories of Human Rights
- https://www.youtube.com/embed/Y6OyE3eKakk - Human Rights and United Nations
- https://www.youtube.com/embed/tJqcwsyQkIQ - ICCPR

- https://www.youtube.com/embed/ufq9iRkjC9Q - Regional Convention on Human Rights
- https://www.youtube.com/watch?v=1V_MFMNENQo – Refugees in India
- https://www.youtube.com/embed/_vU5DXszCiM – Human Rights under Constitution of India
- https://www.youtube.com/embed/MRnODadNozA - DPSP
- https://www.youtube.com/watch?v=6iucMtfcrGY – Protection of Human Rights Act, 1993
- https://www.youtube.com/embed/BWj2378ilck -Basic Principles of Humanitarian Law

ICFAI Law School, Hyderabad

Course Hand Out

Academic Year – 2018-19

(Class of 2022)

***Course Name*: Human Rights and Humanitarian Law**

***Course Code:* LL 512**

Semester: X

***Faculty Name*: Dr. K. V. Ravi Kumar**

Mobile No: 94406 32342

Email: drravikumar@ifheindia.org

Objectives of the Course: The objective of the course is to inform the students about the evolution of human rights and the way, they read into our Constitution of India. That apart, the human rights explores different vistas in relation to Declarations and Covenants, regional Conventions at international level on one hand and Constitutional perspectives and vulnerable groups such as Women, children, minorities, displaced persons at national level on other hand. The objective of International Humanitarian Law is to limit the suffering caused by warfare and to alleviate its effects, and its rules are the result of a delicate balance between the exigencies of warfare on the one hand and the laws of humanity on the other. Better respect for humanitarian law by all States and all parties to armed conflicts will do much to help create a more humane world.

Course Outcome: The students are expected after the conclusion of the course to be able to identify various solutions to legal problems at hand and in addition, apply the relevant international law rules in a qualified manner, analyze the human rights norms in a contextual manner in the sense that, to apply an ideological perspective. The students are also able to determine outline the development of human rights, evaluate the impact of the Protection of Human Rights Act 1993 and the problems connected therewith. The students are also able to understand individual human rights and the applicability thereof, on specific subject matter including the criminal law, terrorism and prisoners.

Recommended Text Books and Reference Books : (R B)

S.No.	Text Book	Author / Publication
1.	Law Relating to Protection of Human Rights	S.K. Awasthi & R.P. Kataria, Orient Publshing Company, New Delhi, 2002.
2.	International law & Human Rights	Dr. H.O.Agarwal, Central Law Publications, 21st Edition, 2017
3.	Handbook of Legal Instruments on International Human Rights & Refugee Law	Manoj Kumar Sinha, Lexis Nexis , 2014.

4.	The Law Relating to Human Rights ; Global, Regional, National	Lohit D. Naikar, Puliani & Puliani, 2004
5.	International Law and Human Rights	S.K. Kapoor, Central Law Agency, 21st Edn., 2017
6.	Human Rights And Basic Needs – Theory and Practice	Mahendra P. Singh, Helmut Goerlich, Universal Law Publishing Company, 2008
7.	International Human Rights	Rohan K M Smith, Oxford University Press, 2003
8.	Human Rights And Humanitarian law – Developments in Indian and International law	South Asia Human Rights Documentation Centre, Oxford University Press, 2008
9.	International Humanitarian Law – An Anthology	Md. Jahid Hossain Bhviyan, Lousie Doswald ;Beck, Lexis Nexis, 2009
10.	The Future of Human Rights	Upendra Baxi, Oxford University Press, 3rd Edition, 2006
11.	Human Rights : An Introduction	Darren J O'Byrne, Pearson Education Limited, 1st Edition, 2004

Supplementary Readings : (S.R.)

- Vijay Bishnoi, 'Human Dignity and Human Rights : Issues and Challenges in India' Journal of Faculty of Law, Modi University of Science & Technology, Vol.7, 2015-2016, pp.1-9
- M.S.Chandreshwari Singh & Bhatt D.K., 'A Humanist Exposition of Rights of Transgender and the Indian Law, Indian Bar Review, Vol. 44, Oct-Dec, 2017, pp.1-22
- Filzah Belal, 'Role of Public Interest Litigation in advancing Fundamental Rights of Have-Nots in India' GNLU Journal of Law, Development & Politics, Vol.8, Issue 1, April, 2018,
- Harpeet Kaur, 'Social Security System : An Approach for the protection of the Rights of Elderly' Nyaya Deep, Vol. XVIII, Issue I & II, Jan-Apr, 2017, pp. 1-9
- Justice S.R.Bannurmath, 'Journey of Right to Life through Judicial Eyes' Law Quest, University of Mumbai, Issue No.1, Jan-Jun, 2017, pp.3-10.
- Dr. Nirupama, 'Right to health : A Myth or Reality in India' All India Reporter, Vol.44, Nov, 2017, pp. 206-213.
- Alok Prasanna Kumar, ' Right to Choose as a Fundamental Right' Economic & Political Weekly, Vol LI, No. 43, Oct, 2016, pp. 10-11.
- Dr. K. Ramaswamy 'Legal Aspects of Compensation to the Victim of Rape in India : A Human Rights Concern' Supreme Court Journal, 2016(8) pp.14-19

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1.	4	Introduction	Concept of Human Rights, Historical Development, Classification	R B : 1 R B : 2 R B : 3	R B : 1 Ch-1-Concept of Human Rights pp.(1-66) R B : 2 Ch.55 – Concept of Human Rights (pp.755-779) S R : 1 https://www.youtube.com/embed/jDZaC8gBh7o - Theories of Human Rights	On completion of the Unit, students will be able to explain the concept of right, and various categories of rights
2.	6	International Perspectives on Human Rights	United Nations Charter, Universal Declaration, Covenants, Convention on Rights of Child, CEDAW	R B : 1 R B : 2 R B : 3	R B : 1 Ch-Appendix-3- Universal Declaration of Human Rights, 1948 pp.(1500-1528) R B : 2 Chapter-25- United Nations Organization (pp.365-378) Chapter-56- Universal Declaration of Human Rights, 1948 (pp.782-790) https://www.youtube.com/embed/Y6OyE3eKakk - Human Rights and United Nations https://www.youtube.com/embed/tJqcwsyQkIQ - ICCPR	Students will be able to identify the major international declarations, and its related Covenants for implementation of human rights at universal level.
3.	4	Regional Conventions	European Convention, American Convention, African		R B : 1 Ch-Appendix-7-American Convention of	On conclusion of this Unit, students able to understand the basically at regional level for the

			Charter on Human Rights	R B : 1 R B : 2 R B : 3	Human Rights (pp. 1533-1547) R B : 2 Ch.-61-Regional Convention of Human Rights pp. (844-863) https://www.youtube.com/embed/ufq9iRkjC9Q - Regional Convention on Human Rights	purpose of bringing complaints before the monitoring organs
4.	4	Refugees	Definition, kinds, International Conventions, Protection of Refugee Rights in India, Judicial Response	R B : 1 R B : 2 R B : 3	R B : 2 Ch-59-Refugees (pp.811-823) R B : 3 Sec.-11-Refugee Instruments Universal (pp.829-836) https://www.youtube.com/watch?v=1V_MFMNENQo – Refugees in India	Students will be able to identify the basic human rights of refugees and the interests of asylum countries and the international community
5.	6	National Perspectives	Constitution of India – Fundamental Rights, Directive Principles of State Policy, Fundamental Duties, Constitutional Remedies,	R B : 1 R B : 2 R B : 3	R B : 1 Ch-XL-Compensation under Articles 32 & 226 for violation of Human Rights (pp. 1161-1165) R B : 1 Ch-XX-Human Rights & Freedom of Religion (pp. 752-766) S R : 3 S R : 5 https://www.youtube.com/embed/_vU5DXszCiM – Human Rights under	On conclusion of this Unit, students will be know their rights under the Constitution of India and the remedies available under the Writ Jurisdiction

					Constitution of India https://www.youtube.com/embed/MRnODaddNozA - DPSP	
6.	5	Protection of Human Rights Act	Functions of the Commission, NHRC, SHRC, Human Rights Courts,	R B : 1 R B : 2 R B : 3	R B : 1 Ch-Appendix-1-Protection of Human Rights Act, 1993 (pp.1477-1494) R B : 2 Ch-65-Human Rights Commissions in India (pp.922-937) https://www.youtube.com/watch?v=6iucMtfcrGY – Protection of Human Rights Act, 1993	On completion of this Unit, students will able to specify their rights for enforcement and various functions of Human Rights Commissions at national level to regional level.
7	5	Crime and Human Rights	Victimological perspectives, Rights of Juveniles, Communal Rights, Rights of convicted and accused persons	R B : 1 R B : 2 R B : 3	R B : 1 Ch-V-Human Rights & Juvenile Reformatory Institutions (pp.140-160) S R : 8 https://www.youtube.com/embed/LLeSdLxR54c - Criminal Justice System and Human Rights	Students will be able to suggest the rights of victims, juveniles, convicted persons
8.	4	Vulnerable Groups and their Rights	Women, Children, Minorities, Displaced persons, Victims of Extremism and Terrorism	R B : 1 R B : 2 R B : 3	R.B.1 Ch-XIV-Human Rights & Child Prostitution (pp.656-678) R.B.1 Ch-XV-Human Rights & Child exploitation (pp.679-687) R B : 2 Ch-59-	On completion of this Unit, students will explore rights of vulnerable groups such as children, women etc,

					Vulnerable Groups & Human Rights (pp.790-833) https://www.youtube.com/embed/N1C2iZgsdzE - Protection of Minority Rights in India Law	
9.	6	Contemporary Issues and Human Rights	Cultural relativism, religious fundamentalism, self-determination, Role of NGO's, Media, Role of Legal Services Authority, Role of International Criminal Court	R B : 1 R B : 2 R B : 3	R.B.1 Ch-XIII – Human Rights and Media (pp.648-655) R B : 2 Ch-54- International Criminal Court (pp.691-703) https://www.youtube.com/watch?v=kYCrwYJsaY8 – Role of NGO in protecting the human rights	On completion of this Unit, students will be able to know about the organizations dedicated their efforts to protect human rights and ending human rights abuses.
10.	4	International Humanitarian Law	Definition, Development, Protection of defenseless, Use of force during armed conflicts	R B : 1 R B : 2 R B : 8 R B : 9	R B : 2 Ch-62- International Humanitarian Law (pp-867-878) R B : 8 Ch-4- International Humanitarian law (pp-139-164) R B : 9 Ch-1 – An Introduction to Original, Evolution & Development of International Humanitarian Law (pp-1-22) https://www.youtube.com/embed/BWj2378ilck -Basic	On completion of this Unit, students will be understand the body of rules applicable in situations of armed conflict, whether international non-international.

					Principles of Humanitarian Law	
Total	48					
Tutorials	10					
Total	60					
Guest Lectures	2					

List of Latest Cases :

- K.S.Puttaswamy & Another v. Union of India & Others 2017(10) SCC 1
- Rajive Raturi v. Union of India & Others (2018) 2 SCC 413
- Common Cause (A Regd Society) v. Union of India & Another (2018)5 SCC 1
- Sampurna Behura v. Union of India and others (2018) 4 SCC 433
- Vaicom 18 Media Pvt. Limited & Others v. Union of India & Others (2018) 1 SCC 761
- Dr. Mahmood Nayyar Azam v. State of Chhattisgarh AIR 2012 SC 2573
- N.R.Sharma v. Chhattisgarh state Power Distribution Co. Ltd AIR 2018 Chhattisgarh 98
- Shyam Narayan Chouskey v. Union Of India and others (2018) 2 SCC 574
- K. Saravanan Karuppasamy & Others v. State of Tamil Nadu & Others 2014(8) SCJ 396
- Jeeja Ghosh & Another v. Union of India & Others 2016(7) SCJ 2018

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
- The participation has to be relevant and meaningful. “Speaking for speaking’s sake” will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.
- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.

- The Students should come in uniform, otherwise they will be marked absent. Do not roam in the academic area/ attend classes in chappals / shorts / informal t-shirts.
- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.
- Five (5) Marks for attendance will be given as below-

Attendance percentage	Marks alloted
96-100	5
91-95	4
86-90	3
81-85	2
75-80	1
Less than 75%	0

- Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

Students must occupy their seats before faculty comes in and remain seated until the end of the class.

Students must have their name plates on the desk.

Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.

Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.

No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	**Component**	**Expected slot / due date**	**Marks declaration by**	**Weightage**	**Syllabus**
NCP I	Internal Assessment	25/02/2019	04/03/2010	10	Unit I & II
NCP II	Mid Term	18/03/2019	23/03/2019	20	Unit III to V
NCP III	Internal Assessment	29/04/2019	02/05/2019	10	Unit VI to VIII
NCP IV	Class Participation	17/05/2019	17/05/2019	5	Unit I to Unit X
NCP V	Attendance	17/05/2019	17/05/2019	5	
End Term	End Term	20/05/2019	20/05/2019	50	Unit I to X

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member:

Dr. K. V. Ravi Kumar, Assistant Professor,

ICFAI Law School, Hyderabad

Having 8 years of teaching experience as Assistant Professor,

Worked as an Academic Counselor at Centre for Distance Education, ANU.

5 years practicing experience as an advocate at Bar Association, Guntur District.

Published more than 15 articles in referred International and national journals

Presented more than 30 papers in International Seminar/Conferences/workshops

Law of Medicine and Health (LL522)

Objectives: This study mainly introduces the basic Legal principles under lining the doctor patient relationship, Concept of Medical negligence , remedies provided and focus on the impact of law on medical profession , various issues faced by the professionals on the back ground of Technological advancements. It further deals with legal, social and ethical issues that are developed to deal with the nuances of contemporary of medicine and evolving jurisprudence

Unit– I: Introduction to Health: Nature, meaning and concept of health - Relation between the health and medicine - Classification of health: mental health, physical health, child health, women health, health of aged people, public health-– Role of the government in health care – Evolution of healthcare systems – healthcare establishments - classifications of healthcare establishments- Classification of health care systems: primary and public healthcare – government and private health care – Evolution of healthcare law – international conventions and treaties : ALMTA, ATA, WHO – Evolution of national healthcare law- Regulation of healthcare establishments.

Unit – II: Introduction to Medicine: Concept of Medicine – Classification of Medicine: Ayurveda, Unani, Homeopathy, Acupuncture, Allopathy - Classification of medicines: drugs, bulk drugs, medicines, narcotics, cosmetics – Medical and paramedical profession - Medical education – Regulation of medical education – Medical Council of India, Nursing council of India.

Unit –III : Hospital Management: Introduction to hospital management – Departments of Hospitals – planning, budgeting, staffing, organizing, financing/accounting, auditing and controlling functions of Hospital, compliances of hospital – training and development of hospital staff and doctors.

Unit -IV: Medical Ethics: Importance of medical profession - Code of medical ethics - professional relationships: Patient-Doctor, Doctor-Doctor, Doctor-State – Medical malpractices – Human rights and healthcare.

Unit –V : Healthcare law Constitutional perspective of health - Right to life (Art.21) - Directive principles of State policy Art. 39, 47, 48A, - Fundamental Duties Art.51A, Health policy of the government - Indian Medical Council Act, 1956 – Indian Medical Association, Regulations under Medical Degrees Act, 1948, Medical council of India, Pharmacy Council of India, Regulations on Nursing homes and Clinics.

Unit- VI: Healthcare Law andPenalprovisions - Offences affecting the public health safety – Section 268- 286 of Indian Penal Code, 1860, Medical Termination of Pregnancy Act, 1971 - The Pre Natal Diagnostic Techniques Act, 1994 - The Transplantation of Human Organs Act, 1994. - Drugs and Cosmetic Act, 1940 - Drugs and Magic Remedies Act, 1954

Unit – VII: Healthcare, Tortuous and Contractual Liabilities: Liability of doctors and hospitals - Concept of Consent, Confidentiality, Standard of care, - Contractual liability - Liability for professional negligence -Vicarious Liability- Liability under the Consumer Protection Act. 1986 - Privileged communication, Dying Declaration.

Unit – VIII: Government : Healthcare Schemes: The Central GovernmentHealth Scheme (CGHS) - Rashtriya Swasthya Bima Yojana (RSBY), - Pradhan Mantri Swasthya Suraksha Yojana (PMSSY) , National Programme for Health Care of the Elderly (NPHCE),Telangana State Employees Health Scheme.

Unit IX: Who and Healthcare Schemes: Role of WHO I world healthcare – Malaria eradication – Polio eradication – HIV-AIDS eradication – Swinflue prevention schemes – Ebola prevention – Subsidies and financial help – Healthcare assistance to developing and least development countries

Unit X: Current Developments: Legality of Surrogacy - Euthanasia and Physicians assisted suicide – experiments on human beings, - Bio-Medical wastes. - Genetic Engineering**, -** Test **tube** Technology aspects baby – Genetic Engineering – Stem Cell Therapy and Biologics - Clinical trials, Modern methods in Clinical trials.- Trials by Devices and Drugs,- Types of Trials, Administration and Marketing, Ethical aspect, Participation and Regulatory Agencies of Clinical Trials

Field Work

Visiting the primary health centres situated in Shankarpalli and bringing awareness among the patients about the hygiene of surroundings.

Text and Reference books:

- Nandita Adhikari, Law and Medicine central Law Publications3rd Edition 2013
- Dr. Omprakash S. Chokhani Text Book on Law and Medicine , Hind Law House 2007 Edition
- Bag, R.K Law of Medical Negligence and Compensation, Eastern Law House, 2001
- Shulka, V.N., Constitution of India, Eastern Book Company, Lucknow, 2010
- Ratan Lal and Dhirajlal, The code of Criminal Procedure, 2000
- Dr. U. Chandra, Human Rights, Allahabad Law Agency Publications, 2003
- D. Banerji, Health in Industry, Pelican Book, 1989
- Austen Garwood - Gowers, Living Donor Organ Transplantation : Key Legal and Ethical Issues(1999) Dart Month Publishing Company, England
- S.V.Jogarao, Current Issues in Criminal Justice and Medical law (1999) eastern, Calcutta Jonathan Montgomery, Health Care Law, (1997), Oxford.
- Carol Levine, Taking Sides: Clashing Views on Controversial Bio-Ethical Issues (1984) Dushkin Publishing group, Inc. Conneticut Eileen. McDonagh, Breaking the Abortion Dead lock (1996), Oxford
- Malcolm Khan and Michelle Robson, Medical Negligence (1997) Cavendish Publishing Limited, London.William H. Roache, (Jr.) et. al. Medical Records and the Law (1998), Aspen Publishers, Maryland
- Edward P.Richards, and Katharine C.Rathbun, Medical Care Law (1999) Aspen Publishers, MaryLand
- R.K.Nayak(ed.), The Indian Law Institute, Global Health Law, (1998), World Health Organization,Regional Office for South East Asia, New Delhi.

- Mason and Mc Call Smith, Law and Medical Ethics (1991) Butterworths, London.
- Anoop K. Kaushal, Medical Negligence and Legal Remedies with Special reference to Consumer Protection Act, (1999), Universal Publications

ICFAI Law School, Hyderabad

ONLINE Teaching Format

Course Hand Out

Academic Year – 2020-2021

(Class of 2021)

***Course Name*: Law of Medicine and Health**

Course Code: LL522

Semester: BA., BBA LLB Sem X

***Faculty Name*: Mrs. Richa Jain**

Mobile No: 9555552224

Email: richajain@ifheindia.org

Objectives of the Course: This paper mainly introduces the basic legal principles under lining the doctor patient relationship, concept of Medical negligence , remedies provided and focuses on the impact of law on medical profession , various issues faced by the professionals on the back ground of Technological advancements. It further deals with legal, social and ethical issues that are developed to deal with the nuances of contemporary of medicine and evolving jurisprudence.

Course Outcomes:

Recommended Text Books and Reference Books

	Text Book	Author / Publication
1	Law and Medicine	Dr. Lilly Srivastava, Central Law Publications 2nd Edition 2013
2	Law and Medicine	Dr. Nandita Adhikari, Central Law Publications 3rd Edition 2017
3	Text Book on Law and Medicine	Dr. Omprakash S. Chokhani , Hind Law House 2007 Edition
4	Law of Medical Negligence and Compensation	Bag, R.K Eastern Law House, 2001
5	Constitution of India	Shulka, V.N., Eastern Book Company, Lucknow, 2010
6	The code of Criminal Procedure, 2000	Ratan Lal and Dhirajlal
7	Human Rights	Dr. U. Chandra, Allahabad Law Agency Publications, 2003

8	Medical Care Law	Edward P.Richards, and Katharine C.Rathbun, (1999) Aspen Publishers, MaryLand
9	The Indian Law Institute, Global Health Law,	R.K.Nayak(ed.), (1998), World Health Organization,Regional Office for South East Asia, New Delhi.
10	Law and Medical Ethics	Mason and Mc Call Smith, (1991) Butterworths, London.

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1	8	Unit– I: Introduction to Health:	Nature, meaning and concept of health - Relation between the health and medicine - Classification of health: mental health, physical health, child health, women health, health of aged people, public health-– Role of the government in health care – Evolution of healthcare systems – healthcare establishments - classifications of healthcare establishments- Classification of health care systems: primary and public healthcare – government and private health care – Evolution of healthcare law – international conventions and treaties : ALMTA, ATA, WHO – Evolution of national healthcare law- Regulation of healthcare establishments.	Dr. NanditaAdhikari, Law and Medicine central Law Publications 3rd Edition 2017 (Page 1-18) Dr. Ishita Chatterjee, Health Law, Central Law Publications , Edition 2019 (Page 1-7)	https://www.researchgate.net/publication/413964 40_Public_health_law_in_India_A_framework_for_its_application_as_a_tool_for_social_change	This Unit shall help the students understand the history and evolution of health care law. It shall help them understand the relation between the health and medicine while also giving the fine classification of health care systems such as primary and public healthcare.
2	6	Unit – II: Introduction to Medicine:	Concept of Medicine – Classification of Medicine: Ayurveda, Unani, Homeopathy, Acupuncture, Allopathy - Classification of medicines: drugs, bulk drugs, medicines, narcotics, cosmetics – Medical and paramedical profession - Medical education – Regulation of medical education – Medical Council of India, Nursing council of	Dr. Nandita Adhikari, Law and Medicine central Law Publications 3rd Edition 2017 (Page 49-76)	http://www.hum.au.dk/hsre/Docs/Presentations/4_Regulation-scope%20and%20limitations/1_	This Unit shall help the students understand different categories of medicine and shall help categorize them on the basis of the same. It shall also help the students understand the nuances of Medical and paramedical profession and their regulation.

			India.		Ashok_ Kumar_ Regulation.pdf	
3	4	Unit –III : Hospital Management:	Introduction to hospital management – Departments of Hospitals – planning, budgeting, staffing, organizing, financing/accounting, auditing and controlling functions of Hospital, compliances of hospital – training and development of hospital staff and doctors.	Dr. Nandita Adhikari, Law and Medicine central Law Publications 3rd Edition 2017 (Page 478-546)	https://papers.ssrn.com/sol3/papers.cfm?abstract_id=2846806	This Unit shall introduce hospital management and their departments so that the compliance programs under the same could be better understood.
4	4	Unit -IV: Medical Ethics:	Importance of medical profession - Code of medical ethics - professional relationships: Patient-Doctor, Doctor-Doctor, Doctor-State – Medical malpractices – Human rights and healthcare.	Dr. Lilly Srivastava, Law and Medicine, Central Law Publications 2nd Edition 2013 (Pg11-20 & 84-102)	https://ijme.in/articles/medicine-ethics-and-the-law/?galley=html	This Unit shall help the students understand the importance of medical profession. It shall help them understand the medical ethics and medical malpractices so that Human Right violations under the healthcare regime could be better understood.
5	8	Unit –V : Healthcare law	Constitutional perspective of health - Right to life (Art.21) - Directive principles of State policy Art. 39, 47, 48A, - Fundamental Duties Art.51A, Health policy of the government - Indian Medical Council Act, 1956 – Indian Medical Association, Regulations under Medical Degrees Act, 1948, Medical council of India, Pharmacy Council of India, Regulations on Nursing homes and Clinics.	Dr. Nandita Adhikari, Law and Medicine central Law Publications 3rd Edition 2017 (Page 30-35) Dr. Ishita Chatterjee, Health Law, Central Law Publications , Edition 2019 (Page 102-121 & 379-405)	http://cmdr.ac.in/editor_v51/assets/Mono-7.pdf	This Unit shall in detail explain the importance of 'healthcare' as enshrined in the Constitution of India. It shall also lay down various Health policies of the government.
6	6	Unit- VI: Healthcare Law and Penal provisions -	Offences affecting the public health safety – Section 268-286 of Indian Penal Code, 1860, Medical Termination of Pregnancy Act, 1971 - The Pre Natal Diagnostic Techniques Act, 1994 - The Transplantation of Human Organs Act, 1994. - Drugs and Cosmetic Act, 1940 -	Dr. Lilly Srivastava, Law and Medicine, Central Law Publications 2nd Edition 2013 (Pg 356-370) Dr. Nandita	http://www.imalko.in/downloads/laws.pdf	This Unit shall in detail explain the penal provisions related to the Healthcare Law along with the prescribed punishments so that the students can understand the gravity of various offences as

			Drugs and Magic Remedies Act, 1954	Adhikari, Law and Medicine central Law Publications 3rd Edition 2017 (Page 27-30)		listed by law.
7	6	Unit – VII: Healthcare, Tortuous and Contractual Liabilities:	Liability of doctors and hospitals - Concept of Consent, Confidentiality, Standard of care, - Contractual liability - Liability for professional negligence - Vicarious Liability- Liability under the Consumer Protection Act. 1986 - Privileged communication, Dying Declaration.	Dr. Nandita Adhikari, Law and Medicine central Law Publications 3rd Edition 2017 (Page 89-113) Dr. Ishita Chatterjee, Health Law, Central Law Publications , Edition 2019 (Page 173-238)	https://www.ncbi.nlm.nih.gov/pmc/articles/PMC2779962/	This unit shall underline various contractual and tortuous liability that the medical professionals may incur due to negligence or lack of following the standards.
8	6	Unit – VIII: Government : Healthcare Schemes:	The Central Government Health Scheme (CGHS) - Rashtriya Swasthya BimaYojana (RSBY), - Pradhan Mantri Swasthya Suraksha Yojana (PMSSY) , National Programme for Health Care of the Elderly (NPHCE), Telangana State Employees Health Scheme.	Dr. Ishita Chatterjee, Health Law, Central Law Publications , Edition 2019 (Page 21-46)	https://pdfs.semanticscholar.org/befd/9e247a260b540c1ed7cf982209e4549e54fd.pdf https://www.iima.ac.in/c/document_library/get_file?uuid=f4758624-d359-4608-82e7-abb73ad2f51f&groupId=52123	This unit shall help the students understand various Central and State Government Health Care Schemes to help them understand various steps that are being taken and various steps that are needed to be taken.
9	6	Unit IX: WHO and Healthcare Schemes:	Role of WHO I world healthcare – Malaria eradication – Polio eradication – HIV-AIDS eradication – Swinflue	Dr. Ishita Chatterjee, Health Law, Central Law Publications	https://www.who.int/news-room/de	This Unit shall help the students understand the international take on healthcare. It shall help them understand

			prevention schemes – Ebola prevention – Subsidies and financial help – Healthcare assistance to developing and least development countries	, Edition 2019 (Page 47-51)	tail/27-11-2019-innovative-who-hiv-testing-recommendations-aim-to-expand-treatment-coverage	various steps that are being taken abroad so as to eradicate various deadly diseases.
10	6	Unit X: Current Developments:	Legality of Surrogacy - Euthanasia and Physicians assisted suicide – experiments on human beings, - Bio-Medical wastes. - Genetic Engineering, - TesttubeTechnology aspects baby – Genetic Engineering – Stem Cell Therapy and Biologics - Clinical trials, Modern methods in Clinical trials.- Trials by Devices and Drugs,- Types of Trials, Administration and Marketing, Ethical aspect, Participation and Regulatory Agencies of Clinical Trials	Dr. Lilly Srivastava, Law and Medicine, Central Law Publications 2nd Edition 2013 (Pg 163-193& 217-229 & 134-178)	https://www.ncbi.nlm.nih.gov/pmc/articles/PMC3440914/	This Unit shall discuss the recent developments in the field of Health care and shall bring to light the challenges, technical advancements are bringing into better implementation of healthcare policies.
Total	60					

List of Cases:

- People's Union for Civil Liberties v. Union of India (1997) 1 SCC 301.
- ESC Ltd v. Subhash Chandra Bose (1992) 1 SCC 441 at 462.
- Bandhua Mukti Morcha v. Union of India (AIR 1984 SC 802).
- State of Punjab v. Mohinder Singh Chawla (1997) 2 SCC 83.
- Paschim Banga Khet Mazdoor Samity v. State of West Bengal (AIR 1996 SC 2426 at 2429 para 9).
- State of Punjab v. Ram Lubhaya Bagga (1998) 4 SCC 117.
- Sheela Barse v. Union of India (1986) 3 SCC 596.
- Mehta v. Union of India (1987) 4 SCC 463; MC Mehta v. Union of India (regarding emission standards for vehicles) (1999) 6 SCC 12.

- Death of 25 Chained Inmates in Asylum Fire in TN In re v. Union of India (2002) 3 SCC 31.
- S. Mittal v. State of UP (AIR 1989 SC 1570).
- Parmanand Kataria v. Union of India (1989) 4 SCC 286; AIR 1989 SC 2039.
- Common Cause v. Union of India and Others (AIR 1996 SC 929).
- Murli S Deora v. Union of India (2001) 8 SCC 765.
- Mr X v. Hospital Z 1998 (6) SCALE 230; 1998 (8) SCC 296; JT 1998 (7) SC. 626).

List of Journals

- Yale Journal of Health Policy, Law, and Ethics, Yale Law School
- The Journal of Law, Medicine & Ethics, Sage Publications
- Indian Journal of Health & Medical Law

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
- The participation has to be relevant and meaningful. "Speaking for speaking's sake" will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.
- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.

- Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

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Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

Students must occupy their seats before faculty comes in and remain seated until the end of the class.

Students must have their name plates on the desk.

Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.

Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.

No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	Component	Expected slot / due date	Marks declaration by	Weig htage	Syllabus
NCP I	Internal Assessment	Feb 3/4 Week	Feb 4 Week	10	Unit 1,2
NCP II	Mid Term	March 3rd week	April 1st Week	20	Unit 1-5
NCP III	Internal Assessment	April 3rd Week	April 3rd Week	10	Unit 6
NCP IV	Class	-	-	5	

	Participation				
NCP V	Attendance	-	-	5	
End Term	End Term	May 3rd week	May 4th Week	50	All Syllabus

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Mrs Richa Prateek Jain, BA LLB, LLM (NET) was previously working with the Competition Commission of India in New Delhi. In the past, she has been affiliated with the Symbiosis International University, Pune and the Bharati Vidyapeeth (Deemed to be) University, Pune. She has a keen interest in the field of Health and Human Rights. She has written and published papers on related topics such as Medical Tourism, Environmental Refugees etc.

Tax Laws – II (LL532)

Objectives: The study of this course mainly intended guide the emerging law graduates to understand the concepts of taxation under the Indirect taxes regime and also to help in developing the knowledge over the practical application of the rules and laws in the day to day basis especially with the reformed indirect tax system, The Goods and Services TaxAct, 2017 inorder to practically understand the system of indirect taxation.

Course Outcome: At the end of the course a student is expected to know the working of indirect tax system, evolution from its origin till the recent reformation , major concepts and provisions of Goods and Services Tax Act, 2017, authorities under the Act and also the other important compliances and procedures under the Act. Above all, the student is expected to have the basic and overview knowledge about the application of the indirect taxes in a daily course of activities which is an important aspect for the state to run economically and financially.

Unit-I: Introduction to Indirect Taxes: Features of Indirect Tax –Constitutional provisions: State List and Central List -Contribution to Government revenues - The levy and collection of duties of central excise, customs, service tax, central sales tax and VAT.

Unit-II: Central Excise Laws: Nature, Meaning and Concept – Definitions: Kinds of Goods, Excisable goods - Manufacture and Manufacturer – Chargeability of excise duty – Different types of Taxes – Valuation of Excisable Goods- Registration - CENVAT – Assessment – Filing of Returns – Recovery and Refund of duties – Offences and Penalty – Search, Seizure and Investigation – authorities, adjudication, Appeal and Revision before CESAT – Constitution of the Tribunal/Board.

Unit-III: Import, Export Laws: Introduction – Export and Import Policy – Regulation of export and import - law relating to Export and import – Constitution of EXIM bank - Role of RBI in export and import – registration and licencing - Importer-Exporter Code Number and License - Power of Central Government to make orders on export and import - Important provisions relating to export and import under the Law of Sea and Air, Carrier of goods Acts.

Unit-IV: Customs Law: Nature, Meaning and Concept of customs law – Definitions including Territorial Waters, High Seas – Types of Customs Duties – Levy and Exemption from Customs Duties - Registration and licensing - Assessment and Payment of Duties – Drawback of Duties – Filing of Returns and Records - Recovery and Refund of customs duties – Procedure for clearance of imported and exported goods and Baggage — Confiscation of Goods and conveyances - Imposition of Penalties – Search, Seizure and Arrest – Offences and Prosecution Provisions – Adjudication – Appeal and Revision – Constitution of Tribunal/Board.

Unit-V: Central Sales Tax Act: Nature and concept of sales – Concept of Tax on Sales – State and Central Sales Tax – Concept of Inter-State sales and Transfer of Goods – Tax on Inter-State Sale – Application of Central Sales Tax – Authorities – Powers and Jurisdiction – Registration – Assessment - Filing of Returns including E-Returns – Refunds – Penalties – Search, Seizure and Investigations –Constitution of Tribunals – Goods and Services Tax (GST) Bill.

Unit-VI: Value Added Tax: Meaning, Nature and Concept of VAT - Salient features **of** VAT - Taxonomy of VAT – Small Dealers and composition scheme - Declared Goods - VAT procedures - Administrative Mechanism - Registration and Procedural Aspects - Rate and Computation of Tax - Levy, Collection and Payment of VAT – Authorities – Powers and Jurisdiction – Adjudication.

Unit-VII: Service Tax: Introduction - Nature of Service Tax – Provisions of Service Tax Act -Service Provider and Service Receiver - Negative List approach - Taxable Services- Registration and Procedural aspects – Records to be maintained – Classification of taxable services – Valuation of taxable services – Exemptions and Abatements – Levy, Collection and Payment of Service Tax – Filing of Return - Administrative Mechanism.

Text and Reference Books:

- Vinod K.Singhania and Dr. Monica Singhania: *Student Guide to Income Tax*, Taxman Publications Pvt. Ltd.
- V. S. Datey : Service Tax Ready Reckoner; Taxmann Publications, 59/32, New RohtakRoad, New Delhi
- J. K. Mittal : Law, Practice & Procedure of Service Tax; CCH India, (Walters Kluwer(India) Pvt. Ltd.), 501-A, Devika Tower, 6 Nehru Place, New Delhi.
- Balram Sangal and : All India VAT manual (4 Vols.); Commercial Law Publishers (India) PvtJagdish Rai Goel Ltd., 151, Rajindra Market, Opp. Tis Hazari Courts, Delhi – 110 054.
- Sanjeev Kumar: Systematic Approach to Indirect Taxes, Bharat Law House
- Indirect Taxation, V. Balachandran, Sultan Chand Publications.
- CENVAT Law & Practice, Taxmann, Taxmann Allied Services
- Customs Valuation – Law and Practice, S D Majumdar, Centax Publications
- Central Excise Guide for Small Scale Industry, G Sarangi, Centax Publications Commentaries on Customs Act, S R Roy, Kamal Law House

Videos :

- https://www. youtube.com/ watch?v=hv QQVz60Nnk
- https://www. youtube.com/ watch?v=sJt LvFWPu1o
- GST : 2017 : Composition Scheme : Lecture 1 : Goods & Services Tax - YouTube
- Reverse Charge Mechanism Under GST - What is Reverse Charge - In Hindi | GST Video - YouTube

ICFAI Law School, Hyderabad

ONLINE Teaching Format

Course Hand Out

Academic Year – 2020-21

(Class of 2017- 2021)

Course Name : **BBA/BA.LLB**

Course Code **:** **LH 532**

Semester **:** **X**

Faculty Name : **Dr.Vinay Sharma**

Mobile No **:** **8801199494**

Email **:** **vinaysharma@ifheindia.org**

Objectives of the Course: India which is the largest common market in the world has been grappling with issues in indirect taxation over a period of time. The advent of the GST Act in 2017 is a unified taxation structure for the whole of India. The objectives is to forge a synthesis between the modern main stream taxation system and the needs of the industry and consumers to have a system of tax which is simple and not tedious. The subject aims to make the students understand the legal process of GST and its practical application and the issues which pertain to Goods and Services. An understanding of the Indirect Tax Laws in India with relation to the Union, States and Union Terrorities and the broad linkage between the various channels of distribution.

Course Outcomes: The student is expected to learn the concept of Goods and Services Tax (GST) which covers the fundamental aspects of GST and practical issues in relation to the collection and levy of tax. The Course Outcome shall provide the students with knowledge on

- The concepts indirect tax and GST from the pre-GST period to post- GST period and the Constitutional provisions that govern the taxation system.
- The application of CGST, IGST, SGST in the Indian economy and the comprehension of various tax rates applicable under the Law.
- To comprehend the principles of taxation, and its impact, shifting and incidence process of GST and the legal rulings given by various Courts and Legal Rulings etc.
- Implications of GST on the taxable capacity of consumers, dealers and the distribution of taxation revenues between the Union and the States.

Recommended Text Books and Reference Books

	Text Book	**Author / Publication**
1	GST Law & Practice – A Compendium of CGST/IGST Acts along with relevant Rules/	Dr.Arpit Haldia & Mohd.Salim – Taxmann Publications Pvt.Ltd., New

	Circulars/Notifications & Case Laws	Delhi, 2021 (Edn)
2	GST Ready Reckoner Incorporating	V.S.Datey, Taxmann Publications Pvt.Ltd., New Delhi, 14th Edn. 2020.
3	Goods and Services Tax : Law and Practice	Milind Kumar, Eastern Book Company, New Delhi, 2019 (Edn)
4	GST Incorporating Bare Act with short comments.	Commercial Law Publishers India Pvt. Ltd., New Delhi, 2020 (Edn)
5	GST Search, Seizure and Arrest	Dr.Arpit Haldia & Prateek Gattani, Taxmann Publications Pvt.Ltd., New Delhi, 2020 (Edn)
6	Students Guide to GST & Customs Law	Dr. Vinod K Singhania, Taxmann Publications Pvt.Ltd., New Delhi, 2021 (Edn)
7	Customs Law & Foreign Trade Policy	V.S.Datey, Taxmann Publications Pvt.Ltd., New Delhi, 22nd Edn. 2020.
8	GST - Concept and Roadmap Paperback	Mr.Atul Kumar Gupta, Lexis Nexis, 1st Edition 1st July, 2015.

Course Outline:

Sl. No	No. of Sess-ions	Topic	Key Concepts	Text Book Material to use	Chapter Reading/ Videos	Course Outcome
1	4	Constitutional Provisions and GST: Indirect Tax Structure in India – Reforms in the Indirect Tax System - The Background of the GST Act –The Constitution (One Hundred and First Amendment) Act 2016 – The Goods and Services Act 2017- Salient Features: SGST, CGST, IGST and UGST – GST Council and GSTN	Introduction to GST, Constitutional provisions, working of the GST Council, the road map for enactment of CGST, SGST, IGST & UGST.	GST - Concept and Roadmap Paperback - Mr.Atul Kumar Gupta, Lexis Nexis, 1st Edition 1st July, 2015.	https://www.youtube.com/watch?v=pGrCJ_tcEcc, https://www.youtube.com/watch?v=nlQ8uBJT9vU,	To understand the unveiling the GST Law in India and the applicability of the Law with reference to the Constitutional provisions.
2	10	GST Taxable Event: Definition of Goods and Services - Interstate and Intrastate Supply of Goods and Services- Classification of Goods and Supply - Supply of Goods and Services – Value of Taxable supply –Place, Time and Value of Supply of Goods and Services – Taxable persons - Exemptions from GST -	Definitions under Rule 2 of CGST, different forms of supply – mixed, composite, exempt, actionable claim, non-taxable, outward, Relevant cast laws, time and value of supply, eligibility for input tax credit with problems.	GST Law & Practice – A Compendium of CGST/IGST Acts along with relevant Rules/ Circulars/Notifications & Case Laws - Dr.Arpit Haldia &	Input Tax Credit Page 1.190 to 1.221, Credit and Debit Notes Page 1.291, 1.302, 1.755, https://www.cbic.gov.in/resources//htdocs-cbec/gst/51_	To understand the concepts of GST and to gain an insight to supply, input tax credit, tax invoices and maintenance of accounts.

		Meaning of Revenue Neutral Rate (RNR) – Factors Effecting the Determination of Revenue Neutral Rate - Meaning and concept of input tax credit – Reverse Charge – Tax Invoice, credit and debit notes		Mohd.Salim – Taxmann Publications Pvt.Ltd., New Delhi, 2021 (Edn)	GST_Flyer_Chapter19.pdf,	
3	8	Registration, Assessments and Accounts: Registration – Migration of existing tax payers – Transitional provisions -Accounts and Records – Assessments: self-assessments, provisional assessments, assessment of unregistered persons, summary registered – Payment tax: tax deduction at source, Collection of tax at sources, payment of interest on delayed payments – Audit-demand and recovery	Assessments: self-assessments, provisional assessments, assessment of unregistered persons, Audit- demand and recovery, payment of tax, Rules 85 to 89 of CGST 2017, collection of tax at source, delayed payments.	GST Law & Practice – A Compendium of CGST/IGST Acts along with relevant Rules/ Circulars/Notifications & Case Laws - Dr.Arpit Haldia & Mohd.Salim – Taxmann Publications Pvt.Ltd., New Delhi, 2021 (Edn)	Payment of Tax Page 1.358 to 1.394, Assessment Page 1.511 to 1.522, Audit Page 1.524 to 1.527.	To understand the GST process for audit, accounts and records and various assessment procedures under the Law.
4	10	Inspection, Search & Seizure under GST Inspection & Search, Reason to Believe, goods liable to confiscation, proper officer, Doctrine of Manifest Arbitrariness, applicability of Cr.P.C 1973, Summons, Provisional attachment, presumption of culpable mental state, compounding of offences	Provisions regarding initiation of search and seizure proceedings in GST, Section 67 (2), 'Secreted place', Constitutional test of Section 67 (2) vis-à-vis Article 14 of the Constitution of India, Section 83 of the CGST Act, culpable mental state, Corporate criminal liability and Mens rea.	GST Search, Seizure and Arrest, Dr.Arpit Haldia & Prateek Gattani, Taxmann Publications Pvt.Ltd., New Delhi, 2020 (Edn)	Litmus Test of Section 67 (2), Page 34 to 40. Summons proceedings Page 72 to 93. Prosecution and Arrest under GST Page 148 to 179. Compounding of offences Page 253 to 259. Non-Individuals under GST Page 264 to 267.	To learn the essential concepts and established procedures under Search, Seizure with various Judgments.
5	9	Appeals, Offences and Penalties: Disputes in payment of taxes – Burden proofs- special procedures -compliances –Appeals – Appellate Authority – Appellate Tribunals –	Definitions, Authority for advance ruling, Application for advance ruling, Procedure on receipt of application, Appellate authority for advance ruling, orders	GST Law & Practice – A Compendium of CGST/IGST Acts along with relevant	Advance Ruling – Page 1.612 to 1.625, Page 1.626 to 1.633, Appeals and	To understand the concept of appeals, compliances and role of advance rulings, appellate

		Supreme Court – Appeal to Supreme Court - Advance ruling – Offences and penalties	of appellate authority, Constitution of National Appellate Authority for advance ruling, Appeal to National Appellate Authority, Order of National Appellate Authority, Rectification of advance ruling, applicability of advance ruling, advance ruling to be void in certain circumstances, Powers of authority, Appellate Authority and National Appellate Authority, Procedure of Authority, Appellate Authority and National Appellate Authority.	Rules/ Circulars/Notifications & Case Laws, GST Search, Seizure and Arrest, Dr.Arpit Haldia & Prateek Gattani, Taxmann Publications Pvt.Ltd., New Delhi, 2020 (Edn)	Revisions Page 1.634 to 1.661, Offences, http://meggst.gov.in/PDF/acts/CHAPTER_X.pdf,	authorities and Supreme Court Rulings with reference to offences under the GST Act.
6	8	Integrated Goods and Services Tax Act 2017: Meaning and concept of the IGST – Levy and collection of tax – determination of nature of supply – place of supply of goods or services or both – refund of tax – zero rated supply – appointment of tax and settlement of funds – Important provisions of Goods and Services tax (Compensation to States) Act 2017	Zero rated supply – Levy of tax-Refund of tax to International Tourists – Settlement of funds – Miscellaneous.	GST Incorporating Bare Act with short Comments Commercial Law Publishers India Pvt. Ltd., New Delhi, 2020 (Edn)	Page No.409 to 434	To understand the concept of IGST and its applicability along with relevant case laws.
7	6	Assessment and Audit – Anti-Profiteering Provisional assessment, scrutiny of returns, special audit, assessment in certain cases, Section 171 of CGST Act, Constitution, Power and duties, confidentiality, Initiation and conduct of proceedings, standing and screening committee, orders by authority.	Audit under the GST Act, scrutiny of returns under Rule 99, Rules 100 & 142 of CGST Rules 2017, Anti-profiteering, a look at Section 171 of CGST Act with relevant case laws.	GST Law & Practice, Dr.Arpit Haldia & Mohd.Salim – Taxmann Publications Pvt.Ltd., New Delhi, 2021 (Edn)	Provisional Assessment Page 1.512 to 1.513, Special Audit Page 1.527, Anti-Profiteering Page 1.794 to 1.801.	To understand and learn different forms of audit and assessment conducted by GST authorities along with an understanding of Anti-Profiteering authorities and their powers.
8	5	Customs Law and Practice: Introduction to customs duty – Types of customs duties – Classification of duties – Principles of Classifications – valuation of goods for customs duty –	Types of custom duties, IGST in case of import, safe guard and protective duty, methods for valuation of customs duty, over invoicing, assessment	Students Guide to GST & Customs Law - Dr. Vinod K Singhania, Taxmann	Custom duties Page 1.22 to 1.60, Valuation for customs duty Page 1.105 to 1.108,	To understand the origin of customs duty under the Customs Act and its applicability

		Administration of customs duty: imports and exports – Duty Draw Back - Foreign Trade Policy	of exports and imports	Publications Pvt.Ltd., New Delhi, 2021 (Edn)	Methods for valuation and Assessment Page 1.142, 1.148 to 1.160.	through CGST.
Total : 60						

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Students must occupy their seats before faculty comes in and remain seated until the end of the class.

Students must have their name plates on the desk.

Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.

Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.

No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	**Component**	**Expected slot / due date**	**Marks declaration by**	**Weightage**	**Syllabus**
NCP I	Internal Assessment				
NCP II	Mid Term				
NCP III	Internal Assessment				
NCP IV	Class Participation				
NCP V	Attendance				
End Term	End Term				

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Legal and Constitutional History of India (LH511)

Objectives: The study of this course of legislative and constitutional history of India is aimed at exploring the history of intellectual developments in law-making in the last 400 years. It will give an overview of the history of the Indian legal system since the establishment of the East India Co. in India.

Course Outcomes: By the end of the course students are also expected to know the legal and constitutional history of India , Adalat system and settlement of supreme courts, process of codification in India, constitutional development the legal and constitutional system of India and how common law has influenced it .

Unit I: Administration of justice in Bombay, Madras and Calcutta -Emergence of the East India Company: development of authority under charters -Trading body to a territorial power: subsequent Charters -Administration of justice in Madras from 1639 to 1726 -Administration of justice in Bombay 1668-1726 -Administration of justice in Calcutta 1619-1726

Unit II: The Mayors Court -Genesis of the Charter of 1726 -Provisions of the Charter - Working of Judicial System -Charter of 1753 -Defects of Judicial Systems

Unit III: Adalat System: Administration of Civil and Criminal Justice-Grant of Diwani - Execution Diwani functions -Judicial Plan of 1772 -Defects of the plan -New Plan of 1774 -Reorganization of adalats in 1780 -Reforms of 1781 -The first civil code -Reforms in the administrations of Criminal Justice.

Unit IV: The Regulating Act 1773 –Charterof 1774 and the Supreme Court of Calcutta - Some land mark cases -Trial of Raj Nandkumar (1775): -The Patna case (1777-79) - The Cossijurah case (1779-80) -Act of settlement 1781 - Major defects of Act of Settlement - Supreme Courts at Calcutta, Madras and Bombay - Law and administration in the Supreme Court.

Unit V: Process of Codification in India-The CharterAct of 1833.-The First Law Commission -The Second Law Commission- The Third Law Commission. - The Fourth Law Commission.

Unit VI: Government of India Act, 1909, 1919 and 1935- The Federal Assembly and- the Council of States: its composition, powers and functions,-legislative assemblies in the provinces and the powers and functions - Legislative Councils in the provinces, power and functions**.**

Unit VII: Establishment of the High Court's-The Indian High Court Act 1861 - The Federal Court of India -Foundation of the Federal Court -Jurisdiction -Authority of law - Expansion of jurisdiction -Abolition of the Federal Court

Unit VIII: Constitutional Development-I-Commonwealth of India Bill, 1925-The Nehru Committee Report 1928-The Karachi Resolution 1931-Sapru Committee- The Indian Independence Act 1947

Unit IX: Constitutional Development II- The Constituent Assembly of India; the Drafting Committee- The framing of the Constitution: Federalism, Judiciary- The

framing of the Fundamental Rights- The Framing of the Directive Principles of State Policy

Unit X: The Legal and Constitutional System of India: Impact of Historical Development; Common Law Influence; Continued Relevance of Majority of Pre-Constitutional Laws; Impact on Justice Delivery System; Impact on the Working of the Constitution

Text and Reference Books

- Herbet Cowall: The History and Constitution of the Courts and Legislature Authorities in India, 1936.
- M.Y. Pylee: Constitutional History of India, 1600-1950.
- M.P. Jain: Outlines of Indian Legal History.
- A.B. Keith: A Constitutional History of India, 1600-1935.
- Rama Jois: Legal and Constitutional History.

ICFAI Law School, Hyderabad

Course Hand Out

Academic Year – 2019-20

(Class of ---- 2020)

***Course Name*: Legal and Constitutional History of India.**

Course Code: LH511

Semester: IX

***Faculty Name*: Jyotsna Nisha**

Mobile No: 7739518432

Email: jyotsnanisha@ifheindia.org

Objectives of the Course: The course of legislative and constitutional history of India is aimed at exploring the history of intellectual developments in law-making in the last 400 years . It will give an overview of the history of the Indian legal system since the establishment of the East India Co. in India.

Course Outcomes: By the end of the course students are also expected to know the legal and constitutional history of India, Adalat system and settlement of supreme courts, process of codification in India, constitutional development the legal and constitutional system of India and how common law has influenced it .

Recommended Text Books and Reference Books

	Text Book	Author / Publication
1	Outlines of Indian legal and constitutional history	M.P Jain / Lexis Nexis
2	A Constitutional History of India, 1600-1935	A.B. Keith/ Low Price Publications
3	Legal and Constitutional History	Rama Jois/ Universal Law Publication Co.
4	Constitutional law and history of Government of India	C.L Anand/ Universal Law Publication Co.
5	The History and Constitution of the Courts and Legislature Authorities in India	Herbet Cowall/Nabu Press

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1	4	Introduction to the legal and constitutional	Administration of justice in Bombay, Madras and Calcutta -Emergence of the	Outlines of Indian legal and	Chapter - 1-5 pp. 1-60	To introduce the students to the legal and constitutional

		history of India.	East India Company: development of authority under charters -Trading body to a territorial power: subsequent Charters - Administration of justice in Madras from 1639 to 1726 - Administration of justice in Bombay 1668-1726 - Administration of justice in Calcutta 1619-1726	constitutio nal history ,M.P Jain ,7TH ed. 2015, Lexis Nexis		history of India starting from the emergence of the East India company
2	5	The Mayors Court	Genesis of the Charter of 1726 -Provisions of the Charter - Working of Judicial System -Charter of 1753 - Defects of Judicial Systems	Landmark s in Indian Legal and Constitutio nal history, B.M Gandhi,10 thed. EBC	Chapter -3 The Mayor's court and courts of request. Pp.68-73	To make the students understand the important provisions and defects of charter of 1726 & 1753.
3	4	Adalat System	Administration of Civil and Criminal Justice-Grant of Diwani - Execution Diwani functions -Judicial Plan of 1772 -Defects of the plan - New Plan of 1774 - Reorganization of adalats in 1780 -Reforms of 1781 -The first civil code -Reforms in the administrations of Criminal Justice.	Landmark s in Indian Legal and Constitutio nal history, B.M Gandhi,10 thed. EBC	Chapter -4 – Inaugratio n of Adalat system Pp .85-102	To make the students understand the Adalat system and the settlement of supreme courts in india along with some landmark judgements of that era.
4	8	The Regulating Act 1773 & the establishment of supreme courts	The Regulating Act 1773 – Charter of 1774 and the Supreme Court of Calcutta - Some land mark cases -Trial of Raj Nandkumar (1775): - The Patna case (1777-79) - The Cossijurah case (1779-80) -Act of settlement 1781 - Major defects of Act of Settlement -Supreme Courts at Calcutta, Madras and Bombay - Law and administration in the Supreme Court.	Outlines of Indian legal and constitutio nal history ,M.P Jain ,7TH ed. 2015, Lexis Nexis	Chapter – 8- Supreme Court at Calcutta pp. 74 - 113 Chapter -9 –Supreme court at Madras and Bombay pp. 115 - 121	To make the students understand the Adalat system and the settlement of supreme courts in india along with some landmark judgements of that era.
5	5	Process of Codification in India	The CharterAct of 1833.-The First Law Commission -The Second Law Commission- The Third Law Commission. - The Fourth Law Commission	Outlines of Indian legal and constitutio nal history ,M.P Jain ,7TH ed. 2015, Lexis Nexis	Chapter-14 Charter Act , 1833 & Codificatio n . pp. 479-524	To make the students understand the process of codification in India through different law commissions and important Acts such as The Charter Act of 1833.

6	7	Government of India Acts	Government of India Act, 1909, 1919 and 1935- The Federal Assembly and- the Council of States: its composition, powers and functions,-legislative assemblies in the provinces and the powers and functions - Legislative Councils in the provinces, power and functions.	Landmarks in Indian Legal and Constitutional history, B.M Gandhi,10thed. EBC	Chapter - 17 Constitutional history of india. pp. 391-402	To make the students understand important features and implications of Government of India Act, 1909, 1919 and 1935 and how have they contributed in the making of our present constitution.
7	4	Establishment of the High Courts	The Indian High Court Act 1861 - The Federal Court of India -Foundation of the Federal Court -Jurisdiction - Authority of law - Expansion of jurisdiction -Abolition of the Federal Court	Outlines of Indian legal and constitutional history ,M.P Jain ,7TH ed. 2015, Lexis Nexis	Chapter - 19 High Courts. pp. 295-310	To make the students understand the development of establishment of the High Courts in India.
8	3	Constitutional Development-I	Commonwealth of India Bill, 1925-The Nehru Committee Report 1928-The Karachi Resolution 1931-Sapru Committee- The Indian Independence Act 1947	Landmarks in Indian Legal and Constitutional history, B.M Gandhi,10thed. EBC	Chapter – 17 Constitutional history of India. pp. 397-399	To make the students understand the constitutional development of India, importance of various resolutions and committee reports in the development process and the framing of the Indian constitution.
9	4	Constitutional Development-II	The Constituent Assembly of India; the Drafting Committee- The framing of the Constitution: Federalism, Judiciary- The framing of the Fundamental Rights- The Framing of the Directive Principles of State Policy.	Landmarks in Indian Legal and Constitutional history, B.M Gandhi,10thed. EBC	Chapter-18 India Since Independence pp. 411-450	To make the students understand the constitutional development of India, importance of various resolutions and committee reports in the development process and the framing of the Indian constitution.
10	4	The Legal and Constitutional System of India	Impact of Historical Development; Common Law Influence; Continued Relevance of Majority of Pre-Constitutional Laws; Impact on Justice Delivery System; Impact on the Working of the Constitution		https://pdfs.semanticscholar.org/1926/e928c148402c252828ebea1f844c15174a82.pdf	To make the students understand common law influence on The Legal and Constitutional System of India and Justice Delivery system.
Total	48					

Tutorials – 12

Total - 60

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
- The participation has to be relevant and meaningful. "Speaking for speaking's sake" will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.
- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
- The Students should come in uniform, otherwise they will be marked absent. Do not roam in the academic area/ attend classes in chappals / shorts / informal t-shirts.
- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.
- Five (5) Marks for attendance will be given as below-

Attendance percentage	Marks alloted
96-100	5
91-95	4
86-90	3
81-85	2
75-80	1

Less than 75%	0

Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

Students must occupy their seats before faculty comes in and remain seated until the end of the class.

Students must have their name plates on the desk.

Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.

Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.

No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	Component	Expected slot / due date	Marks declaration by	Weightage	Syllabus
NCP I	Internal Assessment	August 26, 2019	August 30, 2019	10	Units : I & II
NCP II	Mid Term	September 30 , 2019	October 10, 2019	20	Units : I to V
NCP III	Internal	November 4, 2019	November 6 ,	10	Units: VI

	Assessment		2019		to VIII
NCP IV	Class Participation	November 22, 2019.	December 20, 2019.	5	Units: I to X
NCP V	Attendance	November 22, 2019	December 20, 2019.	5	Units: I to X
End Term	End Term	November 25, 2019	December 20, 2019.	50	Units: I to X

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Ms .Jyotsna Nisha has completed her B.A , LLB , from Dr. Ram Manohar Lohiya National Law University , Lucknow and LLM from National University of Study and Research in Law, Ranchi . She has worked as an Research Assistant at NUJS Kolkata. Her areas of interest are Constitutional law, Jurisprudence, Criminal law & personal laws.

Comparative Constitutional Law – US, India and UK(LH512)

Objectives: The study is to explore the relevance of Comparative Constitutional law and utility of its study. To discuss the nature, purpose and function of Comparative Constitutional law. To trace out origin, growth and evolution of doctrines and values underlying the provisions and principles from various constitutional systems. To examine the Constitutions of various Countries in comparison to the Constitution of India. To make clear that Comparative Constitutional law explains and compares the concepts such as basic rights, rule of law, systems of governance, judicial review of different Countries.

Unit I: Comparative Constitution: Nature and Scope: Constitution-Meaning; Definition, nature and scope and relevance to modern State; Classification of modern Constitutions; Comparative Constitutional law and historical trends; functions and aims of comparative constitutions

Unit II: General Principles Relating to Constitution: Separation of Power; theory of checks and balances; judicial review; constitutionalism; theory of emanation; Rule of Law; Due Process; Doctrine of immunity of instrumentalities

Unit III: Working of the Unitary Constitution: UK: Salient features of the British Constitution; Structure of Government; powers and functions of Legislative, Executive and Judiciary; concept of Parliamentary sovereignty; Dicey's concept of Rule of Law; Scope of Judicial Review in UK; Emergency Powers; Amendment Powers; An appraisal of working of British Parliament; the Crown and the Judiciary

Unit IV: Working of the Unitary Constitution: France: French Declaration 1791; History of 5th Republic 1958; salient features of the Constitution; structure, powers and functions of the Legislature, Executive and the Judiciary; Constitutional Counsel and its role in constitutional interpretation; concept of Driot Administratif; Emergency Powers; Amendment Powers; An appraisal of working of French Constitutional system

Unit V: Working of Modern Federal Constitution: USA: Historical perspective of US Constitution; Declaration of Independence and Article of Confederation; Salient features of US Constitution 1787; structure, powers and functions of Congress, the President and the Judiciary; Evolution of judicial review and analysis of Marbury v. Madison, 1803 and its impact; Emergency Powers; Amendment Powers; An appraisal of working of the American Constitutional system

Unit VI : Working of Modern Constitution: Canadian Constitution: Historical aspect of the Canadian Constitution (British North American Act 1867); Canadian Constitution Act, 1982; Repatriation of Canadian Constitution; structure, powers and functions of the Legislature, Executive and the Judiciary; Distribution of Powers; Canadian Charter of Rights and Freedoms; Emergency Powers; Amendment Powers; An appraisal of Canadian Constitutional system

Unit VII : Comparative Perspective of the Indian Constitution: Historical Aspect of the Indian Constitution-Evolution; Salient features of the Indian Constitution; The present Constitution whether copied or inspired? Application of established principles of modern Constitutions in India: Fundamental Right; Directive Principles of State Policy;

Fundamental Rights; Form of Government; division of powers; emergency, Amendment; An appraisal of working of the Indian Constitution.

Unit VIII :**Judicial Institutions and Judicial Process:** The structure of judicial Institutions, jurisdiction, role and distinctive features of the judicial institutions, the concept of judicial process, special dimensions of judicial process in constitutional adjudications, judicial accountability; Due Process and Procedure, judicial activism

Unit IX: A Comparative Study of Leading Unitary and Federal Constitutions: Application of written Constitution; Rule of Law; Judicial Review; Fundamental Rights and Freedoms; Division of Power; Forms of Government; Supremacy of Constitution; Emergency powers in the context of modern democratic Constitutions-UK, USA, France and Canadian.

Unit X : Emerging Comparative Constitutional Practices: An Overview: Access to Justice; PIL, Compensatory Jurisdiction, Affirmative Action; Reverse Discrimination; Judicial Activism and Accountability; Doctrine of Public Trust; Welfare State; Impact of Economic Policies on Constitutionalism

Text and Reference Books

- D.D.Basu, Comparative Constitutional Law, (2nd ed., Wadhwa Nagpur, 2008)
- Sachindra Nath Datta, A Comparative Study of the Democratic Constitution of India: An Up-to-date Survey of the Provisions and Latest Trends of Working of the Indian Constitution Following the General Election In India 1967; Comparisons with Constitutions of U.K., U.S.A., U.S.S.R., Switzerland, Japan, France, and Canada (Indian Research Institute, 1969)
- Michel Rosenfeld, Andras Sajo The Oxford Handbook ofComparative Constitutional Law (Oxford University Press 2012)
- Aalt Willem Heringa,Philipp Kiiver, Constitutions Compared:An Introduction to Comparative Constitutional Law (2012)
- Aparajita Baruah, Preamble of the Constitution of India: An Insight and Comparison with Other Constitutions (Deep and Deep Publications, 2007

Local Self-Governments, Gram Panchayath and Municipal Administration (LH513)

Objectives: The study of this course makes the students understand the concept of local self-government, how it has evolved through different historical ages its position before and after the 73 rd and 74th amendments. It also enables the students to know about the various functions carried out by these self-governing bodies both rural and urban , how they maintain their finances and about election of their members . It will also help the students to understand the local self-government system in other countries and make a comparative study with that of India

Course Outcome: On completion of this course, the students will be able to know the history of Local Self Government in India right from the Vedic age to Pre and Post 73rd and 74th amendment era, the importance of local self governing bodies, the provisions made by the 73rd and 74th amendments and functions and responsibilities of the local government bodies. Students also will have the knowledge of the models of local self government in other countries, the importance of local self governments in nation building so on and so forth. Further, the students also become aware of the limitations faced by the Panchayat Raj Institutions and Municipalities along with the reasons and practical solutions.

Unit I: Decentralization of Government Union, State and Local Self Government (LSG); Historical Perspective of LSG; Constitutional Perspective; Importance of LSG and Gandhian Philosophy

Unit II: Nature and Different Forms of LSG Position in Rural and Urban Areas (Cantonment, Port etc); Position in other Countries; Post Constitutional Governmental Initiatives on Strengthening LGS; The Committees- Balwant Rai Mehta Committee, 1957, Ashok Mehta Committee, 1978, GVK Rao Committee, 1985, LM Singhvi Committee, 1986 and their Recommendations

Unit III: LSG in Rural India Panchayath Raj Institutions: Past and Present; 73rd Constitutional Amendment and its Salient Features; Gram Sabha and Gram Panchayat-Composition, Powers and Functions; 11th Schedule to the Constitution of India; Related State Laws

Unit IV: LSG in Urban India Nagarpalikas; Municipal Corporations; Municipalities: Composition, Powers and Functions; 12th Schedule to the Constitution of India and Related State Laws

Unit V: Other Forms of LSG in India Cantonment Boards: Laws and Regulations; Port Trust: Law and Regulation; Urban Development Authority: Laws and Regulations; Special Authorities (Zala Prasad, Regional Development Forces etc)

Unit VI: Election to LSG in Rural India Role of the Election Commission; Qualification of Candidates; Reservation of Seats; Resolution of Election Disputes

Unit VII: Election to the Nagarpalikas Role of the Election Commission; Qualification of Candidates; Reservation of Seats; Resolution of Election Disputes

Unit VIII: Accounts and Finance of Panchayats Audit; Recommendations of Finance Commission of Centre and States; Tax Powers

Unit IX: Accounts and Finance of Urban Audit; Recommendations of Finance Commission of Centre and States; Tax Powers

Unit X : Role of LSG in National Development Role in implementing Welfare Schemes; Rural Development, Urban Development; Administration of Justice; Contentious Issues; Direct Financial Assistance to LSG from Union; Role of LSG in Environmental Protection; Women and Children Rights; Education Rights

Text and Reference Books

- Jain,M.P, Indian Constitutional Law, Wadhwa & Co, Nagpur,2018
- ShuklaV.N, Constitution of India, Eastern Book Company, Lucknow
- Prasad R.N, Urban Local Self Government in India, Mittal Publications
- Pandey J.N, Constitutional Law of India, Central Law Agency, Allahabad,2019
- Shiva Rao,B, Framing of India's Constitution (in 5 Volumes), Indian Institute of Public Administration, New Delhi
- DhaliwalS.S, Good Governance in Local Self Governance, Deep and Deep Publications
- Pardeep Sachdeva: Local Government in India, Dorling Kindersley India Pvt. Limited
- Palani ThuraiG, Dynamics of New Pancayat Raj System in India, Concept Publishing Company
- Mootheni Raghavan Viju: Panchayat Raj System in India, Kanishka Publishers
- InamdarN.V, Panchayat Raj Act, Concept Publishing Company

Course Hand Out

Academic Year – 2020-21

(Class of 2021)

***Course Name*: Local self- governments, Gram panchayat and Municipal administration**

***Course Code:* LH513**

Semester: IX

***Faculty Name*: Prof. V. Hemalatha Devi**

Mobile No: 9542121424, 9885046771

Email: hemalathadevi@ifheindia.org , varanasidevi@gmail.com

Objectives of the Course : The study of the detailed curriculum of this Course makes the students understand the concept of local self-government, how it has evolved through different historical ages, its position before and after the 73rd and 74th constitutionalamendments. It also enables the students to know about the various functions carried out by these self-governing bodies both rural and urban , how they maintain their finances and about the process of election of their members. It also helps the students to understand the local self-government system in other countries and make a comparative study with that of India.

Learning Outcome : On completion of this course the students are expected to be able to know the history of local self government in India right from the Vedic age to pre and post73rd and 74th amendment era, the importance of local government bodies; the provisions made by the 73rd and 74th amendments; and functions and responsibilities of the local government bodies ; Models of local self-government in other countries ; the importance of local self-government in nation building so on and so forth. Further, the students also become aware of the limitations faced by the panchayat Raj Institutions along with the reasons and possible solutions.

Recommended Text and Reference Books

	Text Book	Author / Publication
1.	Local government in India	Maheshwari S.R, lakshmi Narayan Agarwal, 2017
2.	Indian Constitutional Law	Jain M.P ,Lexis Nexis, 2018
3.	Local self government	Myneni S.R, Allahabad Law Agency , 2016
4.	Panchayat Raj Act,	Inamdar N.V, Concept Publishing Company,
5.	Fragile Urban Governance: Evolution, Decline, and Empowerment in India	Gangadhar jha, Manohar & Distributers, 2018

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text BookMaterial to use	Chapter Reading /Videos	Course Outcome
1.	8	Unit I: Decentralization of Government.	Union, State and Local Self Government (LSG); Historical Perspective and evolution of LSG in India Constitutional Perspective; Importance of LSG and Gandhian Philosophy.	Indian Constitutional Law - M P Jain	Part IV- The Federal System Shodhganga.inflibnet.ac.in/bitstream/10603/35651/9/09_chapter%204.pdf https://www.youtube.com/watch?v=XZlNyXomTBA https://www.youtube.com/watch?v=-lutTRmy5E8 https://www.youtube.com/watch?v=aD2eutVapJk	The students will understand the concept of local self-government and how has evolved in India through various historical ages.
2.	5	Unit II : Nature and Different Forms of LSG	Position in other Countries; Post Constitutional Governmental Initiatives on Strengthening LGS; The Committees- Balwant Rai Mehta Committee, 1957, Ashok Mehta Committee, 1978, GVK Rao Committee, 1985, LM Singhvi Committee, 1986 and their Recommendations.	Political science by late B.K Gokhale ,D. Srinivasan Local Self Government – Dr. S R Myneni	Title – Local government pp. 698-709. UNIT -III Chapter 3,4 6,7. pp. 191-240 https://www.youtube.com/watch?v=-GBvQbQVd-E	The students will be aware about the different Constitutional Governmental Initiatives on Strengthening LGS, the important committees and their recommendations.
3.	5	Unit III : LSG in Rural India	Panchayath Raj Institutions: Past and Present; 73rdConstitutional Amendment and its Salient Features; Gram Sabha and Gram Panchayat- Composition, Powers and Functions; 11th Schedule to the Constitution of India; Related State Laws	Indian Constitutional Law - M P Jain Local Self Government – Dr. S R Myneni	pp. 526, 527 UNIT V Ch. 2 pp. 366-375 https://www.youtube.com/watch?v=-GBvQbQVd-E https://www.youtube.com/watch?v=KLuzyeW-v2I https://www.youtube.com/watch?v=FOM4XtGJwEc	The students will be equipped with the knowledge on various aspects of the 73rd constitutional amendment and the importance of the 11th schedule.
4.	6	Unit IV : LSG in Urban India	Nagarpalikas; Municipal Corporations; Municipalities: Composition, Powers	Local Self Government – Dr. S R Myneni	UNIT V Ch. 2 pp. 377- 387 https://www.youtube.com/watch?	The students will understand the various aspects of the 74rd constitutional amendment and the

			and Functions; 12th Schedule to the Constitution of India and Related State Laws		v=8YaoRL42Smc https://www.youtube.com/watch?v=o1igThnt9Yc https://www.youtube.com/watch?v=v9gNtOEcGag	importance of the 12th schedule.
5.	4	Unit V : Other Forms of LSG in India.	Cantonment Boards: Laws and Regulations; Port Trust: Law and Regulation; Urban Development Authority: Laws and Regulations; Special Authorities (ZillaParishad, Regional Development Forces etc)	Local Self Government – Dr. S R Myneni http://pdpu.ac.in/cce/downloads/LOCAL%20GOVERNMENT.pdf	UNIT V Ch. 2 pp. 377- 387 https://www.youtube.com/watch?v=Rv7hBMDuIm8	The students will learn about various other types of local self-government in India and their workings.
6.	4	Unit VI : Election to LSG in Rural India	Role of the Election Commission; Qualification of Candidates; Reservation of Seats; Resolution of Election Disputes	Local Self Government – Dr. S R Myneni.	UNIT V Ch. 7 pp. 410-412 https://www.youtube.com/watch?v=fk0iejzS9II	The students will understand the Election process and others related aspects in rural local self-government .
7.	4	Unit VII : Election to the Nagarpalikas	Role of the Election Commission; Qualification of Candidates; Reservation of Seats; Resolution of Election Disputes	Local Self Government – Dr. S R Myneni.	UNIT V Ch. 7 pp. 413-416 https://www.youtube.com/watch?v=fk0iejzS9II https://www.youtube.com/watch?v=q166UOjS-NA	The students will acquire required knowledge about the Election process and other related aspects in Nagarpalika elections.
8.	3	Unit VIII : Accounts and Finance of Panchayats	Audit; Recommendations of Finance Commission of Centre and States; Tax Powers	Local Self Government – Dr. S R Myneni.	UNIT V Ch. 2 pp.372-374 https://www.youtube.com/watch?v=xQm7UgL_Trg	The students will learn about how accounts and finances of the Panchayats are maintained.
9.	3	Unit IX : Accounts and Finance of Urban LSG	Audit; Recommendations of Finance Commission of Centre and States; Tax Powers	Local Self Government – Dr. S R Myneni.	UNIT V Ch. 3 pp.382-384 https://www.youtube.com/watch?v=xQm7UgL_Trg	The students will understand how accounts and finances of the urban local self-government bodies are maintained
10.	6	Unit X : Role of LSG in National Development	Role in implementing Welfare Schemes; Rural Development, Urban Development; Administration of Justice; Contentious Issues; Direct Financial	New Panchayati Raj System by V. Sudhakar Local Self Government	UNIT –V ch. 6 pp. 407 , 408. https://www.youtube.com/watch?v=8D7bg51OOag	The students will be well versed with the role of local self-government in nation building by carrying out their various functions effectively.

			Assistance to LSG from Union; Role of LSG in Environmental Protection; Women and Children Rights; Education Rights; capability approach .	– Dr. S R Myneni https://www.iep.utm.edu/sen-cap/		The students will understand the concept of capability approach in context of local self-government.
Total	48					

List of Latest cases-

- Krishna Kumar Mishra and anr.Etc. v. State of Bihar and ors.Etc.AIR 1996 Pat.112.
- LakshmappaKallapha v.State , AIR 2000 kant 61.
- Prashant BansilalBamb and ors. Etc. v. the State of Maharashtra ...AIR 2008 Bom 53
- Sharadamma and ors.v. State of Karnataka and ors .ILR2005KAR3710
- Bhanumathi.V. State of UP. , AIR,2010, SC,1796
- Union of India .V. Rakesh Kumar, AIR,2010, SC,3244
- **B. Rajesh Kumar v. State of A.P. and Ans.2000(5) ALD 339**
- K. Krishna Murthy and others . V. union of India and another

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
- The participation has to be relevant and meaningful. "Speaking for speaking's sake" will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.
- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.

- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.
- Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

Students must occupy their seats before faculty comes in and remain seated until the end of the class.

Students must have their name plates on the desk.

Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.

Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.

No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	Component	Expected slot / due date	Marks declaration by	Weightage	Syllabus
NCP I	Internal Assessment	21-09-2020	25-09-2020	15	Unit 1 to 3
NCP II	Mid Term	28-9-2020	5-10-2020	20	Unit 1 to

					5
NCP III	Internal Assessment	16-11-2020	20-11-2020	15	Units 6, 7,8,9
End Term	End Term	23-11-2020	12-12-2020	50	Whole Syllabus
Total				100	

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Prof. V. Hemalata Devi is a Doctorate in Law and ML in Constitutional and International Law from Sri Venkateswara University, Tirupati. She has 38 years of teaching , Research and Administration experience. She has guided 16 PhDs and published 58 Research papers in National and International Journals. She has presented her Research Papers in National and International Conferences/ seminars and has visited Germany, Poland, Sweden, Singapore, Sri- Lanka and Ghana in this connection. She has received 'Best teacher Award' from the Government of A.P. Her areas of interest include Environmental Law , Women and Law and Research Methodology. Held reputed memberships in Dean's Governing Council, Indian Law Institute, UGC Law Panel, NAAC Peer Committee so on and so forth.

Law of Education (LH514)

Objectives: The study of this course gives theoretical understanding of Constitution of India, Articles and Schedules and Important amendments as per curriculum. To make the students facilitate to comprehend the applicability and enforcement of fundamental rights of the Indian Constitution. To understand the thought of Directive Principles of State Policy of the Constitution of India. The student – by the last part of the course would be in a position to know, examine the theoretical understandings of scheduled articles.

Course Outcomes: At the end of the course, a student is expected to be well acquaint in examining the various kinds of education, and he is able to establish and administer the educational institution of their own.

Unit I: Historical Aspect Education- Meaning, Concept, Scope; What is right to education; Education- International Perspective; Constituent Assembly Debates; Constitutional Provisions- Fundamental Rights, Directive Principles of State Policy; Commissions for Education; Recommendations of the Commissions

Unit II: Classification of Education Primary Education; Secondary Education; Formal, Informal; Traditional, Modern; Technical, Professional; Initiatives and Recommendations of Different Committees on Education

Unit III: Position Prior to 86th Constitutional Amendment Governmental Policies and Initiatives; Constitutional Perspective; Judicial Response

Unit IV: Right to Education: The Law and the Constitution-I Article 21 A- Right to Education as Fundamental Right; Directive Principles of State Policy; Fundamental Duties; The Right of Children to Free and Compulsory Education Act, 2009; The Right of Children to Free and Compulsory Education Rules, 2010

Unit V: Right to Education: The Law and the Constitution-II Judicial Response to Free and Compulsory Education in India, Practices in Different States; Problems in Implementation; State Response

Unit VI : Establishment and Administration of Educational Institutions Cultural and Educational Rights- Article 29; 15(1); Right of Minorities to Establish and Manage Educational Institutions- Constitution (44th Amendment) Act, 1978; Relation between Article 29(1) and 30(1); Power of Government to Regulate Minority Run Educational Institutions; Right of Recognition or Affiliation;

Unit VII : Position Post 86th Constitutional Amendment Scope of Right to Education; scope of Free and Compulsory Education; Establishment and Management of Educational Institutions; Reservation in Government and Private Institutions; Constitution 93rd Amendment; Article 15(5); Judicial Response post 2000

Unit VIII: Regulation of Higher and Professional Education in India Classification of Universities- The Laws; Constitutional and Legislative Competence; Powers and Functions of UGC, ACIT, BCI, NCTE, MCI

Unit IX: Education: Regulation of Foreign Policies Foreign Investment in Higher education- Regulators of Education in India; Foreign Direct Investment in Indian

Education Sector; Recent Trends; The Foreign Educational Institutions (Regulation of Entry and Operations) Bill, 2010

Unit X : Emerging Trends in Education Policy Initiatives of Government; Reference to the 11th Plan Recommendations; Initiatives under 12th Plan and its recommendations; Recommendations of Yash Pal Committee; Inclusive education and Focus on Access, Equity, Quality and Relevance, Use of ICT in imparting education; Contribution of Corporate Sector

Text and Reference Books

- Supreme Court Cases on Education, Asia Law House : Dr. Maheshwara Swamy
- AJ Shah, Supreme Court cases on Education cases
- Dr.VJ Rao., S.Gogia & Company: Law on Education.

ICFAI Law School, Hyderabad

Course Hand Out

Academic Year – 2020-21

(Class of 20)

Course Name **: Law of Education**

Course Code **: LH514**

Semester **: IX**

Faculty Name **: Dr. K.V.Ravi Kumar**

Mobile No **: 9440632342**

Email **: drravikumar@ifheindia.org**

Objectives of the Course: Themain objective of educationis to grow children into productive citizens that use their knowledge, talents, and learned skills to sustain themselves and help others while pushing the human race forward in areas of equality, equity, and harmony.The aim of the education is to bring desirable changes in the behavior of the learners.

Course Outcomes: At the end of the course, a student is expected to be well acquaint in examining the various kinds of education, and he is able to establish and administer the educational institution of their own.

Recommended Text Books and Reference Books

S.No.	Text Book	Author / Publication
1.	Supreme Court Cases on Education	Dr. Maheswara Swamy, Asia Law House
2.	Supreme Court Educational Institutions cases	Sumeet Mallik, Eastern Book Company, 8th Edition,
3.	Supreme Court on Education and Universities	Surendra Mallik and Sudeep Mallik, Eastern Book Company
4.	Law of Education	Dr. V.J. Rao, Asia Law House
5.	Law of Education and Educational Institutions	R.D. Agarwal, Law Book Company, Allahabad. (1983)
6.	Right to Education : Free and Compulsory Education for All	Ramesh Malhotra, Jain Book Ageny, 2010
7.	State, Civil Society and Right to Education	Jeebanlatha Salaam, Jain Book Agency, 2013
8.	The Right to Education in India	Florian Mathey Prakash, Jain Book Agency, 2019

9.	The Fundamentals of the Fundamental Right to Education in India	Aradhya Nirajan, Kashyap, UNESCO Digital Library, 2007
10.	Education in the Emerging India	R.P. Pathak, Atlantic Publishers, 2007.
11.	ICT in Education in Global Context	Haung, Ronghui, Kinshuk, Springer Publications,
12.	Education in Emerging India	S.S.Samuel Ravi , PHI Learning Pvt.Ltd, 2015.
13	Right to Education – The Way forward	Vinay Rai, Narendra Kumar, Perfect Publications, 2010
14.	Right to Education : Emerging scenario	Sudharshan Nimma (Ed.) Amicus Books, The ICFAI University Press,2007

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1	5	Historical perspective of Education	Education- Meaning, Concept, Scope; What is right to education; Education- International Perspective; Constituent Assembly Debates; Constitutional Provisions- Fundamental Rights, Directive Principles of State Policy; Commissions for Education; Recommendations of the Commissions	Education in Emerging India	Chapter -1 pp. 1-32 concept of education by Prof. A.K. Sarma, https://www.youtube.com/watch?v=WhLN_y1Lc2M Importance of Teaching a Global Perspective – by Pat Hynes https://www.youtube.com/watch?v=ljF20cpUBaQ Education Commissions and Committees – Post Independence period – Dr. Sankara	On completion of this Unit, students will be able to determine the meaning and scope of education and right to education

					Narayana Paleeri – e Pathasala https://www.youtube.com/watch?v=2kehaKrp1eo Development of Education in British India by Charu Modi https://www.youtube.com/watch?v=CW9hbhgWLS8	
2	5	Classification of Education	Primary Education; Secondary Education; Formal, Informal; Traditional, Modern; Technical, Professional; Initiatives and Recommendations of Different Committees on Education	Education in Emerging India	Chapter -1 Pp. 13-14 History of Educational Policy in India – e Pathasala - https://www.youtube.com/watch?v=YnWhr4KoHNo Formal, Informal education by Rekha Chauhan – e-pathasala https://www.youtube.com/watch?v=xBfWHXJ8P7g	On completion of this unit, the students are able to understand the various types of education and their implications
3	7	Right to Education – Constitutional Perspectives	Position prior to 86th Constitutional Amendment – Governmental Policies and initiatives – Right to education - Article 21 A- Right to Education as Fundamental Right; Directive Principles of State Policy; Fundamental Duties; The Right of Children to Free and Compulsory Education Act, 2009; The Right of Children to Free and Compulsory Education	Right to Education – The Way forward	Chapter -4 Pp. 69-82 Right to Education in Indian Constitution and case law by Malvika Seth, - https://www.youtube.com/watch?v=NivX1z-	On Completion of this unit, the students are able to understand the nature and scope of Right to Education Act, and its implementation in various States in India

			Rules, 2010 – Judicial Response in India, Practices in Different States Problems in Implementation;		fJSE 86th Amendment Act, 2002 - https://www.youtube.com/watch?v=k1Zh-0fcr70 Special Report on Right to Education by Rajya Sabha channel - https://www.youtube.com/watch?v=yiiqrlf2xT0 Right to Education Act, 2009 by Malvika Seth - https://www.youtube.com/watch?v=AF6ot8YN4ns	
4	7	Establishment and Administration of Educational Institutions	Cultural and Educational Rights- Article 29; 15(1); Right of Minorities to Establish and Manage Educational Institutions- Constitution (44th Amendment) Act, 1978; Relation between Article 29(1) and 30(1); Power of Government to Regulate Minority Run Educational Institutions; Right of Recognition or Affiliation;	Supreme Court Educational Institutions Cases	Chapter -1 Pg - 583617 Cultural and Educational Rights by Manoj Kumar Sarma- e Pathasala - https://www.youtube.com/watch?v=_4racSnA2dY An Analysis of Article 29 and Article 15 - https://www.youtube.com/watch?v=4hQJMxIg8mA	On completion of this Unit, the students are able to understand the Right of Minorities to establish and manage the educational institutions of their own.
5	5	Position Post 86th Constitutional Amendment	Scope of Right to Education; scope of Free and Compulsory Education;	Right of Children to Free and	Bare Act Rights of Children to free and	On completion of this Unit, the students are able to know about the application of

			Establishment and Management of Educational Institutions; Reservation in Government and Private Institutions; Constitution 93rd Amendment; Article 15(5); Judicial Response post 2000	Compulsory Education Act, 2009	compulsory Education, 2009 by Nilima Bhagabati - https://www.youtube.com/watch?v=Ake002RzfXQ Right of Children to free and compulsory Education (Amendment) Act, 2019 – key features https://www.youtube.com/watch?v=Te29jLVg05g Minority Institutions and SC/ST reservations by Prof. F. Musthafa - https://www.youtube.com/watch?v=_wHI2QIQrXg	reservations in private and Government institutions
6	7	Regulation of Higher and Professional Education in India	Classification of Universities- The Laws; Constitutional and Legislative Competence; Powers and Functions of UGC, ACIT, BCI, NCTE, MCI	Education in Emerging India	Chapter -45 Pp.736-760 Powers, functions, and activities of UGC - https://www.youtube.com/watch?v=UpBkz_eBrJ0 Role of All India Council for Technical Education – EMMRC – University of Kashmir - https://www.	To learn about the education system of India and the students are able to learn various powers and functions of University Grants Commission, Bar Council of India, Medical Council of India, and All India Council for Technical Education, etc.,

					youtube.com/watch?v=8JyfLxnYrFU Role of Bar council of India in Legal Profession - https://www.youtube.com/watch?v=U2GLHm3JpcA Role of Medical Council of India https://www.youtube.com/watch?v=L1iQxhZVRTw	
7	6	Education: Regulation of Foreign Policies	Foreign Investment in Higher education- Regulators of Education in India; Foreign Direct Investment in Indian Education Sector; Recent Trends; The Foreign Educational Institutions (Regulation of Entry and Operations) Bill, 2010	Education in Emerging India	Chapter -39 pp.630-651 Foreign Educational Institutional Bill, 2010 – Discussion in Rajya Saha - https://www.youtube.com/watch?v=cZoR-Fyqba4 FDI in Education sector - https://www.youtube.com/watch?v=1yUFWHAn2tA Foreign Education Bill – Tall claims and False claims	After completion of this unit, the students are able to understand the scope of Foreign Direct Investment in Education sector in India
8	6	Emerging Trends in Education	Policy Initiatives of Government; Reference to the 11th Plan Recommendations; Initiatives under 12th Plan	Education in Emerging India	Chapter 43 Pp. 708-728 Internationalization of Indian	After completion of this unit, the students are able to understand the recommendations of various Five Year

			and its recommendations; Recommendations of Yash Pal Committee; Inclusive education and Focus on Access, Equity, Quality and Relevance, Use of ICT in imparting education; Contribution of Corporate Sector		Higher Education and Emerging Trends in 2020 - https://www.youtube.com/watch?v=UXhes3ugyzU Emerging Global Trends in Education by Dr. M. Hari Krishna – https://www.youtube.com/watch?v=rFQjNJf74T8 Higher Education in 11th Five Year Plan by IGNOU – https://www.youtube.com/watch?v=aP78P4HawBw Inclusive Education according to 11th Year Plan bby NPE, 1968 – https://www.youtube.com/watch?v=qxlN23EvC8c	Plan on .
Total	48					

List of Latest cases :

- Kharagpur Homeopathic Medical College & Hospital another v. Union 0f India AIR 2020 Calcutta 59
- T.M.A.Pai Foundation and Others v. State of Karnataka and Others (2002) 8 SCC 481

- Vasavi Engineering College Parent Association v. State of Telangana & Others AIR 2019 S.C. 4731
- Indian Medical Association v. Union of India and Others 2011 (7) SCC 179
- Avinash Mehrotra v. Union of India (2009) 6 SCC 398
- P.M.Bhargava v. University Grants Commission (2004) 6 SCC 661
- Swanirbhar Shaala Sanchalak Maha Mandal (Gujarat) Rajkot & Others v. State of Gujarat & Others AIR 2019 Guj 186
- Bahmo Samaj Education Society v. State of West Bengal (2004) 6SCC 224
- Waingana Bahuddeshiya Vikas Sanstha through President & Others v. Jaya & others AIR 2019 SC 4647
- Usha Mehta v. State of Maharastra (2004) 6SCC 264
- Rakesh Mahallick v. Deputy Commissioner, Kendriya Vidhyalaya Sangathan Bhubaneswar & Another AIR 2020 Orissa 14

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
- The participation has to be relevant and meaningful. “Speaking for speaking’s sake” will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.
- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
- The Students should come in uniform, otherwise they will be marked absent. Do not roam in the academic area/ attend classes in chappals / shorts / informal t-shirts.
- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.

- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.
- Five (5) Marks for attendance will be given as below-

Attendance percentage	Marks alloted
96-100	5
91-95	4
86-90	3
81-85	2
75-80	1
Less than 75%	0

Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

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Students must have their name plates on the desk.

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Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.

No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	Component	Expected slot / due date	Marks declaration by	Weightage	Syllabus
NCP I	Internal Assessment	August 28, 2020	8.09.2020	10	**Selected Topic**
NCP II	Mid Term	September 28 , 2020	12.10.2020	20	UNIT I-III
NCP III	Internal Assessment	November 4, 2020	15.11.2020	10	UNIT III-V
NCP IV	Class Participation	November 23, 2020	-	05	UNIT I-VIII
NCP V	Attendance	November 23, 2020	-	05	Unit I-VIII
End Term	End Term	November 23, 2020	12.12.2020	50	UNIT I-VIII

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Dr. K. V. Ravi Kumar, Assistant Professor,

ICFAI Law School, Hyderabad is

Having 8 years of teaching experience as Assistant Professor,

Worked as an Academic Counselor at Centre for Distance Education, ANU.

5 years practicing experience as an advocate at Bar Association, Guntur District.

Published more than 15 articles in referred International and national journals

Presented more than 30 papers in International Seminar/Conferences

Right to Information and Law (LH515)

Objectives: Right to information issine qua nonfor a meaningful democracy. This course, while tracing the evolution of RTI movement, introduces the students to the relevance and mechanism of RTI. It enables them to analyze the constitutional ethos from multifarious angles.

Course Outcomes: At the end of the course the students are expected to know the evolution and genesis of Right to Information in India, its legislative history, various state laws ,its relation with the Constitution of India , the global perspective of Right to Information . In addition to this the students should also know the salient features of RTI, 2005, its procedures, limitations, exceptions etc. In the end they should also be aware of the practical aspects of Right to Information,

Unit I: Transparency and Information: Historical Evolution of Right to Information-Need for Information- The Need of Strengthening the process of transparency - Administrative Efficiency and Right to Information-Public Accountability and Right to Information-RTI and its relationship with Good Governance-International Perspective of Right to Information-UDHR, ICCPR, ICESCR etc-Position in other countries

Unit II: Indian Constitution and Right to Information: Freedom of Speech and Expression and Right to Know/ Information under Article 19(1)(a) of the Constitution-Right to Information and right to life and personal liberty (Article 21)-From Right to Privacy to Right to Information-RTI and Rights of Arrested Person (Article 22)-From Right to Vote – Right to Know the Antecedents of Election Candidates-From Right to Environment- Right to Know Environmental Information

Unit III: Legislating the Right to Information: History-Attempts to Breach the Officials Secrets Act-The Press Council-NIRD draft-The Freedom of Information Bill, 2000-State Laws and Administrative Instructions: The Goa Right to Information Act-Tamil Nadu Right to Information Act-The Madhya Pradesh Right to Information Act, 2000-The Rajasthan Right to Information Act, 2000-The Karnataka Right to Information Act, 2000-Delhi Government Orders on Right to Information-RTI and other Laws: The Indian Evidence Act, 1872 (Section 76)-The Consumer Protection Act 1986 (Section 6)-The Public Records Act, 1993-The Representation of Peoples Act, 1950

Unit IV Salient Features of the Right to Information Act 2005-Scope and applicability- Interpretation Clause-Information-Right to Information-Appropriate Government-Competent Authority-Public Authority etc-Citizens Right to Information (Section 3) and practical regime of RTI-Enforceability of RTI- Mechanism under the Act

Unit V: Public Authority under RTI Act-Definition of Public Authority-Comparison with definition of 'State' under Article 12 of the Constitution of India-Suo Motu Disclosure by Public Authorities-Obligations of Public Authority (Section 4)-Judicial interpretation of Public Authority-Status of NGO's, Political Parties, Private Persons etc

Unit VI: Nature of RTI- Exemptions and Limitations-Nature of RTI-Whether absolute-Exemptions under Section 8 of the RTI, Act-Public Interest v. Protected Interest-Copyright exemption-Severability-Third Party Information-Impact of Exemptions, Exceptions and Limitations on the RTI

Unit VII: Implementing RTI Act: Procedure to Obtain Information-Application for Information (Section 6)-Information Fee and Cost of Information-Role of APIOs and PIO-Time Schedule for disposal for Application -Disposal of Third Party Information and procedure-RTI and Human Rights

Unit VIII: Composition, Powers and Functions of the Information Commissions- Constitution of Information Commissions: Central Information and State Information Commission-Qualification of Information Commissioners and Chief Information Commissioner-Powers and Functions of the Information Commissions-Working of the Information Commissions: Analysis-Activism from the Information Commission: Theory and Effect

Unit IX: Ecological Perspective of Right to Information: RTI and Environmental Protection-Position under the Environmental Laws -Environmental Impact Assessment, Environmental Public Hearing-Indian Ecological Perspective of Right to Know-Right to Information Act and Environment- Case Study

Unit X: Right to Information and Implementation Issues Information Audit-Spreading RTI Awareness-Misuse of RTI-Role of RTI Activists/NGO's-Balancing Private Information and Public Interest-Achieving objects of RTI- The Way Forward

Field Work

Filing RTA application on behalf of the villagers about government funding and utilization.

Text and Reference Books

- KM Shrivastava, The Right to Information: A Global Perspective (2013)
- Sairam Bhat, Right to Information (2012)
- Rajvir S Dhaka, Right to Information and Good Governance (2010)
- J N Barowalia, Commentary on the Right to Information Act (2010)

ICFAI Law School, Hyderabad

Regular Teaching Format

Course Hand Out

Academic Year – 2020-21

(Class of ----2021-----)

***Course Name*: Right to Information and Law**

Course Code: LH515

Semester: X

***Faculty Name*: M.Geethapriyadarsani**

Mobile No: 9866587599

Email: geethap@ifheindia.org

Objectives of the Course: Right to information issine qua nonfor a meaningful democracy. This course, while tracing the evolution of RTI movement, introduces the students to the relevance and mechanism of RTI. It enables them to analyze the constitutional ethos from multifarious angles.

Course Outcomes: At the end of the course the students are expected to know the evolution and genesis of Right to Information in India, its legislative history, various state laws ,its relation with the Constitution of India , the global perspective of Right to Information . In addition to this the students should also know the salient features of RTI, 2005, its procedures, limitations, exceptions etc. In the end they should also be aware of the practical aspects of Right to Information,

Recommended Text Books and Reference Books

	Text Book	Author / Publication
	The Right to Information: A Global Perspective	KM Shrivastava, Lancer, (2013)
	Right to Information	Sairam Bhat, Eastern Book House (2012)
	Right to Information and Good Governance	Rajvir S Dhaka, Concept Publishing Co. (2010)
	Commentary on the Right to Information Act	J N Barowalia, Universal Law Publishing Company (2010)

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1	4	Transparency and Information:Historical Evolution of Right to Information-Need for	Information, accountability ,	The Right to Information: A Global	Pp. 1-20	To make the student aware of the

		Information- The Need of Strengthening the process of transparency - Administrative Efficiency and Right to Information-Public Accountability and Right to Information-RTI and its relationship with Good Governance-International Perspective of Right to Information-UDHR, ICCPR, ICESCR etc-Position in other countries	transparency, good governance	Perspective - KM Shrivastava.	http://www.iipa.org.in/www/iipalibrary/RTI-PDF/Chap--4.pdf	Historical Evolution of Right to Informationand the importance of a transparent process.
2	6	Indian Constitution and Right to Information: Freedom of Speech and Expression and Right to Know/ Information under Article 19(1)(a) of the Constitution-Right to Information and right to life and personal liberty (Article 21)-From Right to Privacy to Right to Information-RTI and Rights of Arrested Person (Article 22)-From Right to Vote – Right to Know the Antecedents of Election Candidates-From Right to Environment- Right to Know Environmental Information	Right to know, right to life, right to personal liberty	https://shodhganga.inflibnet.ac.in/bitstream/10603/122963/6/5%20chapter%205.pdf	Pp. 181-191	To make the students understand the relation between Indian Constitution and Right to Information.
3	6	Legislating the Right to Information: History-Attempts to Breach the Officials Secrets Act-The Press Council-NIRD draft-The Freedom of Information Bill, 2000-State Laws and Administrative Instructions: The Goa Right to Information Act-Tamil Nadu Right to Information Act-The Madhya Pradesh Right to Information Act, 2000-The Rajasthan Right to Information Act, 2000-The Karnataka Right to Information Act, 2000-Delhi Government Orders on Right to Information-RTI and other Laws: The Indian Evidence Act, 1872 (Section 76)-The Consumer Protection Act 1986 (Section 6)-The Public Records Act, 1993-The Representation of Peoples Act, 1950	Right to information	Aruna Roy and Nikhil Dey, 'Fighting for The Right to Know in India, Development Dialogue ', Upasla, 2000, https://shodhganga.inflibnet.ac.in/bitstream/10603/97850/10/10_chapter%2002%20evolution%20of%20the%20right%20to%20information%20(51-124).pdf	Pp. 1-18	To introduce legislative history of Right to information to the students.
4	4	Salient Features of the Right to Information Act 2005-Scope and applicability- Interpretation Clause-Information-Right to Information-Appropriate Government-Competent Authority-Public Authority etc-Citizens Right to	Appropriate government, competent authority	https://rti.gov.in/RTICorner/Guide_2013-issue.pdf	Part –I Pp. 1-11	To make the students understand the Salient Features of the Right to Information

		Information (Section 3) and practical regime of RTI-Enforceability of RTI- Mechanism under the Act		https://www.academia.edu/2486386/Citizen_Participation_In_Environmental_Enforcement_in_India-looking_beyond_the_RTI_Act		Act 2005 and its Ecological Perspective.
5	4	Public Authority under RTI Act-Definition of Public Authority-Comparison with definition of 'State' under Article 12 of the Constitution of India-Suo Motu Disclosure by Public Authorities-Obligations of Public Authority (Section 4)-Judicial interpretation of Public Authority-Status of NGO's, Political Parties, Private Persons etc	State, public authority	http://nromoef.gov.in/Guide%20For%20the%20Public%20Authorities.pdf		To make the students understand the concept of Public Authority under the RTI Act.
6	5	Nature of RTI- Exemptions and Limitations-Nature of RTI-Whether absolute-Exemptions under Section 8 of the RTI, Act-Public Interest v. Protected Interest-Copyright exemption-Severability-Third Party Information-Impact of Exemptions, Exceptions and Limitations on the RTI	Absolute exemption, public interest, protected interest	http://www.atiwb.gov.in/index_htm_files/HANDBOOK%20ON%20RTI%20Act.pdf	Pp. 19-24	To make the students understand Nature of RTI along with its Exemptions and Limitations.
7	4	Implementing RTI Act: Procedure to Obtain Information-Application for Information (Section 6)-Information Fee and Cost of Information-Role of APIOs and PIO-Time Schedule for disposal for Application -Disposal of Third Party Information and procedure-RTI and Human Rights	APIO, PIO, application of information	https://rti.gov.in/RTICorner/Guide_2013-issue.pdf	Part –III Pp. 18-28	To make the students understand the procedure to obtain information under the RTI act and its practical aspects.
8	5	Composition, Powers and Functions of the Information Commissions- Constitution of Information Commissions: Central Information and State Information Commission-Qualification of Information Commissioners and Chief Information Commissioner-Powers and Functions of the Information Commissions-Working of the Information Commissions: Analysis-Activism from the Information Commission: Theory and Effect	Commissions, powers, funtions	Dheera Khandelwal and Krishna K. Khandelwal, A Commentary and Digest on the Right to Information Act, 2005, Bright Law House, New Delhi 2007	Pp 185-200 https://shodhganga.inflibnet.ac.in/bitstream/10603/200009/14/14_chapter%205.pdf	To make the students understand the Composition, Powers and Functions of the Information Commissions.
9	6	Ecological Perspective of Right to Information: RTI and	Public hearing.	https://www.youtube.com/wat	http://lawtimesjournal.in/	To make the students

		Environmental Protection-Position under the Environmental Laws - Environmental Impact Assessment, Environmental Public Hearing-Indian Ecological Perspective of Right to Know-Right to Information Act and Environment- Case Study	Right to know	ch?v=UcETdlktwGE	perspectives-on-environmental-law-policy/	understand the right to information under the environmental laws
10	4	Right to Information and Implementation IssuesInformation Audit-Spreading RTI Awareness-Misuse of RTI-Role of RTI Activists/NGO's-Balancing Private Information and Public Interest-Achieving objects of RTI- The Way Forward	Audit, private information, public interes	https://www.right2info.org/resources/publications/publications/wb_implementing-rti_lessons-from-experience_2013	Pg 1-86 http://onlineresearchjournals.com/aajoss/art/49.pdf	To make the students understand the awareness of RTI, misuse of RTI
Total	48					

List of Cases:

- Vishwas Bhamburkar v. PIO, Housing & Urban Development Corporation Ltd.(CIC, 2018)
- Union of India and Anr. v. Central Information Commission and Anr. (CIC, 2017)
- Union of India vs. Vishwas Bhamburkar, Delhi high court ,2013
- The State Of U. P., V. Raj Narain And Others, 1975 (004) SCC 0428 SC
- Sheela Barse, V. State Of Maharashtra, 1987 (004) SCC 0373 SC
- People's Union For Civil Liberties (PUCL) And Another, Petitioner V. Union Of India And Another, With Lok Satta And Others, V. Union Of India, 2003(001) SCW 2353 SC
- Dinesh Trivedi, M.P. And Others V. Union Of India And Others, 1997(004) SCC 0306 SC
- Jiju Lukose v. State of Kerala (Kerala High Court, 2014)
- Central Board of Secondary Education and Anr. v. Aditya Bandopadhyay and Ors., SC, 2011.
- N N Dhumane v. PIO, Department of Posts (CIC, 2018)

Articles

- Dr. Dillip Kumar Mahapatra, Dr Dhaneswari Jena " Right to Information Act:-A Democratic Weapon" IOSR Journal Of Humanities And Social Science (IOSR-JHSS), 2017
- T Jagadish " Right to Information-A Silver Lining in Democracy" Karnataka Law Journal , 2012.
- Avnish Sharma, Right to Information; A Constitutional Perspective, Civil and Military Law Journal, Vol .43 , 2007.

- Roy Peled, Yoram Rabin " The constitutional right to information" Columbia human rights law review , 2011.
- Rajeev Kumar Singh "Right to Information: The Basic Need of Democracy" Journal of Education & Social Policy, 2014.
- Gopi M, "Right to Information Act in India (An Overview)" Journal of Political Sciences & Public J Affairs, Vol. 4, 2016.
- Toby Mendel, "Designing Right to Information Laws for Effective Implementation Right to Information Series World Bank" 2015,
- David Banisar "The Right to Information and Privacy: Balancing Rights and Managing Conflicts , World Bank Institute governance working paper series' 2014.
- Sahina Mumtaz Laskar "Importance of right to information for good governance in India" , Bharati Law Review, 2016
- Rajib bhattacharya, An Indian Perspective of Right to Information and its Application, International Journal of Research (IJR) Vol-1, Issue-5, June 2014.

Videos

- https://www.youtube.com/watch?v=rDA6ydWqdlc
- https://www.youtube.com/watch?v=sN97XBrQcfU
- https://www.youtube.com/watch?v=H26z9neJFXA
- https://www.youtube.com/watch?v=dxrn8hO0fsk
- https://www.youtube.com/watch?v=zBRQAm3xhO0

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
- The participation has to be relevant and meaningful. "Speaking for speaking's sake" will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.
- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
- The Students should come in uniform; otherwise they will be marked absent. Do not roam in the academic area/ attend classes in chappals / shorts / informal t-shirts.

- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.
- Five (5) Marks for attendance will be given as below-

Attendance percentage	Marks alloted
96-100	5
91-95	4
86-90	3
81-85	2
75-80	1
Less than 75%	0

Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

Students must occupy their seats before faculty comes in and remain seated until the end of the class.

Students must have their name plates on the desk.

Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.

Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.

No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	**Component**	**Expected slot / due date**	**Marks declaration by**	**Weightage**	**Syllabus**
NCP I	Internal Assessment	5-3-2021	11-3-2021	15	**I,II,III**
NCP II	Mid Term	15-3-2021	25-3-2021	20	I, II, III, IV, V
NCP III	Internal Assessment	6-5-2021	6-5-2021	15	VI,VII,VIII
NCP IV	Class Participation				
NCP V	Attendance				
End Term	End Term	17/5 to 26/5/2021	31-5-2021	50	VI,VII,VIII, IX,X

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

M.Geethapriyadarsani, LLM- Torts and Crimes

Interested areas- women and law, cyber laws, contracts, environmental law.

Subjects taught- legal language and writing, international commercial arbitration, law of carriage, micro finance and insurance, financial and systemic frauds, white collar crimes and money laundering, Law of Copy Rights, General Principles Of Contract, Clinical ADR, Transboundary exports, imports and Anti-dumping laws, Special Contracts, International Dispute Resolution.

Legislative Drafting (LH516)

Objectives: The study of the course course focuses on the nature of legislation and on the steps in preparing legislation in common law jurisdictions, using legislative punctuation and grammar, and drafting legislative sentences. It also aims at developing in students drafting skills and become familiar with approaches to legislative drafting that are typical in common law jurisdictions.

Course Outcomes: At the end of the course students are expected to know about different legislations and distribution of legislative powers in India , Objectives of legislation and factors which influence decision of the legislator, preliminary techniques and process of drafting , interpretation and translation of statutes . By the end of the course they are also expected to know the classification of Statutes, General Clauses Act, and General principles of Interpretation etc.,

Unit I: Legislation – Concept and forms, Classification of Laws Principles of Legislative Drafting, Forms of Legislative Instrument, Bills, Acts, Orders, Rules and Schedules.

Unit II: Distribution of Legislative Powers in India - Legislative competence, Arts.245 to Art 255, VII Schedule, Rule–making Power of the Supreme Court – Art 145, Doctrines relating to Distribution of Legislative powers – Pith And Substance, Colourable Legislation, Repugnancy, Harmonious Interpretation

Unit III: Principles: Legislation as a tool of power; Object of civil – criminal legislation, anticipated goals; Limitations of legislation as a tool for change in relation to religion, morality and tradition

Unit IV: Factors which influence decision of the legislator; Correlation between public opinion and legislative formulation-Reports of the Law Commissions-Impact of developments in society-advancement of science and technology-change in the policies of Government-contemporary international developments - Some major problems and trends in legislative formulation in a modern welfare State

Unit V: Preliminary drafting Techniques-Ideals of Drafting; Simplicity, Preciseness, Consistency, Alignment with Existing law,

Unit VI: Process and Preparation of Legislative Drafting; Process & Preparation; General rules, words selection, syntax, style, punctuation; Reference of other related laws, and existing law; Relevancy with constitutional provisions; Required instructions for legislative drafting; Other requirements : punctuation, Marginal notes, Provisions, illustrations, Presumptions, Use of non- obstante clauses, Retrospective effect, exceptions, Fictions, Explanations

Unit VII: Classification of statutes-Constitutional Amendments-Substantive Laws and Procedural laws- Amending, consolidating and codifying statues:Subordinate Legislation.

Unit VIII: Interpretation and Translation of Statutes; The General Clauses Act, 1897: General rules of interpretation - (Literal, mischief, golden, logical) - general principles of interpretation to be followed by drafters, including a constitutional, interpretation and Maxims

Unit IX: Basic principles, guiding principles of interpretation, internal and external aid to Construction, subsidiary rules. Operation of statutes, expiry and repeal, jurisdiction of courts, construction of taxing law, remedial and penal statutes, delegated legislation;

Research Work:

Study of the drafting of constitution of India and the constituent assembly debates.

Text and Reference Books

- Indian law Institute, The Drafting of Laws (1980)
- Allen, Law in the making, Sweet and Max Well
- Renton C' Hee Report, Preparation of Legislation, Sweet and Max Well
- W. Friedman, Law in a Changing Society (1970)
- Zander M., The law Making Process, Widenfeld & Icholson, England
- Renton C' Hee Report. Preparation of Legislation, Sweet & Max Well J.
- Bentham, Principles Of Legislation
- Thornton, G.C., Legislative Drafting, Butter worths, London.
- The General Clauses Act, 1897.
- Maxwell, Interpretation of Statutes.
- G.P. Singh, principles of statutory interpretation.
- K.Sanmukham and N.S. Bindras, Interpretation of Statutes (1997). The Law Book CoAllahbad.
- V. Sarathil, Interpretation of Statutes, Eastern Law Book Co. Lucknow.
- .Principles of Legislation & Legislative Drafting by N.K. Chakrabarti, R. Cambray & Co. Private Ltd.; 3rd edition (2014)
- Legislative Drafting (Principles and Techniques), 4th Edn by Atre B.R.Universal Publishers

ICFAI Law School, Hyderabad

Course Hand Out

Academic Year – 2020-21

(Class of 2021)

***Course Name*: Legislative Drafting**

Course Code: LH516

Semester: IX

***Faculty Name*: Dr. K.V.Ravi Kumar**

Mobile No: 9440632342

Email: drravikumar@ifheindia.org

Objectives of the Course : The course of *Legislative Drafting* focuses on the nature of legislation and on the steps in preparing legislation in common law jurisdictions, using legislative punctuation and grammar, and drafting legislative sentences. It aims at developing in students drafting skills and become familiar with approaches to legislative drafting that are typical in common law jurisdictions. The course of legislative drafting is aimed at exploring the history of intellectual developments in law-making since the last few decades.

Course Outcomes: At the end of the course students are expected to know about different legislations and distribution of legislative powers in India , Objectives of legislation and factors which influence decision of the legislator, preliminary techniques and process of drafting , interpretation and translation of statutes . By the end of the course they are also expected to know the classification of Statutes, General Clauses Act, and General principles of Interpretation etc.,

Recommended Text Books and Reference Books

	TEXT BOOK	AUTHOR / PUBLICATION
1	Law in a Changing Society	W.Fredman,
2	Legislative Drafting	Thronton G.C., Butterworths, London
3.	The Law Making Process	Zander.M., Widenfeld, Icholson, England
4.	Introduction to the interpretation of statutes	Avatar Singh & Harpreet Kaur/ Lexis Nexis
5.	Principles of Statutory Interpretation	Justice G. P Singh / Lexis Nexis
6	Principles of Legislation & Legislative Drafting	N.K Chakrabarti / r. Cambray & Co. Pvt. Ltd.
7.	Interpretation of Statutes	V.P.Sarathi, Eastern Book Company

8	Legislative Drafting –Principles and Techniques	B.R.Atre, 2nd Edition, Universal Law Publishing Co.,
9.	Legislative Drafting – Shaping the Law for the New Millennium	T.K. Viswanathan, The Indian Law Institute, New Delhi
10.	Law in the Making	C.K. Allen, 7th Edition, Universal Law Publishing Co.,

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1	6	Unit 1 Legislation	Concept and forms, Classification of Laws Principles of Legislative Drafting, Forms of Legislative Instrument, Bills, Acts, Orders, Rules and Schedules.	Principles of Legislation and Legislative Drafting , N.K Chakrabarti,3rd ed. R. Cambray & Co. Pvt. Ltd.	Chapter - 34 pp. 525-534 https://www.youtube.com/watch?v=kaYV2fRtZ3c – Principles of Legislative drafting by Dr. Vibha Sarma, Govt. Law College, ajmir,	To make the students understand different forms of legislation , distribution of legislative powers in India and different doctrines related to it.
2.	6	Unit II : Distribution of Legislative Powers in India	Legislative competence, Arts.245 to Art 255,VII schedule, Rule making Power of the Supreme Court – Art 145, Doctrines relating to Distribution of Legislative powers – Pith And Substance, Colourable Repugnancy, Harmonious Interpretation	Interpretation of Statutes, Vepa P. Sarathi , 5th ed. Eastern Book Company.	Chapter - 12 pp. 468-488 https://www.youtube.com/watch?v=r8Y1xCdI7Ug - Distribution of Legislative powers between Union and States by Legal Foundation	After completion of the session, the student will be able to understand about the legislative competence and Rule making power of the Apex Court
3.	6	Unit III Principles of legislation	Legislation as a tool of power; Object of civil criminal legislation, anticipated goals;	Principles of Legislation and	https://www.researchgate.net/publication/274	To make the students understand the Objectives of legislation and factors

			Limitations of legislation as a tool for change in relation to religion, morality and tradition	Legislative Drafting , N.K Chakrabarti,3rd ed. R. Cambray & Co. Pvt. Ltd. pp.345-369	961177_Factors_of_influence_on_legislative_decision_making_A_descriptive_study_updated_August_2009 https://www.youtube.com/watch?v=yvlE8f-a9bQ - Using the law as a tool for social change by Birdget Gamme	which influence decision of the legislator, and the limitations of legislation as a tool for change in relation to religion etc.,
4	6	Unit -IV :Factors which influence decision of the legislator	Correlation between public opinion and legislative formulation-Reports of the Law Commissions-Impact of developments in society-advancement of science and technology-change in the policies of Government-contemporary international developments - Some major problems and trends in legislative formulation in a modern welfare State	Principles of Legislation and Legislative Drafting , N.K Chakrabarti,3rd ed. R. Cambray & Co. Pvt. Ltd.	https://www.youtube.com/watch?v=VMQY8d6iwug - Indian as a welfare State by National Institute of Open Schooling	After completion of this session, students are able to understand the role of Law Commission of India, and the recent trends in a modern welfare state.
5	4	Unit -V : Preliminary drafting techniques	Ideals of Drafting; Simplicity, Preciseness, Consistency, Alignment with Existing law,	Principles of Legislation and Legislative Drafting , N.K Chakrabarti, pp.433-442	https://scholarship.richmond.edu/cgi/viewcontent.cgi?referer=https://www.google.com/&httpsredir=1&article=1022&context=law-faculty-publications	To make the students understand Preliminary techniques and process of drafting such as word selection , syntax , style etc.
6	5	Unit-VI : Process and Preparation of Legislative Drafting	General rules, words selection, syntax, style, punctuation; Reference of other related laws, and existing law; Relevancy with constitutional provisions; Required	Principles of Legislation and Legislative Drafting , N.K	https://www.youtube.com/watch?v=yO9zifr3Wzc – Process of Legislative	After completion of this Unit, the students are able to understand about the basic process of legislation and how to prepare a draft

			instructions for legislative drafting; Other requirements : punctuation, Marginal notes, Provisions, illustrations, Presumptions, Use of non- obstante clauses, Retrospective effect, exceptions, Fictions, Explanations	Chakrabarti, pp.455-475	Drafting by Dr. Vibha Sarma, Government Law College, Ajmir.	enactment by following various Rules and regulations
7	5	Unit-VII : Classification of Statutes	Constitutional Amendments – Substantive Laws and Procedural Laws – Amending, consolidating and codifying statutes – subordinate legislation	Legislative Drafting : Principles and Techniques by B.R.Atre pp.222L to 223	https://www.youtube.com/watch?v=5exNnUm5EHc – The state of Subordinate legislation by Dr. K.P. Krishnan with reference to Chandigarh Legislation	After completion of this Unit, the students are able to understand abou the Amendment under Constitution of India and also the nature and scope of Subordinate Legislation
8	5	Unit-VIII- Interpretation and Translation of Statutes	The General Clauses Act, 1897: General rules of interpretation - (Literal, mischief, golden, logical) - general principles of interpretation to be followed by drafters, including a constitutional, interpretation and Maxims	Introduction to the interpretation of statutes, Avatar Singh & Harpreet Kaur/ Lexis Nexis Law in the Making by C.K. Allen pp.482 to 530	https://www.youtube.com/watch?v=7z9AX5WpyVg – General Principles of Interpretation by Legal Eagles	To make the students understand the different rules and guiding principles of Interpretation and translation of statutes.
9	5	Unit –IX – Basic Principles	Basic principles, guiding principles of interpretation, internal and external aid to Construction, subsidiary rules. Operation of statutes, expiry and repeal, jurisdiction of courts, construction of taxing law, remedial and penal statutes, delegated legislation	Principles of Legislation and Legislative Drafting , N.K Chakrabarti Chapter-12 pp171-189	https://www.youtube.com/watch?v=0blH4ichjtM Presumptions under Interpretation of Statutes by Pawani Prajit.	After completion of this Unit, the students are able to understand the nature of delegated legislation and their principles and General Interpretation of Statutes.
Total	48					

Tutorials – 12

Total - 60

List of cases-

- Holani Auto Links (P) Ltd.,v. State of M.P. (2008) 13 SCC 185
- I.R.Coehlo v. State of Tamil Nadu (2007) 2 SCC 1
- Mazdoor Sangh v. Usha Bravo Limited (2008) 5 SCC 554
- Krishnaih V. State of (A.P. AIR 2005 AP 10)
- S.R. Chaudhuri v State of Punjab and others, (2001) 7 SCC 126
- Grasim Industries Ltd. v Collector of Customs, Bombay, (2002)4 SCC 297
- District Mining Officer and others v Tata Iron & Steel Co. and another , (2001) 7 SCC 358
- Tata Consultancy Services v . State of Andhra Pradesh AIR 2005 SC 371
- Directorate of Revenue v. Mohd. Nisar Holia (2008) 2 SCC 370

Articles :

- Mukund Sarda, '*Principles of Legislative Drafting – A Study'*, Orient Journal of Law of Social Sciences. Vol V, Issue No.2, January, 2011.
- O.P. Motiwal, 'The Principles of Legislative Drafting' Indian Law Institute, 1974.
- Helen Xanthaki, 'Legislative Drafting : A New sub-discipline of law is born', IALS Student Law Review, Vol. 1 Issue 1, 2013.
- S.K. Hirannandani, 'Legislative Drafting : An Indian View', The Modern Law Review, Vol. 27 Issue No.1, January, 1964.
- Usama Mubharak, 'Role of Legislative Drafting in Victimisation of Citizens' , Research Paper submitted to School of Law, Galgotias University,
- Philip Sales, 'The Contribution of Legislative Drafting to the Rule of Law', The Cambridge Law Journal, Vol.77 Issue No.3, 2018.
- Brijesh Kumar, 'Legislative Drafting', Institute's Journal, March, 1996.
- Jarrod Shobhe, 'Intertemporal Statutory Interpretation and the Evolution of Legislative Drafting', Columbia Law Review, Vol. 114. Issue. No.4, 2014,
- Niharika Bapna, 'Plain Language Drafting : A Study of the Laws of India' , Statute Law Review, Vol. 41.Issue No.3, October 2020.
- Lyn Entrikin. J, 'Teaching the Art and Craft of Drafting Public Law : Statutes, Rules and More', Duequesne Law Review, Vol. 55, Rev. 9, 2017.

Videos :

- https://www.youtube.com/watch?v=0blH4ichjtM
- https://www.youtube.com/watch?v=7z9AX5WpyVg
- https://www.youtube.com/watch?v=5exNnUm5EHc

- https://www.youtube.com/watch?v=yO9zifr3Wzc
- https://www.youtube.com/watch?v=VMQY8d6iwug
- https://www.youtube.com/watch?v=kaYV2fRtZ3c

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Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

Students must occupy their seats before faculty comes in and remain seated until the end of the class.

Students must have their name plates on the desk.

Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.

Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.

No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	Component	Expected slot / due date	Marks declaration by	Weightage	Syllabus
NCP I	Internal Assessment	Feb 15 , 2021	26th Feb 20, 2021	10	Units :1-3
NCP II	Mid Term	March 4 , 2021	15th March 20, 2021	20	Units : 1-5

NCP III	Online Test	April 15, 2021	16th April, 2021	10	Units – 6-8
NCP IV	Class Participation	May 3, 2021	17th May 20, 2021	5	Units : 1-10
NCP V	Attendance	May 3, 2021	17th May 20, 2021	5	Units :1-10
End Term	End Term	May 6 , 2021	17th May 20, 2021	50	Units :6-10

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Dr. K. V. Ravi Kumar, Assistant Professor,

ICFAI Law School, Hyderabad is

Having 8 years of teaching experience as Assistant Professor,

Worked as an Academic Counselor at Centre for Distance Education, ANU.

5 years practicing experience as an advocate at Bar Association, Guntur District.

Published more than 15 articles in referred International and national journals

Presented more than 30 papers in International Seminar/Conferences

Indian Federalism and Judicial Independence (LH517)

Objectives: The study of this course makes the student to understand the concept of federalism. It further provides for understanding of legislative and executive working of centre-state relationship in smooth functioning of federal constitution. Also this study enables the student to study and analyze the form of federalism practiced in different countries, emerging trends in financial relationship between centre and states and how judicial independence is guaranteed in the Indian federal structure.

Course Outcome: After completion of the course, the students will be in a position to understand the concept and meaning of federalism and how it is working in different countries. The student will be able to understand how the legislative powers are being distributed between center and State. The student will get to know how federalism is being implemented through the provisions of the Indian Constitution, the independence of judiciary and how it is being achieved in India. In addition to traditional sphere of federalism the students will also be able to understand the fiscal relationship between centre and the state.

Unit I: Introduction: Federalism: Meaning, Concept, Features of Federalism –Different Kinds of Federations-Theories of Federalism – Constitutionalism – Federal Arrangements – Federation, Confederation, Association, Unions, Consociation – Difference between Federations and Confederation – Soviet Experience – Conditions as Requisites for Federation – Geo-political Factors Influencing Federalism: Political Parties – Evolution of Federal Government – Unit ary and Federal Forms of Government.

Unit II: Working of Federalism in Modern Times: Federalism in USA, Canada, Switzerland, Australia – Distribution of Powers and Independence of Judiciary – A Comparative Study -Nature of Indian Constitution – Application of Federal Principle – Federal Features in Indian Constitution – Distribution of Powers – Formation and Admission of New States (Article 2 and 3)

Unit III: Legislative Relations: Distribution of Legislative Powers in India – Nature of Legislative Powers – Territorial Jurisdiction of Union and States – Division of Legislative Powers (Article 246, 7th Schedule) – Residuary Powers of Legislation – Parliamentary Legislation in State Fields – Primacy of Union Laws over State Laws (Article 254) – Judicial Principles Relating to Distribution of Legislative Powers – Doctrine of Pith &Substance, Colorable Legislation, Repugnancy, Harmonious Interpretation, Doctrine of Occupied Field and Intended Occupation.

Unit IV: Fiscal Federalism in India: Distribution of Financial Powers under Indian Constitution – Powers of Taxation of Union and States – Sharing and Appropriation of the Taxes – Grants-in-Aid and Specific Purpose Grants – Borrowing and Spending Powers – Inter-governmental Tax Immunities – Doctrine of Immunity of Instrumentalities (Article 285 and 289) – Union and State Finance Commission – Powers and Functions.

Unit V: Indian Federalism and Emergency Powers: Emergency Powers under Indian Constitution – Historical Perspective – Kinds of Emergency and Grounds for Imposition – Centers Duty to Protect States – Effect of Failure to Comply with Directions by the

Union (Article 365) – Contentious Issues Relating to Emergency – Role of Governors – Use and Misuse of Article 356 – Judicial Response – S.R. Bommai and After.

Unit VI: Role of Commissions on Centre State Relations: Need to Strengthen Centre State Relations – Appointment of National Commissions: Rajamannar Commission – Sarkaria Commission – Administrative Reforms Commissions (1st and 2nd) National Commission to review the Working of the Constitution– NCRWC – Punchi Commission – Recommendations, Implementations –Appraisal

Unit VII: Independence of Judiciary and Indian Constitution: Independence of Judiciary as a Federal Feature and Basic Feature of Indian Constitution – Relevant Provisions under Indian Constitution to Maintain Independence of Judiciary – Statutory Provisions – Judges Inquiry Act – Judicial Accountability in India – JSA Bill – Role of Judiciary in Upholding Federal Structure of India – Case Studies – Judicial Review and Judicial Activism – Contempt of Court.

Unit VIII: Working of Judiciary-Contentious Issues: Appointment and Transfer of Judges of Higher Judiciary – Intention of Framers of the Constitution on the role of Political Executive – Position Before and After Judges the 2nd Transfer Case – Impact of 2nd and 3rd Judges Transfer Cases and Collegium System – 99th Constitutional Amendment – National Judicial Appointments Commission – 4th Judges case and its Impact.

Text and Reference Books

- Anand C. L, Constitutional Law and History of Government of India, Universal Law Publishing, 2008
- Venkataramiah &. Bakshi P.M, Indian Federalism-A Comparative Study, 1992
- JainnM.P, Indian Constitutional Law, Lexis Nexis, 2018
- Hamid Hussain , Indian Federalism: Emerging Trends, , Manak Publications Pvt. Ltd, 2010
- SinghM. P. andRekhaSaxena, Federalizing India in the Age of Globalization,Oxford University Press, 2013
- Samuel Berthet, New States for a New India: Federalism & Decentralization in the States of Jharkhand & Chattisgarh, 2011
- PandeyJ.N, Constitutional Law of India, Central Law Agency,2018.
- Anirudh Prasad, Centre and State Powers under Indian Federalism, Deep & Deep Publishers,2014.
- Wheare K. C , Federal Government, Oxford University Press , 1950
- PyleeM.V, Select Constitutions of the World, Universal Law Publishing Co. 2012.
- ShuklaV.N, Constitution of India, Eastern Law Company, 11th Ed. 2008.
- Seervai H.M , Constitutional Law of India, Universal Law Publishing Co.,4th Ed. 2015

Articles

- Dr. Mukesh Kumar,'Nature of Indian Federalism: An Analysis of Historical Basis and Problems', International Journal of Humanities and Social Science Invention, Volume 7 Issue 1, 2018, pp. 42-47, 2018.
- BalveerArora,K. Kailash.K,'Beyond Quasi Federalism: Change and Continuity in Indian Federalism',SAGE journal.
- Aggarwal, P. "Centre-State financial relations in India", Journal ofthe Society for Study of State Governments, Vol-2(l), 1969.
- Aiyar, S.P., "India's emerging co-operative federalism," Indian Journal ofPolitical Science, Vol-ll(l), 1950.
- Akerloff, G A, "Centre-State fiscal relations in India", Indian Economic Review, 42(2), 1969,99-121.
- J M Blakin, 'What is Postmodern Constitutionalism'? Michigan Law Review 1966.
- G Sartori, 'Constitutionalism: A Preliminary Discussion', 56 American Political Science Review, 853,1962
- Ranney, John C., 'The Basis of American Federalism', 3 William and Mar Quarterly (3rd Series) 1 (1982).
- Henry P Monaghan, We the People(s), Original Understanding and Constitutional Amendment, 96 CoulmbiaLaw Review. 121, 1996
- Goldsworthy, J., 'Manner and Form in the Australian States', 16 Melbourne University Law Review, 403, 1987
- Winterton, G., 'The Limits and Use of Executive Power by Government', 31 Federal Law Review 421. 2003.

Videos

- https://www.youtube.com/watch?v=94i_x1dwKFw
- https://www.youtube.com/watch?v=0lxty4L_l4I
- https://www.youtube.com/watch?v=ap-CIkjTqak
- https://www.youtube.com/watch?v=H_6BMxyfn50
- https://www.youtube.com/watch?v=1hQbQDVBZTA
- https://www.youtube.com/watch?v=Xv0jZvzvfHM

ICFAI Law School, Hyderabad

Course Hand Out

Academic Year – 2020-21

(Class of 2021)

***Course Name*: Indian Federalism and Judicial Independence**

***Course Code:* LH517**

Semester: X

***Faculty Name*: Prof. V. Hemalatha Devi**

Mobile No: 9542121424

Email: hemalathadevi@ifheindia.org

Objectives: The study of this course makes the student to understand the concept of federalism. It further provides for understanding of legislative and executive working of center-state relationship in smooth functioning of federal constitution. Also this study enables the student to study and analyze the form of federalism practiced in different countries, emerging trends in financial relationship between center and states and how judicial independence is guaranteed in the Indian federal structure.

Course Outcome: After completion of the course, the students will be in a position to understand the concept and meaning of federalism and how it is working in different countries. The student will be able to understand how the legislative powers are being distributed between center and State. The student will get to know how federalism is being implemented through the provisions of the Indian Constitution, the independence of judiciary and how it is being achieved in India. In addition to traditional sphere of federalism the students will also be able to understand the fiscal relationship between center and the state.

Recommended Text and Reference Books

	Text Book	Author/Publication
1.	Indian Constitutional Law	Jain M.P, Lexis Nexis, 2018
2.	Constitutional Law of India	PandeyJ.N, Central Law Agency, 2018.
3.	Federal Government	Wheare K. C , Oxford University Press , 1950
4.	Federalizing India in the Age of Globalization	SinghM. P. andRekhaSaxena, ,Oxford University Press, 2013

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1.	8	Unit I: Introduction	Federalism, Constitutional		https://www.youtube.com/watch?v=94i_x1dwKFw	The student

		Federalism: Meaning, Concept, Features of Federalism – Different Kinds of Federations- Theories of Federalism – Constitutionalism – Federal Arrangements – Federation, Confederation, Association, Unions, Consociation – Difference between Federations and Confederation – Soviet Experience – Conditions as Requisites for Federation – Geo-political Factors Influencing Federalism: Political Parties – Evolution of Federal Government – Unitary and Federal Forms of Government.	ism, Federation, Confederation			will learn about the salient features of federalism, various kinds and theories of federalism, various factors influencing federalism.
2.	5	Unit II: Working of Federalism in Modern Times Federalism in USA, Canada, Switzerland, Australia – Distribution of Powers and Independence of Judiciary – A Comparative Study -Nature of Indian	Distribution of Powers and Independence of Judiciary, Formation and Admission of New States	Constitutional Law of India PandeyJ. N Constitutional Law of India V.N.Shukla Indian Constitutional Law Jain M.P	The Union and its Territory Pg. 35-38 The Union and its territory Pg. 6-13 Federal features of Indian Constitution Pg. 747 https://www.youtube.com/watch?v=0lxty4L_l4I	The student will learn about federalism in USA, Canada, Switzerland, Australia, A Comparative Study, Nature of Indian

		Constitution – Application of Federal Principle – Federal Features in Indian Constitution – Distribution of Powers – Formation and Admission of New States (Article 2 and 3)				Constitution and Federal Features in Indian Constitution
3.	6	Unit III: Legislative Relations Distribution of Legislative Powers in India – Nature of Legislative Powers – Territorial Jurisdiction of Union and States – Division of Legislative Powers (Article 246, 7th Schedule) – Residuary Powers of Legislation – Parliamentary Legislation in State Fields – Primacy of Union Laws over State Laws (Article 254) – Judicial Principles Relating to Distribution of Legislative Powers – Doctrine of Pith &Substance, Colorable Legislation, Repugnancy, Harmonious	Legislative Powers – Territorial Jurisdiction of Union and States, Parliamentary Legislation in State Fields and various relevant doctrines	Indian Constitutional Law Jain M.P	Legislative relations Pg- 502-588 https://www.youtube.com/watch?v=ap-CIkjTqak	The student will learn about Distribution of Legislative Powers in India, Parliamentary Legislation in State Fields, Judicial Principles Relating to Distribution of Legislative Powers and various doctrines.

		Interpretation, Doctrine of Occupied Field and Intended Occupation.				
4.	5	Unit IV: Fiscal Federalism in India Distribution of Financial Powers under Indian Constitution – Powers of Taxation of Union and States – Sharing and Appropriation of the Taxes – Grants-in-Aid and Specific Purpose Grants – Borrowing and Spending Powers – Inter-governmental Tax Immunities – Doctrine of Immunity of Instrumentalities (Article 285 and 289) – Union and State Finance Commission – Powers and Functions	Financial Powers, Sharing and Appropriation of the Taxes, Grants-in-Aid, Borrowing and Spending Powers, Inter-governmental Tax Immunities, Doctrine of Immunity of Instrumentalities.	Indian Constitutional Law Jain M.P	Financial Relations Pg.- 597-681 https://www.youtube.com/watch?v=H_6BMxyfn50	The student will learn about Distribution of Financial Powers under Indian Constitution, Sharing and Appropriation of the Taxes – Grants-in-Aid and Specific Purpose Grants – Borrowing and Spending Powers – Inter-governmental Tax Immunities
5.	5	Unit V: Indian Federalism and Emergency Powers Emergency Powers under Indian Constitution – Historical Perspective – Kinds of Emergency and Grounds	Emergency Powers under Indian Constitution, Contentious Issues Relating to Emergency and Judicial Response	Indian Constitutional Law Jain M.P	Emergency provisions Pg. 700-730 https://www.youtube.com/watch?v=1hQbQDVBZTA	The student will learn about Emergency Powers under Indian Constitution, Centers Duty to Protect States, Role of

		for Imposition – Centers Duty to Protect States – Effect of Failure to Comply with Directions by the Union (Article 365) – Contentious Issues Relating to Emergency – Role of Governors – Use and Misuse of Article 356 – Judicial Response – S.R. Bommai and After.				Governors and judicial response
6.	5	Unit VI: Role of Commissions on Centre State Relations Need to Strengthen Centre State Relations – Appointment of National Commissions: Rajamannar Commission – Sarkaria Commission – Administrative Reforms Commissions (1st and 2nd) National Commission to review the Working of the Constitution– NCRWC – Punchi Commission – Recommendations, Implementations –Appraisal	Centre State Relations, National Commissions, review the Working of the Constitution			The student will learn about need to Strengthen Centre State Relations, role of various commissions on Centre state relations

7.	8	Unit VII: Independence of Judiciary and Indian Constitution Independence of Judiciary as a Federal Feature and Basic Feature of Indian Constitution – Relevant Provisions under Indian Constitution to Maintain Independence of Judiciary – Statutory Provisions – Judges Inquiry Act – Judicial Accountability in India – JSA Bill – Role of Judiciary in Upholding Federal Structure of India – Case Studies – Judicial Review and Judicial Activism – Contempt of Court.	Independence of Judiciary, Judicial Accountability, Judicial Review and Judicial Activism – Contempt of Court.	Indian judicial System need and directions of reforms S.P.Varma Constitutional Law of India PandeyJ.N	Independence of judiciary and appointment of judges Pg. 107-154 Judicial independence and accountability Pg. 156-162 Independence of judiciary Pg. 29 https://www.youtube.com/watch?v=Xv0jZvzvfHM	The student will learn about various concepts of Independence of Judiciary and Independence of Judiciary as a federal feature and basic feature of Indian constitution, Role of Judiciary in Upholding Federal Structure of India
8.	6	Unit VIII: Working of Judiciary- Contentious Issues Appointment and Transfer of Judges of Higher Judiciary – Intention of Framers of the Constitution on the role of Political Executive – Position Before and	Higher Judiciary, Collegium System			The student will learn about Appointment and Transfer of Judges of Higher Judiciary – Intention of Framers of the Constitution on the role of Political Executive

		After Judges the 2nd Transfer Case – Impact of 2nd and 3rd Judges Transfer Cases and Collegium System – 99th Constitutional Amendment – National Judicial Appointments Commission – 4th Judges case and its Impact				–Impact of 2nd and 3rd Judges Transfer Cases and Collegium System – 99th Constitutional Amendment – National Judicial Appointments Commission – 4th Judges case and its Impact
Total	48					

List of Latest Cases-

- Kuldip Nayar Vs. union of India and ors AIR 2006 SC 3127
- Jindal Stainless Ltd. And Anr Vs. State of Haryana and Ors, 2016 SCC online Sc1260
- Saurashtra Oil Mills assn. Vs. State of Gujarat, AIR 2002 SC 1130
- S.R.Bommai Vs. Union of India AIR 1994, SC 1918
- State of Rajasthan Vs. Union of India, 1977 AIR 1361
- State of Karnataka Vs. Union of India, 1978 AIR 68
- Govt. of Nct of Delhi Vs. Union of India, 2018
- Khazan Singh Vs. State of Uttar Pradesh, AIR 1974 SC 669
- Pradeep Jain Vs. Union of India 1984 SCR(3)942
- State of Bombay Vs. RMDC AIR 1957 SC 699

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
- The participation has to be relevant and meaningful. “Speaking for speaking’s sake” will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.

- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the time lines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.
- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term

Attendance percentage	Marks alloted
96-100	5
91-95	4
86-90	3
81-85	2
75-80	1
Less than 75%	0

- Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

Students must occupy their seats before faculty comes in and remain seated until the end of the class

Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.

No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Name	**Component Detail**	**Expected slot / due date**	**Marks declaration by**	**Weightage**	**Syllabus**
NCP 1	Internal assessment	09-03-2021	15-03-2021		**I,II,III units**
NCP 2	Mid term Examinations	15-03-2021	23-03-2021		I,II,III,IV, units
NCP 3	Internal Assessment	11-05-2021	11-05-2021		V,VI,VII units
	End Term Examinations	17-05-2021 to 26-05-221	30-05-2021		Post Mid Portion and a part of Pre-Mid

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination he / she will be aware of the progress in the course up to an extent of 50 marks. Students not taking the evaluation according to the timelines mentioned above will not be given another opportunity excepting in rare circumstances of extreme illness / hospitalization or other exigencies.

Brief profile of the Faculty Member

Prof. V. Hemalata Devi is a Doctorate in Law and ML in Constitutional and International Law from Sri Venkateswara University, Tirupati. She has 32 years of Teaching & Research experience. She has guided 16 PhDs and published 58 Research Papers in National and International Journals. She has presented her Research Papers in National and International Conferences/ seminars and has visited Germany, Poland, Sweden, Singapore, Sri Lanka and Ghana in this connection. She has received 'Best teacher Award' from the Government of A.P. Her areas of interest include Environmental Law and Woman & Law.

Freedom of Trade and Commerce (LH518)

Objectives: The study of this course is to make student understand problem of any federal structure is to prevent the growth of local and regional interests which are not conducive to the interest of the nation as a whole. In order to avoid such commercial rivalries and jealousies among the units, the framer of the federal constitution takes it as absolutely necessary to incorporate a free trade clause which would ensure the economic unity within the country. This course seeks to concentrate on the scope of free trade and commerce in India. In this regard, the conditions prevalent in the pre-independence era as well as the present position have been discussed in the light of the constitution and the decisions of the Supreme Court of India. Further, for the purpose of comparison, Australian Constitution has been referred as the free trade clause in the Indian Constitution has been borrowed almost verbatim from the Australian Constitution.

Unit - I: Freedom of trade and commerce- nature and scope -- Trade, commerce and intercourse-interpretation and meaning, Scope of freedom of trade and commerce under federal Constitutions.

Unit - II: Freedom of trade and commerce under the Constitution of USA- Inter-State and Intra State commerce--Powers of US Congress to regulate inter-state commerce - Theories of exclusiveness of federal and State power under the commerce clause - Gibbons Vs Ogden - Its Impact on inter-state and intra-state commerce in USA - Use of commerce power as Police power in USA-Tax Legislation and commerce clause - McCulloch Vs Maryland - Doctrine of Immunity of instrumentalities - Application and Present position - Commerce clause in USA and emerging issues

Unit - III: Freedom of trade and commerce under the Constitution of Australia 1900-Legislative powers of the commonwealth Parliament - Absolute freedom of trade and commerce Under Sec 92, Restrictions on Freedom of Trade and Commerce in Australia-Potato case -Wheat Case, Slaughter house case and Engineers Case -Tax Legislation and free trade clause- Power of Eminent Domain and commerce power

Unit IV: Freedom of Trade, Commerce and Intercourse in India- Pre - Constitutional Provisions-The Government of India Act 1919-The Government of India Act 1935-Constituent Assembly Debates on freedom of Trade and Commerce

Unit V: Constitutional provisions relating to Freedom of trade, commerce and intercourse in India-Meaning and nature of free trade Clause under Art.301-Interpretation of the three phrases of the Free Trade Clause under Art.301-The relationship between Art 19 (1) (g) and Art 301-Restrictions by Parliament and State Legislatures on the freedom of trade and commerce under Art.303-Restrictions imposed by existing Laws and Nationalization Laws on freedom of trade and commerce-Prohibition against preference or discrimination in trade and commerce under Art.303(2)-Government contracts - contractual liability of State etc

Unit VI: Power of Taxation vis-à-vis Freedom of Trade and Commerce in India-Tax - Definition-distinction between Tax and Fee-The scheme of distribution of taxing power under the Constitution of India- Classification of Taxes-Direct and Indirect taxes-Restrictions on the power of Taxation under the Constitution-Fundamental Rights and power of Taxation-Inter – Governmental Tax Immunities

Unit – VII: Freedom of trade and commerce and Taxation - Case Studies -Free Trade clause and power of Taxation-Analysis of cases of Taxation on Motor Vehicles and Transportation-Analysis of cases of Taxation on OCTROI-Taxation on Inter - State Sales-Analysis of cases on Central Sales Act-Analysis of cases on State Sales Tax Laws-Analysis of cases on State - Countervailing duty, Tax on Luxury

Unit-VIII: Freedom of Trade and Commerce and Competition law-Power of the State to impose monopolies [Art.19(6)]-the MRTP Act and its working-the Competition Act 2002-salient features-Prohibition of Certain Agreements, Abuse of Dominant Position and Regulation of Combinations-State Monopoly in India - an analysis

Unit IX: Freedom of Trade and Commerce in India - Contemporary Issues-Commercial Interests and Livelihood Concerns-Impact of WTO on Trade and Commerce in India - New Economic Policy of India and Impact of GATT & WTO-Foreign Direct Investment in Indian industries-Regulatory issues in IPR regimes - Parallel Imports and Compulsory Licensing-Constitutional vision as to freedom of trade and commerce and the present scenario - an analysis.

Text and Reference Books

- Constituent Assembly Debates
- Brich. A.H "Federalism, Finance and Social Legislation in Canada, Australia and the United States", Oxford, Clarendon Press, 1955.
- Chadrapal, "Centre – State Relations and Co-operative Federalism", NewDelhi, Deep and Deep Publications, 1983.
- Cooley. T.M "A Treatise on Constitutional Limitation", Little, Brown & Co, 8th Edition, 1927
- Corwin, "The Constitution and What it means Today", Princeton University Press, 1973
- Howard.Coten, "Australian Federal Constitutional Law", Australia: The Law Book Company Ltd, 1972
- Jain.M.P "Indian Constitutional Law", Bombay: N.M.Tripathi Private Limited, 4th Edition, 1987
- Lane.P.H "A Digest of Australian Constitutional Law", The Law Book Company Limited 1982
- Pritchett.C.Herman "Constitutional Law of the Federal System. Prentice Hall, 1984
- Rao B.S. The Framing of India's Constitution" Delhi, Indian Institute of Public Administration, Volume I & II 1966
- Rao B.S. The Framing of India's Constitution" Delhi, Indian Institute of Public Administration, 1968
- Seerwai. H.M, Constitutional Law of India, Bombay, N.M.Tripathi Private Limited, 3rd Edition Volume 1. 198

Negotiation and Mediation (LH521)

Objectives: The study of this course is to provide inputs on meaning, scope and importance of Negotiation and Mediation process of alternative dispute resolution methods. The course aims to train the students and develop techniques and skill sets for effective and efficient practice in place of litigations. The course also focuses to provide inputs on resolution of disputes of both national and international levels between citizens and government relating to matrimonial and business disputes. The course also covers the international practices on Negotiation and Mediation and a comparison with India.

Course Outcome: The student after completing the course will be able to differentiates the processes between the negotiation and mediation, and will use the techniques and skills whatever is necessary to resolve the disputes. Students will be able to describe, analyze and apply the substantive rules of Negotiation and Mediation. Student would be able to analyze and evaluate the nature of dispute and choose appropriate method for resolving it by employing various strategies.

Unit I – Introduction: Alternative Dispute Resolution: Meaning, Nature and Evolution- Merits and Demerits of AR methods to Litigation- Components of ADR mechanism – Negotiation: Meaning, Nature and Definition – Mediation: Meaning, Nation and Definition- Difference between the Negotiation and Mediation - Historical Development of Negotiation and Mediation: Roman law and Modern Approach -Global Practices of Negotiation and Mediation.

Unit II – Negotiation: Elements of Negotiation - Techniques and Approaches to Negotiation - Informal and Formal Negotiation -Nature and Modes of Negotiation – Types of Negotiations -Negotiate Towards a Win-Win Outcome – Drafting of Negotiation Agreement – Practical Side of Negotiation.

Unit III – Art of Negotiation: Negotiation Process - Skills Required for Successful Negotiation – Initiation and Conclusion of the Negotiation Process - Bargaining Tactics, Style, and Emotion - Preparation, Discussion, and Clarification of Goals – Negotiation Strategies – Legal Binding of Negotiation Outcomes.

Unit IV –International Negotiation: International Perspectives of Negotiation – Application of Practices of International Regime of Negotiations – Negotiations Between the Parties: Between the Countries and Individual Parties -Predictors of International Negotiation Outcomes: Power, Gender, Domestic interests, Treaty Design- Back Channels, Secret Negotiations & Terrorism.

Unit V – Mediation: Mediation: Meaning, Nature, Scope and Importance of Mediation - Adjudication vs Mediation - Techniques of Mediation - Mediation Ethics and Obligations of Mediation- Attributes of Mediation-Mediation Styles.

Unit VI – Mediation under Different Laws: Use of Mediation by Institutions- Industrial Disputes Act, 1947–Supreme Court's Guidelines on Mediation – Civil and Commercial Mediation – Family Mediation – Victim-Offender Mediation – Mediation under the Family Courts Act, 1984 –Mediation under the Legal Services Authority Act.

Unit VII –Court Annexed Mediation: Use of Mediation by the Courts - Need and Effect of Court Annexed Mediation - Sec.89 of CPC- Mediation Practices: Community

Mediation, Peer mediation, Native-title Mediation - Alternative Dispute Resolution and Mediation Rules, 2017

Unit VIII – International Practices: Comparative Study of Negotiation and Mediation: India, UK, and USA –Mediation and Negotiation for International Relations and Disputes–ISDLS –The Mediation and Conciliation Project Committee (MCPC) – Indian Institute of Arbitration & Mediation and People's Mediation Centre (PMC) – International Mediation Institute (IMI).

Project Work

Simulations to settle the disputes of students by using negotiation and mediation techniques.

Text and Reference Books

- Sriram Panchu, 'Mediation Practices & Law', 1st ed., Lexis Nexus Butterworths, 2011.
- Alison Taylor,'The Handbook of Family Dispute Resolution: Mediation Theory and Practice', Jossey Bass, 2010.
- Anuroop Omkar Kritika Krishnamurthy, 'The Art of Negotiation and Mediation-A Wishbone, Funny bone and A Backbone',1st ed., Lexis Nexis, 2015.
- Rajinder Kaur,'Mediation and Negotiation in Trade Conflicts: An Indian Perspective',Thomson Reuters South Asia Private Limited, 2018.
- Tony Whatling,'Mediation Skills and Strategies: A Practical Guide', Jessica Kingsley, 2012.
- Russell Korobkin, 'Negotiation: Theory and Strategy (Aspen Casebook) (Aspen Casebook Series)',3rd ed.,Wolters Kluwer, 2014
- Sven M.G. Koopmans, 'Negotiating Peace: A Guide to the Practice, Politics, and Law of International Mediation', Oxford University Press, 2018.
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- Mauro Cappelletti, "Alternative Dispute Resolution Processes within the Framework of the World-Wide Access-to-Justice Movement", The Modern Law Review, Vol. 56, No. 3, Dispute Resolution. Civil Justice and Its Alternatives 1993.

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- https://www.youtube.com/watch?v=PAITV-I0Sjs&t=151s
- https://www.youtube.com/watch?v=z7nkry-I9f0
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Conciliation and Arbitration (LH522)

Objectives: The study of the course is aimed to provide inputs to the students relating to conceptual understanding of Arbitration, Conciliation and its application. It also enlightens the students the difference between the mechanisms and processes of Arbitration and Conciliation. It is also aimed to upgrade the soft skill-sets of students and provides training in handling the techniques effectively.

Course Outcome: After the completion of the course, the students will have enough professional knowledge and skills in settling the disputes through arbitration and conciliation processes. Further the students will be to exercise the option about using the techniques required settle individual disputes. The students will practice as arbitrator and conciliator with his acquired knowledge and settle the disputes.

Unit I – Introduction to Arbitration: Arbitration: Meaning, Nature and Concept – Advantage of Arbitration to Litigations- Historical Evolution of Arbitration Process – Essential Elements of Arbitration -Types of Arbitrations – International Regime for Arbitration.

Unit II –Legal Regime of Arbitration: Definitions – Arbitration Agreement – Arbitral Disputes –Composition of Arbitral Tribunal –Appointment of Arbitrators -Appointment of Arbitrators by the Chief Justice of India Scheme – Empanelling and Appointment of Arbitrators by the Chief Justice of Telangana High Court Rules - Powers and Functions of Arbitrators – Challenges for Arbitrators: Jurisdictional Issues – Conduct of Arbitral Proceedings – Interim Measures of Protection.

Unit III – Arbitral Awards: Form and Contents of Arbitral Award – Kinds of Awards – Correction, Interpretation and Amendments to Awards –Making of Arbitral Award and Termination proceedings - Setting aside of an Arbitral Awards – Enforcement of Arbitral Awards.

Unit IV – Enforcement of Foreign Awards in India: Meaning and Definition of Foreign Awards under the Arbitration and Conciliation Act 1996 – Recognition and Enforcement of Foreign Awards: Geneva Protocol 1927 –New York Convention1958- Recognition and Execution of Foreign Awards: Position under CPC 1908 - Issues of Public Policy.

Unit V – Institutional Regime of Arbitration: International Institutions for Settlement of Disputes - UNICITRAL Model Law –Establishment of ICADR –Indian Council of Arbitration - Evolution and Establishment of New Delhi International Arbitration Centre Act 2019 – Empanelment of Arbitrators under the Act.

Unit VI – Conciliation: Meaning and Scope of Conciliation – Kinds of Conciliation: Facilitative and Evaluative – Court Annexed Conciliation - Voluntary Conciliation – Compulsory Conciliation - Appointment of Conciliators – Conduct of Conciliation Proceedings – Settlement Agreements

Unit VII – Conciliation Proceedings and Conciliators: Advantages of Conciliation - Appointment of Conciliators - Conduct of Conciliation proceedings - Qualifications and Role of Conciliator - Communication Between Conciliator and Parties Inter se – Confidentiality - Resort of Arbitral and Judicial Proceedings During Conciliation

Proceedings - Settlement Agreement - Status and Effect - Termination of Conciliation Proceedings - Costs etc.

Unit VIII – International Conciliation: International Conciliation – Settlement of International through Conciliation- Settlement under ICC – Settlement under ICJ – Resolution of Economic and Business disputes.

Text and Reference Books

- Venu Gopal K.K., 'Justice Bachawat's Law of Arbitration and Conciliation Including Commercial, International and ADR", 3rd ed., 1999.
- S.K. Chawla, 'Law of Arbitration and Conciliation Act 1996 -A Commentary', Universal Law Publishing Ltd., 1999.
- Anthony Walton Russell, 'Law of Arbitration',18th Ed., Stevens& Sons Ltd., London, 1970.
- G.K. Kwatra, 'The Arbitration and Conciliation Law of India (with case law on UNCITRAL model law on Arbitration)', The Indian Council of Arbitration.
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- Goyal .G.C., 'Arbitration & Conciliation Act', Khetrapal Public Ltd., 1998.
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- G.K. Kwatra, 'The New Arbitration &Conciliation Law of India', C A.1998.
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- Ellen E. Deason, "Combinations of Mediation and Arbitration with the Same Neutral: A Framework for Judicial Review", Y.B. Arb. &Mediation, 5, 2013.
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- SlavomirHalla, "Arbitration Going Online – New Challenges in 21st Century?" Masaryk University Journal of Law and Technology,5,2011.
- Jacqueline Nolan-Haley, "Mediation:The New Arbitration", Harvard Negotiation Law Review, 17, 2012.
- BibekDebroy and SuparnaJain,"Strengthening Arbitration and its Enforcement in India – Resolve in India", NitiAyog, Working Paper.

Videos

- http://nludelhi.ac.in/moocs.aspx
- e-PGPathshala videos on Access to justice module videos, available on www.nludelhi.ac.in.

International Arbitration (LH523)

Objectives: The study of this course is to provide inputs to the students about the historical evolution and functioning of International Arbitration, elements of UNCITRAL model law and international institutions dealing with the disputes and arbitral agreements. It also deals with various processes relating to the international environmental disputes, commercial disputes, aviation and maritime disputes.

Course Outcome: On completion of the course, the student will be well versed with the processes of arranging the arbitration between the countries and parties. The student will be well versed with concepts of the choice of law, enforcement of foreign arbitral awards, challenges in enforcing an award, and rules that apply for enforcing of an award , and the role of international conventions and their influence on Indian Law.

Unit I – Introduction: The History and General Principles of International Arbitration - Concept and evolution of International Arbitration – Permanent Court of Arbitration – International Chamber of Commerce 1919 – Protocol on Arbitration Clauses 1923 – The Arbitration (Protocol and Convention) Act 1937.

Unit II – International Commercial Arbitration: International Arbitration *versus* Litigation-Institutional Arbitration and *Adhoc* arbitration - International Commercial Agreements – General Principles of Interpretation – Pre-enforcement conditions and Refusal of Enforcement - – UNCITRAL Arbitration Rules 1976 – UNCITRAL Model Law on International Commercial Arbitration 1985: Objectives and Principles, Structure and Adoption of Model Law, General Provisions, Arbitral Agreement - Jurisdiction of Arbitral Tribunal, Conduct of Arbitral Proceedings.

UNIT III – Enforcement of International Arbitration: Public Policy: Domestic and International – Enforceable Awards and Decree – Execution of Decree- State Immunity and the Enforcement and Validity of International Arbitral Decision.

Unit IV – International Investment Arbitration: Conventions and Institutions in International Investment Arbitration –Role of International Centre for Settlement of Investment Disputes(ICSID), United Nations Convention on International Trade Law(UNCITRAL), International Chamber of Commerce(ICC), Stockholm Chamber of Commerce (SCC) in Settlement if Investment Disputes - Claims on Merits -Expropriation - Fair and Equitable Treatment and Related Claims - The Umbrella Clause.

Unit V – International Arbitral Institutions: International Chamber of Commerce: History and Evolution – International Court of Arbitration – Permanent Court of Arbitration (PCA) – International Centre of Settlement of Investment Disputes (ICSID) – WIPO Arbitration and Mediation Centre – WTO Dispute Settlement System – Court of Arbitration for Sport (CAC) – Society of Maritime Arbitrators (SMA) –The London Court of International Arbitration – Commercial Courts and Benches.

Unit VI – International Legal Regime: Charter Institute of Arbitrators Rules 1991 - The New York Convention on the Recognition and Enforcement of Foreign Arbitral Awards of 1958 - International Court of Arbitration of the International Chamber of Commerce (ICC) -The London Court of International Arbitration (LCIA) -European Convention on International Commercial Arbitration – American Arbitration Association.

Unit VII – Maritime and Aviation Arbitrations: Maritime and Aviation Arbitration: Nature, Meaning and Definition – Historical Evolution of Maritime and Aviation Arbitration - Contemporary International Maritime Arbitration – The Jurisdictional Challenges and Risk Relating to International Conflicts of Maritime and Aviation Arbitration

Unit VIII – 'e' Arbitration: Use of International Legal Frame Work: E-Commerce, Cyberspace and Technology -Use of Electronic Media for Arbitration Settlements - Cyber-arbitration: Meaning, Nature and Concepts, Costs and Deposits, Adoption of cyber-arbitration procedures, Appointment of cyber-arbitrator, Claimsand Counter Claims - Granting of Cyber-award and Enforcement

Text and Reference Books

- Gabriel Wilnerby Martin Domke on Commercial Arbitration: The law and practice of Commercial Arbitration, revised by Thomas Reuters, 2014 Ed.
- Julian DM Leus, Locker and Stefan, 'Comparative International Arbitration', Kluwer Law International, South Asian Reprint Edition, 2013.
- Harsh Sethi and Arpan Kr Gupta, 'International Arbitration and Its Indian Perspective', Universal Law Publishing Co, Reprint 2016.
- Sir Michael J. Mustill, Stewart Crauford Boyd, 'The Law and Practice of Commercial Arbitration in England', Butterworths, 1989.
- A.K.Bansal, Shivanisidhu and Kanika Bansal, 'International Commercial Arbitration-Practice & Procedure', Universal Law Publishing Co. New Delhi, 2012.
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- Christopher Dugan, Don Wallace, Noah Rubins, BorzuSabahi, 'Investor State Arbitration' Oxford University Press, 2008.
- Campbell McLachlan, Laurence Shore, and Matthew Weiniger, 'International Investment Arbitration: Substantive Principles', Oxford University Press, 2007.
- Andrew Tweeddale & Keren Tweeddale, 'Arbitration of Commercial Disputes: International and English Law and Practice', Oxford University Press, 2007.
- Margaret L Moses, 'The Principles and Practice of International Commercial Arbitration', Cambridge University Press, 2008

Articles:

- Eliasoph, "A Missing Link: International Arbitration and the Ability of Private Actors to Enforce Human Rights Norms", 10 New England Journal of International and Comparative Law (2004) 83 at 110.
- J. Donogue, "Taking the 'sovereign' Out of the Foreign Sovereign ImmUnities Act: A Functional approach to the Commercial Activity Exception", 17. Yale Journal of International Law (1992).
- Andrew Barraclough and Jeff Waincymer, "Mandatory Rules of Law In International Commercial Arbitration", search.austlii.edu.au/au/ journals/ MelbJIL/ 2005/ 9.html

- "Impact of the Adoption of the Model Law in Canada: Creating a New Environment for International Arbitration" (1998), 30 Canadian Business Law Journal 376.
- Rogers, Catherine A, "Transparency in International Commercial Arbitration" (2006). Kansas Law Review, 2006.
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- Pippa Read, "Delocalization of International Commercial Arbitration: Its Relevance in the New Millennium", The American Review of International Arbitration, 10 Am. Rev. Int'l Arb. 177.
- Vladimir Pavić, " Briberyand International Commercial Arbitration – The Roleof Mandatory Rules and Public Policy", Vol 43 Victoria University Wellington Law Review,2012.
- Sai Anukaran, "Scope of Arbitrability of Disputes from the Indian Perspective", Asian International Arbitration Journal, Vol 14,Num 1, 2018, Pages 71-88.
- Rachel Chiu LiHsien, "A World Without Borders; A New World Order: Navigating Cross-Border Insolvencies Through Arbitration" Vol14, Asian International Arbitration Journal,2018, Issue 2, pp. 117–141.
- Sharad Bansal, "The Dampening Effect of 'Foreign' Mandatory Laws" Vol14, Asian International Arbitration Journal, 2018 Issue 2, pp. 165–179.

Videos:

- Applicable Laws and Procedures in International Commercial Arbitration Introduction- Professor Loukas Mistelis- https://youtu.be/4CeJlGGZNy4
- International Commercial Arbitration: Issues of Arbitrability and Execution of Arbitral Acts - https://youtu.be/bfpKKfEVPXk
- Online ADR (Arbitration & Conciliation) law by D.K.DUBEY (basic) https://youtu.be/gug-tA8PPjc.
- Arbitration & Conciliation Act -(Grounds of Setting aside of Arbitral award)- Hindi- by Sudhir Sachdev-https://youtu.be/OSst3stlKgE.
- Economic & Commercial Laws | Arbitration & Conciliation Amendment Act- Hindi- https://youtu.be/u40bBSPgsSs-https://sanyogvyaslawclasses.com/
- Gary Born discusses International Commercial Arbitration -- 2nd edition- https://youtu.be/i5H8yMTctzI
- Arbitration and Conciliation (Amendment) Bill 2018, Out of court settlement Current Affairs 2018- https://youtu.be/DHKWLpNfY4w
- Arbitration and Conciliation Act, Section-8 LIVE CLASShttps://youtu.be/2fTrHxuAXHQ

LokPal and Lokayukta (LH524)

Objectives: The course is designed to make students to learn the meaning, scope, nature and importance of Lok Pal and Lok Ayukta alternatives to litigation. The course aims to explain constitution, administrative working and powers of Lok Pal and Lok Ayukta in dispute resolution processes. It also provides inputs to sharpen the skills of the students in filing of cases before the Lok Pal and Lok Ayukta. The course also focuses on nature comparative study of institutions equivalent to Lok Pal and Lokayukta in other countries.

Course Outcome: The student after completing this course will be able to differentiate the operations of Lokayukta and Lokpal with the processes under other resolution bodies. The students will be able to describe, analyze and understand nature of functions of St Lok Pal and LokAyukta evaluate the accomplishments with reference to the recommendations made by the Administrative Reforms Committee.

Unit I – Introduction: Administration and Allegations – Corruptions and Vigilance Commissions –Transparency in Administration and Governance - Historical Backdrop of Lokpal and Lokayukta - Administrative Reforms Committees (1966 to 1970) – Courts on Lokpal and Lokayukta – Lokpal and Lokayukta: Meaning and Nature – Legislative Process of Lokpal - Jan Lokpal Bill Movement- Enactment of Lokpal and Lokayukta Act 2013.

Unit II – The Lokpal and Lokayuktas Act, 2013: The Lokpal And Lokayuktas Act, 2013 – Lokpal Establishment - Composition – Powers – Duties – Various Wings Of Investigation – Jurisdiction of Lokpal – Procedure And Preliminary Inquiry - Complaints against Chairperson, Members and Officials of Lokpal - Assessment of loss and Recovery

Unit III – Special Courts: Establishment of Special Courts under The Lokpal And Lokayuktas Act, 2013 – Composition – Powers - Letter of Request to a Contracting State – Jurisdiction of the Courts - Assessment of Loss and Recovery by Special Court – Offences and Penalties

UNIT IV – Lokayuta and Upalokayuta: Meaning and Nature of Lokayukta – Evolution of Lokayukta - Difference between Lokayukta and Upalokayukta – Functions – Powers – Jurisdiction - Establishment of Lokayukta in different states.

UNIT V – A.P.Lokayuta Act, 1983: A.P.Lokayuta Act, 1983 - A.P.Lokayukt and UpaLokayukta (Investigation) Rules, 1984 - A.P.Lokayukta and UpaLokayukta (Competent Authority) Rules, 1984 - A.P. Lokayukta and Upa-Lokayukta (Officers and Employees) Service Rules,1986 - A.P. Lokayukta and Upa-Lokayukta (Conditions of Service Rules, 1987) - Disposal by Destruction of Records in the Institution of A.P. Lokayukta and Upa-Lokayukta Rules, 1993

UNIT VI – Panchayat System and Administrative Challenges: Zilla Panchayats - Mandal or Taluka Panchayats - Gram Panchayats - Village Panchayat System: Nature, Powers, Duties – L. M. Singhvi Committee (1986) - The 73rd Constitutional Amendment Act – Powers of Municipal Corporations /Nagar Nigam - Nagar Palikas - Nagar Panchayat – Corruptions and Investigations.

UNIT VII – LokAdalats: Legal Services Act: National Leal Services, State Legal Services and District Legal Services – Constitution and Functions -Lok Adalaths: Meaning, Nature, Establishment, Jurisdictions – Nature of Cases Referred – Level, Composition- National Lokadalats - State Lokadalats - Permanent Lokadalat – Mobile Lokadalat – Enforceability of Lok Adalaths Awards

Unit VIII – Lokpal and Lokayukta in Governance: Central and State Administration: Transparency and Accountability – Administrative Discretion and Corruptions – Vigilance Commission Enquiries – Role of LokPals and Lokayuktas – Supervisory Role and Lokpal and Lokayukta – Constitutional Validity of Lokpal and Lokayukta.

Reference Books:

- M.P. Jain; L.M. Singhvi 'Lokpal: Ombudsman in India' Foreword By Nittoor Sreenivasa Rau Academic Books; Eight Edition 2015
- M. V. Kamath , Gayatri Pagdi 'Corruption and the Lokpal Bill ' published by Indus Source Books , June 2012 edn.
- Lokpal and Lokayuktas Act 2013, Taxmann Publications, 2017 edn.
- Mark Elliott (Consultant Editors: Jack Beatson and Martin Mathews), Administrative Law Text and Materials, Oxford University Press, 4th Edition,2016.
- "Political Corruption m India An Analysis" by R Upadhyay Report on Public Administration, Planning Commission, Government of India 1951, as stated South Asia Analysis Group, Paper No 219
- The Pathology of Corruption by S S Gill, Harper Collins Publishers India, New Delhi, 1998
- Lok Adalat: An Effective Alternative Dispute Resolution Mechanism, Sarfaraz Ahmed Khan, APH Publishing, 2016
- Public Interest Litigation Legal Aid and LokAdalats' by Mamta Rao Eastern Book Publishers 5th Edition, 2018
- Panchayati Raj and Village Development (3 Vol. Set) by Vijandra Singh Sarup& Sons Publishers 2015

Articles:

- India's Anti-corruption Authorities: Lokpal and LokayuktaRajaniRanjanJha First Published September 12, 2018 Research Article https://doi.org/10.1177/0019556118788480
- Jan Lokpal Bill: Combating Against Corruption Rahul Sharma and Dr. C. V. Raman University
  Research gate : https://www.researchgate.net/publication/325498881
- Media as a catalyst in the anti-corruption movement through the Lokpal Bill R Barua - Madhya Pradesh Journal of Social Sciences, 2014
- Fighting corruption or elections? The politics of anti-corruption policies in India: A subnational study KC Vadlamannati - Journal of Comparative Economics, 2015 - Elsevier

- Jan Lokpal Bill: Combating Against Corruption R Sharma, A Shrivastava - … Journal Of Social Sciences …, 2013
- Corruption and Democratic Governance in India, T Vasavada - Challenges to Democratic Governance in Developing …, 2014 – Springer
- Panchayats Mediation, Lok Adalat People's Court Conciliation, and Institutionalization of ADR G Ravindra - Conflict Resolution in Asia: Mediation and Other …, 2018 - books.google.com

Videos:

- https://www.youtube.com/watch?v=gjyCtWZ-1Wo Indian polity Lokpal and Lokayukta
- https://www.youtube.com/watch?v=r_caHqieK_I institution of Lokpal and Lokayukta
- https://www.youtube.com/watch?v=IqP-QKSPR1ULokpal and Ombudsman in India
- https://www.youtube.com/watch?v=4WIKPC4ImgE Difference between Lokpal and Lokayukta

Online Dispute Resolution

Objectives: This course is intended to cover the key concepts of Online Dispute Resolution (ODR) with an emphasis on the integration of technology with the dispute resolution mechanism. It focuses on Virtual Court System, the role and liability of Internet Service Providers, and the growing importance of ODR system.

Course Outcome: On completion of the course, the learners will get acquainted with fundamental concepts of ODR, difference between ODRand other methods of dispute resolution, and will be in a position to distinguish between normal litigation and virtual dispute resolution.

Unit I: Introduction: History and Development of Online Dispute Resolution(ODR) - Law and Cyberspace: Meaning and Scope of Cyberspace, Problems of Absence of Territoriality in Cyberspace Communications and Transactions - Use of Internet – Ecommerce and formation of Online Contracts - Validity of Online Contracts and Arbitration Agreements - Problems of Substitution of Paper-Based Documents by Electronic Documents – Clickwrap, Browsewrap and Shrinkwrap Contracts - Proof of Electronic Documents - Electronic Data Interchange.

Unit II: Online Dispute Resolution System: ODR: Meaning, Kinds and Advantages - ODR Process: Consensual, Advisory, Determinative , Hybrid - Legal Issues involved in ODR - Online Negotiation – Automated Negotiation; Assisted Negotiation – Online Mediation and Online Arbitration – Cyber Courts – Types of Online Communications – E-Mediation and E-Negotiation – Security: encryption, electronic signature and other technological protection measures (TPMs).

Unit III: ODR Service Providers and Technologies: Kinds of Online Disputes – Party Autonomy – Business to Business (B2B) – Business to Consumer (B2C) and Consumer to Consumer(C2C) Disputes –Liability of Service Providers– Issues of Unequal Balance between the Parties and Unequal Access to Technology.

Unit IV: ODR and Virtual Court: Use of ODR in Normal Litigation - Court Annexed ODR - Examination of Witnesses and Submission of Arguments - Problems and Prospects - Litigation Conferencing - Problems of Enforcement of ODR Arbitral Awards under Geneva and New York Conventions - Problems of ODR under the Arbitration and Conciliation Act of 1996-E-Courts & E-Justice System - Administration of Justice through technology.

Unit V: Global Development of ODR: US Uniform Computer Information Transactions Act (UCITA) - ODR under the ICANN System –Registrations under the Uniform Dispute Resolution Policy (UDRP) - ODR in ICC- Auckland Cyber Arbitration.

Project work

Creating a chat room and WhatsApp group for representing the parties and resolving the disputes

Reference Books

- Avatar Singh, 'Law of Arbitration and Conciliation including ADR system' 7th Ed., Eastern Book Company,Lucknow, 2005.

- P.C.Rao&William, 'Alternative Dispute Resolution' 1st Ed., Universal Law Sheffield Publishing Ltd.,1997.
- H.C.Johri, 'Commentary on Arbitration & Conciliation Act, 1996' KamalLawHouse,Calcutta, 1997.
- G.K.Kwatra, 'The New Arbitration &Conciliation LawofIndia', ICA,1998.
- GabrielleKaufmann 'OnlineDisputeResolution: ChallengesforContemporaryJustice', Kohler&ThomasWoltersKluwer,UKSchultz 2012.
- Katsh, Etha,'Law in a Digital World', Oxford University Press, 1995.
- Katsh, Ethan, 'The Electronic Media and the Transformation of Law', Oxford University Press,1989.
- Abdel Wahab, Mohamed. "Revolutionizing Technologies and the Use of Technology in International Arbitration: Innovation, Legitimacy, Prospects and Challenges", Mohamed Abdel Wahab and Ethan Katsh, Chapter in 'Arbitration in the Digital Age'edited by Christian Aschauer and Maud Piers, Cambridge University Press, Cambridge, 2017.

Articles:

- JosepSuquet , Marta Poblet, Pablo Noriega , SílviaGabarró , "Online Dispute Resolution in 2010: a Cyberspace Odyssey?" UAB Institute of Law and Technology, UAB Campus, Faculty of Law 08193{Josep.Suquet, Marta.Poblet, Silvia.Gabarro}@uab.cat{pablo@iiia.csic.es}) (http://ceur-ws.org/Vol-684/ODR2010proceedings.pdf
- OrnaRabinovichEiny& Ethan Katsh, "Digital Justice Reshaping Boundaries in an Online Dispute Resolution Environment" *1(1) International Journal of Online Dispute Resolution* 2014 at p. 5.
- Mirèze Philippe, "ODR Redress System for Consumer Disputes" 57 Clarifications, UNCITRAL Works & EU Regulation on ODR 1(1) *International Journal of Online Dispute Resolution* 2014at p. 57.
- Krishna Bharadwaj H. A., "Comparative Analysis of Online Dispute Resolution Platforms" American Journal of Operations Management and Information Systems. Vol. 2, No. 3, 2017, pp. 81-85. doi: 10.11648/j.ajomis.20170203.13
- Lipsky, D. B. &Avgar, A. C. "Online dispute resolution through the lens of bargaining and negotiation theory: Toward an integrated model" [Electronic version]. 38(1), University of Toledo Law Review (2007). 101-142.
- Cappelletti, Mauro, "Alternative Dispute Resolution Processes Within the Framework of the World-Wide Access to Justice Movement", Vol. 56, Issue 3*The Modern Law Review, ,* May 1993, pp. 282-296.
- Macduff, Ian, "Flames on the Wires - Mediating from an Electronic Cottage," Volume 10, *Negotiation Journal,* Issue 1, January 1994, pp. 5–15.
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- Perritt, Jr., Henry H.,"Dispute Resolution in Cyberspace: Demand for New Forms of ADR", 15 *Ohio State Journal on Dispute Resolution* 675, 1999-2000.
- Wing, Leah.,"Ethical Principles for Online Dispute Resolution: A GPS Device for the Field*"*, The International Journal of Online Dispute Resolution, Vol. 3, No. 1, 2016, pp. 12-29.
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- Vilalta, A. E., (2017) "Decalogue Of Good Practices For Electronic Mediation", ElectronicMediation, Ed. Comares, pp 189-200.
- Vilalta, A. E. (2017) "The Effect Of Electronic Mediation Outcomes*", Electronic Mediation and E-Mediator Proposal for the European Union*. Ed. Comares ISBN: 978-84-9045-405-3. Pp 151-155.

Videos

- Mediator Academy, https://mediatoracademy.com/topic/the-evolution-of-online-dispute-resolution-1/what-is-odr/
- Online Dispute Resolution https://www.academyofexperts.org/content/online-dispute-resolution July 13th 2016.

Ombudsman System (LH526)

Objectives: The course is designed to make students to learn the meaning, scope, nature and importance of Ombudsman as alternative to litigation. The course aims to explain constitution, administrative working and powers of different Ombudsman in dispute resolution processes. It also provides inputs to sharpen the skills of the students in filing of cases before the ombudsman. The course also focuses on nature comparative study of institution of Ombudsman in India and in other countries.

Course Outcome: The student after completing this course will be able to differentiate the operations of ombudsman with the processes under other resolution bodies. The students will be able to describe, analyze and understand nature of functions of ombudsman established under various statutes and evaluate the accomplishments of their nature of work.

Unit I: Introduction: Ombudsman system – meaning of Ombudsman - nature – Historical development – services rendered – kinds of ombudsman – Difference between Institutional Ombudsman and Lok pal

Unit II: Ombudsman – Banking Disputes: Banding ombudsman established under RBI Act – powers – Functions – limitations - the Banking Ombudsman Scheme 2006 - The Ombudsman Scheme for Non-Banking Financial Companies, 2018 - The Ombudsman Scheme for Digital Transactions, 2019

Unit III: Ombudsman – Insurance Disputes: Insurance Ombudsman – establishment-jurisdiction – powers- functions under Insurance Regulatory and Development Authority of India (IRDAI) - Commercial Courts Act 2015 - Consumer Protection Act, 2019 - Redressal of Public Grievances Rules, 1998

Unit IV: Ombudsman – Securities Disputes: Securities Ombudsman established under SEBI – nature –limitations- The Securities and Exchange Board of India (Ombudsman) Regulations, 2003 - powers and functions of ombudsman - procedure for redressal of grievance

Unit V: Ombudsman – Child Rights and Disputes: Children's ombudsman system - children's commissioner- youth commissioner- child advocate - United Nations Committee on the Rights of the Child - European Network of Ombudspersons for Children – Child protection under POSCO Act – Juvenile Justice (Care and Protection of Children) Act, 2015.

Unit VI: Ombudsman – Railway Disputes: Rail Ombudsman under railways Act 1989 - Customer Complaint Portal – consumer ombudsman - railway disputes – Consumer Protection Act, 2019 - Deficiency of Service - Railway Claims Tribunal Act, 1987 .

Unit VII: Ombudsman – Information Commissioner: The Central Information Commission- State Information Commission - receive and inquire into complaints - access to information requested under the Right to Information Act

Unit VIII: Comparative Study of Ombudsman: Ombudsman - Nature of powers in different countries-Military Liaison Officers -Community Liaison Officers- conflict management system, internal conflict management system - integrated conflict

management system in USA. Declaration on Human Rights Defenders. National human rights institution (NHRI) - A Comparative Study of ombudsman in different countries.

Reference Books:

- P D Pohekar, Study of Ombudsman System in India, Gyan publishing house, New Delhi
- Charles L. Howard, The Organizational Ombudsman: Origins, Roles and Operations, a Legal Guide, ABA, 2010
- Mohammad Salim Malik, A Comprehensive Analysis of the Law of the Ombudsman, Aberdeen University Press Services, 2010
- CA Virendra K. Pamecha, Getting Help of Ombudsman (Lokpal) Banking Ombudsman, Insurance Ombudsman, SEBI Ombudsman, Income Tax Ombudsman (In case of deficiency in Banking / Insurance Services and Securities Transactions) Xcess Infostore Pvt. Ltd. 2014
- Sanjay Kaptan, Ombudsman Scheme in Banking Sector - A Review, LAP LAMBERT Academic Publishing – 2018
- Amitabh Srivastava Banking Ombudsman Scheme in India: A Critical Analysis LAP LAMBERT Academic Publishing; 1st edition 2018.

Articles:

- The corporate ombudsman: An overview and analysis MP Rowe - Negotiation Journal, 1987 - Wiley Online Library, https://onlinelibrary.wiley.com/doi/abs/10.1111/j.1571-9979.1987.tb00404.x
- Institutionalization, the ombudsman, and bureaucracy, LB Hill - The American Political Science Review, 1974,
- A Study on the Role of Banking Ombudsman Scheme in Customer Redressal in India by Dr. Pranam Dhar & Bidhan Baidya , journal.iujharkhand.edu.in/May2017
- Corporate ombudsman and organization conflict resolution DM Kolb - Journal of Conflict Resolution, 2010 - journals.sagepub.com.
- Role of insurance ombudsman and grievance management in life insurance services in Indian perspective RK Yadav, S Mohania - Journal: International Letters of Social and Humanistic Sciences 2014
- Ombudsman schemes in the United Kingdom's financial sector: The insurance ombudsman, the banking ombudsman, and the building societies ombudsman, P Rawlings, C Willett - Journal of Consumer Policy, 1994 – Springer
- The Insurance Ombudsman and PIA Ombudsman: A Critical Comparison PE Morris, JA Hamilton - N. Ir. Legal Q., 2009 – HeinOnline
- Funeral Insurance: A Perception from the Office of Ombudsman for Long-term Insurance PM Nienaber, J Preiss - S. Afr. Mercantile LJ, 2006 - HeinOnline

Videos:

- https://www.youtube.com/watch?v=4WG31xTC3z0 - What is an ombudsman?

- https://www.youtube.com/watch?v=1osf14Ah38U About Ombudsman Services
- https://www.youtube.com/watch?v=zhQBg4ZNViw - What is Banking Ombudsman? How to file a complaint against Bank?
- https://ethicaljournalismnetwork.org/resources/videos/role-of-the-ombudsman The role of the Ombudsman
- https://www.youtube.com/user/FinancialOmbudsman Financial Ombudsman Service
- https://www.youtube.com/watch?v=F-_Pv4OniDM INSURANCE OMBUDSMAN IN INDIA | INSURANCE OMBUDSMAN | INSURANCE SCHOLAR

International Institutions and Grievance Redressal Mechanism (LH527)

Objectives: The course is designed to make students understand the meaning, scope and importance of various dispute resolution methods. The course aims to explain primarily about various International institutions dealt with Redressal mechanisms The second objective is to develop in the students of practical understandings of the matter which can be preferably resolved through various International Conventions involved in settlement of International disputes. The Course also focus on resolution of disputes of both national and international dimensions, disputes between citizens and government, Trade, Water and Aviation disputes

Course Outcomes: The course is structured around theoretical and practical approach, as a result student would acquire the conceptual as well as the necessary practical approach to the grievance settlement bodies in international disputes. Student would be able to analyze and evaluate the nature of dispute and choose appropriate method for resolving it by employing various strategies. Student will be well versed with Foreign awards, arbitrability and non-arbitrability matters, the role of international conventions

Unit I: Introduction: Disputes – Kinds of Disputes - International disputes - Consumer disputes = Corporate disputes - Organizational -Trust Disputes-Neighborhood disputes -Inter-personal disputes -Industrial disputes- Family disputes. Dispute Resolution process in Adversarial system- Resolution of grievances, conflict of interest – litigation – ADR Mechanisms - The New York Convention, 1958

Unit II:Grievance Redressal Mechanism: Dispute Settlement Process- Adjudicative processes, Consensual processes, Meaning - Arbitration – Case Evaluation – Cooperative Practice – Coaching – Early Neutral Evaluation – Facilitation – Group Conference – Mediation –Negotiation – Settlement Conferences- peaceful settlement of disputes – Redressal Mechanisms- UNCITRAL

Unit III: International Institutions for Grievance Redressal Mechanism of Trade Disputes: ICSID Convention – WIPO – WTO's Dispute Settlement System – The United Nations Convention Electronic Communication in International Contracts – Hong Kong International Arbitration Centre (CUECIC) Electronic Transaction Arbitration Rules (ETAR), The London Court of International Arbitration (LCIA) - WTO: Resolution provision - OECD: Competition law and policy law department the International Centre for Settlement of Investment Disputes (ICSID)

Unit IV: International Institutions for Grievance Redressal Mechanism of Tax Disputes: Double taxation, Jurisdiction issues, Application of treaty provisions, currency related issues, Fiscal Relations and diplomatic relations- OECD - BEPS: Base Erosion and Profit shifting Projects - Role of IMF and World Bank- Forum on Tax Administration July 2002 - International courts- international tax treaty law- Arbitration Tribunals, inter-state tax disputes.

Unit V: International Institutions for Grievance Redressal Mechanism of Banking and Insurance Disputes: Arbitration – ICA - IMF: Administrative Committee, Grievance Committee- World Bank: Ombudsman Services, Mediation Services- Basel Committee of banking supervision (BCBS)- Financial Action of Task Force on Money

Laundering - International Association of Insurance Supervisors - Intl Institution of Medical Insurance

Unit VI: International Institutions for Grievance Redressal Mechanism of Water Disputes: World Trade Organization (WTO) - Fisheries Center that provide a unified judicial protocol for commercial conflict resolution. water conflict occurring domestically- Permanent Court of Arbitration-Mediation- The Nile Basin Initiative (NBI) - Settlement of international water disputes by International Court of Justice (ICJ). The Permanent Court of Arbitration (PCA),; Third parties and even regional and national courts are now playing an important role in dispute settlement. The UN UNESCO-IHP organization Groundwater Portal

Unit VII: International Institutions for Grievance Redressal Mechanism of Maritime Disputes: Annex VII of The Law of The Sea Convention – Arbitration process ICAO - International Civil Aviation Organization – Dispute Resolution Mechanism - ICJ – Dispute resolution among States- ITLOS- Committee on Maritime Transport- International Tribunal for the Law of the Sea ("ITLOS")

Unit VIII: International Institutions for Grievance Redressal Mechanism of Aviation and Space Disputes - ADR procedures for claims brought under the Convention on International Liability for Damage Caused by Space Objects of 1972 (Liability Convention**)-** ICAO - International Civil Aviation Organization – Dispute Resolution Mechanism - ICJ – Dispute resolution among States - The United Nations Committee on the Peaceful Uses of Outer Space -

Reference Books:

- A.K.Bansal, Shivani sidhu and Kanika Bansal, International Commercial Arbitration-Practice & Procedure, Universal Law Publishing Co. ND (2012)
- Andrew Tweeddale & Keren Tweeddale, Arbitration of Commercial Disputes: International and English Law and Practice, Oxford University Press, 2007.
- Anurag K. Agarwal and D.Harsh Jain, "commerciality" in International Commercial Arbitration, published in the book on International Commercial Arbitration – a critical study, Edited by Anila V Menon, Amicus Books, The Icfai University Press, Hyderabad.P-2)
- Blessing, "Arbitrability of Intellectual Property Disputes", 12 Arb Int. 191 (1996) 2010.
- Brown and Marriot, Alternative Disputes Resolution – Principles and Practice – 3rd. Edition (2017) Sweet & Maxwell, U.K
- Cathy A Costantino and Christina Sickles Merchant, Designing Conflict Management Systems: A Guide to Creating Productive and Healthy Organizations, Jossey-Bass, A Wiley Co. San Francisco,CA, P.1-5.Cavendish Publishing Ltd. third Indian Reprint, 2010
- Justice K. Ramaswamy, Supreme Court of India, "Settlement of Disputes through Lok Adalat is one of the effective Alternative Dispute Resolution (ADR) on Statutory Basis, published in Alternative Dispute Resolution-What it is and how it works,

edited by P.C.Rao & William Sheffield, Universal Law publishing Co. Pvt. Ltd. (1997)

- Julia Horne - Cross border Internet Dispute Resolution - Book Review, WJCLI - 2009

Articles:

- Davis, "The New Thing: Uniform Domain-Name Dispute Resolution Policy of the Internet Corporation for Assigned Names and Number", 17(3) Journal of International Arbitration 115 (2010)
- Henri C. Alvarez, "Arbitration Under the North American Free Trade Agreement", (2000), 16:4 Arbitration International http://www.chambersmagazine.co.uk/Article/International-Arbitration-Special-Report-Arbitration-and-the-Courts-A-Changing-Relationship-ICC case No. 1110, published by Wetter, "Issues of Corruption before the International Arbitral Tribunals
- K Ravi Kumar, 'Alternative Dispute Resolution in Construction Industry', International Council of Consultants (ICC) papers,
- Richard H. Kreindler, Approaches to the Application of Transnational Public Policy by Arbitrators, (2003) 4 The Journal of World Investment 239
- 10. Rachel Chiu Li Hsien, 'A World Without Borders; A New World Order: Navigating Cross-Border Insolvencies Through Arbitration' Vol 14 Asian International Arbitration Journal,2018, Issue 2, pp. 117–141

Videos:

- Online ADR (Arbitration & Conciliation) Law by D.K.DUBEY (basic) https://youtu.be/gug-tA8PPjc.
- Arbitration & Conciliation Act -(Grounds of Setting aside of Arbitral award)- Hindi-by SudhirSachdev-https://youtu.be/OSst3stlKgE.
- Economic & Commercial Laws | Arbitration & Conciliation Amendment Act- Hindi-https://youtu.be/u40bBSPgsSs-https://sanyogvyaslawclasses.com/
- Gary Born discusses International Commercial Arbitration -- 2nd edition-https://youtu.be/i5H8yMTctzI
- Online Dispute Resolution https://www.academyofexperts.org/content/online-dispute-resolution July 13th 2016
- https://www.youtube.com/watch?v=xTbj-eHwX-w
- https://www.youtube.com/watch?v=PAITV-I0Sjs&t=151s
- https://www.youtube.com/watch?v=z7nkry-I9f0

Family Dispute Resolution (LH528)

Objectives: The study of this course enables the students to understand the strengths and weaknesses of various family dispute resolution methods. The course aims to explain primarily family dispute resolution processes,techniques and soft skills to make effective use of Family Dispute Resolution process. It also provides an opportUnit y to the students to learn the role of institutional family resolution systems in minimizing family disputes.

Course Outcome: At the end of this course, students would acquire the conceptual as well as the necessary practical approach to the familydispute resolution mechanisms. Students will be acquainted with various kinds of disputes under personal laws and dispute resolution methods to deal with such disputes.

Unit I: Introduction: Meaning, Nature and Scope of Family – Kinds of Families – Matriarchal and Patriarchal – Monogamous andPolygamous – Patrilocal and Matrilocal – Exogamous and Endogamous Families – Meaning of Family Disputes –Kinds of Family Disputes–Matrimonial – Relationship – Maintenance – Property and Custody Disputes - Family Laws – Intra and Inter-religious Family Laws.

Unit II: Matrimonial and Maintenance Disputes: Matrimonial Disputes – Restitution of Conjugal Rights –Judicial Separation –Nullity of Marriage and Divorce under the Hindu Marriage Act, Special Marriage Act, the Christian Marriage Act and the Indian Divorce Act 1869– Parsi and Other Personal Laws – Maintenance – Maintenance Pendent-lite and Alimonyunder different Personal Laws in India – Maintenance under Section 125 Cr.P. C.

Unit III: Adoption, Custody and Property Disputes: Concept of Adoption under the Hindu Adoption and Maintenance Act, Juvenile Justice (Care and Protection of Children) Act – Adoption under Personal Laws – Custody of Children – Rights of Guardianship under different Personal Laws in India – Guardians and Wards Act – Property rights under the Hindu Succession Act,the Indian Succession Act and Islamic Law.

Unit IV: Family Disputes Resolution System: Meaning, Nature and Development of FDR – Kinds of FDR –Case Evaluation – Cooperative Practice – Early Neutral Evaluation – Facilitation – Family Group Conference – Mediation –Negotiation– Settlement Conferences - FDR Process –FDR for Parenting Matters -FDR for Property Matters.

Unit V: Resolution Mechanisms: Family Courts: Jurisdiction, Adjudication, Trial and Procedure - Statutory Recognition of Conciliation under Various Personal Laws: Hindu Marriage Act,1955 – Special Marriage Act 1954–Indian Divorce Act,1869 and Family Courts Act 1984 – CPC, 1908- Mechanism under the Protection of Women from Domestic Violence Act,2005 – FDR and emerging issues.

Field Work

Visits to family counselling centres organized by NGOs and legal services authority and council the parties involved in the dispute resolution.

Reference Books

- Thomas Digrazia,'Light on Peacemaking: A Guide to Appropriate Dispute Resolution and Mediating Family Conflict', Business Expert Press, 2015.
- Taylor Alison, 'The Handbook of Family Dispute Resolution: Family & Relationships', John Wiley and Sons Ltd, 2008.
- Alison Taylor, 'The Handbook of Family Dispute Resolution: Mediation Theory and Practice', Jessey Bass, 2010.
- Cummings, E. M., & Davies, P., 'Children and marital conflict: The impact of family dispute and resolution', Guilford series on social and emotional development. New York, NY, US: Guilford Press1994.
- Paras Diwan, 'Law of Adoption, Minority, Guardianship and Custody', Universal Law Publishing Co., New Delhi,2015.
- Mayne's Treatise on Hindu Law and Usage, Bharat Law House, New Delhi, 2008.
- Subba Rao GCV, 'Family Law in India', 13th Ed., S. Gogia& Co., Hyderabad, 2015.
- Mookerjee, 'Commentaries on Hindu Marriage Act', Kamat Law House, Kolkata,2015.
- Sumeet Malik, 'Family Law Manual, Digest of Transfer of Matrimonial Cases, Digest of Will Cases and Subject Index', 2nd Ed., EasternBook Company, 2015.

Articles

- Salem, P., Kulak, D., & Deutsch, R. M. "Triaging family court services: The Connecticut Judicial Branch's family civil intake screen", Pace Law Review, 27, 2015.
- Saposnek, D. T.Commentary, "The future of the history of family mediation research", Conflict Resolution Quarterly, 22, 2007.
- Sullivan, M., Ward, P., & Deutsch, R., "Overcoming Barriers family camp: A program for high-conflict divorced parents where a child is resisting contact with a parent", Family Court Review, 48, 2010.
- JB Singer, "Dispute Resolution andthePost-divorce Family: Implications of A Paradigm Shift" Family Court Review, Wiley Online Library, 2009.
- Mcintosh, Jennifer E., "Children beyond dispute:A four year follow up study of outcomes from child focused and child inclusive post-separation family dispute resolution" Published by Family Transitions Melbourne, 2009.
- CW Moore, "Training mediators for family dispute resolution", Mediation Quarterly, Wiley Online Library, 1983.
- Elizabeth Brake and Lucinda Ferguson, "'Introduction: The Importance of Theory to Children's and Family Law inPhilosophical Foundations of Children's and Family Law SSRN Journal, 2018.

- Narendra Subramanian, “Legal Change and Gender Inequality: Changes in Muslim Family Law in India: Law & Social Inquiry”, Vol. 33, No. 3, 2008.
- RaginiSahay,“Association, Dowry and Dower in Muslim Marriage: A study among Muslim Telis of Delhi”, Indian Anthropologist, Vol. 26, No. 1 June, 1996.
- IM Ellman, SL Lohr, “Dissolving the relationship between divorce laws and divorce rates” International Review of Law and Economics, Elsevier- 1998.

Videos:

- https://www.youtube.com/watch?v=pyxT528veVg - How to avoid and resolve family disputes | By DrSudha Mishra, Counselor, Family Court
- https://www.youtube.com/watch?v=bP-ne6bXhXc - Family Dispute Resolution Mediation 1
- https://www.youtube.com/watch?v=2CazohzeXLo -Moving Beyond Family Conflict - A Guide to Family Dispute Resolution
- https://www.youtube.com/watch?v=OiF1UpDbAVUFamily dispute resolution - which process is right for you?
- https://www.youtube.com/watch?v=avlcSUqW4Kc - Family dispute resolution through family relationship centres.
- https://www.youtube.com/watch?v=JN3XQolXe8Q How to prepare, succeed and settle in Divorce Mediation By Legal Mind Ajit Kumar
- https://www.youtube.com/watch?v=Y6vIXZ-WpEs - Divorce by Mutual Consent
- www.youtube.com/watch?v=HukBR2YEyd0 – Restitution of Conjugal rights
- www.youtube.com/watch?v=cVzjqsXXA-k- Protection of Women from domestic violence
- www.youtube.com/results?search_query=guardianship+act+1956– Hindu Minority and Guardianship

Law Relating to Regional Trade Agreements (LH531)

Objectives: The study of the course The Law relating to Regional Trade Agreements helps the students to understand the specialized law on the importance of regional pacts and their impacts. It also emphasis on the difference of understanding of developing and developed countries in entering regional pacts. The course also build a basic conceptual understanding among the students on the rules like Rule of Origin, Special and Differential Treatment, Enabling Clause, Understanding GATT in imbibing RTA. The course also enlighten the students various global regional pacts that deviates the eastern and western sides of the world. The course also helps the students in understanding and analysing various forms of RTA's. The WTO members, Government Officials, International Practitioners and Law Students aspiring their career in the International Trade law must learn to deal effectively with challenges and opportunities presented by such regional trade agreements.

Unit I Introduction –Evolution for Regionalism -Relationship between Multilateralism and Regionalism– RTA and WTO and its Deviation from GATT Non- Discriminatory Principles–Role of UNCTAD – General Scheme of Preferences - Regional Trade Agreement – Reasons for the growth of RTA –Meaning – Significance – Objectives of RTA

Unit IITypes of Regional Integrated Initiatives and Nature and Scope: Free Trade Agreements (FTA) – Preferential Trade Agreements (PTA) – Comprehensive Economic Cooperation Agreement (CECA) – Comprehensive Economic Partnership Agreement (CEPA) – Custom's Union (CU) – Common Market (CM) – Economic Union (EU)

Unit III Legal framework of RTA: WTO Rules/Conditions on the framework of RTA- Rule of Origin : Preferential and Non- Preferential- - Restrictive rules of origin –RTA and Trade Remedy - Procedure for RTA - Recent trends in Regional Trade Agreements - Role of Regional Trade Agreement Committee in formulating RTA- Indian Legal Position in Regional Trade Agreement.

Unit IV: Understanding the GATT Rules on RTA- Regulation of FTA and CU's and Art XXIV of GATT- Enabling Clause-PTA - Art V of GATS and FTA in services- Customs Union – Free Trade Area - Dispute Settlement Mechanism – Legal Nature Exceptions - Role and Responsibility of Members in Dispute Resolution. Rule of Special and Differential Treatment in RTA's and its Impact.

Unit V Regional Trade Agreements: Nature and Scope: Non –Tariff Measures in RTA– TBT and SPS Provisions in RTA – Status of Product in RTA's – List –Open, Negative and Sensitive Lists – Time Period of Concession in RTA's – Type and Level of RTA's – Status of Partners Countries in RTA's

Unit VI: **Regional Trade Agreements:** Existing Regional Groups – Notified RTA – Proposed RTA – Signed RTA's -Andean Community – CARICOM - CA Common Market - NAFTA - Objectives – Cases–

Unit VII Regional Trade Agreements: European Union – EFTA - COMESA- CEMAC – SADC – SAFTA – MERCOSUR – AMU –CEFTA - SACU – GCC –CIS- ECOWAS -

Unit VIIIRTA's and Indian Perspectives: India-APTA - SAARC – SAPTA – SAFTA – ISFTA – BIMSTEC-FTA, Overlapping Indian RTA's and its impact– MERCOSUR – PTA- India-Chile PTA– India's RTA and General Scheme of Preferences.

Text and Reference Books

- Lorand Bartels, Federico Ortino, Regional trade agreements and the WTO legal system, International Economic Law Series, Oxford University Press, 2006.
- David A. Lynch, Trade and Globalization: An Introduction to Regional Trade Agreements, Rowman & Littlefield Publishers, 2010.
- David A. Gantz, Regional trade agreements: law, policy and practice, Carolina Academic Press, 2008.
- James H. Mathis, Jagdish Bhagwati, Regional Trade Agreements in the GATT/WTO: Article XXIV and the Internal Trade Requirement, Cambridge University Press, 2002.
- Jagdish N. Bhagwati, Arvind Panagariya, T. N. Srinivasan, Lectures on International Trade, 2nd Edn, The MIT Press, 1998.
- Jagdish N. Bhagwati, Arvind Panagariya, The economics of preferential trade agreements, AEI Press, Business & Economics, 1996.
- Arvind Panagariya, Regionalism in Trade Policy: Essays on Preferential Trading, World Scientific Publishing company pvt ltd, 1999
- http://graduateinstitute.ch/home/research/centresandprogrammes/ctei/ctei_people/baldwin/publications_regionalism.html
- http://www.commercialdiplomacy.org/model_curriculum/m_lawregional2.htm.
- Shrikanth. Kamat, Regional Trade Agreement, Shroff Publications, 2013.

Trans-boundary Exports, Imports and Anti-dumping Laws (LH532)

Objectives: This study enlightens the students with regard to importance of standards, regularization and harmonization of imports and exports. The elective also plays a very important role in understanding the technical application disparity between the developed and developing countries. Further the course also helps the students to analyze the functioning of regulatory authorities and its uniform regulatory mechanism over the member nations. The elective can through light on various technical and regulatory aspects of trans boundary trade. Besides the international trade law as core subject, the trans boundary exports and imports can give meticulous knowledge on various aspects of WTO covered agreements.

Unit I: Introduction Transboundary Trade – kinds of trade – Principles of transboundary trade – Theories of International Trade – methods of International Payments – International logistics – Documents relevant for import and export – GATT Principles – Free Market Access – Tariff and Non- Tariff Barriers - Non- Discriminatory Principles -- Role of Regional Trade Agreements

Unit II: I*nternational Trade terms import and export:* Introduction – Inco terms and International Transport - INCOTERMS – New Incoterms: DAT and DAP - Replaced Incoterms: DAF, DES, DEQ and DDU - Incoterms for sea and inland waterway transport: FAS - FOB - CFR – CIF - Incoterms for any mode of transport: EXW - FCA - CPT - CIP - DAT - DAP – DDP – Rights and Duties of parties.

Unit III: Environmental Regulation and Transboundary Trade: Global environmental problems – Mutual concerns of Trade and Environmental Laws – Multilateral Environmental Agreements (MEAs) and their Non-Party State provisions – GATT/WTO Article XX - Committee on Trade and Environment – Extraterritoriality of MEAs -WTO Biodiversity Convention – Conservation requirements of Convention on Biological Diversity (CBD) – Areas of intersection

Unit IV: SPS Measures in Trans border Trade: Environmental exceptions to GATT – GATT Article XX(b) – SPS Agreement – Objectives – Basic rights and obligations of member states – Standards of risk – Equivalence & Harmonisation. SPS Agreement - Implementation - Transparency - Risk assessment – Technical assistance – Committee on Sanitary and Phytosanitary measures. SPS Agreement & TBT Agreement – Special and Differential treatment to developing countries – Dispute settlement.

Unit V: Technical Barriers to Trade and WTO Law: TBT Agreement – Objectives – Basic rights and obligations of member states – Preparation, Adoption and Application of Technical Regulations – International 30 Standards – Standard equivalence – assessment of conformity - Implications for domestic regulatory autonomy. TBT Agreement – Transparency – Enquiry points – National notification authorities – Technical assistance - Committee on Technical Barriers to Trade.

Unit VI: Law of Anti-Dumping Duties: Emergence and spread of Anti-dumping laws – Impact of GATT, 1947 – Anti- dumping Agreement and its Substantive Legal Provisions – Anti-dumping Agreement and developing countries. Dumping Determination – Determination of Dumping Margin – Determination of injury – Causation – Zeroing - Anti-dumping investigations – Imposition and collection of Anti-dumping duty – Special

and differential treatment – Reviews – Dispute settlement – Circumvention – Substantive and procedural issues concerning dumping.

Unit VII: Subsidies & Countervailing Measures: Agreement on Subsidies and Countervailing Duties - Subsidy – Prohibited subsidies – Actionable subsidies – Non-actionable subsidies – Countervailing duties – Committee on Subsidies & Countervailing Duties – Notification and surveillance – Special & Differential Treatment to developing countries – Dispute settlement.

Unit VIII: Safeguard Measures in Transboundary Trade and Dispute Resolution:

Agreement on Safeguard Measures – Article XIX of GATT – Substantive requirements for safeguard measures – Procedural requirements – Serious injury – Conditions relating to safeguard measures – Compensation and concessions – Special and differential treatment to developing countries – Prohibition of grey area measures – Committee on Safeguards – Surveillance – Dispute Settlement. Comparative analysis of the three agreements related to contingent protection – Critical study of the use of Contingent Protection Measures – Contingent Protection and Developing Countries.

Text and Reference Books:

- F. Macmillan, WTO and the Environment, Sweet & Maxwell (2001).
- A.E. Appleton, Environmental Labelling Programme: International Trade Law Implications, Kluwer Law International, London (1997).
- D. Brack, International Trade and the Montreal Protocol, Earthscan, Publications Ltd., London (1996).
- J. Cameron, P. Demaret & D. Geradin, Trade and Environment: The Search for Balance, International Law Publishers, London (1994).
- E. Neyumayer, Greening Trade and Investment: Environmental Protection Without Protectionism, Earthscan Publications Ltd., London (2001).
- C.L. McDougall, Intellectual Property Rights and the Biodiversity Convention: The Impact of GATT, Friends of the Earth, London (1995).
- Philippe Sands, Principles of International Environmental Law, Cambridge University Press, (2003).
- P. Van Den Bossche, The Law & Policy of the World Trade Organisation: Text, Cases and Materials, Cambridge University Press (2008).
- Joanne Scott, The WTO Agreement on Sanitary and Phytosanitary Measures: A Commentary, Oxford University Press (2009).
- A.E. Appleton, Environmental Labelling Programme: International Trade Law Implications, Kluwer Law International, London (1997).
- P. Van Den Bossche, The Law & Policy of the World Trade Organisation: Text, Cases and Materials, Cambridge University Press (2008).
- M. Matsushita, P. Mavroidis & T. Schboenbaum (Eds.), The World Trade Organisation: Law, Practice & Policy, Oxford University Press (2nd edn., 2006).

- Yanning Yu, Circumvention and Anti-Circumvention Measures: The Impact on Anti-dumping Practice in International Trade, CCH (2007).
- Gustavo E. Luengo & Hernandez de Madrid, Regulation of Subsidies and State Aids in WTO and EC Law, CCH (2006).
- Y.S. Lee (Ed.), Safeguard Measures in World Trade: The Legal Analysis, CCH (2nd edn., 2007).
- A.K. Koul, Guide to the WTO and GATT: Economics, Law and Politics, CCH (2006).

ICFAI Law School, Hyderabad

Course Hand Out

Academic Year – 2020-21

(Class of 2021)

***Course Name*: Transboundary exports Imports and Anti Dumping Laws**

Course Code: LH 521

Semester: IX

***Faculty Name*: M.Geethapriyadarsani**

Mobile No: 9866587599

Email: geethap@ifheindia.org

Course Objective: The transboundary exports and imports as an honor elective can help the student to emphasis on transboundary trade. It enlightens the students with regard to importance of standards, regularization and harmonization of imports and exports. The elective also plays a very important role in understanding the technical application disparity between the developed and developing countries. Further the course also helps the students to analyze the functioning of regulatory authorities and its uniform regulatory mechanism over the member nations. The elective can through light on various technical and regulatory aspects of transboundary trade. Besides the international trade law as core subject, the transboundary exports and imports can give meticulous knowledge on various aspects of WTO covered agreements.

Course Outcomes: At the end of the course a student is expected to be

- Enlighted with concept of transboundary exports and imports in international trade parlance.
- Students able to understand the customary practices in International trade parlance and the emergence of regulatory framework.
- Students acquire expertise knowledge and can do research with an interdisciplinary understanding of law and economics.
- Students could able to analyze various covered agreements WTO and its general principles with exceptions.
- Students can trace out the importance of the theory and practical applications of trade and can gain knowledge in the relevant field of legal practice.

Recommended Text Books and Reference Book

	Text Book	Author / Publication
1.	The International Trade Law Interdisciplinary Theory And Practice RB I	Rah Bhala, South Asian, 3rd Edition Reprint 2014 LEXIS NEXIS

2.	Indian And The WTO RB II	Aditya Mattoo & Robert M Stern IBRD UBLICATIONS WITH OUP 2003
3	International Trade Law	Dr.Ishita Chatterjee, Central Law Publications, 2nd Edi- 2016
4	International Trade Law	Dr. S.R.Myneni, Allahabad Law Agency, 3rd edi-2014
5	Antidumping Measures under the WTO Regime	Dr. Neeraj Varshney, Universal Law Publishing Co- 2007

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1.	8	Introduction Transboundary Trade – kinds of trade – Principles of transboundary trade – Theories of International Trade – methods of International Payments – International logistics – Documents relevant for import and export – GATT Principles – Exceptions - Free Market Access – Tariff and Non- Tariff Barriers - Non- Discriminatory Principles -- Role of Regional Trade Agreements	Non Discriminatory Principles Exceptions Pillars of free trade Documentation in Trade Bound and Applied Rate Tariff and Non Tariff Barriers Regional Trade Blocks	RB I	RB I Chapter 11 - 14 Pg 321-451 Video 1. MHRD UGC Project Pathashala Tariff and non-tariff barriers E-Learning short videos - Most-favoured nation (MFN) https://www.youtube.com/watch?v=Q5_Bh-Y48_E WTO Reading Material on Non discriminatory Principles E-Learning short videos - General Exceptions https://www.youtube.com/watch?v=7o0jjajYcnk	Student can gain basic understanding of theoretical background and conceptual understanding for specific cases
2.	6	Standards Regulation and Harmonization International Trade Need for Standards Regulation and harmonization in transboundary Trade – Challenges – Trade related Harmonization in in Multilateral trading system- Agreement on Technical Barriers to Trade – Agreement on Application of Sanitary and Phytosanitary Measures – other Trade related International Regulatory issues – Environment – Labor – TRIMS –	Standard Regulations and Harmonization Mandatory Compliance of Standards General Exceptions for imposing Standards	RB I	Regulatory Harmonization in International Trade: A Categorical or Conditional Imperative? By Michael Faubert and Amy Wood - 26 July 2016WORLD ECONOMY, TRADE AND FINANCE Chapter 12 International Trade Standards and Regulations Available at	Students could attain basic knowledge for the need of imposing standard regulations

		TRIPS – Multilateral Trading and Economic Transition.			https://www.unece.org/fileadmin/DAM/trade/wp6/AreasOfWork/EducationOnStandardization/Module_12_International_trade_Eng_01.pdf Standards in a global world standardization and harmonistaion of trade F2T - Prof. Jagdish Bhagwati, "Protectionism is Not the Way to Go" https://www.youtube.com/watch?v=dj2OeBVIU6I	
3.	8	Environmental Regulation and Transboundary Trade: Global environmental problems – Mutual concerns of Trade and Environmental Laws – Multilateral Environmental Agreements (MEAs) and their Non-Party State provisions – GATT/WTO Article XX - Committee on Trade and Environment – Extraterritoriality of MEAs -WTO Biodiversity Convention – Conservation requirements of Convention on Biological Diversity (CBD) – Areas of intersection	ART XX General exceptions	RB I	Chapter 42-43 Pg-1359-1383 Chapter 45-46 F2T - Prof. Jagdish Bhagwati Discusses Trade & Environment Issues https://www.youtube.com/watch?v=ktHLrz09gcs	Students can notice and learn various issues of environment and trade
4.	8	SPS Measures in Trans border Trade: Environmental exceptions to GATT – GATT Article XX (b) – SPS Agreement – Objectives – Basic rights and obligations of member states – Standards of risk – Equivalence &Harmonization. SPS Agreement - Implementation - Transparency - Risk assessment – Technical assistance – Committee on Sanitary and Phytosanitary measures. SPS Agreement & TBT Agreement – Special and Differential treatment to developing countries – Dispute settlement.	Non Discrimination Scientific Justification Recognition Equivalence Transparency Special Treatment	RB I	Chapter four 1417 Right and Obligations Under the SPS and TBT Agreements of the WTO https://www.youtube.com/watch?v=m6gPI7Xxxr0 E-Learning short videos - The SPS Agreement https://www.youtube.com/watch?v=2k4It2Vd7os Agreement of sanitary and phytosanitary measures (Law) https://www.youtube.com/watch?v=jL8RkwmHarI	Students can learn to apply the theoretical understanding in practical cases in this regard the wto cases can help the students to achieve this
5.	8	Technical Barriers to Trade and WTO Law: TBT Agreement – Objectives – Basic rights and obligations of member states – Preparation,	Non discrimination Transparancy	RB I	Chapter XIV and XV Pg 415-478 The importance of non-tariff barriers (SPS or	The student are aware with the provisions of TBT and its major

		Adoption and Application of Technical Regulations – International 30 Standards – Standard equivalence – assessment of conformity - Implications for domestic regulatory autonomy. TBT Agreement – Transparency – Enquiry points – National notification authorities – Technical assistance - Committee on Technical Barriers to Trade.	Standards		TBT?) https://www.youtube.com/watch?v=zUfenM9v3Ko Technical Barriers to Trade and WTO Law: https://www.youtube.com/watch?v=bQCHKLlyilE	elements of standardization At the end of the unit students could notice of international organization's for standardization and its international compliance
6.	6	Law of Anti-Dumping Duties Emergence and spread of Anti-dumping laws – Impact of GATT, 1947 – Anti- dumping Agreement and its Substantive Legal Provisions – Anti-dumping Agreement and developing countries. Dumping Determination – Determination of Dumping Margin – Determination of injury – Causation – Zeroing - Anti-dumping investigations – Imposition and collection of Anti-dumping duty – Special and differential treatment – Reviews – Dispute settlement – Circumvention – Substantive and procedural issues concerning dumping	Normal price Dumping perse not injure Causal effect Margin Zeroing	RB I	CUSTOMS LAW Pg 481 Remedies Against Unfair Trade And Anti Dumping Pg. 869 Chapter 28-32 Pg 889-1019 The anti-dumping agreement under the WTO (LAW) https://www.youtube.com/watch?v=zUfenM9v3Ko The agreement on agriculture (LAW) https://www.youtube.com/watch?v=2Y46hKftpSs	Student can learn the concept of dumping and able to Highlight the relevant provisions of the agreements
7.	8	Subsidies & Countervailing Measures Agreement on Subsidies and Countervailing Duties - Subsidy – Prohibited subsidies – Actionable subsidies – Non-actionable subsidies – Countervailing duties – Committee on Subsidies & Countervailing Duties – Notification and surveillance – Special & Differential Treatment to developing countries – Dispute settlement.	Trade Distortion subsidies Determination of subsidization	RB I	PART VIII Chapter 33-34 1047-1067 Chapter 35-36 Pg-1109-1141 https://slideplayer.com/slide/7070936/ concepts of subisides https://www.youtube.com/watch?v=djTS_zaLrjM Agreement on subsidies and countervailing measures (Law) NAFTA explained by avocados. And shoes. https://www.youtube.com/watch?v=DwKR08t5BGA	Students can understand the concept of subsidization and its various providers Limit and extent of subsidisation
8.	8	Safeguard Measures in Transboundary Trade and Dispute Resolution:	Concepts of various agreement	RB I	CHAPTER 5 AND 6 PP-143-196 India loses WTO Case	Students can identify the cause of

		Agreement on Safeguard Measures – Article XIX of GATT – Substantive requirements for safeguard measures – Procedural requirements – Serious injury – Conditions relating to safeguard measures – Compensation and concessions – Special and differential treatment to developing countries – Prohibition of grey area measures – Committee on Safeguards – Surveillance – Dispute Settlement. Comparative analysis of the three agreements related to contingent protection – Critical study of the use of Contingent Protection Measures – Contingent Protection and Developing Countries.	and its dispute resolutions		Regarding Poultry Import https://www.youtube.com/watch?v=WRmk2v5suLA	action in brief case And able to understand the application part of the case And could find out appropriate damages
Total	60					

List of Latest Cases:

- The Banana Case
- The Shrimp-Turtle case
- The Hormone Treated Beef case, or
- The Methanex case.
- The Brazilian Canada Aircraft Dispute
- The EU-US Foreign Sales Corporation Dispute
- US Steel Tariff Dispute /174)
- Australia - Imposition of Countervailing Duties on Imports of Glacé Cherries (SCM/178)
- United States- Measures Affecting Alcoholic and Malt Beverages (BISD 39S/206).
- Canada - Import of Certain Alcoholic Drinks (BISD 39S/27)
- European Economic Community Subsidies Paid to Processors and Producers of Oilseeds and Related Animal-Feed Proteins (BISD 39S/91)
- United States – Restrictions on Imports of Tuna (DISD 39S/155)
- Thailand - Restrictions on Importation of and Internal Taxes on Cigarettes (BISD 37S/200)
- Japan - Tariff on Imports of Spruce, Pine, Fir (SPF)
- Dimension Lumber (BISD 36S/167);
- Korea - Restrictions on Imports of Beef (BISD 36S/202)
- Norway - Restrictions on Imports of Apples and Pears (BISD 36S/306)

- Canada - Import, Distribution and Sale of Certain Alcoholic Drinks by Canadian Provincial Marketing Agencies (BISD 35S/37)
- India Solar Renewable Energy case 2016(Solar Cells case)
- The Bed Linen Dispute
- The Basmati case
- The Indian Automotive Sector Policy case
- Imports on Iron and Steel Product 2016.
- US Immigration Measures on Indian Immigrants 2016
- India Anti-dumping duties Case on Taiwan USB Flash drives
- India-US Countervailing Measures on Hot Rolled Steel Flats
- India Measures on Certain Agriculture Products
- Turkey – India Imports on Cotton Yarn
- India –EU Generic Drug Case 2010
- India-Bangladesh Batteries case 2004
- EU –India Tariff Preference to developing countries.
- Dynamic India Fund – I, In re [2012] 23 taxmann. com 266 (AAR)
- Dynamic India Fund – I, In re [2012] 23 taxmann. com 266 (AAR)
- UOI vs. Azadi Bachao Andolan [2003] 263 ITR 706 (SC)
- CIT vs. CA Computer Associates India Pvt. Ltd. (ITA No. 20 of 2011 Bom) Assessment Year : 2002-03
- Bhatia International vs. ACIT [TS-494-HC2012(MP)] Assessment Year : 2008-09
- Hindalco Industries Ltd. vs. ACIT [2012] 17 taxmann.com (Bom.)

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
- The participation has to be relevant and meaningful. “Speaking for speaking’s sake” will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.

- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.
- Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

Students must occupy their seats before faculty comes in and remain seated until the end of the class.

Students must have their name plates on the desk.

Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.

Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.

No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	Component	Expected slot / due date	Marks declaration by	Weig htage	Syllabus
NCP I	Internal Assessment	7-9-2020	10-9-2020	10	Units-I,II,III
NCP II	Mid Term	28-9-2020	10-10-2020	20	Units-I,II,III, IV
NCP III	Internal Assessment	2-11-2020	3-11-2020	10	Units-V,VI, VII
NCP IV	Class Participation	20-11-2020		5	
NCP V	Attendance	20-11-2020		5	
End Term	End Term	23-11-2020	8-12-2020	50	Units-V,VI, VII,VIII

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

M.Geethapriyadarsani, LLM- Torts and Crimes

Interested areas- women and law, cyber laws, contracts, environmental law.

Subjects taught- legal language and writing, international commercial arbitration, law of carriage, micro finance and insurance, financial and systemic frauds, white collar crimes and money laundering, clinical ADR, copyright law,Transboundary exports Imports and Anti-Dumping Laws.

WTO (LH533)

Objectives: The purpose of the study of this course is to give the students broader and deeper knowledge of the principles, regulations and rules governing international trade with particular emphases on the law of the World Trade Organization (WTO). The course is aimed to introduce the student the organization and structure of WTO, its decision – making procedures and the substantive regulation of international trade. The objective of this course is to give a special attention on dispute settlement mechanism of the WTO. This course is designed to make the student understand the policy dimension of the activities of WTO.

Course Outcome: After completion of the course, the students will have a sound understanding of the structure, organization and decision – making procedures of the WTO. This course gives the students broader and deeper knowledge of the principles, regulations and rules governing WTO. The students are expected to have a detailed knowledge of some of the GATT Agreements and the dispute settlement system of the WTO, including its system of sanctions. The policy dimension of the activities of WTO will also be studied. The WTO's contribution to the development of public international law will also be addressed during the course.

Unit I: Introduction: International Economic Relations before and after Second World War – Havana Charter for International Trade Organization (ITO) – GATT: An Overview – Purpose – GATT Tariff Negotiations: Geneva to Tokyo – The Uruguay Round Negotiations – Revival of Doha 2013 to 2014.

Unit II: WTO: Structural and Functional Dimensions : WTO: Objectives, structure, functions, Decision Making, Membership, Accession and Withdrawal – WTO and Trade Policy Review.

Unit III: Overview of WTO Agreements: Basic Principles of WTO Agreements – Exceptions – Anti – Dumping Agreement (Article VI) – Customs Valuation Agreement (Article VII) – Agreement on Rules of Origin, 1994 (Article IX) – Agreement on Subsidies and Countervailing Measures, 1994 – WTO Agreements on Safeguards, 1994, Agriculture, Textiles and Clothing, Sanitary and Phytosanitary Measures; Technical Barriers to Trade; Pre-Shipment Inspection; Import Licensing Procedures and Trade Related Aspects of Intellectual Property Rights (TRIPS Agreement); Trade in Service (GATS).

Unit IV: Legal Framework of GATT, 1994: Interpretation and Application of Article I – Customs Duties, Charges imposed on Importation or Exportation or the International Transfer of Payment for Imports or Exports – Schedule of Concessions (Article II): Scope and Application – Maintenance of Treatment versus Modification of Concession.

Unit V: Principles of Non-discrimination: National Treatment / Most Favoured Nation Principle under the GATT 1994 and GATS – Relevance of Trade Effects – Application of Article III to Regional/Local Government/State Trading Monopolies – Measures Imposed at the Time or Point of Importation.

Unit VI: WTO Dispute Settlement Mechanisms: Dispute Settlement in GATT 1947 – Settlement of Disputes in WTO in 1994– The Establishment of Panels – Functions,

Procedures and Responsibility of Panels – Adoption of Panel Reports – Appellate Review and Standing Appellate Body.

Unit VII: WTO, Trade and Investment: The Historical Background – The Havana Charter – Multilateral Disciplines on International Investments: Pre – Uruguay Round/WTO – The Multilateral Investment Guarantee Agency (MIGA) – The International Convention on the Settlement of Investment Disputes between States and Nationals of Other States and International Centre for Settlement of Investment Disputes (ICSID) – Multilateral Agreement on Investments (MAI) Post Uruguay Round: WTO Agreement on Trade Related Investment Measures (TRIMS) – Inadequacies of the TRIMS Agreement.

Unit VIII: WTO and Other Aspects: Competition Policy: Elements of Competition Law – Labor Standards: Enforcement of Labor Standards – International Trade and Human Rights: Trade – Related Human Rights – The WTO Legal Framework for Trade – Related Human Rights Measures – Trade and Environmental Issues in the WTO – Trade and Environmental Issues in the WTO: Origins of Trade and Environment Conflict – The Environmental Challenge – GATT Provisions – The Tuna/Dolphin I Case.

Text and Reference Books

- Autar Krishen Koul, Guide to WTO and GATT (Economics, Law and Politics), Satyam Law International, 2018.
- Lorand Bartels and Federico Ortino (Ed.), Regional Trade Agreements and the WTO Legal System, Oxford University Press, 2006.
- Bernard M. Hoekman and Petrol C Mavroidis, The World Trade Organization (Law, Economics and Politics), Routledge Publications, 2016.
- Peter Van den Bossche and Warner Zdouc, The Law and Policy of the WTO, Cambridge University Press, 2016.
- Joanne Scott, The WTO Agreement on Sanitary and Phytosanitary Measures – A Commentary, Oxford University Press, 2009.
- WTO Secretarial Publication, A Handbook on the WTO Dispute Settlement System, Cambridge University Press, 2004.
- WTO Secretarial, The WTO Dispute Settlement Procedure – A Collection of the Relevant Legal Texts, 2012.
- Sonie E Rolland, The Development at the WTO, Oxford University Press, 2013.
- Peter Van den Bossche and Denise Prévost, Essentials of WTO Law, Kindle Edition, Cambridge University Press, 2017.
- Peter Van den Bossche and Werner Zdouc, The Law and Policy of the World Trade Organization: Text, Cases and Materials, Cambridge University Press, 2017.

Articles

- Mercurio and Bryan, 'Reflections on the World Trade Organization and the Prospects for Its Future', Melbourne Journal of International Law, 2009.

- Jijo George, 'Branding in China: Lessons from the Foreign Brand Success and Failure Stories', SSRN Electronic Journal, Jan. 2015.
- McGinnis and John O, 'The World Trade Organization as a Structure of Liberty', Harvard Journal of Law & Public Policy, 2004.
- Lee and Chen – Kuo, 'World Trade Organization (WTO) Negotiations between Developing and Developed Countries: An Evolutionary Game Theory Approach', International Journal of Management, 2011.
- DiMatteo and Larry A; Dosanjh and Kiren; Frantz and Paul L.; Bowal and Peter; Stoltenberg and Clyde, 'The Doha Declaration and Beyond: Giving a Voice to Non-Trade Concerns within the WTO Trade Regime', Vanderbilt Journal of Transnational Law, 2003.
- Richard Baldwin, 'The World Trade Organization and the Future of Multilateralism' Journal of Economic Perspectives, 2016.
- Muhammad Saqib Irshad, Qi Xin, Muhammad Ayaz, and Faizan Ali, 'The Role of Charismatic World Trade Organization and the expansion of Free International Trade', International Journal of Management Science and Business Administration, 2016.
- Sam Fleuter, 'The Role of Digital Products Under the WTO: A New Framework for GATT and GATS Classification', Chicago Journal of International Law, 2016.
- Colin B. Picker, 'Regional Trade Agreements v. The WTO: A Proposal for Reform of Article XXIV to Counter this Institutional Threat', University of Pennsylvania Journal of International Economic Law, 2005.
- Songling Yang, 'The Solution for Jurisdictional Conflicts between the WTO and RTAs: The Forum Choice Clause', 23 Michigan State International Law Review, 2014.

Videos

- https://www.bing.com/videos/search?q=&view=detail&mmscn=mysv&mid=9C232DA2081CFBD3A8ED9C232DA2081CFBD3A8ED&FORM=SVIM01
- https://www.youtube.com/watch?v=3KxhF2QOFzM&t=23s
- https://youtu.be/OQUtwIiCAO4
- https://youtu.be/K8N – ppPjR0g
- https://youtu.be/LSFl8pUbjtQ

Maritime Law (LH534)

Objectives : The study of the Course is a study of the laws and doctrines governing navigation and shipping. Students will study the various aspects of maritime jurisdiction and substantive law dealing with such topics as maritime tort law, salvage, rights and obligations of the parties involved in shipping industry, Marine Insurance and policies, Port authorities and the management of ports, sovereign immunity of nations and piracy related aspects.

Course Outcome: The Student will be able to understand the practical aspects involved in maritime law globally and domestically. Practically, the student will be able to understand and apply the knowledge to the challenges in maritime law.

Unit-I Law Of the Sea Sources-customs and International Conventions- Resolutions of International Organization including IMO, UN Conference on the Law of the Sea, UNEP, UNCLOS and decisions of International Court of Justice-ITLOS and National Courts-Concept of Maritime Property and maritime law- distinction between maritime law and law of the sea-the deep seabed-coastal waters-international straits-the continental shelf-fisheries-land-locked state-regime of island-international waters, baselines and maritime boundaries, territorial sea and contiguous zone-right of innocent passage and coastal state jurisdiction, eez, continental shelf and resource jurisdiction, international fisheries

Unit II Marine Insurance types of marine insurance- and principles of marine insurance–insurable interest–form & content of marine policies–cif-fob-for-c&f -contracts-nature & duration of risk–marine risk–passing of property & risk–actual total loss–constructive total loss–subrogation–reinsurance–insurance agents–york–antwerp rules- extraordinary sacrifices-extraordinary expenses-voluntariness & time of peril-common safety & fault assessing –contributory values & losses collusion- vicarious liability &standard of care –causation &apportionment of liability damages –statutory liability jurisdiction

salvage – concept of maritime property-geographical limits of salvage & eligibility of a salvor relationship between salvor & salvee-salvor awards –remedies including security for the claim lay–time & demurrage –stevedoring termination point of the approach& carrying voyages-“wibon” & “time lost” clauses-lay time exceptions & demurrage-suspending lay time

Unit III Law Relating To Shipping In India charter parties –rights & obligations of parties involved –bills of lading –essential attributes of bill of lading – basic obligations of shipper & carrier under the contract of affreightment–bailment–seaworthiness –indian bills of lading act- indian carriage of goods by sea act, 1925- multimodal transportation of goods act, 1993

Unit IV Indian Legal Regime Of Admirality Law history of admiralty law-features of admiralty law-maintenance and cure-personal injuries to passengers-maritime law and mortgages-salvages-international conventions-admiralty jurisdiction bill 2005 – indian legal regime of admiralty jurisdiction

Unit-V Carriage Of Goods By Sea seaworthiness-reasonable despatch-charter parties-bill of lading- indian carriage of goods by sea act-deck cargo-responsibilities and liabilities-care of cargo-measure of damages-rights and immunities-burden of proof-excepted

perils-deviation-declaration of nature and value of cargo-dangerous goods-waiver of privilege-scope for special contracts

Unit VI Law Relating To Ports indian ports act-port state jurisdiction-civil and criminal-attachment of ships-access of foreign ships to ports-ships in distress-quarantine regulations-land ports authority of india act, 2010

Unit VII Maritime Law-International Aspects the hague -visby rules-mandatory application and voluntary incorporation-contracting out & third party reliance on the rules- the carriers' duties under article 3-carriers defences under article 4-shiippers' liability-the package limitation-containerization- jurisdiction under brussels convention

Unit VIII Principles Of International Trade And International Organisations basic principles of international trade-international organisations-imo-ilo-who-isf-iacs-wto-wmo-imli-intercargo-imca-global warming-climate change-settlement of disputes

Text and Reference Books

- Laws Relating to Bills of Lading, Charterparties and contract of Affreightment, 4th Edn., 2014 B.C. Mitra, Universal Law Publishing Co., New Delhi
- Law of Carriage Air, Land and Sea, 4th Edn.,2005 Avtar Singh, Eastern Book Company, New Delhi
- International Law and Human Rights 20th Edn., 2016 Dr. S. K. Kapoor/Central Law Agency, Lucknow
- Modern Law Of Insurance In India, 5th Edn., 2013 Dr. K. V. S. Sarma/Lexis Nexis
- Admirality and Maritime Law, 1st Edn., Reprint, 2015 Samareshwar Mahanty, Universal Publications
- Modern Maritime Law and Risk Management, Google Books (Available online) Aleka Mandaraka Sheppard, Routledge, New York
- Maritime Law, South Asian Edn., 2nd Edn., Yvonne Baatz, Sweet and Maxwell
- International Trade law, 5th edn., 2014 Indira Carr, Routledge, London and New York
- Guide to WTO and GATT, 6th Edn, Autar krishen Koul, Satyam Law International, New Delhi

Articles:

- *Bernardo Sepúlveda-Amor*, Contribution of the International Court of Justice to the development of the international law of the sea, Aegean Review of the Law of the Sea and Maritime Law, 02 Vol. 1 Iss, 2010.
- *Rytis Satkauskas*, Piracy at sea and the limits of International law, Aegean Review of the Law of the Sea and Maritime Law, 10 Vol. 1; Iss.2, 2011
- *Pelayia Yessiou-Faltsi*, The 1952 Brussels International Convention on the arrest of ships for maritime claims and on jurisdiction, Aegean Review of the Law of the Sea and Maritime Law, 10 Vol. 1; Iss. 2, 2011.

- *Robert Beckman,* The UN Convention on the Law of the Sea and the Maritime Disputes in the South China Sea, 01 Vol. 107; Iss. 1, 2013.
- *Gotthard Gauci,* Total losses and the peril of piracy in English law of marine insurance, WMU Journal of Maritime Affairs, 4 Vol. 11; Iss. 1, 2012.
- *Main,* A Maritime Contract of Carriage, Harvard Law Review, 02 Vol. 11, Iss. 7, 1898.
- *Schatz, Valentin, ,* Fishing for Interpretation: The ITLOS Advisory Opinion on Flag State Responsibility for Illegal Fishing in the EEZ, Ocean Development & International Law, 10 Vol. 47; Iss. 4, 2016.

Videos:

- https://www.youtube.com/watch?v=N7KCRtwKknk
- https://www.youtube.com/watch?v=DpZOWQLg9oQ
- https://lawlex.org/lex-pedia/understanding-maritime-law/20874
- https://www.coursera.org/lecture/arctic-change-governance-economics-culture/the-united-nations-convention-law-of-the-sea-unclos-KqPkF
- https://www.youtube.com/watch?v=OyIcWyVOSQ0
- https://www.youtube.com/watch?v=zAKas07oRp0

ICFAI Law School, Hyderabad

Course Hand Out

Academic Year – 2020 - 2021

(Class of IX Semester)

***Course Name*:** **Maritime Law (LH534)**

Course Code: **LH534**

Semester: **IX Semester**

***Faculty Name*:** **Dr. Ramadevi Gudemela**

Mobile No: **8897346660**

Email: **ramadevi@ifheindia.org**

Objectives of the Course: The Course is a study of the laws and doctrines governing navigation and shipping. Students will study the various aspects of maritime jurisdiction and substantive law dealing with such topics as maritime tort law, salvage, rights and obligations of the parties involved in shipping industry, Marine Insurance and policies, Port authorities and the management of ports, sovereign immunity of nations and piracy related aspects.

Course Outcomes: The Student will be able to understand the practical aspects involved in maritime law globally and domestically. Practically, the student will be able to understand and apply the knowledge to the challenges in maritime law.

Recommended Text Books and Reference Books

	TEXT BOOK	**AUTHOR / PUBLICATION**
1.	Laws Relating to Bills of Lading, Charterparties and contract of Affreightment, 4th Edn., 2014	B.C. Mitra, Universal Law Publishing Co., New Delhi
2.	Law of Carriage Air, Land and Sea, 4th Edn.,2005	Avtar Singh, Eastern Book Company, New Delhi
3.	International Law and Human Rights 20th Edn., 2016	Dr. S. K. Kapoor/Central Law Agency, Lucknow
4.	Modern Law Of Insurance In India, 5th Edn., 2013	Dr. K. V. S. Sarma/Lexis Nexis
5.	Admirality and Maritime Law, 1st Edn., Reprint, 2015	Samareshwar Mahanty, Universal Publications
6.	Modern Maritime Law and Risk Management, Google Books (Available online)	Aleka Mandaraka Sheppard, Routledge, New York

7.	Maritime Law, South Asian Edn., 2nd Edn.,	Yvonne Baatz, Sweet and Maxwell
8.	International Trade law, 5th edn., 2014	Indira Carr, Routledge, London and New York
9.	Guide to WTO and GATT, 6th Edn,	Autar krishen Koul, Satyam Law International, New Delhi

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
11	7	Law of the Sea	Sources of Maritime Law and Admirality Law UNCLOS – Division of Seas and rights of coastal States over territorial Sea, EEZ, Continental Shelf. Innocent Passage and ICJ and decisions on Maritime delimitation. Role of ITLOS and IMO Concept of Maritime Property and Maritime law Distinction between maritime law and Law of the Sea	R.B. No. 3 R.B. No. 5 R.B. No. 7	Pages 410 to 482 Pages: 20 to 32 Pages: 343 to 384 Videos: https://www.youtube.com/watch?v=N7KCRtwKknk https://www.youtube.com/watch?v=DpZOWQLg9oQ Articles: https://www.careerpro.com/2018/04/what-is-the-difference-between-maritime-law-and-the-law-of-the-sea-and-how-does-it-affect-workers-in-houston/ https://link.springer.com/article/10.1007/BF03195054 https://sites.t	Student will be familiarized with the sources, nature and the concept of maritime law.

					ufts.edu/lawofthesea/chapter-two/	
2	8	Marine Insurance	Classification of Marine Insurance policies Principles of Marine Insurance and Nature of Marine Contract Insurable Interest Voyage Deviation The Perils of the Sea Loss York antewarp Rules Salvage Lay-time and Demurrage	R.B. No. 4 R.B. No. 2 R.B No. 5 R.B. No. 7 R.B. No. 8	Pages : 193 to 231 Pages: 248 to 280 and 341 to 356 Page :67 to 81 Pages: 510 to 527 and 250 to 275 Pages: 402 till 430 and page 5 to 50. https://www.lawteacher.net/free-law-essays/commercial-law/legal-aspects-of-marine-insurance-law-essays.php http://eacharya.inflibnet.ac.in/content/index/5a3a510d8007bef82065cc79/SL	Student will be familiarized with the various aspects of marine Insurance and the relevant contracts used in shipping related aspects.
3.	7	Law relating to Shipping in India	Bill of lading – Essential attributes; rights and duties of parties involved in Bill of lading, sea worthiness. Charter Parties and their rights and obligations Contract of Affreightment and related law Multimodal Transportation of, Goods Act,1993 .	R.B. No. 2 R.B. No. 8 .	Pages : 248 to 297 Pages: 153 to 215 http://www.legalserviceindia.com/articles/billoflad.htm http://www.dgshipping.gov.in/Content/PageUrl.aspx?page_name=ShipManualChap23	Student will be dealing with various instruments involved and the mode of transaction by the parties
4.	7	Indian Legal regime of Admirality Law	History of admirality law in India, Legal regime in India, Admirality Jurisdiction Salvage and related International	R.B. No. 5 R.B. No. 7	Page: 47 Pages: 559 to 561	Student will be acquainted with various remedies like Salvage in case of

			Convention, Recent developments in Admirality Law in India. Maritime Liens		https://www.abyssinialaw.com/about-us/item/1071-definition-scope-and-characteristics-of-maritime-law http://www.mondaq.com/india/x/817974/Marine+Shipping/Ship+Arrests+And+Indian+Maritime+Law http://www.manupatrafast.in/NewsletterArchives/listing/Harianai/2018/Feb/The%20Admiralty%20(Jurisdiction%20and%20Settlement%20of%20Maritime%20Claims)%20Act,%202017.pdf https://www.journalcra.com/sites/default/files/issue-pdf/9635.pdf	Ship distress and also recent developments in Indian admirality law.
5.	6	Indian Carriage of Goods by Sea Act, 1925	Indian Carriage of Goods by Sea Act, 1925 Charter Parties, Deck Cargo, Care of Cargo, measure of Damages, Special contracts, waiver for privilege, Burden of proof.	R.B. No. 2 R.B. No. 8	Page: 302 to 340 Pages: 216 to 265	Student will be familiarised with the definitions of various practical aspects involved in shipping industry.
6.	5	Ports of India and the legislations	Indian Ports Act, 1908, Land Ports Authority of India Jurisdiction exercised by State	R.B. No.7 Refer the Articles given in the link.	Pages: 343 to 380 http://www.legalserviceindia.com/articles/article+6.htm http://www.lpai.gov.in/co	Student will be gaining knowledge on Indian Ports safety and their management by the authorities.

					ntent/innerpage/our-role.php https://www.ukpandi.com/fileadmin/uploads/uk-pi/Latest_Publications/LEGAL_BRIEFINGS/Legal_Briefing_Indian_Cargo_Claims_WEB.pdf file:///C:/Users/RamaDevi/Downloads/the-exclusive-jurisdiction-of-flag-states-a-limitation-on-pro-active-port-states.pdf	
7.	5	International Maritime Law	Hague Visby rules – Carriers duties, Shippers liability, the package Limitation, Ships in distress, attachment of ships and access of foreign ships to ports.	R.B. No. 7 R.B. No. 2	Page Nos. 131 to 137 Page Nos: 308 to 315 http://admiraltylawkochi.blogspot.com/2008/01/period-of-limitation-under-indian.html https://www.duo.uio.no/bitstream/handle/10852/42090/5070.pdf?sequence=7 https://irep.iium.edu.my/28408/1/AJBAS_2012.pdf	Student will be gaining an understanding on various Conventions at International level to unify the maritime laws of the Countries throughout.
8	3	INTERNATIONAL TRADE LAWS	Basic Principles of International Trade, ILO, WTO, IMCA, IMO, global warming, climate change	R.B. No.9	Pages: 81 to 94 and 107 to 129 https://www.imca-	The student will be briefed about various international organisations which help in advancement

					int.com/about-imca/ http://www.imo.org/en/About/Pages/Default.aspx https://www.iucn.org/resources/issues-briefs/ocean-and-climate-change	of Maritime laws and related aspects.
Total	48 Classes					

Case Laws:

- The Italian Marines Case - Republic Of Italy v. Union Of India & Ors (2013) 9 SC 89 – ITLOS jurisdiction
- Enrica Lexie Case ; July 2, 2020 by Permanent Court of Arbitration
- Ship Services Pte Ltd v Lundin Services BV and Another [2016] EWHC 2674 (Comm); [2016] 2 Lloyd's Rep 612
- The Monte Confurco (Seychelles v. France); ITLOS Reports 2000, p. 86 at 109.
- The Camouco (Panama v. France); ITLOS Reports 2000, p. 10 at 31
- M.V. Elisabeth v. Harwan Investment and Trading Pvt. Ltd AIR 1993 SC 1014
- Elder, Dempester & Co.,Ltd v. Paterson Zochonis & Co Ltd.,(1924) All ER Rep, 135
- Scaramanga v. Stamp 1880 5 CPD 295
- Bardot v. The American Ship or Vessel 'Augusta 1873 (10) Bom HCR 110
- Kish v. Taylor Sons & Co. 1912 AC 604
- Union of India v. Gosalia Shipping P Ltd 1978 3 SCC 23
- Hamilton, Fraser and Co. v. Pandorf & Co., 1887 12 App Cas 518
- Kodros Shipping Corpn v. Empresa Cubana [1982] 1 Lloyd's Rep 334 – Safety of the Ports
- Malabar Steamship Co. v. Central Bank of India; AIR 1939 Sind 225 – Bill of lading
- Indian Shipping Indusgtry Ltd. V. Dominion of India; AIR 1953 Bom 396 – Contract of affraignment or Bill or lading
- Maxine, Footwear Co Ltd v. Canadian Govt. merchant Marine Ltd.; 1959 2 All ER 740 PC. – Responsibilities and liabilities while issuing bill of lading
- Ocean Steamship Company Limited v. Queensland State Wheat Board; 1941 1KBD 402 – Foreign law application
- Paharpur Ceiling Towers Ltd v. Owners and Parties Interested in the Vessesl MV Lima 1, (2001) 2 Cal LT 445 (Cal) – Care of Cargo

- Hadley v. Baxendale (1854) 9 Exch. 341 – Measure of damages
- Czarnikow v. Koufos – (1967) 2 lloyds Rep 457 – Measure of damages
- Stage Line, Ltd. V. Foscolo, Mango and Co Ltd; 1931 All ER Rep 666 - Deviation
- Middlewood v. Blakes; (1797) 7 TR 162
- De Vaux v. Salvador; (1836) 4 Ad&E 420.
- Shell International Petroleum Co v. Gibbs; (1983) 1 HL 745
- Thomas v. Tyne and Wear Insurance; (1917) 1 KB 938. – Warranties breach
- Simpson v. Thomspson; (1877) 3 AC 279. – Loss
- Corfu Channel Case; UK v Albania ; ICJ Reports 1949. P. 4
- North Sea Continental Shelf Cases, Germany v Denmark & Netherlands; ICJ Reports 1982, p. 17
- Lloyd v. Flemming; (1872) L.R. 7 Q.B. 299
- (Chinnaswamy Nadar v. Home Insurance Co ; LAWS(SC)-1980-3-40
- Thames and Mersey Insurance Co v. Hamilton, Fraser &Co., (1887) 12 AC 484
- Castellain v. Preston; (1883) 11 QBD 380
- Dudgeon v Pembroke ; [1877] UKHL J0323-2
- Lewis v. Rucher; (1761) 2 Burr 1167
- Compania Maritime San Basullia SA v. Oceans Mutual Understanding Association [1976] 3All ER 243 at 251
- Reardon Smith Lives Ltd v. Black Sea and Baltic General Insurance Co Ltd.; (1939) 64 Ll.L.Rep. 229
- Bouillon v. Lupton ; (1863, 33, L.J.C.P., 37)

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
- The participation has to be relevant and meaningful. “Speaking for speaking’s sake” will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.

- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.
- Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

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Students must occupy their seats before faculty comes in and remain seated until the end of the class.

Students must have their name plates on the desk.

Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.

Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.

No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	Component	Expected slot / due date	Marks declaration by	Weightage	Syllabus
NCP I	Internal Assessment	20-09-2020	26-09-2020	15	**2 Units**
NCP II	Mid Term	28-09-2020	14-10-2020	20	4 Units
NCP III	Internal Assessment	19-11-2020	26-11-2020	15	6 Units
End Term	End Term	23-11-2020	04-12-2020	50	8 Units

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Dr. Rama Devi Gudemela is specialised in International Law. Her research areas includes International law, Environmental law, Human Rights and Consumer law. Has 11 years of extensive research, teaching and legal industry experience. A Gold medalist from Osmania University topping the University for Bachelors in law. She pursued International law as specialization in her Masters. Awarded with Doctorate for research topic "*Inter Country Adoption – Emerging Trends in National and International law*" from Osmania University, Hyderabad.

Law of the Aviation (LH535)

Objectives: The study of the course helps the students to get benefit in understanding various legal issues that helps them theoretically and practically in fulfilling their specialization in the final year.

Course Outcomes:

- To understand national and international legal and regulatory regimes of aviation sector.
- To analyse the liability of the carrier under different conventions.
- To evaluate and examine various national legislations and related rules.
- To understand the theoretical knowledge and its practical application in the related area.

Unit-I: History and Development of Air Law: Origin of Air Law, scope, sources, subjects, Development of International Air Law , Paris Convention 1919; Madrid Convention, 1926; Havana Convention, 1928. Chicago Convention, 1944- Five freedomsof air, Principles related to scheduled and nonscheduled air traffic, cabotage, Airline cooperation, Nationality of aircrafts, Rules on airports, Jurisdiction.

Unit-II: International Aviation Organizations: International Civil Aviation Organization (ICAO), the structure, council, secretariat, assembly, powers and functions, law making powers of ICAO. International Air Transport Association (IATA) - the structure powers and functions. International Airports Authority of India.

Unit-III: Liability of the Carrier under Warsaw system: The Warsaw Convention 1929- Applicability, Carriage documents, Extent, Duration of the Liability, delay, damages and compensation, claims and claimants, Jurisdiction and procedural aspects. The Hague protocol 1955.

Unit-IV: Montreal Convention 1999: Air carrier liability -damage caused to passengers body, baggage or goods during international journeys.

Unit-V Civil Aviation Legislations in India: Aircraft Act 1934 , Aircraft Rules1937 , Anti-Hijacking Act, 1982 (Amendment 1994)(Amendment Bill 2014), The Suppression Of Unlawful Acts Against Safety Of Civil Aviation Act 1982 (1994 Amendments) (Montreal Convention-Sabotage Convention 1971), Airports Authority Of India Act, 1994 (Amendment 2003). The Foreign Aircraft (Exemption from Taxes And Duties On Fuel And Lubricants) Act, 2002. The Carriage By Air Act, 1972 (Amendment) Act, 2009], The Air Corporations (Transfer Of Under Takings And Repeal) Act. 1994, The Airports Economic Regulatory Authority Of India Act 2008. The National Airports Authority Act 1985. National Airports Authority

Unit-VI Air safety and International Civil Aviation: International Civil Aviation Organization (ICAO) Standards and Recommended Practices (SARPS) Under Chicago Convention, 1944 (Annexes 13, 18, 19, 26). India & Air safety –Directorate General of Civil Aviation Rules (DGCA)

Unit-VII Aviation Security And International Aviation Convention: International Civil Aviation Organization ICAO Standards And Recommended Practices (SARPS) Under

Chicago Convention, 1944 (Annexes 17), Tokyo Convention 1963 on Offences and Certain Other Acts Committed on Board Aircraft- Hague Convention, 1970 – Montreal Convention, 1971- Indian Application –Tokyo Convention 1975 Act, Aircraft Security Rules 2011.

Unit-VIII Global Developments: Law and regulations relating to infrastructural development of International airports, municipal and environmental regulations and clearances. Aircraft- Manufacturers, operators, operators' agents and maintenance contractors, third party liability for surface damage, financing, leasing and insurance issues. Indian Aviation industry- Issues related to privatization of airports, leasing, maintenance, labour, employer, contractors and employee issues. Dispute resolution in Aviation.

Text and Reference Books:

- Bhatt, S, V.S. Mani, Balakista Reddy; Air law & Policy in India; Lancer Books
- Prof Dr I.H.Ph.Diederiks-Verschoor; Kluwer Law International ;7th Edition
- Dr.V.Balakista Reddy; Emerging Trends in Air and Space Law; Edited by Uppal Publishing House-New Delhi
- Shaik Nazim Ahmed Shafi; Airports Privatization in India-Law and Policy Issues; Asia Law House -2013
- Mani, V. S., Bhatt, S and Reddy, V. Balkista; Recent Trends in International Space and Policy; Lancer Books-New Delhi
- Raymond C Speciale; Fundamentals of Aviation Law; by McGraw-Hill Professional (1 September 2006)
- S. Bhatt; The New Aviation Policy in India (1977)
- Carole Blackshow; Aviation Law and Regulation
- Azbeyratne, R.I.R.; Legal and Regulatory Issues in International Aviation; Transnational Publishers
- Dr.J.C.Batra ; International Air Law (Including Warsaw Convention 1929, & Montreal Convention 1999); Reliance publishing house, Ranjit Nagar, New Delhi 2003-1st Edition
- Chirster Johnsson; International Aviation and the politics of Regime Change; Francis Pinter (Publishers) London 1987
- S.S.Sidhu-Har ; Flight into the millennium-Aviation & Tourism Symbiosis-Foundation for Aviation & Sustainable Tourism; Anand Publications
- Bijan vasigh, ken Fleming, Thomas Tacker ; Introduction to Air Transport Economics from theory to applications; 1st Reprint 2010; Ashgate publishing Ltd Wey Court East, England

Videos :

- https://www.youtube.com/watch?v=5U_T8D2ML60
- https://www.youtube.com/watch?v=eSu_zxWEUQQ&list=PLthUARlELoUUUo7cGvXKTTTu-JuSIosFX

- https://www.youtube.com/watch?v=thqbjA2DC-E
- https://www.youtube.com/watch?v=bNWBsRIZO60
- https://www.youtube.com/watch?v=jKua3KnPzwg
- https://www.youtube.com/watch?v=MGOpXPCzTR8

ICFAI Law School, Hyderabad

ONLINE Teaching Format

Course Hand Out

Academic Year – 2020-21

(Class of 2021)

***Course Name*: Law of Aviation**

Course Code :(LH535)

Semester: X

***Faculty Name*: Dr. Poorvi Kantroo**

Mobile No: 8897847007

Email: poorvikantroo@ifheindia.org

Objectives of the Course:

- Aviation law is one of the branches of international law that concerns air crafts, related international conventions, Carriers liability and its associated national and international regulatory regimes.
- It also deals with safety and security of aircraft and related issues.
- The aviation law secured its prominence due to the liberalization of Indian economy policies and the related sector is open for foreign direct investment.
- Further the aviation law comprises the international elements and need to maintain universally and uniformly for bringing certainty in the binding of legal obligations.
- Hence it opens up various contesting issues and debates relating to legal position and application of international norms.
- Aviation Law is one of the honor elective subject of International law specialization of business administration law students can benefit in understanding various legal issues that helps them theoretically and practically in fulfilling their specialization in the final year.

Course Outcomes:

- The students would understand the history of Air Law, significant legal challenges faced by aviation sector with respect to various aspects, including safety and security.
- It would give an insight as to how the international community responded to the needs of the sector and how various disputes between nations are settled on the basis of established principles and rules.
- This subject would also provide a proper basis understanding of the Indian laws applicable to the sector and how the industry is fast growing in the recent times giving rise to more opportunities as well as technological and legal challenges.

Recommended Textbooksand Reference Books

	Textbook/ Articles	Author / Publication
1	Emerging Trends in Air and Space Law	Dr.V.Balakista Reddy, Uppal Publishing House-New Delhi
2	An Introduction to Air Law, Kluwer Law International, 2001	Prof. Dr. IH Ph. Diederiks-Verschoor,
3	International Civil Aviation Organization Initiatives Versus Industry Initiatives: A Look at How Commercially Motivated Transactions Increase Aviation Safety, Journal of Air Law and Commerce, Vol 81, Issue 4.	Jennifer Ann Urban
4	Aviation Security and the Challenges the Industry Faces Providing Safe and Secure Transportation, - available at Research Gate;	Dexter Roberts
5	Flights of Fancy and Fights of Fury, Arbitration and Adjudication of Commercial and Political Disputes in International Aviation, Georgia Journal of International and Comparative Law, Vol 32, 2004.	Paul Stephen Dempse

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Textbook Material to use	Chapter Reading /Videos	Course Outcome
UNIT I	4	History and Development of Air Law:	Origin of Air Law, scope, sources, subjects, Development of International Air Law, Paris Convention 1919; Madrid Convention, 1926; Havana Convention, 1928. Chicago Convention, 1944- Five freedoms of air, Principles related to scheduled and nonscheduled air traffic, cabotage, Airline cooperation, Nationality of aircrafts, Rules on airports, Jurisdiction.	An Introduction to Air Law, Kluwer Law International, 2001	Chapter 1	The concept of Air Law and its evolution through various developments across globe shall be introduced and the need to branch out a new law as aviation. Its relevance in modern times as a branch of international law.
UNIT II	6	International Aviation Organizations:	International Civil Aviation Organization (ICAO), the structure,	An Introduction to Air Law, Kluwer Law	Chapter II	Various organizations under International Aviation law have been discussed in this part

			council, secretariat, assembly, powers and functions, law making powers of ICAO. International Air Transport Association (IATA) - the structure powers and functions. International Airports Authority of India.	International, 2001		along with their role and importance in the development of aviation law principles and dispute resolutions.
UNITIII	6	Liability of the Carrier under Warsaw system	: The Warsaw Convention 1929- Applicability, Carriage documents, Extent, Duration of the Liability, delay, damages and compensation, claims and claimants, Jurisdiction and procedural aspects. The Hague protocol 1955.	An Introduction to Air Law, Kluwer Law International, 2001	Chapter III	Relevance of this convention shall be discussed and how it contributed to various fundamental principles and provided a regime for addressing various issues relating to international air carriage.
UNIT IV	6	Montreal Convention 1999	Montreal Convention 1999: Air carrier liability -damage caused to passengers' body, baggage or goods during international journeys.	An Introduction to Air Law, Kluwer Law International, 2001	Chapter III-V	The Montreal convention, being a development to Warsaw system, would provide further understanding of the modern-day air carriage issues and how they are addressed.
UNIT V	6	Civil Aviation Legislations in India	Aircraft Act 1934 , Aircraft Rules1937 , Anti—Hijacking Act, 1982 (Amendment 1994)(Amendment Bill 2014), The Suppression Of Unlawful Acts Against Safety Of Civil Aviation Act 1982 (1994 Amendments) (Montreal Convention- Sabotage Convention 1971), Airports Authority Of India Act, 1994 (Amendment 2003). The Foreign Aircraft (Exemption from	Airports Privatization in India-Law and Policy Issues	Entire Book	This unit deals with India adaptation of international conventions and deals with laws of aviation focused on Indian scenario and developments in India.

			Taxes and Duties On Fuel And Lubricants) Act, 2002. The Carriage by Air Act, 1972 (Amendment) Act, 2009], The Air Corporations (Transfer of Under Takings and Repeal) Act. 1994, The Airports Economic Regulatory Authority of India Act 2008. The National Airports Authority Act 1985. National Airports Authority			
UNIT VI	4	Air safety and International Civil Aviation:	International Civil Aviation Organization (ICAO) Standards and Recommended Practices (SARPS) Under Chicago Convention, 1944 (Annexes 13, 18, 19, 26). India & Air safety –Directorate General of Civil Aviation Rules (DGCA)	International Civil Aviation Organization Initiatives Versus Industry Initiatives: A Look at How Commercially Motivated Transactions Increase Aviation Safety	Journal of Air Law and Commerce, Vol 81, Issue 4.	The concerns of air safety, what are the protections provided, in what circumstances and who is the regulatory authority shall be discussed in depth.
UNIT VII	4	Aviation Security and International Aviation	International Civil Aviation Organization ICAO Standards And Recommended Practices (SARPS) Under Chicago Convention, 1944 (Annexes 17), Tokyo Convention 1963 on Offences and Certain Other Acts Committed on Board Aircraft- Hague Convention, 1970 – Montreal Convention, 1971- Indian Application – Tokyo Convention 1975 Act, Aircraft Security Rules 2011.	Aviation Security and the Challenges the Industry Faces Providing Safe and Secure Transportation, Dexter Roberts.	https://www.researchgate.net/publication/316539988_Aviation_Security_and_the_Challenges_the_Industry_Faces_Providing_Safe_and_Secure_Transportation	The relevance of the security measures shall be discussed, their difference from safety aspects, and the developments in the aviation sector due to various security challenges and threats.
UNIT VIII	4	Global Developments	Global Developments: Law and regulations relating to	An Introduction to Air Law, Kluwer Law	Chapter X	All recent trends, emerging issues, challenges and developments shall be

			infrastructural development of International airports, municipal and environmental regulations and clearances. Aircraft-Manufacturers, operators, operators' agents and maintenance contractors, third party liability for surface damage, financing, leasing and insurance issues. Indian Aviation industry-Issues related to privatization of airports, leasing, maintenance, labor, employer, contractors and employee issues. Dispute resolution in Aviation.	International, 2001		the prime focus of this unit.
	3	TUTORIALS				
	5	GUEST LECTURES				
Total	48					

Recommended Cases:

- United States v. France, 1964
- Belgium v. Ireland (1981) (Arbitration)
- Australia v. United States (1993) (Arbitration)
- India v. Pakistan (1952)-(ICAO)
- Cuba v. United States (1998)-(ICAO)
- US v USSR ((1954) (ICJ)
- Libya v. United States (1992)-(ICJ)
- Iran v. United States (1996)-(ICJ)
- Pakistan v. India (1971)-(ICJ)
- Pakistan v. India (2000)-(ICJ)

Recommended Videos:

- https://www.youtube.com/watch?v=teO37fLsgeI
- https://www.youtube.com/watch?v=sH2cLkwctfI
- https://www.youtube.com/watch?v=MltqEIRzd84

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
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- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
- The Students should come in uniform, otherwise they will be marked absent. Do not roam in the academic area/ attend classes in chappals / shorts / informal t-shirts.
- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.
- Five (5) Marks for attendance will be given as below-

Attendance percentage	Marks allotted
96-100	5
91-95	4
86-90	3
81-85	2
75-80	1
Less than 75%	0

- Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

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Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

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NCP I	Internal Assessment				
NCP II	Mid Term				
NCP III	Internal Assessment				
NCP IV	Class Participation				
NCP V	Attendance				
End Term	End Term				

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Dr. Poorvi Kantroo heads the space division at the Aerospace and Aviation Lawyers Association of India (AALAI). Before this, she directed the Space policy division at erstwhile Aryavarta Space Organization. She holds a Ph.D. in Aerospace and Defense Laws from the Centre for Aerospace & Defense Laws (CADL), NALSAR University, India. She also earned her LLM degree in Corporate Laws and Governance from NALSAR. She was a Key Judge for recently conducted 1st APJ. Kalam Essay Competition. She was also selected by The International Institute of Space Law (IISL), Leiden, to judge at the prestigious Manfred Lachs Moot Courts Memorials 2016. She is an associate editor for the Indian Journal for Air and Space Law (IJASL), published by CADL, NALSAR. Her area of interests includes Commercial aspects of Aerospace industry, IRP issues in Aerospace industry and Trade regulations.

International Environmental Law (LH536)

Objectives: The study of this course is to see that the student conceptually understands the outline of the historic development of international environmental law and to identify and describe its basic principles and rules. The student will be explained about the role of law, policy and institutions in the conservation and management of natural resources as well as pollution control. The aim of the study of this course is to equip the students with the skills needed for interpreting laws, policies and judicial decisions, to study the link between Environment and Sustainable Development, critically evaluate the role and limit of international institutions, and State's compliance with IEL in addressing the challenges encountered by the global environmental system.

Course Outcome: After completion of the course a student knows about the different kinds of Principles of International Environmental Law, thinks holistically about global environmental issues and comprehends the complexity of human interaction with the earth's biosphere. The student will be in a position to apply the knowledge gained to evaluate various environmental governance regimes, such as climate change and atmospheric protection.

Unit I: Introduction to Environmental Law: Introduction, Meaning, Scope and Sources of International Environmental Law – Law of Treaties –Customary International Law – General Principles of Law –Judicial Decisions and Qualified Teachings – Negotiating Multilateral Environmental Agreements –The Role of National Environmental Law – Foundations of National Environmental Law – Implementation of International Environmental Law at the National Level – UNEP's Capacity Building Programme on Environmental Law – Stockholm Conference 1972 – Earth Summit 1992 Kyoto Protocol – Coastal Zone Regulations.

Unit II: Principles and Concepts of International Environmental Law: Introduction – General and Specific Principles and Concepts – Sustainable Development –Integration and Interdependence – Inter-generational and Intra-generational Equity – Responsibility for Transboundary Harm – Transparency, Public Participation and Access to Information and Remedies – Cooperation and Common but Differentiated Responsibilities – Precaution, Prevention – Polluter Pays Principle, Access and Benefit Sharing Regarding Natural Resources – Common Heritage and Common Concern of Humankind.

Unit III: Transboundary Air Pollution and Global Climate Change: Introduction – The Geneva Convention on Long – Range Transboundary Air Pollution – Basel Convention on the Control of Transboundary Movements of Hazardous Wastes and Their Disposal – The Unit ed Nations Framework Convention on Climate Change – The Kyoto Protocol to the Unit ed Nations Framework Convention on Climate Change.

Unit IV: Marine Pollution: The Law of the Sea and the Marine Environment – Land-based, Vessel-based Sources of Marine Pollution –Dumping of Wastes at Sea –Offshore Hydrocarbon and Mineral Recovery – Regional Sea Agreements – Convention for the Protection of the Marine Environment.

Unit V: Conservation of Endangered Species and Habitats: Introduction – The 1979 Convention on the Conservation of Migratory Species of Wild Animals – The 1971 Ramsar Convention on Wetlands of International Importance Especially as Waterfowl

Habitat – The 1973 Convention on International Trade in Endangered Species of Wild Flora and Fauna ("CITES") – The 1972 Convention Concerning the Protection of the World Cultural and Natural Heritage – The Convention on Biological Diversity – General Principles and Concepts – Intellectual Property Rights and Biological Diversity – International Convention for the Protection of New Varieties of Plants – Agenda 21.

Unit VI: Human Rights and the Environment: Introduction –The Relationship between Human Rights and Environmental Law –The International Framework from an Indigenous Peoples' Perspective – Indian Application – The Right to Life – Equality before the Law –The Right to Property – Environmental Laws and Policies, Procedural Right, Right to Remedy – PIL, and Judicial Review.

Unit VII: Trade and Environment: Introduction –1994 General Agreement on Tariffs and Trade – General Agreement on Trade in Services – Agreement on Technical Barriers to Trade – Agreement on the Application of Sanitary and Phytosanitary Measures – Agreement on Trade-related Aspects of Intellectual Property Rights – Dispute Settlement Understanding – Trade-restrictive Measures in Multilateral Environmental Agreements – Regional Trade Agreements and the Environment – Corporations and the Environment – Unit ed Nations Convention on the Law of the Sea and the Fish Stocks Agreement – Framework Convention on Tobacco Control – Ozone Regime – Basel Convention – Liability for Oil Pollution – Agenda 21 and the Rio Declaration – Pesticides Code – Fisheries Code – OECD Guidelines – International Standards on Environment – ISO.

Unit VIII: Compliance and Enforcement of Multilateral Environmental Agreements (MEA): Introduction –The Importance of Compliance and Enforcement – Institutional Arrangements for the Implementation of MEAs – Conferences/Meetings of the Parties of a MEA – Convention Secretariats –Advisory Bodies – Reporting Mechanisms to Track Progress in the Implementation of Treaties – Financial Mechanisms – Non-compliance Procedures/Mechanisms – Effectiveness of the Non-compliance Procedure – Capacity Building Programmesand the Role of International Organizations and Compliance and Enforcement Networks.

Text and Reference Books:

- Patricia Birnie and Alan Boyle, International Law and The Environment- Oxford University Press: 2004
- Padma, International Environmental Law, Asia Law House,2003
- Philippe Sands, Principles of International Environmental Law Cambridge University, 2003.
- Fitzmaurice M. A., International Protection of the Environment, Recueil Des Course 2001
- Lyster, International Wildlife Law , Cambridge: 1985
- Desai, Bharat, Institutionalizing International Environmental Law-MartiniusNijhoff,Netherlands, 2003
- Richard B. Bilder, The Settlement of Disputes in the Field of the International Law of the Environment, Recueil Des Cours,1975.

- Nico Schrijver, The Evolution of Sustainable Development in International Law: Inception, Meaning and Status, Recueil Des Cours2003.
- Elli Louka, International Environmental Law fairness, effectiveness and world order-Cambridge press, 2006.
- Birnie P. W., A. Boyle(eds), Basic Documents on International Law and the Environment, Oxford University Press: 1995
- Jane Holder and Maria Lee, Environmental Protection, Law and Policy,Cambridge University Press: 2007
- Jairam Ramesh, Green Signals: Ecology, Growth and Democracy in India, *Oxford Publication*, 2015.
- SharachchandraLele and AjitMenon, Democratizing Forest Governance in India, *Oxford Publication*, 2014.
- UshaTandon, Energy Law and Policy, *Oxford University Press,* 2018.
- Armin Rosencranz, Shyam Divan, Environmental Law and Policy in India: Cases, Materials and Statutes, second edition, 2014
- Patricia Birnie& Alan Boyle, International Law and the Environment, Second Edition 2004.

Articles:

- Sohn, Louis B. "The Stockholm Declaration on the Human Environment", Harvard International Law Journal, 1973
- Bodansky, Daniel "The Unit ed Nations Framework Convention on Climate Change: A Commentary", The Yale Journal of International Law, 1993
- Sands, Philippe "International Law on Sustainable Development", British Yearbook of International Law.1993
- Schacter, Oscar "Development of International Environmental Law", Journal of International Affairs, 1991
- Henne, Gudrun and Fakir, Saliem "The Regime Building of the Convention on Biological Diversity on the Road to Nairobi", Max Planck UNYB 1999
- Sadat, Anwar "Strengths and Limitations of the Kyoto Protocol: ComplianceMechanisms", Indian Journal of International Law, 2009.

Videos

- http://ndl.iitkgp.ac.in/document/OfcKA76Vq_vSdAFnLQrrg6DKBiHWFC3fyNxjEzf9-VDIqienMYVbjqyk4n-hhskHWY0vH6NoEXNXWNYc1rOz7Q
- https://www.youtube.com/watch?v=iutRiwWbNO4
- https://www.youtube.com/watch?v=FVuJ8tCDp30
- https://www.youtube.com/watch?v=unt4InZfz2Y
- https://swayam.gov.in/courses/5163-environmental-law
- https://swayam.gov.in/courses/5156-environment-sustainability
- https://www.youtube.com/watch?v=2Q57dDJh_jw

ICFAI Law School, Hyderabad

Course Hand Out

Academic Year – 2019-2020 (Class of 2020)

***Course Name*: International Environmental Law**

Course Code: LH536

Semester: X

***Faculty Name*: Astha Srivastava**

Mobile No: 8341019522

Email: astha.davv@gmail.com

Course Objective: The objective of the course is to understand the general principles of International Environmental Law and to examine the impact of emerging international environmental regimes on India's national environmental policy.

Course Outcomes: At the end of the course a student is expected to have an in depth knowledge in International Environmental Law.

Recommended Text Books and Reference Books

	Text Book	Author / Publication
	International Law and The Environment	Patricia Birnie and Alan Boyle, Oxford University Press: 2004
	International Environmental Law	Dr.Padma-2003 Edition, Asia Law House
	Principles of International Environmental Law	Philippe Sands and Jacqueline Peel, with Adriana Fabre and Ruth MacKenzie - Cambridge University- 2012.
	Documents in International Environmental Law	Edited by Phillippe sands & Paolo Galizzi-Cambridge Press
	International Protection of the Environment	M. A. Fitzmaurice, Recueil Des Cours (2001)
	International Wildlife Law	Lyster, Cambridge: 1985
	Institutionalizing International Environmental Law	Desai, Bharat, (Martinius Nijhoff,Netherlands, 2003)
	The Settlement of Disputes in the Field of the International Law of the Environment	Richard B. Bilder, Recueil Des Cours (1975)
	Basic Documents on International Law and the Environment	P. W. Birnie, A. Boyle(eds) Oxford University Press: 1995
	International Environmental Law	Part 1 Vol 1 & 2-CEERA Research Team, NLSIU Banglore.

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1.	6	Introduction to Environmental Law	Introduction, Meaning, Scope and Sources of International environmental law, Law of treaties, customary international law, General Principles of law, judicial decisions and qualified teachings, Negotiating multilateral environmental agreements. The role of national environmental law, Foundations of national environmental law, Implementation of international environmental law at the national level, UNEP's capacity building programme on environmental law, Stockholm conference 1972.	Sands, P., Peel, J., Fabra Aguilar, A. and Mackenzie, R. (2015).*Principles of international environmental law*. 3rd ed. Cambridge: Cambridge University Press.p(3-49)	https://www.youutube.com/watch?v=unt4InZfz2Y Retrospectives: Tragedy of the Commons after 50 Years Brett M. Frischmann,Alain Marciano,Giovanni Battista Ramello The Journal of Economic Perspectives, Vol. 33, No. 4 (Fall 2019), pp. 211-228	Students will learn the nature, meaning and scope of International Environmental Law including the general principles and important judicial decisions.
2.	6	Principles And Concepts Of International Environmental Law	Introduction, General and Specific principles and concepts, Sustainable development, integration and interdependence, Inter-generational and intra-generational equity, Responsibility for transboundary harm, Transparency, public participation and access to information and remedies, Cooperation, and common but differentiated responsibilities, Precaution, Prevention, "Polluter Pays Principle, Access and benefit sharing regarding natural resources, Common heritage and common concern of humankind.	Sands, P., Peel, J., Fabra Aguilar, A. and Mackenzie, R. (2015).*Principles of international environmental law*. 3rd ed. Cambridge: Cambridge University Press.p(94-133)	https://study.com/academy/lesson/global-environmental-law-international-treaties.html	Students will learn about the concepts of sustainable development and the inter-generational independence. They will also learn the important principles of Environmental Law.

3.	6	Transboundary Air Pollution And Global Climate Change	Introduction, The Geneva Convention on Long-Range Transboundary Air Pollution, Basel Convention on the Control of Transboundary Movements of Hazardous Wastes and their Disposal, The United Nations Framework Convention on Climate Change, The Kyoto Protocol to the United Nations Framework Convention on Climate Change.	Sands, P., Peel, J., Fabra Aguilar, A. and Mackenzie, R. (2015).*Principles of international environmental law*. 3rd ed. Cambridge: Cambridge University Press.p(238-301)	https://www.youtube.com/watch?v=KBWJUzBVmT8 Stiansen, Øyvind and Osterud, Oyvind and Follesdal, Andreas and Ulfstein, Geir, Westphalia Waning? The Uneven Acceptance of International Courts (May 15, 2017). Available at SSRN	Students will be able to understand the implications of the Geneva Convention , the Basel Convention and the UNFCCC etc.
4.	6	Marine Pollution	The law of the sea and the marine environment, Land-based, Vessel-based sources of marine pollution, dumping of wastes at sea, offshore hydrocarbon and mineral recovery, Regional sea agreements, Convention for the Protection of the Marine Environment	Sands, P., Peel, J., Fabra Aguilar, A. and Mackenzie, R. (2015).*Principles of international environmental law*. 3rd ed. Cambridge: Cambridge University Press.p(342-447)	https://www.youtube.com/watch?v=FVuJ8tCDp30	Students will learn about marine pollution and regional sea agreements and conventions.
5.	6	Conservation Of Endangered Species and Habitats	Introduction, The 1979 Convention on the Conservation of Migratory Species of Wild Animals, The 1971 Ramsar Convention on Wetlands of International Importance especially as Waterfowl Habitat, The 1973 Convention on International Trade in Endangered Species of Wild Flora and Fauna ("CITES"), The 1972 Convention Concerning the Protection of the World Cultural and Natural Heritage. The Convention on Biological Diversity, General principles and concepts, Intellectual property	Sands, P., Peel, J., Fabra Aguilar, A. and Mackenzie, R. (2015).*Principles of international environmental law*. 3rd ed. Cambridge: Cambridge University Press. p(449-511)	https://www.youtube.com/watch?v=RY2DQN1Va1c JOURNAL ARTICLE Through the Glass—Darker James Wood Forsyth Jr.,Ann Mezzell *Strategic Studies Quarterly*, Vol. 13, No. 4 (WINTER 2019), pp. 18-36	Students will learn about conservation of endangered species and their habitats and the treaties which have been made for this purpose.

			rights and biological diversity, International convention for the protection of new varieties of plants, Agenda 21.			
6.	6	Human Rights And The Environment	Introduction, the relationship between human rights and environmental law, the international framework from an indigenous peoples' perspective. Indian application - The right to life, Equality before the law, the right to property, Environmental laws and policies, Procedural right, Right to remedy, PIL, and Judicial Review.	Sands, P., Peel, J., Fabra Aguilar, A. and Mackenzie, R. (2015).*Principles of international environmental law*. 3rd ed. Cambridge: Cambridge University Press. p(775-797)	https://www.youtube.com/watch?v=radOHjDlGZQ Mind the gap: Can downscaling Area of Occupancy overcome sampling gaps when assessing IUCN Red List status? Charles J. Marsh,Yoni Gavish,William E. Kunin,Neil A. Brummitt *Diversity and Distributions*, Vol. 25, No. 12 (December 2019), pp. 1832-1845	Students will learn about the interaction of the environment with human rights. They will be able to answer questions like- how indigenous communities are affected by the changing environment.
7.	6	Trade And Environment	Introduction,1994 General Agreement on Tariffs and Trade, General Agreement on Trade in Services, Agreement on Technical Barriers to Trade, Agreement on the Application of Sanitary and Phytosanitary Measures, Agreement on Trade-related Aspects of Intellectual Property Rights, Dispute Settlement Understanding, Trade-restrictive measures in multilateral environmental agreements, Regional trade agreements and the environment. Corporations and the Environment-United	Sands, P., Peel, J., Fabra Aguilar, A. and Mackenzie, R. (2015).*Principles of international environmental law*. 3rd ed. Cambridge: Cambridge University Press. P(779-866)	https://www.ucl.ac.uk/laws/study/llm-master-laws/modules-2019-20/international-and-global-environmental-law-laws0057 North-South Trade and the Global Environment Graciela Chichilnisky *The American Economic Review*, Vol. 84, No. 4 (Sep., 1994), pp. 851-874	The students will be able to appreciate the multilateral trade treaties and their connection to the environment and the various measures that have been adopted internationally.

			Nations Convention on the Law of the Sea and the Fish Stocks Agreement, Framework Convention on Tobacco Control, Ozone regime, Basel convention, Liability for oil pollution, Agenda 21 and the Rio Declaration, Pesticides code, Fisheries code, OECD guidelines, International standards on environment- ISO.			
8.	6	Compliance and Enforcement of Multilateral Environmental Agreements (MEA)	Introduction, the importance of compliance and enforcement , Institutional arrangements for the implementation of MEAs, Conferences/meetings of the Parties of a MEA, Convention secretariats, Advisory bodies, Reporting mechanisms to track progress in the implementation of treaties, Financial mechanisms, Non-compliance procedures/mechanisms, Effectiveness of the non-compliance procedure. Capacity building programs and the role of international organizations and compliance and enforcement networks.	Sands, P., Peel, J., Fabra Aguilar, A. and Mackenzie, R. (2015).*Principles of international environmental law*. 3rd ed. Cambridge: Cambridge University Press.p(135-181)	https://www.youtube.com/watch?v=LvuuiqtQs6E https://www.iucn.org/news/world-commission-environmental-law/201804/icj-renders-first-environmental-compensation-decision-summary-judgment The Global Statistics for Global Environment Problems Kei Takeuchi *Sankhyā: The Indian Journal of Statistics, Series B (1960-2002)*, Vol. 57, No. 2, Proceedings of the "International Conference on Environmental Problems: Issues, Statistical Models and Methods"	Students will learn about the compliance and enforcement practicalities of the Multilateral agreements and the various institutional mechanisms for this purpose.
Total	48					

List of Latest cases-

- Certain Activities Carried Out By Nicaragua In the Border Area (Costa Rica v. Nicaragua) 2018 ICJ : Compensation Owed By The Republic Of Nicaragua To The Republic Of Costa Rica;
- US-Measures concerning the importation, marketing and sale of Tuna, Report of the panel WTO/DS381/R, 2011;
- Pulp Mills on the river Uruguay (Argentina v. Uruguay) 2010 ICJ
- The M/V 'Louisa' case (Saint Vincent and the Grenadines v. Kingdom of Spain) 2010 ICJ
- Dispute Regarding Navigational and Related Rights (Costa Rica v. Nicaragua)(Judgement)Geneal List No. 133, 2010;
- Tartar v. Romania, ECHR Application No. 67021/01,2009;
- Commission v. Ireland(Case C-459/03)[2006]ECR
- The Mox Plant Case(Irelans v. UK) 2001

Expectations from students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
- The participation has to be relevant and meaningful. "Speaking for speaking's sake" will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean not awarding of marks in that particular component.
- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
- The Students should come in uniform, otherwise they will be marked absent. Do not roam in the academic area/ attend classes in chappals / shorts / informal t-shirts.
- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.

- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.
- Five (5) Marks for attendance will be given as below-

Attendance percentage	Marks alloted
96-100	5
91-95	4
86-90	3
81-85	2
75-80	1
Less than 75%	0

- Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and plagiarism in assignments / project work will straight away entail a ZERO to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

Students must occupy their seats before faculty comes in and remain seated until the end of the class.

Students must have their name plates on the desk.

Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.

Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.

No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component	Component Number	Expected slot / due date	Marks declaration by	Weightage	Syllabus
NCP	I	21/2/2020	2/3/2020	10	UNIT I-II
Mid-term (NCP-II)	II	15/3/2020	30/3/2020	20	UNIT III-IV
NCP	III	14/4/2020	30/4/2020	10	UNIT V-VI
NCP	IV	Class participation	30/4/2020	5	-
NCP	V	Attendance	30/4/2020	5	-
END TERM	1/5/2020			50	UNIT I-X

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Astha Srivastava, Assistant Professor,

ICFAI LAW SCHOOL, ICFAI Foundation for Higher Education (IFHE), HYD

LL.M. NET

Interested in teaching and research in law.

International Labor Organization and Labor Law (LH537)

Objectives: To impart the students the knowledge about International Labour Organisation, its structure, composition, functions etc. To make them understand the problems which are being faced by labour all over the world. To make them understand and analyse the response of India to various conventions which are being passed by International Labour Organisation.

Unit 1: International Labour Organisation : Introduction, Origin and Historical Development, The first International conference, Establishment of I.L.O, aims and objectives, Declaration of Philadelphia, Preamble, Legal status, Privileges and immunities of I.L.O. I.L.O and Governments, I.L.O's relationship with other International organizations.

Unit II: I.L.O Structure, Procedure and Functions of Principle organs: Introduction to I.L.O Constitution, Standing orders, Organs, The governing Body, The International Labour Office, The Regional Conferences and Industrial Committees -composition, and functions.

Unit III: The I.L.O Procedure for Conventions and Recommendation: Preparation, drafting of text convention, consultation with other UN specialized agencies, final text by Drafting committee, authentication of the text, obligation of members relating to recommendations, abrogation of convention, Registration of convention with UNO.

Unit IV: Ratified Convention and I.L.O Supervisory Mechanism: Evolution of supervisory mechanism, Committee of Experts on Application of Convention and Recommendations (CEACR) composition, Principles, terms of reference, Participation of worker's and Employer's organization through comments, Conference committee on the application of conventions and Recommendations (CCACR), Commission of enquiry, action report of Inquiry, Role of International Court of Justice.

Unit V: The I.L.O Conventions-Categorization: Introduction, Conventions relating to Basic Human rights –right to form association, forced labour, equality of opportunity and treatment, employment of women, young persons, social security, Unemployment benefit, medical care, and old age insurance.

Unit VI: I.L.O. Conventions and Indian Labour Jurisprudence: Introduction, Constitution of India on protection of labour rights, Fundamental Right, FD, and DPSP. Impact of I.L.O on Indian Judicial system in imparting Justice to weaker sections, children and women with special reference to Labour welfare Social Security, Human Rights and Social Justice, technical assistance and advice. Conceptual growth of Labour Jurisprudence, Concept of Social Natural Justice and Labour, Social Engineering Theory and efforts of implementation through Labour Laws.

Unit VII: The I.L.O And The Indian Response To Ratified Conventions: Introduction, Conventions ratified by India-Indian response to Convention relating to conditions of work , compulsory medical examination of children and young, fixing of minimum wage, indigenous and tribal population, women , equality of treatment, employment policy, Tri-partite consultation, promoting International labour standards, labour statistics, social security, migrant workers, and protection against particular hazards.

Unit VIII: The I.L.O and the Indian Response to Unratified Conventions and other issues – Introduction, Conventions not ratified by India -Freedom of Association and Protection of Right to Organised Convention (No.87), Right to Organise and Collective Bargaining Convention (No.98), Minimum Age Convention (No.138), Worst forms of Child Labour Convention (No.182). Public Interest Litigation, Legal services programme, Effects of Environmental pollution on Labour and Human Rights Justice through Labour Laws.

Text and Reference Books

- 'Commentary on the I.L.O and the Indian Response' –Prof. Ahmedullah Khan –Asia Law House
- Impact of I.L.O Statndards on Indian Labour Law-Dr.N.Maheshwar Swamy- 1st Edition-Asia Law House
- Dhyani, S.N.: I.L.O. and India in pursuit of social Justice
- Mahesh Chandra : Industrial Jurisprudence
- N. Vaid Nathan : International Labour Standards
- Sharma, N.D: I.L.O.
- Samant, S.R. : Industrial Jurisprudence
- I.L.O. : Labour Legislation in India
- I.L.O. : International Labour Code I, Vols, I & II
- I.L.O. : Asian Labour Law
- Indian Labour Year Book
- G.A. Johnston : International Labour Organization

Course Hand Out
Academic Year – 2018-19
(Class of 2019)

Course Name: International Labour Organization and Labour Law

Course Code: LH537

Semester: X

Faculty Name: Monisha Gade

Mobile No: 9652115092

Email: monugade@ifheindia.org

Objectives of the Course:

To impart the students the knowledge about International Labour Organisation, its structure, composition, functions etc. To make them understand the problems which are being faced by labour all over the world. To make them understand and analyse the response of India to various conventions which are being passed by International Labour Organisation.

Course Outcomes:

On completion of this course, the student will be in a position to understand the problems of labour at national and international level. The student will be enlightened about the structure and powers and functions of international labour organisations and various conventions which have been passed to address the problems of labour in the world and the reaction of India to the same.

Recommended Text Books and Reference Books

	TEXT BOOK	AUTHOR / PUBLICATION
1.	**Commentary on ILO & the Indian Response**	**Prof. Ahmedullah Khan/ Asia Law Housae**
2.	**International Labour Standards – A Handbook**	**N. Vaid Nathan/ Minerva Associates Publications**
3.	**Labour as an International Problem**	**E.John Salono/ Macmillan &Co. Ltd.**
4.	**International Labour Organization- Coming in from the cold**	**Steve Hughes/ Global Institutions**
5.	**International Labour Organisation (ILO**	**Ajay Bhola & N. Jinender Kumar/ Cambridge University Press**

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1.	5	**International Labour Organisation**	Introduction, Origin and Historical Development, The first International conference, Establishment of I.L.O, aims and objectives, Declaration of Philadelphia, Preamble, Legal status, Privileges and immunities of I.L.O. I.L.O and Governments, I.L.O's relationship with other International organizations.	**Prof. Ahmedullah Khan's Commentary on ILO & Labour as an International Problem by E. John Salano**	**Introduction** **Pages 41-65** https://www.youtube.com/watch?v=oGoP41DhH3A **Introduction** **Pages 41-65** https://www.youtube.com/watch?v=rHFtgqf6mEI	The student will be able to understand the history and origin of ILO ad its relationship with other international organisations
2.	5	**I.L.O Structure, Procedure and Functions of Principle organs**	Introduction to I.L.O Constitution, Standing orders, Organs, The governing Body, The International Labour Office, The Regional Conferences and Industrial Committees - composition, and functions.	**Prof. Ahmedullah Khan's Commentary on ILO**	**Structure, Procedure & Functions of Principal organs** **Pages 15 -28**	The student will gain knowledge about the formation, structure and principal organs of ILO

					https://www.youtube.com/watch?v=Y4gSkFz3msM	
3.	5	**The I.L.O Procedure for Conventions and Recommendation**	Preparation, drafting of text convention, consultation with other UN specialized agencies, final text by Drafting committee, authentication of the text, obligation of members relating to recommendations, abrogation of convention, Registration of convention with UNO.	**Prof. Ahmedullah Khan's Commentary on ILO**	**Structure, Procedure & Functions of Principal organs** **Pages 29 -37** https://www.youtube.com/watch?v=MnUTIks31U4&t=14s	The student will be able to be acquainted with the procedure of drafting and formulating a convention and allied formalities.

4.	8	**Ratified Convention and I.L.O Supervisory Mechanism**	Evolution of supervisory mechanism, Committee of Experts on Application of Convention and Recommendations (CEACR) composition, Principles, terms of reference, Participation of worker's and Employer's organization through comments, Conference committee on the application of conventions and Recommendations (CCACR), Commission of enquiry, action report of Inquiry, Role of International Court of Justice.	**Prof. Ahmedullah Khan's Commentary on ILO**	**Structure, Procedure & Functions of Principal organs** **Pages 38 -45**	The student will be understanding about the supervisory mechanism which is being implemented by ILO.
5.	5	**The I.L.O Conventions-Categorization**	Introduction, Conventions relating to Basic Human rights – right to form association, forced labour, equality of opportunity and treatment, employment of women, young persons, social security, Unemployment benefit, medical care, and old age insurance	**Prof. Ahmedullah Khan's Commentary on ILO**	**A Study of ILO Conventions & RecommendationsPages 49-50** www.ilo.org	The student will gain knowledge about different issues which are being considered by ILO for their convention.
6.	7	**I.L.O. Conventions and Indian Labour Jurisprudence**	Introduction, Constitution of India on protection of labour rights, Fundamental Right, FD, and DPSP. Impact of I.L.O on Indian Judicial system in imparting Justice to weaker sections, children and women with special reference to Labour welfare Social Security, Human Rights and Social Justice, technical assistance	**Prof. Ahmedullah Khan's Commentary on ILO**	**The Role of ILO – Impact Analysis** **Pages 207- 219** https://www.youtube.co	The student will understand how the Constitution of India has adopted the principles of ILO and on what lines the Indian legislature is drafting its labour laws.

			and advice. Conceptual growth of Labour Jurisprudence, Concept of Social Natural Justice and Labour, Social Engineering Theory and efforts of implementation through Labour Laws		m/watch?v=n_C7qBGCGBs	
7.	6	**The I.L.O And The Indian Response To Ratified Conventions**	Introduction, Conventions ratified by India-Indian response to Convention relating to conditions of work , compulsory medical examination of children and young, fixing of minimum wage, indigenous and tribal population, women , equality of treatment, employment policy, Tri-partite consultation, promoting International labour standards, labour statistics, social security, migrant workers, and protection against particular hazards.	**Prof. Ahmedullah Khan's Commentary on ILO**	**ILO & Indian Response** **Pages 221- 297** https://www.youtube.com/watch?v=n_C7qBGCGBs	The student will understand the response of Indian legislature and how it ratified various conventions drafted by ILO.
8.	7	**The I.L.O and the Indian Response to Unratified Conventions and other issues**	Introduction, Conventions not ratified by India - Freedom of Association and Protection of Right to Organised Convention (No.87), Right to Organise and Collective Bargaining Convention (No.98), Minimum Age Convention (No.138), Worst forms of Child Labour Convention (No.182). Public Interest Litigation, Legal services programme, Effects of Environmental pollution on Labour and Human Rights Justice through Labour Laws.	**Prof. Ahmedullah Khan's Commentary on ILO**	**ILO & Indian Response** **Pages 316- 320**	The student will learn about various conventions which are not ratified by India and how Indian Law gave its response to such conventions and related issues.

9.	10	**Tutorials**				
10.	2	**Guest Lectures**				
Total	60					

Case Studies:

1. Bachpan Bachao Andolan v. Union of India & Others, [2011] 5 SCC 1
2. Roe v. Bridgestone Corp., 492 F. Supp. 2d 988 (S.D. Ind. 2007)
3. Kalyaneshwari v. U.O.I & Ors, 21 January 2011
4. Mackinnon Mackenzie v. Audrey D'Costa and another, 26 March 1987, [1987] 2 SCC 469
5. BNWLA v. Government of Bangladesh, 14 May 2009, Petition No. 5916 of 2008
6. Vishaka and others v. State of Rajasthan and others, 13 August 1997, [1997] 6 SCC 241
7. Nicodemu Mwita v. Bulyanhulu Gold Mine, Review No. 12 of 2013, 15 November 2013
8. C.N. and V. v. France, Application No. 67724/09, 11 October 2012
9. Graziani-Weiss v. Austria, Application No. 31950/06, 18 October 2011
10. Siliadin v. France, 26 October 2005, Application No. 73316/01

Expectations from Students:

a) Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.

b) Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.

c) In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.

d) The participation has to be relevant and meaningful. "Speaking for speaking's sake" will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.

e) Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.

f) Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.

g) The Students should come in uniform, otherwise they will be marked absent. Do not roam in the academic area/ attend classes in chappals / shorts / informal t-shirts.

h) Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.

i) Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.

j) Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid-term or end-term exams.

- Five (5) Marks for attendance will be given as below-

Attendance percentage	Marks alloted
96-100	5
91-95	4
86-90	3
81-85	2
75-80	1
Less than 75%	0

k) Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for

communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

- Students must occupy their seats before faculty comes in and remain seated until the end of the class.
- Students must have their name plates on the desk.
- Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.
- Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.
- No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	**Component**	**Expected slot / due date**	**Marks declaration by**	**Weigh tage**	**Syllabus**
NCP I	Internal Assessment	28-02-2019	19-02-2019	10	**Modules 1&2**
NCP II	Mid Term	18-03-2019	31-03-2019	20	Modules 1 to 4
NCP III	Internal Assessment	14-04-2019	14-04-2019	10	Modules 5 & 6
NCP IV	Class Participation	17-05-2019		5	
NCP V	Attendance	17-05-2019		5	
End Term	End Term	20-05-2019		50	Modules 5 to 8

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be

aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Mrs. Monisha Gade has done her Post Graduation in Corporate Laws and Governance with International Business from NALSAR University of Law, Hyderabad. She has a teaching experience of 4 years. She has authored various articles in national and international journals. She also participated in national seminars. Her areas of interest are corporate law and environmental law

International Criminal Law and Criminal Court (LH538)

Objectives: The study is to enable the students to know the concept and sources of International Criminal Law to comprehend the jurisdiction and the role of International Criminal Courts and tribunals to have comprehension about substantive international crimes , to understand and evaluate various contemporary issues in the light of existing international principles.

Course Outcome: At the end of the course, the student is expected to have a clear understanding of the origin and jurisdiction of international criminal courts and tribunals, the practices of the courts and tribunals. The student will also be acquainted with the concept and the substantive law behind international crimes. Apart from that, the student will also be eloquent with India's stand with respect to International Criminal Law and notions of how International Criminal Law will stand in the future for India and other international players.

Unit I: International Criminal Law: An overview Notion of International Crimes and International Criminal Law - General Principles of International criminal law – International criminal law and other laws - Sources of International Criminal Law.

Unit II: International Criminal Court: Rome Statute of International Criminal Court - International Criminal Court: creation, structure of International Criminal Court – the Presidency, the Judicial Divisions, the office of the prosecutor – Complimentary doctrine – International Criminal Tribunals – International Court of Justice - International Committee of Red Cross – Difference between International Court of Justice, International Committee of Red Cross and International Criminal Courts.

Unit III: Jurisdiction of International Criminal Court: International Criminal Jurisdiction – personal, territorial and temporal - International versus National Jurisdiction - Legal impediments to exercise criminal jurisdiction - State cooperation with International Criminal Court and Criminal Tribunals.

Unit IV: Criminal Liability: Principles of Criminal liability in International Criminal trials - Procedures of International Prosecution – Grounds for exclusion of criminal lability.

Unit V: Genocide: Notion - historical development – nature - forms – consequences - protected group -elements – contextual and mental - material elements - prohibited acts - modes of participation.

Unit VI: Crimes Against Humanity: Concept - historical progression - common issues - prohibited acts.

Unit VII: War Crimes: Overview - history of law of war crimes - common issues - distinguish between international and various internal conflicts - specific offences - prohibited attacks. United Nations War Commission.

Unit VIII: The Crime of Aggression: Notion - historical development - material elements - prosecution of aggression.

Unit IX: India and International Criminal Court: India's stand on International Criminal Court - Kampala Amendments 2010 – stay-out of International Criminal Courts by India.

Unit X: The Future of International Criminal Law: Futuristic perspective, development, accountability, challenges.

Text and Reference Books:

- Roger O'Keefe, International Criminal Law 2015, OUP UK Publisher, ISBN-10: 0199689040 ISBN-13: 978-0199689040.
- Robert Cryer, Hakan Friman, Darryl Robinson , Elizabeth Wilmshurst, An Introduction to International Criminal Law and Procedure, reprinted 2015, Cambridge University Press, United kingdom, ISBN 978-1-107-06590.
- William A. Schabas, An Introduction to the International Criminal Court, 4th Revised edition, Cambridge University Press, ISBN10 0521151953 ISBN13 9780521151955.
- Antonio Cassese International Criminal Law, 2nd Edition, Oxford University Press, United Kingdom, ISBN10 0199203105 ISBN13 9780199203109.
- Antonio Cassese, Mary Fan, Alex Whiting, Guido Acquaviva, International Criminal Law: Cases and Commentary Oxford University Press, United Kingdom ISBN10 0199576785 ISBN13 9780199576784

Articles

- https://sites.uci.edu/internationaljustice/files/2012/11/Ramanathan-Usha-Ramanathan-India-and-the-ICC.pdf
- http://journal.yiil.org/home/pdf/publications/2011_4_2_pdf/jeail_v4n2_10.pdf
- https://www.toaep.org/pbs-pdf/54-bais

Videos

- https://www.youtube.com/watch?v=0o2JYUeSrhw&list=PL_a1TI5CC9RHzbsT6HBKHK09p-ie6XxYz&index=2&t=0s
- https://youtu.be/aDpuSCtcIjs
- https://www.youtube.com/watch?v=1_tRcZdj3Lw
- https://www.youtube.com/watch?v=tZuLwTmSoIU
- https://www.youtube.com/watch?v=i_a_w6bf40w
- https://www.youtube.com/watch?v=Ge0TnlWtbrA
- https://www.youtube.com/watch?v=N5yi2svg20k
- https://www.youtube.com/watch?v=uUCNRBPeJ_s
- https://www.youtube.com/watch?v=lpcTu0XqEQE&list=PL_a1TI5CC9RHzbsT6HBKHK09p-ie6XxYz&index=3&t=0s
- https://www.youtube.com/watch?v=cbaVNVltg8o&list=PL_a1TI5CC9RGILH37MLTLT2Ly8CpcjV-I&index=21&t=0s

- https://www.youtube.com/watch?v=cM-QLL7bVxw&list=PL_a1TI5CC9RGILH37MLTLT2Ly8CpcjV-I&index=2&t=0s
- https://www.youtube.com/watch?v=BY6IKgbyFc4&list=PL_a1TI5CC9RGILH37MLTLT2Ly8CpcjV-I&index=3&t=0s
- https://www.youtube.com/watch?v=okFj9CE84zM&list=PL_a1TI5CC9RGILH37MLTLT2Ly8CpcjV-I&index=4&t=0s
- https://www.youtube.com/watch?v=RCyU0DLBtmw&list=PL_a1TI5CC9RGILH37MLTLT2Ly8CpcjV-I&index=12&t=0s
- https://www.youtube.com/watch?v=rcwCNtVGg_g&list=PL_a1TI5CC9RGILH37MLTLT2Ly8CpcjV-I&index=13&t=0s
- https://www.youtube.com/watch?v=n9Zk0rAvI7U
- https://www.youtube.com/watch?v=rWOEn0oajvo&list=PL_a1TI5CC9RGILH37MLTLT2Ly8CpcjV-I&index=17&t=0s
- https://www.youtube.com/watch?v=5jlOuSpIBUU&list=PL_a1TI5CC9RGILH37MLTLT2Ly8CpcjV-I&index=14&t=0s
- https://www.youtube.com/watch?v=yvdpUtxK4Ss&list=PL_a1TI5CC9RGILH37MLTLT2Ly8CpcjV-I&index=15&t=0s
- https://www.youtube.com/watch?v=uFRfee4uD8Y
- https://www.youtube.com/watch?v=LETDSThwmjc
- https://www.youtube.com/watch?v=407Tw_8J6eI

Course Hand Out

Academic Year – 2020-21

(Class of 2022)

Course Name: International Criminal Law and International Criminal Court

Course Code: LE418

Semester: VII

Faculty Name: Anwesha Panigrahi

Mobile No: +918763709315, +916371328533

Email: panigrahianwesha@ifheindia.org

Objectives of the Course:

To know the concept and sources of International Criminal Law.To comprehend the jurisdiction and the role of International Criminal Courts and tribunals.To have comprehension about substantive international crimes. To understand and evaluate various contemporary issues in the light of existing international principles.

Course Outcomes:

At the end of the course, the student is expected to have a clear understanding of the origin and jurisdiction of international criminal courts and tribunals, the practices of the courts and tribunals. The student will also be acquainted with the concept and the substantive law behind international crimes. Apart from that, the student will also be eloquent with India's stand with respect to International Criminal Law and notions of

how International Criminal Law will stand in the future for India and other international players.

Recommended Text Books and Reference Books

	TEXT BOOK	AUTHOR / PUBLICATION
1	Cassesse's International Criminal Law	Antonio Cassese, Paola Gaeta, 3rd Edition, Oxford University Press, 2013
2	International Criminal Law	Roger O'Keefe: 2015, Oxford University Press
3	Oxford Handbook of International Criminal Law	Kevin John Heller et al, Oxford University Press, 2020
4	Routledge Handbook of International Criminal Law	William A Schabas, Nadia Barnaz, Routledge 2011
5	The law and practices of the International Criminal Court	Carsten Stahn, Oxford University Press, 2015
6	An Introduction to International Criminal Law and Procedure	Robert Cryer et al, 2nd edition, Cambridge University Press, 2010
7	Treatise on International Criminal Law	Volume I, II, III, Oxford University Press, 2013, 2014, 2016.

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome

1	6	**International Criminal Law: An overview**	Notion of International Crimes and International Criminal Law - General Principles of International criminal law – International criminal law and other laws - Sources of International Criminal Law.	Cassese's International Criminal Law (TB1) Roger O'Keefe, International Criminal Law (TB 2) TB 3	Chapter 1, 2, 3 Chapter 1 Chapter 12 https://www.youtube.com/watch?v=0o2JYUeSrhw&list=PL_a1TI5CC9RHzbsT6HBKHK09p-ie6XxYz&index=2&t=0s https://youtu.be/aDpuSCtcIjs	This unit is an introductory unit. The student will be introduced to the international nature of criminal liability, international crimes and sources of international criminal law.
2	6	**International Criminal Court**	Rome Statute of International Criminal Court - International Criminal Court: creation, structure of International Criminal Court – the Presidency, the Judicial Divisions, the office of the prosecutor – Complimentary doctrine – International Criminal Tribunals – International Court of Justice - International Committee of Red Cross – Difference between International Court of Justice, International Committee of Red Cross and	Cassese's International Criminal Law (TB1) Roger O'Keefe, International Criminal Law (TB 2) TB 4	Chapter 14 Chapter 3, 14 Chapter 5 https://www.youtube.com/watch?v=1_tRcZd	This unit discusses the origin of international criminal court in the aftermath of events. It also discusses various other international tribunals set up to tackle international crimes.

			International Criminal Courts.		j3Lw https://www.youtube.com/watch?v=tZuLwTmSoIU https://www.youtube.com/watch?v=i_a_w6bf40w https://www.youtube.com/watch?v=Ge0TnlWtbrA https://www.youtube.com/watch?v=N5yi2svg20k	
3	4	**Jurisdiction of International Criminal Court**	International Criminal Jurisdiction – personal, territorial and temporal - International versus National Jurisdiction - Legal impediments to exercise criminal jurisdiction - State cooperation with International Criminal Court and Criminal	Cassese's International Criminal Law (TB1) Roger O'Keefe, International Criminal Law (TB 2)	Chapter 15, 16, 17 Chapter 14 Chapter 21	The students in this unit will be learning the extent of the jurisdiction of the international criminal court and the interplay of the same with sovereign nations.

			Tribunals.	TB 4 Victor Tsilonis, The Jurisdiction of the International Criminal Court	https://www.youtube.com/watch?v=uUCNRBPeJ_s	
4	6	**Criminal Liability**	Principles of Criminal liability in International Criminal trials - Procedures of International Prosecution – Grounds for exclusion of criminal lability.	Cassese's International Criminal Law (TB1) Roger O'Keefe, International Criminal Law (TB 2) TB 4	Chapter 9, 10, 11, 12, 13 Chapter 5, 6 https://www.youtube.com/watch?v=lpcTu0XqEQE&list=PL_a1TI5CC9RHzbsT6HBKHK09p-ie6XxYz&index=3&t=0s https://www.youtube.com/watch?v=cbaVNVltg8o&list=PL_a1TI5CC9RGILH37MLTLT2Ly8CpcjV-I&index=21&t=0s	General and specific principles of how criminal liability is attributed and excluded from will remain the focus of this module. This constitutes the fundamentals of international criminal law and procedure.

					https://www.youtube.com/watch?v=cM-QLL7bVxw&list=PL_a1TI5CC9RGILH37MLTLT2Ly8CpcjV-I&index=2&t=0s https://www.youtube.com/watch?v=BY6IKgbyFc4&list=PL_a1TI5CC9RGILH37MLTLT2Ly8CpcjV-I&index=3&t=0s https://www.youtube.com/watch?v=okFj9CE84zM&list=PL_a1TI5CC9RGILH37MLTLT2Ly8CpcjV-I&index=4&t=0s	

					,	
5	5	**Genocide**	Notion - historical development – nature - forms – consequences - protected group - elements – contextual and mental - material elements - prohibited acts - modes of participation.	Cassese's International Criminal Law (TB1) Roger O'Keefe, International Criminal Law (TB 2) TB 4	Chapter 6 Chapter 4 Chapter 7 https://www.youtube.com/watch?v=RCyU0DLBtmw&list=PL_a1TI5CC9RGILH37MLTLT2Ly8CpcjV-I&index=12&t=0s https://www.youtube.com/watch?v=rcwCNtVGg_g&list=PL_a1TI5CC9RGILH37MLTLT2Ly8CpcjV-	This unit discusses the fundamentals of the crime of genocide. Along with an indepth interpretation of the Rome statute we shall look into the genocides which have taken place in the past century and the liabilities attributed in each of those cases.

					I&index=13&t=0s	
6	5	**Crimes Against Humanity**	Concept - historical progression - common issues - prohibited acts.	Cassese's International Criminal Law (TB1) Roger O'Keefe, International Criminal Law (TB 2) TB 4	Chapter 5 Chapter 4 Chapter 8 https://www.youtube.com/watch?v=n9Zk0rAvI7U https://www.youtube.com/watch?v=rWOEn0oajvo&list=PL_a1TI5CC9RGILH37MLTLT2Ly8CpcjV-I&index=17&t=0s	This unit will entail discussions about the concept and historical progression of crimes against humanity, the liability attributed as well as punishments under the Rome statute,
7	6	**War Crimes**	Overview - history of law of war crimes - common issues - distinguish between international and various internal conflicts - specific offences - prohibited	Cassese's International Criminal Law (TB1) Roger O'Keefe, International Criminal	Chapter 4 Chapter 4	This unit discusses war crimes. With an insight into international and non-international armed conflict, we will look into

			attacks. United Nations War Commission.	Law (TB 2) TB 4	Chapter 9 https://www.youtube.com/watch?v=5jlOuSpIBUU&list=PL_a1TI5CC9RGILH37MLTLT2Ly8CpcjV-I&index=14&t=0s https://www.youtube.com/watch?v=yvdpUtxK4Ss&list=PL_a1TI5CC9RGILH37MLTLT2Ly8CpcjV-I&index=15&t=0s	what actions during a war result in a war crime. We will also look into liability and punishment for the same.
8	4	**The Crime of Aggression**	Notion - historical development - material elements - prosecution of aggression.	Cassese's International Criminal Law (TB1) Roger O'Keefe, International Criminal Law (TB 2) TB 4	Chapter 7 Chapter 4 Chapter 10	This unit will focus on the constituent elements of the crime of aggression under international criminal law, prosecution, liability and punishment of the said crime.

					https://www.youtube.com/watch?v=uFRfee4uD8Y	
9	3	**India and International Criminal Court**	India's stand on International Criminal Court - Kampala Amendments 2010 – stay-out of International Criminal Courts by India		https://sites.uci.edu/internationaljustice/files/2012/11/Ramanathan-Usha-Ramanathan-India-and-the-ICC.pdf http://journal.yiil.org/home/pdf/publications/2011_4_2_pdf/jeail_v4n2_10.pdf https://www.toaep.org/pbs-pdf/54-bais	This unit discusses India's stand in International Criminal Law and its decision to not ratify the Rome statute. The students will be able to critically analyse India's stand point in International Criminal Law affairs at the end of this unit.
10	3	**The Future of International Criminal Law**	Futuristic perspective, development, accountability, challenges.	The law and practice of the International Criminal Court, Carsten Stahn The furture of International Courts, Avidan Kent et al	Chapter 50 Chapter 10	Futuristic notions of ICL will be discussed under this unit in order to make the students predict not only futuristic international crimes but come up with responding strategies. They

				TB 6	Chapter 23 https://www.youtube.com/watch?v=LETDSThwmjc https://www.youtube.com/watch?v=407Tw_8J6eI	will also be looking into challenges to the future of ICL.
Total	48					

Expectations from Students:

a. Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
b. Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
c. In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
d. The participation has to be relevant and meaningful. “Speaking for speaking’s sake” will be counter- productive. Participation by just

repeating a point made or picking on what someone has said will also be counter-productive.

e. Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.
f. Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
g. Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
h. Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
i. Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.

j. Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

- Students must occupy their seats before faculty comes in and remain seated until the end of the class.
- Students must have their name plates on the desk.
- Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.
- Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.
- No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	Component	Expected slot / due date	Marks declaration by	Weigh tage	Syllabus

NCP I	Internal Assessment	September 1, 2020	September 4, 2020	10	UNIT: I, II, III
NCP II	Mid Term	September 28, 2020	October 10, 2020	20	UNIT: I, II, III, IV, V
NCP III	Internal Assessment	October 27, 2020	November 1, 2020	10	UNIT: VI, VII, VIII
NCP IV	Class Participation	November 20, 2020	December 20, 2020	5	
NCP V	Attendance	November 20, 2020	December 20, 2020	5	
End Term	End Term	November 23, 2020	December 20, 2020	50	UNIT: I - X

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Miss Anwesha Panigrahi has completed her BA LLB from School of Law, KIIT University, Bhubaneswar. She has then completed her LLM in Criminal justice, family and social welfare from University College London. Her research interests include criminal law, criminal justice, prison laws and human rights law.

International Regime of IPR (LH541)

Objectives: The study of this course is intended to familiarize the students about the development of intellectual property rights at international level and the development of international law relating to the intellectual property rights which are provided in the various international treaties, conventions and agreements. It further makes the students to understand the role and functioning of the international institutions relating to the intellectual property rights, to ignite the students on the current trends and to think towards the changes that suits the emerging forms of intellectual property rights.

Course Outcome: Students on completion of the course will have a complete understanding of the international legal regime of the various intellectual property rights recognized under the various conventions, treaties and agreements. Students also understand the implementation of these conventions, treaties and agreements by the

international institutions. This enables the students to find the gaps where amendments are necessary and to know the areas in which new conventions or treaties are to be evolved.

Unit I: Introduction: Meaning, Nature and Evolution of Intellectual Property – Definition of Intellectual Property – Theoretical Justification for Protection of Intellectual Property – Classification of Intellectual Property – Industrial Property and Copyright and Related Rights – International Conventions and Treaties – International Trade Agreements – International Institutions – New Forms of Intellectual Property – Developing Sui Generis Regime.

Unit II: International Agreements and Institutions: Overview of International Conventions from Paris 1883 onwards - World Trade Organization (WTO), 1995 – The Agreement on Trade Related Aspects of Intellectual Property Rights (TRIPS), 1995 – United Nations Educational, Scientific and Cultural Organization (UNESCO) – World Intellectual Property Organization (WIPO) – African Regional Intellectual Property Organization (ARIPO).

Unit III: Patents and International Regime: The Paris Convention for the Protection of Industrial Property, 1883 in relation to Patents– Patent Co-operation Treaty (PCT), 1970 – Strasbourg Agreement Concerning the International Patent Classification, 1971 – Budapest Treaty on the International Recognition of the Deposit of Microorganisms for the Purposes of Patent Procedure, 1977 – Patent Law Treaty (PLT), 2000.

Unit IV: International Regime of Copyright and Related Rights: Berne Convention for the Protection of Literary and Artistic Works (Berne Union), 1886 – Universal Copyright Convention (UCC), 1952 – Rome Convention for the Protection of Performers, Producers of Phonograms and Broadcasting Organizations, 1961 – Geneva Convention for the Protection of Producers of Phonograms against Unauthorized Duplication of their Phonograms, 1971 – Brussels Convention relating to the Distribution of Programme Carrying Signals Transmitted by Satellite, 1974 – WIPO Copyright Treaty (WCT), 1996 – WIPO Performances and Phonograms Treaty (WPPT), 1996 – Beijing Treaty on Audio Visual Performances, 2012 – Marrakesh Treaty to Facilitate Access to Published Works for Persons Who Are Blind, Visually Impaired, or Otherwise Print Disabled (MVT), 2013.

Unit V: International Regime of Trademarks: The Paris Convention, 1883 in relation to trademarks– Madrid Agreement Concerning the International Registration of Marks (1891) and the Protocol Relating to that Agreement, 1989 -– Nice Agreement Concerning the International Classification of Goods and Services for the Purposes of the Registration of Marks, 1957 – Vienna Agreement Establishing an International Classification of the Figurative Elements of Marks, 1973 – Nairobi Treaty on the Protection of the Olympic Symbol, 1981 — Trademark Law Treaty (TLT), 1994 - Singapore Treaty on the Law of Trademarks, 2006.

Unit VI: International Regime of Designs : The Paris Convention, 1883 in relation to industrial designs– Hague Agreement Concerning the International Registration of Industrial Designs, 1925 – Locarno Agreement Establishing an International Classification for Industrial Designs, 1968.

Unit VII: Geographical Indications and International Law: The Paris Convention for the Protection of Industrial Property, 1883 in relation to GIs– Madrid Agreement for the Repression of False or Deceptive Indications of Source on Goods, 1891 – Lisbon Agreement for the Protection of Appellations of Origin and their International Registration, 1958.

Unit VIII: Protection of New Plant Varieties and Topographies: The Paris Convention, 1883 and New plant Varieties – UPOV Convention (International Union for the Protection of New Varieties of Plants), 1961. The Paris Convention for the Protection of Industrial Property, 1883 – Washington Treaty on Intellectual Property in Respect of Integrated Circuits, 1989.

Text and Reference Books

- Blackstone: Statutes on Intellectual Property, Oxford University Press, 2018
- Hendrik Vanhees: International Encyclopedia of Laws: Intellectual Property Kluwer Law International, 1997
- Marshal A.Leaffer: International Treaties on Intellectual Property, Bna Books, 1997
- M. B. Rao: WTO and International Trade, Vikas Publishers, 2003
- Carlosm Correa: Oxford Commentaries on GATT/ WTO Agreements: Trade Related Aspects of Intellectual Property Rights, Oxford University Press, 2007
- Vasudeva P K: World Trade Organization, Minerva Publications, 2001
- Jayanti Bagachi: World Trade organization: An Indian Perspective Eastern Law House 2000.
- Surendra Bhandari:World Trade Organization and Developing Countries: Diplomacy to Rules Based System, Deep and Deep Publications, 1998
- WIPO Intellectual Property Handbook www.wipo.int.
- W.R. Cornish et all, Intellectual Property: Patents, Copyrights, Trademarks and Allied Rights Sweet & Maxwell, 2013

Articles

- Saraswat, Juhi Chaturvedi, Rekha: "Copyright Protection in the Digital Environment: Indian Perspective and International Obligations", JIPR Vol 22(6), 2017
- Mittal, Sandeep: "Effects of TRIPS Plus Provisions in International Trade Agreements upon Access to Medicines in Developing Countries", JIPR Vol 22(6), 2017
- Massadeh, Firas, Alkrisheh, Mohammad: "The Fair Trial Procedure for Intellectual Property in Light of TRIPS Provisions: An Analytical Study of Jordan and The UK", JIPR Vol 22(6), 2017
- RK Gupta and NR Subbaram: "International Conventions, Agreements & Treaties for the Protection of Intellectual Property", JIPR Vol – 1, March 1996

- MD Nair: “TRIPS, WTO and IPR: Recent Happenings in WTO”, Vol – 16, May 2011
- Sehgal, Divyanshu; Mathur, Siddharth: “Rights and Duties of Broadcasting Organizations: Analysis of WIPO Treaty on the Protection of Broadcasting Organizations”, JIPR Vol.16(5) September 2011
- Vaish, Varun;Haji, Mustafa: “Is there a Need to’Substantially Modify’ the Terms of the TRIPS Agreement?”JIPR Vol.17(3) May 2012
- MD Nair: TRIPS, WTO and IPR – Impact on Developing Countries, Vol – 14 March 2009
- David J Jefferson, Alex B and Cecilia: “Towards a Balanced Regime of Intellectual Property Rights for Agricultural Innovations” Vol – 19 November 2014
- MD Nair: TRIPS, WTO and IPR – Prevailing Issues and Emerging Trends”, Vol – 15 May 2010

Videos

- Paris and Berne Convention: IIT Kharagpur, https://www.youtube.com/watch?v=mt13RFfvGlo
- Intellectual Property: Module – 5: http://nludelhi.ac.in/images/moocs/moocs – courses.pdf
- Copyright Conventions and treaties: https://nptel.ac.in/courses/109106148/21
- WTO: https://www.youtube.com/watch?v=OQUtwIiCAO4
- TRIPS: https://www.youtube.com/watch?v=PxxfbrRYnko

Copyright Law (LH542)

Course Objectives: The objective of this course is to provide conceptual understanding of copyright law to the students. This course enables the students to understand the nuances of copyright as discussed under the copyright act in India and various international treaties and agreements. The course is designed to enlighten the students on procedures relating to copyright in India along with comparative study.

Course Outcomes: On the successful completion of this course, the students will be able to demonstrate knowledge and understanding of the basic concepts of copyright law. The students will be able to understand about the registration, licensing and infringement of copyrightable subject matters. At the end of this course, the students will be able to integrate theory, methods and practice.

Unit I Introduction: Meaning, Definition**,** Nature and Scope of Copyright – Development of copyright regime in India, Subject matter of Copyright, Types of Copyright, Ownership of Copyright and Rights of Copyright Owners- Economic, Moral and Neighboring rights.

Unit II Copyright Conventions and Treaties: Berne Convention 1886, Universal Copyright Convention 1952, Rome Convention 1961, Geneva Convention 1971, Brussels Convention 1974, TRIPS Agreement and Copyright 1994, WIPO Copyright Treaty 1996, WIPO Performers and Phonograms Treaty 1996.Special Conventions in the Field of Neighboring Rights.

Unit III Registration and Licensing of Copyright: Procedure for Registration, Term of Copyright - Assignment of Copyright.Statutory Licensing of Copyright, Compulsory Licensing and Licensing after prescribed period**.-**Compulsory License in Unpublished or Published Works, Compulsory License for Benefit of Disabled , Statutory License for Cover Versions, Statutory License for Broadcasting of Literary and Musical Works and Sound Recording License to Produce and Publish Translations, Termination of License

Unit IV Limitations to Copyright: Doctrine of Fair Dealing – permitted reproductions, permitted publication, permitted performance and recitation, exceptions in respect of sound recordings and cinematograph film, exceptions for Library use, permitted use of artistic works,permitted uses of computer and computer programs,permitted broadcasting, permitted uses for persons of disability,reconstruction of work of architecture and importation of goods. Doctrine of Fair Use- Fair Use under Copyright Law of USA.

Unit V Infringement of Copyright and Remedies: Meaning of Infringement, Remedies-Civil, Criminal and Administrative Remedies. Penalties, Courts-Appeals and Enforcement of ADR Methods.

Unit VI International Copyright: Copyright Protection to Foreign Works, Conditions of Copyright Protection.

Unit VII Copyright Authorities & Societies: Copyright Office, Copyright Board, Functions of Copyright Board - Registration of Copyright Societies, Working of Copyright Societies, Administration of Societies, Control over the copyright society-

Music and Copyright Societies, Reprography and collecting societies and Powers of Central Government.

Unit-VIII Copyright and Internet: Growth of Internet, use of works on the internet, Copyright Implications, Liability of Internet Service Provider etc.

Project work on preparing copyrighted works of faculty members and students

Books Recommended

- Law of Copyright by Copinger and Skone James, Published by Sweet and Maxwell.
- Copyright Law: A Comparative Study by Dr. Faizan Mustafa, published by Institute of Objective Studies, Jamia Nagar, New Delhi.
- Copyright Law by P. Narayanan, published by Eastern Law House
- Law of Copyright by Alka Chawla, published by LexisNexis
- Copyright Protection Current Indian and International Perspectives by Dr. T. Vidya Kumari, published by Asia Law House.
- Copyright Law in India by Dr. G.B. Reddy, published by Gogia Law Publishers
- Intellectual Property: Patents, Copyright, Trademarks and Allied Rights by W.R. Cornish, Published by Sweet and Maxwell.

Articles/Chapters

- Arul George Scaria and Mathews George, 'Copyright and Typefaces' in Enrico Bonadio and Nicola Lucchi (eds), Non-Conventional Copyright (Edward Elgar, 2018).
- Meghna Bal, Copyright Policy in India: Reconstructing the Narrative, https://www.orfonline.org/wp-content/uploads/2017/12/ORF_OccasionalPaper_138_Copyright.pdf.
- T C James, Copyright Law of India and the Academic Community, Journal of Intellectual Property Rights Vol. 9, May 2004, pp 207-225.
- Shamnad Basheer, Exhausting Copyrights and Promoting Access to Education: An Empirical Take, JIPR Vol.17(4) [July 2012].
- Juhi Saraswat & Rekha Chaturvedi, Copyright Protection in Digital Environment: Indian Perspective and International Obligations, JIPR, Vol 22, Nov. 2017, pp 303.
- Arul George Scaria, 'Online Piracy of Indian Movies: Is the Film Industry Firing at the Wrong Target? ', Michigan State Law Review, 2013, Vol. 21, Issue 3, 647.
- J. K. Das, "The TRIPS Agreement and Intellectual Property Rights" 16 (6) International Trade Law and Regulation (Sweet and Maxwell, London, 2010) pp. 166-174.
- Rahul Saha & Sryon Mukherjee, Not So Funny Now Is It ? The Serious Issue Of Parody In Intellectual Property Law,
- https://www.nalsar.ac.in/IJIPL/Files/Archives/Volume%201/4.pdf

- Tarun Krishnakumar, Kaustav Saha, India's new copyright law: the good, the bad and the DRM, Journal of Intellectual Property Law & Practice, Volume 8, Issue 1, January 2013, Pages 15–17, https://doi.org/10.1093/jiplp/jps178
- Upendra Baxi, Copyright Law and Justice in India, Journal of The Indian Law Institute, Vol. 28 (4).
- Arpan Banerjee, Contemporary Challenges of Online Copyright Enforcement in India, Innovation, Economic Development, and Intellectual Property in India and China pp 173-191.

Videos

- OA Week 2020 - Arul George Scaria and Anubha Sinha - Is Copyright a Hindrance to Open Access?, https://www.youtube.com/watch?v=hnxlRyO_1aQ&ab_channel=DST-CentreforPolicyResearch%2CIISc%2CBangalore
- Introduction to Copyright and its Indian Copyright Act, https://www.youtube.com/watch?v=owhEPIEb5JA&ab_channel=ZTMBPDIARI.
- How Copyright Works: Fair Use, Parody, and Copyright Infringement | Berklee Online, https://www.youtube.com/watch?v=0i-I_NxJSgU&ab_channel=Berklee Online.
- Copyright (amendment) Bill 2012: Smt. Sushma Swaraj: 22.05.2012, https://www.youtube.com/watch?v=cR_dQjewAYo&ab_channel=BharatiyaJanataParty.
- Fair use Fair dealing in India 01, Yogesh Pai, https://www.youtube.com/watch?v=UoW39vHY_VM&ab_channel=NLUDMOOC.
- What are Moral Rights?, https://www.youtube.com/watch?v=WPP8VdHHBYU&ab_channel=CISAC
- William Fisher, CopyrightX: Lecture 1.1, The Foundations of Copyright Law: Introduction, https://www.youtube.com/watch?v=CqkonSY__ic&ab_channel=TheBerkmanKleinCenterforInternet%26Society
- William Fisher, CopyrightX: Lecture 1.2, The Foundations of Copyright Law: Originality, https://www.youtube.com/watch?v=CvifyxfVmOE&ab_channel=TheBerkmanKleinCenterforInternet%26Society
- Berne Convention, https://www.youtube.com/watch?v=td9hlarxZ6w&ab_channel=WikiAudio
- Subject Matter of Copyright, https://www.youtube.com/watch?v=sUWGJmWeYiw&ab_channel=cec
- How to Register Copyright, https://www.youtube.com/watch?v=0QSrASS0ex8&ab_channel=LegalSuvidha
- The Copyright Act, 1957 Introduction | Economic & Commercial Laws | Law Lectures, https://www.youtube.com/watch?v=R4TGgeytizs&ab_channel=SanyogVyasLawClasses.

Law of Patents (LH543)

Objectives: The study of this coursemakes the students to understand creative works useful to society and law relating to innovation/creativity being one of the fastest growing subjects all over the globe. To give conceptual understandings of patent, new areas of patent in the present technological scenario, evolution of biotech patent law. To make the students enable to understand the classification of patents by WIPO, TRIPS and legislations of US and India. to understand the importance of secrecy of invention, government use, patent addition, examination, patent authorities, rights of patent holder and compulsory licensing.to create knowledge about inventions, patents and familiarize about the documentation and administrative procedures relating to patents in India along with comparative study of US and UK legislations.

Course Outcomes:

- The students will be acquainted with basics of patent laws with special reference to Indian patent act and its practices.
- Students will be able to assess and critique the theoretical justifications and practical aspects of patent protection.
- Students will be able to understand the legal procedural steps needed to protect and manage the patent rights.
- Students will be able to comprehend the current emerging issues relating to the patent protection.

Unit – I Introduction to Patents: Meaning of Patent – Essentials of Patents – Nature of Patents – A Document, A form of Property, Scope of Patenting – Invention, Innovation and Discoveries - New Areas of Patenting – Biotech, Genetic, Plant Patent, Electrical, Nanotech, Software, etc. – Distinguish between Patents and other Forms of IPRs

Unit – II Evolution of Patent Law: International Developments - Treaties and Conventions– Paris Convention – Budapest Treaty – Doha Declaration – The Strasbourg Agreement - TRIPs Agreement – Patent Law Treaty – Patent Cooperation Treaty and others - Institutions – WIPO, etc.

Unit – II Classification of Patents: Classification of Patent by World Intellectual Property Organization – TRIPS – US, Europe and India.

Unit – IV Patent Law in India: Evolution of patent law – objectives of patent law in India – Patentable and non-patentable subject matter – development of patent law in India – various amendments to patent law – guidelines of Patent offices.

Unit – V Procedure for Grant of Patent: New Invention – Application for Grant of Patent – Eligibility to apply for Patent – Provisional and complete specification – Examination - Secrecy of Invention – Pre and Post grant opposition – Patent in Addition-Grant of Patent – Patent Office and Authorities. **–**

Unit – VI Rights of Patent holder: Exclusivity and Limitations – ownership rights – duties of a patent holder and a co-owner – Transfer of patent rights – License – Assignment – Compulsory licensing – Government use and other obligations – Restoration, Revocation and surrender of Patents.

Unit – VII Remedies for Infringement: Infringement – meaning and types - Parties to infringement – Action for infringement – Civil and Criminal remedies – Injunctions – Damages –offences – penalties

Unit – VIII Disputes Relating to Patents: Jurisdiction of patent offices and courts – Defenses against infringement – Jurisdiction of Controller general of patents and the Intellectual Property Appellate Board –Role of Patent Agent

Unit – IX Contractual Agreements Related to patent: Disputes relating toPatent Agreements –Alternative Dispute Resolution and other mechanisms – International patents – Enforceability

Unit – X Protection of Plant Varieties: Plant patents - US Approach – Plant varieties protection Sui generis legislation – Indian approach – Scope and protection under various legislations.

Project workF

Helping the entrepreneurs and strong start up groups for filing patent application.

Text and Reference Books

- P. Narayanan: Patent Law, Eastern Law House
- D.P.Mittal: Indian patents Law and Procedure, Taxmann Allied Services
- Kalyan C. Kanakala, Arun K. Narasani, Vinita Radhakrishnan: Indian Patent Law and Practice, Oxford India
- Richard Stim: Intellectual Property: Patents, Trademarks and Copyright, West Thomson Learning
- David Brain Bridge: Intellectual Property, Pearson Education
- N.S. Gopalakrishnan and T.G. Agitha: Intellectual Property, Eastern Book Company
- W. Cornish, D. Llewelyn and T. Aplin: Intellectual Property : Patents, Copyright, Trademarks and Allied Rights, Sweet and Maxwell
- Manish Arora: Guide to Patents Law, Universal Law Publications

ICFAI Law School, Hyderabad

Course Hand Out

Academic Year – 2020-21

(Class of 2021)

***Course Name*: Law of Patents**

Course Code: LH543

Semester: IX

***Faculty Name*: Dilip Sharma**

Mobile No: +91-7698737458

Email: dilipsharma@ifheindia.org

Objectives of the Course: The objective of this course is to provide conceptual understanding of patent system to the students. To make the students enable to understand the classification of patents by WIPO, TRIPS and legislations of US and India. To understand the importance of secrecy of invention, government use, patent addition, examination, patent authorities, rights of patent holder and compulsory licensing. To create knowledge about inventions, patents and familiarize about the documentation and administrative procedures relating to patents in India along with comparative study of US and UK legislations.

Course Outcomes:

- The students will be acquainted with basics of patent laws with special reference to Indian patent act and its practices.
- Students will be able to assess and critique the theoretical justifications and practical aspects of patent protection.
- Students will be able to understand the legal procedural steps needed to protect and manage the patent rights.
- Students will be able to comprehend the current emerging issues relating to the patent protection.

Recommended Text Books and Reference Books

	TEXT BOOK	**AUTHOR / PUBLICATION**
	Law Relating to Intellectual Property Rights	V K Ahuja, Lexis Nexis; Third edition (2017)
	Intellectual Property Law	P. Narayanan, Eastern Law House Private Ltd, Third Edition.
	Patent Law	P. Narayanan, Eastern Law House.
	Intellectual Property Rights Law and Practice	Dr. Damodar Reddy, Asia Law House; 1st edition (2019)

	Intellectual Property: Patent, Copyrights, Trade Marks & Allied Rights	W. Cornish & David Llewelyn, London Sweet & Maxwell.
	Law Relating to Intellectual Property	Dr. BL Wadhera, Universal Law Publishing Co. Ltd.
	Oxford commentaries on GATT/ WTO Agreements trade related aspects of Intellectual Property Rights	Carlos M. Correa, Oxford University Press.
	Intellectual Property	David I. Bainbridge, 9th Edition, Pearson Publication.
	The Law of Intellectual Property Rights	Shiv Sahai Singh, Deep & Deep publication Pvt. Ltd.
	Intellectual Property Protection and Sustainable Development	Phillippe Culet, Lexis Nexis Butterworth, 2004
	Law of Plant Varieties Protection	Elizabeth Verkey, Eastern Book Company.
	Indian patents Law and Procedure, Taxmann Allied Services	D.P.Mittal
	Indian Patent Law and Practice	Kalyan C. Kanakala, Arun K. Narasani & Vinita Radhakrishnan, Oxford India.
	Intellectual Property: Patents, Trademarks and Copyright	Richard Stim, West Thomson Learning
	Intellectual Property	N.S. Gopalakrishnan and T.G. Agitha, Eastern Book Company
	Guide to Patents Law	Manish Arora, Universal Law Publications

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
	5	Unit – I Introduction to Patents	Meaning of Patent Essentials of Patents Nature of Patents - A Document, A form of Property, Scope of Patenting Invention, Innovation and Discoveries New Areas of Patenting – Biotech, Genetic, Plant	TB – 1 (Ch - 44) TB – 4 Part - V (Ch - 1)	Patent Manual - http://www.ipindia.nic.in/writereaddata/Portal/IPOGuidelinesManuals/1_59_1_15-wo-ga-34-china.pdf Patent Procurement in	The students will get a basic understanding of the nature, concept and scope of patent rights.

			Patent, Electrical, Nanotech, Software, etc. Distinguish between Patents and other Forms of IPRs		India - https://ipo.org/wp-content/uploads/2013/03/Whitepaper-PatentprocurementinIndia.pdf Software Patents in India, JIPR, Vol. 20 (2015) http://nopr.niscair.res.in/bitstream/123456789/31954/1/JIPR%2020(4)%20210-222.pdf Bioethics and IPR concerns, https://www.youtube.com/watch?v=HlbIPNmtdFA	
	5	Unit – II Evolution of Patent Law	International Developments Treaties and Conventions Paris Convention Budapest Treaty Doha Declaration The Strasbourg Agreement TRIPs Agreement Patent Law Treaty Patent Cooperation Treaty and others - Institutions – WIPO, etc.	TB – 1 (Ch - 58) TB – 4 Part - V (Ch - 1)	Steven M. Ruby, International Patent Treaties: An Attempt To Make Intellectual Property Rights In Living Matter More User-Friendly, 2 OKLA. J. L. & TECH. 18 (2004). https://digitalcommons.law.ou.edu/cgi/viewcontent.cgi?article=1060&context=okjolt Yogesh Pai, The agreement on trade related aspects of intellectual property rights, https://www.youtube.com/watch?v=mo7na9qF2gI IIT Kharagpur and NTPEL, Lecture 16 : A brief on Paris Convention,	The students will get an insight about the international framework for the protection of patent rights.

					1967 & The Berne Contract, 1971 - https://www.youtube.com/watch?v=mt13RFfvGlo Summaries of Conventions, Treaties and Agreements Administered by WIPO - https://www.wipo.int/edocs/pubdocs/en/intproperty/442/wipo_pub_442.pdf	
	4	Unit – III Classification of Patents:	Classification of Patent by World Intellectual Property Organization TRIPS US, Europe and India.	TB – 1 (Ch – 44, 50 & 58) TB – 4 Part - V (Ch – 1 & 3)	International Patent Classification, https://www.wipo.int/classifications/ipc/en/#:~:text=The%20International%20Patent%20Classification%20(IPC,technology%20to%20which%20they%20pertain. Guide to the International Patent Classification (2020) https://www.wipo.int/publications/en/details.jsp?id=4490 Yogesh Pai, The agreement on trade related aspects of intellectual property rights, https://www.youtube.com/watch?v=mo7na9qF2gI&t=74s	The students will get a perspective about the status of protection of patent rights at various jurisdictions around the globe.

	5	Unit – IV Patent Law in India	Evolution of patent law Objectives of patent law in India Patentable and non-patentable subject matter Development of patent law in India Various amendments to patent law Guidelines of Patent offices.	TB – 1 (Ch – 44, 45) TB – 4 Part - V (Ch – 3 & 4)	Kamal Singh Goondli, An update on the Indian Patent Information & Modernization, https://www.wipo.int/edocs/mdocs/aspac/en/wipo_reg_ip_mnl_10/wipo_reg_ip_mnl_10_ref_u_india.pdf	The students will get an insight about the patentability criteria for the protection of an invention in India.
	8	Unit – V Procedure for Grant of Patent	New Invention Application for Grant of Patent Eligibility to apply for Patent Provisional and complete specification Examination Secrecy of Invention Pre and Post grant opposition Patent in Addition Grant of Patent Patent Office and Authorities. Anticipation Prior Art Search	TB – 1 (Ch – 45, 46, 47, 48, 49, 50) TB – 4 Part - V (Ch – 3, 5 & 6)	Guidelines for Search And Examination Of Patent Applications, http://www.ipindia.nic.in/writereaddata/Portal/IPOGuidelinesManuals/1_34_1_guidelines-draftSearch-examination-04march2015.pdf WIPO Guide to Using Patent Information, https://www.wipo.int/edocs/pubdocs/en/wipo_pub_l434_3.pdf	The students will be able to understand the registration process, examination, opposition and grant of patent rights.
	6	Unit – VI Rights of Patent holder	Exclusivity and Limitations Ownership rights Duties of a patent holder and a co-owner Transfer of patent rights License Assignment Compulsory licensing Government use and other obligations Restoration, Revocation and surrender of Patents.	TB – 1 (Ch – 50, 52, 53, 55) TB – 4 Part - V (Ch – 7, 9 10 & 11)	Prof. Feroz Ali, IIT M, Introduction to Compulsory Licensing, https://www.youtube.com/watch?v=lgg00kcsA-Y & https://www.youtube.com/watch?v=Ki9YxgRqISo	This unit will make the students familiar with the commercialization and management of patent rights.
	4	Unit – VII Remedies for Infringement	Infringement – meaning and types Parties to infringement Action for infringement Civil and Criminal remedies Injunctions Damages Offences penalties	TB – 1 (Ch - 57) TB – 4 Part - V (Ch – 12 & 13)	Biplab Kumar Lenin and Harsha Rohatgi, Exceptions and Limitation of Patent Rights and its Enforcement in India,	In this chapter, the students will get to know about the infringement of patent and subsequent remedies available to the patentee.

					http://docs.manupatra.in/newsline/articles/Upload/68811C66-E206-4E36-AB5A-415E9B19395B.pdf	
	3	Unit – VIII Disputes Relating to Patents	Jurisdiction of patent offices and courts Defenses against infringement Jurisdiction of Controller general of patents and the Intellectual Property Appellate Board Role of Patent Agent	TB – 1 (Ch - 58) TB – 4 Part - IV (Ch - 1)	Manual of Patent Office Practice And Procedure - http://www.ipindia.nic.in/writereaddata/Portal/Images/pdf/Manual_for_Patent_Office_Practice_and_Procedure_.pdf	The student will get an insight about the jurisdiction of IPAB, courts and adjudication of intellectual property disputes.
	4	Unit – IX Contractual Agreements Related to patent	Disputes relating to Patent Agreements Alternative Dispute Resolution and other mechanisms International patent Filing – Enforceability	TB – 1 (Ch - 58) TB – 4 Part - V (Ch – 12 & 13)	PCT – The International Patent System, https://www.wipo.int/pct/en/ Vishaka Choudhary, Arbitrability of IPR disputes in India, 34(2)(b) or not to be, Kluwer Arbitration. Guide to WIPO Arbitration, https://www.wipo.int/edocs/pubdocs/en/arbitration/919/wipo_pub_919.pdf	The students will get to know about th various dispute resolution mechanisms available for resolution of contractual disputes related to patent rights.
	4	Unit – X Protection of Plant Varieties	Plant patents US Approach Plant varieties protection Sui generis legislation Indian approach – Scope and protection under various legislations.	TB – 1 (Ch – 59 to 68) TB – 11 (Ch - 4)	Yogesh Pai, Plant Variety protection and farmers rights, https://www.youtube.com/watch?v=_HITRSnr7zw&t=148s	To make the students aware about the various legislative frameworks for the protection of plant varieties.
Total	48					

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.

- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
- The participation has to be relevant and meaningful. "Speaking for speaking's sake" will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.
- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.
- Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and plagiarism in assignments / project work will straight away entail a ZERO to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

Students must occupy their seats before faculty comes in and remain seated until the end of the class.

Students must have their name plates on the desk.

Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.

Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.

No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	**Component**	**Expected slot / due date**	**Marks declaration by**	**Weig htage**	**Syllabus**
NCP I	Internal Assessment	7 September, 2020	15 September, 2020	15	Unit – 1 to 3
NCP II	Mid Term	As per time table	Within a week of exam	20	Unit – 1 to 5
NCP III	Internal Assessment	9 October, 2020	15 October, 2020	15	Unit 6 to 8
End Term	End Term	As per time table	Within a week of exam	50	Unit 1 to 10
				100	

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Dilip Sharmais an Assistant Professor at ICFAI Law School, Hyderabad, India and is currently pursuing a Ph.D. degree from NALSAR University of Law, Hyderabad, India in the field of "Artificial Intelligence and IPR." Mr. Sharma has completed his post-graduate studies (LL.M.) in IPR Laws at the National Law University, Jodhpur, India.He has published and presented numerous paperson various topics related to IPR in several universities in India and abroad.Most recently, Mr. Sharma was conferred with the prestigious "Young Asian IP Research Scholar Award" at the 5th Asian IP Works-in-Progress Conference 2020 held at City University, Hong Kong.Mr. Sharma is also an active member of the IP & Innovation Researchers of Asia Network.

Law of Trademarks and Service Marks (LH544)

Objectives: This study gives conceptual understandings of trends in trademark law, meaning of trademarks, types of marks – collective marks, service marks, well-known marks, certification marks, etc., and its significance in the competitive global market to the students. Also makes the students enable to understand the difference between trademark and domain name in the light of information technology. The students gain knowledge of national and international conventions, treaties and policies governing classification of goods and services, Paris convention, Madrid agreement, TRIPS, etc.

Unit – I Introduction to Trademark – Meaning and definition of mark and trademark – differentiation between mark, trademark, trade name, trade dress, etc- Essential Characteristics of Trademarks – Functions of Trademarks - The rationale of protection of trademarks as (a) an aspect of commercial and (b) of consumer rights.

Unit – II Types of Trademarks – Certification trademarks – Well Known marks - Collective marks - Service marks, Property mark, common law trade mark, - Distinction of Trademarks with Other Marks – Distinction between Trademarks and Other Intellectual Property Rights – Distinction between Trademark and Domain Name.

Unit – III Principles Relating to Trade Marks - The doctrine of Honest Current User - Doctrine of Prior User – Trademark Misuse doctrine - doctrine of exhaustion – Functionality doctrine - The doctrine of deceptive similarity - Difference between deceptive similarity and confusing similarity – Dilution doctrine - Initial interest confusion doctrine -The secondary meaning doctrine - Nominative fair use doctrine Doctrine of Foreign equivalents -Doctrine ofAcquiescence

Unit – IV Trademarks – International context - Conventions and Treaties: Madrid Agreement, 1891 (Revised in 1979)- concerning international registration of trademarks– Nice Agreement, 1957 (International Classification of goods and services for purpose of registration of marks) - Paris Convention, 1883 – Vienna Agreement, 1973 (for establishing an international classification of the figurative elements of marks)– Trademarks Law Treaty, 1994 – TRIPs Agreement.- Progressive Development of International Intellectual Property Law - The Joint Recommendation Concerning Provisions for the Protection of Well-Known Marks -The Joint Recommendation Concerning Trademark Licenses - International Trademarks Law – Comparative study of Trademarks in Different countries – United Kingdom – United States.

Unit- V Procedure for Registration of Trademark in India: Evolution of Trademarks Law In India – The Trade and Merchandise Marks Act, 1958 – The Trademarks Act, 1999- Application for registration – examination and objections –advertisement –grounds of opposition –renewal, removal and restoration

Unit – VI Ownership and Transfer of Trademarks: Effect of Registration -Rights of trademark holder - First User Concept – Owners Rights – Assignment and Transmission of trademarks - Licensing of Trademarks

Unit – VII Infringement of Trademarks: Infringement – Meaning – Essential Characteristics of Infringement – acts amounting to infringement – acts not constituting infringement – Statutory Remedies – Offences and Penalties – Defences – Enforcement – Courts – Appeals – Alternative Dispute Resolutions

Unit – VIII Non-statutory remedies – Torts - Passing off –General principles of the law of passing off - Distinction between Passing Off and Infringement – reliefs granted in suits for passing off – suits for passing off

Unit – IX Trademark Authorities: Trademarks Registry – Trademarks Offices – Registrar –Powers of the Registrar and Central Government - Intellectual Property Appellate Board

Unit – X Domain Names: Meaning of domain name – protection of domain name – Procedure of registration of domain name – domain name system (DNS) - Domain registry – Protection of trademark in internet - domain name disputes – WIPO - ICANN - UDRP (Uniform Domain Name Dispute Resolution Policy) or ACPA(Anti-cybersquatting Consumer Protection Act).

Project work: Searching of TM register for the purpose of identifying deceptive similar marks and litigation thereto.

Text and Reference Books

- Salik Chowdhury and H.K. Saharay: Law of Trademarks, Copyright, Patents and Designs, Kamal Law House
- P. Narayanan: Trademarks and Passing Off, Eastern Law House
- Paul Goldstein: International Intellectual Property Law Cases and Materials, University case book series
- Dr. Raghbir Singh: Law relating to Intellectual Property, Universal Law Publications
- Dr. Vikas Vashishth: Law and Practice of Intellectual Property in India, Bharat Law House

ICFAI Law School, Hyderabad
Course Hand Out
Academic Year – 2019-20
(Class of 2020)

Course Name: **Law of Trademarks and Service Marks**
Course Code: **(LH544)**
Semester: Semester IX
Faculty Name: Dr. Veena
Mobile No: 9848730467
Email: aneev22@gmail.com

Objectives of the Course:

Objective of the Course:

- To give conceptual understandings of trends in trademark law, meaning of trademarks, types of marks – collective marks, service marks, well-known marks, certification marks, etc., and its significance in the competitive global market.
- To make the students enable to understand the difference between trademark and domain name in the light of information technology.
- To provide the knowledge of national and international conventions, treaties and policies governing classification of goods and services, Paris convention, Madrid agreement, TRIPS, etc.
- To make the students various principles and doctrines such as doctrine of –prior use, deceptive similarity, functionality, exhaustion, dilution, etc.
- To understand the importance of registration and procedure for grant of trademarks, its offices and authorities and commercialization of trademarks.
- To understand the importance of assignment and licensing of trademarks in the knowledge driven economy.
- To give an understanding of concept of infringement and passing-off, defenses and remedies, factors determining in action of passing-off, and powers of appellate authority.
- To give conceptual understanding of domain names, role of ICANN, UDRP dispute resolution policy, menace of cyber-squatting.

Course Outcomes: The student – by the end of the course would be in a position to understand the procedure for grant of trademark and analyze the conceptual understandings of general principles and relevant doctrines and international standards and protection of trademark under various policies and legislation.

Recommended Text and Reference Books

	TEXT BOOK	AUTHOR / PUBLICATION
1.	Intellectual Property and Business	Rodney Rryder and Ashwin Madhavan,, First

		Edition. Sage Publications, 2014.
2.	Law of Trademarks and Passing-off	P. Narayanan, Eastern Law House
3.	Law of Trademarks, Copyright, Patents and Designs	Salik Chowdhury and H.K. Saharay: Kamal Law House
4.	Guide to trade marks law .	Manish Arora, second edition, universal law publishing, 2007
5.	Intellectual Property Law	W.R. Cornish: Universal Publishers, 3rd Ed. 2001.
6	Trademarks and the emerging concepts of cyber property rights	V.K. Unni, eastern law house.1ed, 2002
7	Principles of intellectual property	N S.Gopalakrishnan and T G Agitha, eastern book company, 1st ed., 2009.
8	Law relating to intellectual property rights	V K Ahuja, Lexis Nexis, third edition, 2017.
9	Intellectual property rights and cyberspace	Georgios I Zekos, Amicus books IUP, 2008.
10	International intellectual property law .	Paul Goldstein, Foundation Press, 2001
11	The Trademarks Act,1999	Universal Law Publishing, 2014.
12	Trade Mark, Trade Name and Passing-off Cases	P. Narayanan, Eastern Law House.
12.	Intellectual Property Law	B.L. Wadhera, Universal Publishers.

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Videos	Course Outcome
1.	4	**Introduction to Trademark –** Meaning and definition of mark and trademark –differentiation between mark, trademark, trade name, trade dress, etc- Essential Characteristics of Trademarks – Functions of Trademarks - The rationale of protection of trademarks as (a) an aspect of commercial and (b) of consumer rights.	Definition of trademark, features and types of trademarks	Lecture/discussion/ Socratic. Tool: MB/PPT	www.wipo.org http://www.ipindia.nic.in/	Understand meaning and importance of trademark in business
2.	6	**Types of Trademarks** – Certification trademarks – Well Known marks - Collective marks - Service marks, Property mark, common law trade mark, - Distinction of Trademarks with Other Marks – Distinction between Trademarks and Other Intellectual Property Rights – Distinction between Trademark and Domain Name.	Differences between various trademarks and also with different IPRs	Lecture/ discussion/Socratic/Problem Solving Tool: MB/PPT	www.wipo.org http://www.ipindia.nic.in/	Have an idea of various marks in the trade and distinction between trademark and domain name.
3.	5	**Principles Relating to Trade Marks** - The doctrine of Honest Current User - Doctrine of Prior User – Trademark Misuse	Doctrines relevant to trademark protection like prior	Lecture/ discussion/ Case	www.wipo.org http://www.ipindia.	Better understanding of various legal principles for protection of

		doctrine - doctrine of exhaustion – Functionality doctrine - The doctrine of deceptive similarity - Difference between deceptive similarity and confusing similarity – Dilution doctrine - Initial interest confusion doctrine - The secondary meaning doctrine - Nominative fair use doctrine - Doctrine of Foreign equivalents - Doctrine of *Acquiescence*	user, acquiescence, functionality, etc	Law/Problem Solving Tool: MB/PPT	nic.in/	trademarks
4.	6	**Trademarks – International context - Conventions and Treaties:** Madrid Agreement, 1891 (Revised in 1979)- concerning international registration of trademarks– Nice Agreement, 1957 (International Classification of goods and services for purpose of registration of marks) – Paris Convention, 1883 – Vienna Agreement, 1973 (for establishing an international classification of the figurative elements of marks)– Trademarks Law Treaty, 1994 – TRIPs Agreement - **Progressive Development of International Intellectual Property Law** - The Joint Recommendation Concerning Provisions for the Protection of Well-	Classification of trademarks, international protection of trademark, development of well known marks	Lecture/ discussion. Tool: MB/PPT	www.wipo.org http://www.ipindia.nic.in/	Understanding of various conventions which protect trademarks at international level and significance of well-known marks.

		Known Marks -The Joint Recommendation Concerning Trademark Licenses - **International Trademarks Law** – Comparative study of Trademarks in Different countries – United Kingdom – United States.				
5	5	**Procedure for Registration of Trademark in India:** Evolution of Trademarks Law In India – The Trademarks Act, 1999- Trademarks Rules, 2017- Application for registration – examination and objections –advertisement –grounds of opposition – renewal, removal and restoration .	History of trademarks in india and protection of trademark	Lecture/discussion/ Socratic/Case law/Problem Solving Tool: MB/PPT	http://www.ipindia.nic.in/	Will get equip with the procedural steps for registration of trademarks and when it can be rejected by the authority
6	4	**Ownership and Transfer of Trademarks:** Effect of Registration -Rights of trademark holder - First User Concept – Owners Rights – Assignment and Transmission of trademarks - Licensing of Trademarks.	Rights of trademark owner	Lecture/ discussion/Case Law/Problem Solving Tool: MB/PPT	http://www.ipindia.nic.in/	Learns about bundle of rights by protection of trademarks and commercializing by assignment and licensing in the trade
7	4	**Infringement of Trademarks:** Infringement – Meaning – Essential Characteristics of Infringement – acts	Acts of infringement, remedies	Lecture/ discussion/C	http://www.ipindia.nic.in/	

		amounting to infringement – acts not constituting infringement – Statutory Remedies – Offences and Penalties – Defenses – Enforcement – Courts – Appeals – Alternative Dispute Resolutions	for infringement	ase law/Problem Solving Tool: MB/PPT		
8	4	**Non-statutory remedies** – Torts - Passing off – General principles of the law of passing off - Distinction between Passing Off and Infringement – reliefs granted in suits for passing off – suits for passing off	Passing off and difference between registered and unregistered trademark protection	Lecture/ discussion/Socratic/Case law/Problem Solving. Tool: MB/PPT	http://www.ipindia.nic.in/	Well equip the scenario of unregistered trademarks protection and reliefs under common law as passing off.
9	5	**Trademark Authorities:** Trademarks Registry – Trademarks Offices – Registrar –Powers of the Registrar and Central Government - Intellectual Property Appellate Board	Registrar and other authorities role under trademark Act	Lecture/discussion/ Socratic/Problem Solving Tool: MB/PPT	http://www.ipindia.nic.in/	Understanding of competing authorities and its role in protecting the interest of trademark holders.
10	5	**Domain Names:** Meaning of domain name – protection of domain name – Procedure of registration of domain name – domain	Domain name and protection of domain names	Lecture/ discussion/C	www.wipo.org http://www.ipindia.	Learns about the domain name and how it is different from trademark and

		name system (DNS) - Domain registry – Protection of trademark in internet - domain name disputes – WIPO - ICANN - UDRP (Uniform Domain Name Dispute Resolution Policy) or ACPA (Anti-cyber squatting Consumer Protection Act).		ase law/Problem Solving Tool: MB/PPT	nic.in/	procedure for registration across the globe
Total	48					

Case laws for Tutorials

1. SUZUKI MOTOR v SUZUKI (INDIA) LIMITED, IN THE HIGH COURT OF DELHI AT NEW DELHI , Date of Decision: 17th July, 2019
2. Converse, Inc. v. Int'l Trade Comm'n, 909 F.3d 1110, 1117 (Fed. Cir. 2018)
3. Viacom Int'l v. LJR Invs., L.L.C., 891 F.3d 178 (5th Cir. 2018).
4. LUEN FAT METAL AND LASTIC MANUFACTURORY LTD and JACOBS & TURNER LIMITED trading as TRESPASS [2019] EWHC 118 (IPEC), 12 December 2018
5. Amway India Enterprises Pvt. Ltd. s 1Mg Technologies Pvt. Ltd. & Anr. on 8 July, 2019 IN THE HIGH COURT OF DELHI AT NEW DELHI
6. Lal Babu Priyadarshi v Amritpal Sing AIR 2016 SC 461
7. Larsen and Toubro Ltd. (L&T) v. Lachmi Narain Trades and Others (2015(64) PTC 386(Del))
8. S. Syed Mohideen v P. Sulochana Bai 2015(7) SCALE136
9. KRBL Ltd. v Lal Mahal Ltd and Ors. 2015(62) PTC 82 (Del)
10. Shoppers Stop Ltd. v. Vinod's Shoppers Stop CS (OS) No. 458 of 2015 19.09.2016 Delhi High Court
11. S. Syed Mohideen v. P. Sulochana Bai2015 (2) (Civil) 810 Decide on: 17.03.2015 Pandit Kulfi and Cafe v. PanditKulfi 2016 (65) PTC 414 (Rajasthan)

12. Ultra Home Construction Pvt. Ltd vs Purushottam Kumar Chaubey & Ors 227(2016) DLT320

13. Stephen Koeing v Arbitrator Nixi and Anr., 2015(64)PTC 406(del)

14. Tata Sons Ltd. & Anr. v Arno Palmen & Anr. Decided on 22 March, 2013

Expectations from Students:

a) Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
b) Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
c) In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
d) The participation has to be relevant and meaningful. "Speaking for speaking's sake" will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
e) Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.
f) Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
g) The Students should come in uniform, otherwise they will be marked absent. Do not roam in the academic area/ attend classes in chappals / shorts / informal t-shirts.
h) Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
i) Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
j) Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result

in stoppage from writing/attempting mid- term or end-term exams.

- Five (5) Marks for attendance will be given as below-

Attendance percentage	Marks alloted
96-100	5
91-95	4
86-90	3
81-85	2
75-80	1
Less than 75%	0

k) Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:
Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

- Students must occupy their seats before faculty comes in and remain seated until the end of the class.
- Students must have their name plates on the desk.
- Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.
- Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.

- No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	**Component**	**Expected slot / due date**	**Marks declaration by**	**Weightage**	**Syllabus**
NCP I	Internal Assessment	5th September		10	**1to 3 chapters**
NCP II	Mid Term	30th September 2019		20	1 to 6 chapters
NCP III	Internal Assessment	5th November 2019		10	7 and 8
NCP IV	Class Participation	22nd November 2019		5	
NCP V	Attendance	22nd November 2019		5	
End Term	End Term	25th November 2019		50	

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Dr. Veena, working as an Associate Professor in the Faculty of Law, the Icfai Foundation for Higher Education (IFHE), Hyderabad since 2011. She is a post graduate (LLM) in Torts and Crimes, Corporate Law and obtained Ph D in Law in the area of 'Law of Patents and Copyrights'. Her research is focused on the patenting of software programs. She has participated and presented papers in national and international journals. She has rich

research experience in the area of intellectual property rights and edited the ICFAI Journal of Intellectual Property Rights for a period of five years. She has edited eight books on various topics of Intellectual Property Rights published from Amicus Books, a unit of ICFAI University, Hyderabad. She was part of the Amicus Intellectual Property Consulting department of ICFAI and taken active role in filing of TM Applications, TM Tracking, infringement and passing off litigations, preparing the briefs and notes and coordinating with the advocates (domestic and international), participating in conference calls with the TM Attorneys (national and international).

Traditional Knowledge, GI and Farmer Rights (LH545)

Objectives: The study of this course enables the students to understand the intricacies of Traditional Knowledge, Geographical Indications and Rights of Farmers'. It also helps the students to understand the international scenario in the protection of Traditional Knowledge, Geographical Indications and Farmers' Rights. In addition to familiarize the students about the unique nature of the Traditional Knowledge and reasons for its protection, and also the reasons for the protection of Geographical Indications and more particularly the Farmers' Rights in the era of globalization. It also makes the students to understand the efforts made to protect Traditional Knowledge by creating the Traditional Knowledge Digital Library (TKDL) and also the issues of bio – piracy.

Course Outcome: Students on completion of the course will be having a complete understanding of the intricacies involved in the protection of Traditional Knowledge, Geographical Indications and Farmers' Rights. Students come to know the intersection of Traditional Knowledge with other forms of intellectual property rights, the ways of protection of Traditional Knowledge and Geographical Indications. The students are moved to arrive at the thought process to work towards sui generis system for the protection of Traditional Knowledge on account of its unique nature which makes it not applicable into the existing legal system.

Unit I: Introduction: Intellectual Property Rights and Recent Developments – Meaning, scope, nature and definition of Traditional Knowledge – Traditional Knowledge and Indigenous Knowledge – Interface between Intellectual Property Rights and Traditional Knowledge – Need and Significance of protection – Traditional Cultural Expressions and other forms – Emergence of Farmers' Rights – Extent of Farmers' Rights and legal protection.

Unit II: International Legal Regime: Traditional Knowledge in the International Arena – The Paris Convention 1883 -Traditional knowledge: ILO and WTO– Madrid Agreement – Lisbon Agreement – The Convention on Biological Diversity, 1992 – The Mataatua Declaration on Cultural and Intellectual Property Rights of Indigenous Peoples, 1993 – The Agreement on Trade Related aspects of Intellectual Property Rights (TRIPS), 1995 - UN Declaration on the Rights of Indigenous Peoples, 2007 —– World Intellectual Property Organization (WIPO) – UPOV Convention (International Union for the Protection of New Varieties of Plants), 1961.

Unit III: Protection of Traditional Knowledge: Traditional Cultural Expression – Biodiversity – Traditional Medicines – Holders of Traditional Knowledge – Protecting the Traditional Knowledge under the Existing Intellectual Property Frameworks – Patent – Copyright – Trade Secrets – Statutory Protection of Traditional Knowledge in India – Traditional Knowledge as Property – Ownership in Traditional Knowledge – Benefit Sharing – Relevant Provisions of the Biological Diversity Act 2002, The Patents Act 1970, The Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006.

Unit IV: Bio-Piracy and Traditional Knowledge: Bio-Piracy: Definition and Concept – Bio-Prospecting and Bio-Ethical Issues Relating to Intellectual Property Protection – Issues Concerning Traditional Knowledge – Instances of Turmeric – Neem – Kava – Ayahuasca – Quinoa – Hoodia – Jeevanietc.

Unit V: Geographical Indications of Goods: Geographical Indication and Appellation of Origin – Definition of Geographical Indications of Goods: Natural, agricultural, industrial or manufactured – Homonymous Geographical Indications – Registered Geographical Indications in India and abroad – Geographical Indications vis-à-vis Trademarks.

Unit VI: Protection and Registration of Geographical Indications: The Geographical Indications of Goods (Registration and Protection) Act, 1999: Definitions – GI Registry – Register of GI – Registrar of GI – Prohibition of Registration – Procedure of Registration – Effect of Registration – Term of Protection – Authorized user of Geographical Indications – Registration of Homonymous GI – Rectifications and Corrections of Register – Powers of Registrar – Infringement – Passing – Off – Remedies – Offences, Penalties and Procedures – Appeals.

Unit VII: Protection of Farmers' Rights: The Protection of Plant Varieties and Farmers' Rights Act, 2001: Definitions – Farmers' Rights and Public Interest – Rights of Communities – GM Crops – National Gene Fund and Benefit Sharing – Protection of Plant Varieties and Farmers' Rights Authority (PPVFRA) and PV Registry – Registration of Plant Varieties – Effect of Registration and Benefit Sharing – Compulsory Licensing – Surrender, Revocation and Rectification of Register – Protection against Innocent Infringement – Authorization of Farmers' Variety – Exemption from Fees.

Unit VIII: Recent Trends in Traditional Knowledge, Geographical Indications and Farmers' Rights: Traditional Knowledge Protection and Promotional Strategies – Recognition and Protection of Traditional Knowledge through Documentation – Databases – Traditional Knowledge Digital Library (TKDL) – AYUSH Systems of Medicines – Biodiversity Register –WIPO Initiatives for Protection of TK and GRTK– Need for a Sui Generis System – Plant Breeders' Rights vis-à-vis Farmers' Rights – Multinational Companies vis-à-vis Farmers' Rights – Changing Global Scenario.

Field work:

Collecting the indigenous knowledge of people in the nearby villages and ….. of GI.

Text and Reference Books

- Lionel Bently & Brad Sherman, Intellectual Property Law, Oxford, 2014

- P. Narayanan, Intellectual Property Law Eastern Law House, Kolkata, 2018
- Ahuja, V K: Law relating to Intellectual Property Rights in India Lexis Nexis, 2017
- Cornish, William, Intellectual Property: Patents, Copyright, Trademarks and allied rights Sweet & Maxwell 2010
- Vandana Singh, The Law of Geographical Indications, Eastern Law House, Kolkata, 2017
- Ananth Padmanabhan: Intellectual Property Rights – Infringement and Remedies Lexis Nexis Butterworth, 2012
- Christoph Antons (ed.) Traditional Knowledge, Traditional Cultural Expressions and Intellectual Property Law in the Asia Pacific Region Kluwer Max Planck Series, 2009
- Sike von Lewinski, Indigenous Heritage and Intellectual Property: Genetic Resources, Traditional Knowledge and Folklore Kluwer Law International, 2008
- Shahid Ali Khan & Raghunath Mashelkar: Intellectual Property and Competitive Strategies in the 21st Century Kluwer Law International, 2009
- Draft Manual of Geographical Indications – Practice and procedure available at www.ipindia.nic.in, 2019

Articles

- Kishore, Kundan: "Geographical Indications in Horticulture: An Indian Perspective", JIPR Vol. 23 (4 – 5) (July – September) 2018.
- Gogoi, Jupi: "'Judima'. The Traditional Rice Wine of Dimasa Community of Assam, A Potential Candidate for GI Registration" JIPR Vol.21(4) July 2016.
- Singh, Anshu Pratap; Manchikanti, Padmavati; Chawla, HS: "Sui Generis IPR Laws vis – à – vis Farmers' Rights in Some Asian Countries: Implications under the WTO", JIPR Vol.16(2) March 2011.
- Sreedharan, SUnita. K: "Bridging the Time and Tide – Traditional Knowledge in the 21st Century", JIPR Vol.15(2) March 2010.
- Lalitha N: "Protecting Traditional Knowledge in Siddha System of Medicine",JIPR Vol.18(3) May 2013.
- Kalluri, Shravan: "Traditional Knowledge and Patent Strategy", JIPR Vol.17(5) September 2012.
- Suresh C Srivastava: "Geographical Indications under TRIPS Agreement and Legal Framework in India" Part I JIPR, 2003.
- Suresh C Srivastava: "Geographical Indications under TRIPS Agreement and Legal Framework in India": Part II JIPR, 2004.
- RR Hanchina, RC Agarwal, Ravi Prakash & others: "Impact of Awareness Programmes and Capacity Building in Farmers' Plant Variety Registration under the PPV&FR Act, JIPR Vol – 19, 2014.
- Neeti Wilson: "Guidelines for Access and Benefit Sharing for Utilization of Biological Resources based on Nagoya Protocol Effective", JIPR, Vol – 20, 2015.

Videos

- Intellectual Property Rights – An Overview. Retrieved from http://www.bdu.ac.in/cells/ipr/docs/ipr – eng – ebook.pdf
- https://youtu.be/_HlTRSnr7zw – e – pathsahala; Plant Variety protection and farmers' rights
- World Intellectual Property Organisation. (2004). WIPO Intellectual property Handbook. Retrieved from https://www.wipo.int/edocs/pubdocs/en/intproperty/489/wipo_pub _489.pdf
- Geographical Indications: https://nptel.ac.in/courses/109105112/28
- Geographical Indication vs Trademarks: https://nptel.ac.in/courses/109105112/30

Intellectual Property: Industrial Designs (LH546)

O**bjectives:** The study of this course is to equip the students to understand the concept of Industrial Design, which plays an important role in the trading of consumer goods or products, and they add to the commercial value of a product and increase its marketability. Currently, industrial design has become an integral part of a consumer culture where rival articles compete for consumers' attention. The student also acquire knowledge that, when an industrial design is protected, it helps to ensure a fair return on investment, and apart from that it also helps in economic development by encouraging creativity in the industrial and manufacturing sectors.

Course Outcome: At the end of the course, a student is expected to be aware of various kinds of designs and specifically Industrial Design. Students should be well versed with the provisions of design legislation, so as to understand what an industrial design is, why to protect the industrial design, and how industrial designs can be protected. Students will be able to analyse the application filing procedure as required under the law. Students should understand the various Design Rules formulated for the purpose of registration. The study of this course helps the students to apply various laws and rules in their IP Practice

Unit I: Introduction: Design: Meaning, Definition and Kinds – Nature of Protection to Industrial Design – Industrial Design as an Intellectual Property Right – Trade Mark vis-à-vis Design.

Unit II: Novelty and Originality of Design: Meaning of New and Original – Natural Objects Applied as Designs – Dimensional Designs – Designs with Functional and Non-Functional Features – Significance of Color.

Unit III: International Legal Regime of Designs: Origin and development – International Treaties – Paris Convention, Hague Agreement – Locarno Agreement– Protection of Industrial Designs before and after TRIPS.

Unit IV: National Legal Regime of Designs: Position under Designs Act 1911 -Salient features of Designs Act, 2000 and Designs Rules– Registration of Designs: Essential Requirements – Designs Registry – Register of Designs – Registerable Designs and Non-Registerable Designs – Procedure for Registration of a Design – Certificate of Registration

Unit V: Effect of Registration of Designs: Rights on Registration ofDesign **–** Copyright of Design under the Designs Act and Copyright Act – Term of Copyright Protection in Design – Restoration of Lapsed Design.

Unit VI: Powers and Functions of Controller: Rectification and Corrections of Design – Cancellation of a Registered Design – Grounds of Cancellation – other powers and functions of a Controller.

Unit VII: Piracy of Registered Design: Fraudulent and Obvious Imitation – Test to Determine Infringement – Remedies: Statutory and Non-Statutory – Defences in Infringement Suit – Appeals to High Court/IPR Appellate Board.

Unit VIII: Comparative Analysis of Designs Protection: Design Protection System in United States of America – United Kingdom – European Union – Recent Trends: Designs in 3D printing, Artificial Intelligence and Industrial Designs.

Text and Reference Books

- Narayanan. P., Law of Copyright and Industrial Designs, 4th Edition, Eastern Law House, New Delhi, 2010.
- Wadehra. B.L., Law Relating to Patents, Trade Marks, Copyright, Designs & Geographical Indications, Universal law Publishing Pvt. Ltd., India, 2000.
- Justice Narayana. P.S., Intellectual Property Law in India, 5th edn., Gogia law Agency, Hyderabad, 2012.
- Cornish, Llewelyn & Aplin, Intellectual Property: patents, Copyright, Trade marks & Allied Rights, 8th edn., Sweet & Maxwell, 2016.
- Ahuja V.K., Law relating to Intellectual Property Rights, 3rd edn., Lexis and Nexis, 2017,
- Dr. Myneni. S.R., Law of Intellectual Property, 8th edn., Asia Law House, Hyderabad 2018.
- Ashwani Kumar Bansal, Design Law, Universal Law Publishing Company, 2012.
- Suthersanen U, Design Law: European Union and United States of America, 2nd edn., (Sweet and Maxwell, London), 2010.
- Christine Fellner, Industrial Design Law (Intellectual Property in Practice), Sweet & Maxwell, 1995.
- Martin Howe QC, Ashton Chantrielle,'Russell – Clarke & Howe on Industrial Designs' 9th edition, Sweet & Maxwell; 2016.
- Denis Coelho, Industrial Design: New Frontiers, Edited by Intechopen, 2011.

Articles

- Sharifa Sayma Rahman, 'Industrial Design in Different Jurisdictions: A Comparison of Laws'' Journal of Intellectual property Rights, 2014.
- Susanna Monseau, 'The Challenges of Protecting Industrial Design in the Global Economy', Texas Intellectual Property Law Journal, 2012.
- Stina Teilmann – Lock, Industrial Property or Artistic Property? Design, Intellectual Property Law and the PH Lamp, Journal of Design History, 2017.
- Regan E. Keebaugh, 'Intellectual Property and the Protection of Industrial Design: Are Sui Generis Protection Measures the Answer to Vocal Opponents and a Reluctant Congress' Journal of Intellectual Property Law, 2005
- Niloy Kumar Gupta, 'Overview of the Indian Industrial Design Law and Practice' Journal of Intellectual Property Right, 1999.
- B.M.Mohapatra, 'Registration of Industrial Designs' 51, The Journal of Patent Office Technical Society, 1969.
- Virendra Kumar Ahuja, 'Design Protection in India: A Critique', 1994.

- Madhur Tulsiani,'Importance of India as a Target Country for Design Registration' may, 2018, Khurana & Khurana Associates, https://www.khuranaandkhurana.com/2018/05/30/importance – of – India – as – a – target – country – for – design – registration/
- Siddhartha Mohapatra,'Protecting a Design in Intellectual Property' Seehttps://www.manupatrafast.com/articles/ArticleSearch.aspx?sub=Intellectual+Property+Rights
- Manoj K Singh and Suchi Roy, 'An Overview of Design Protection in India' Singh Associates, 2018., See:http://www.mondaq.com/india/x/766748/Trademark/An+Overview+Of+Design+Protection+In+India

Videos

- Significance of Design Act, 2000, See https://www.youtube.com/watch?v=TT – pvbJvhFA
- Importance of Industrial Design by Mr. Raghav Sarda, Principal Associate, New Delhi, See https://www.youtube.com/watch?v=TT – pvbJvhFA
- Fundamentals of the Law pertaining to Industrial Design by SUnitha Tripathi, Asst. Professor, Jindal Global Law School, developed by e – pathasala, MHRD, See https://www.youtube.com/watch?v=IZkGXiuxIn0
- Registration of Industrial Design by Avinash Tripathi, Fusion Law School, See https://www.youtube.com/watch?v=Had_ry1NNrU
- Copyright in Industrial Design See https://www.youtube.com/watch?v=bCia3Q4z2g0
- Protecting Designs by Bridge Academy D & T See https://www.youtube.com/watch?v=NjWQBAvbFH8
- How to Legally Protect Your Designs by AZRights IP Lawyers and Solicitors See https://www.youtube.com/watch?v=iDGUkWsbswc

ICFAI Law School, Hyderabad

Course Hand Out

Academic Year – 2019-20

(Class of 2020)

Course Name: **Law of Industrial Designs**

Course Code: **LH546**

Semester: **X**

Faculty Name: **Neelesh Shukla**

Email: **neeleshshukla@ifheindia.org**

Objectives of the Course:

The study of this course is to equip the students to understand the concept of Industrial Design, which plays an important role in the trading of consumer goods or products, and they add to the commercial value of a product and increase its marketability. Currently, industrial design has become an integral part of a consumer culture where rival articles compete for consumers' attention. The student also acquire knowledge that, when an industrial design is protected, it helps to ensure a fair return on investment, and apart from that it also helps in economic development by encouraging creativity in the industrial and manufacturing sectors.

Course Outcomes:

At the end of the course a student will be conversant with various kinds of designs and specifically Industrial Design. Students should be well versed with the provisions of design legislation, so as to understand what an industrial design is, why to protect the industrial design, and how industrial designs can be protected. Students will be able to analyse the application filing procedure as required under the law. Students should understand the various Design Rules formulated for the purpose of registration. The study of this course helps the students to apply various laws and rules in their IP Practice

Recommended Text Books and Reference Books

	TEXT BOOK	AUTHOR / PUBLICATION
1.	Law of Copyright and Industrial Designs	P. Narayanan
2.	Law relating to Intellectual Property Rights	V.K. Ahuja
3.	Law Relating to Patents, Trade Marks, Copyright, Designs & Geographical Indications,	B.L. Wadehra

	Universal law Publishing Pvt. Ltd	
4.	Intellectual Property: patents, Copyright, Trade marks & Allied Rights	Cornish, Llewelyn & Aplin

Course Outline:

Sl. No	Topic	Key Concepts	Text Book Material to use	Course Outcome
I	**Introduction** Design: Meaning, Definition and Kinds – Nature of Protection to Industrial Design – Industrial Design as an Intellectual Property Right – Trade Mark vis-à-vis Design.	Unit I is designed to disseminate the evolution of Industrial Designs	Ref. Book 1	At the end of this Unit, students would be in a position to understand the legal perspectives of laws related to Designs and why they exist.
II	**Novelty and Originality of Design** Meaning of New and Original – Natural Objects Applied as Designs – Dimensional Designs – Designs with Functional and Non-Functional Features – Significance of Color.	In this Unit, there will be a through discussion on the pre-requisites for the protection of Novelty.	Ref. Book 2	On studying this Unit, students will be conversant with the concept as to what are the requisites for the Industrial Designs Protection.
III	**International Legal Regime of Designs** Origin and development – International Treaties – Paris Convention, Hague Agreement – Locarno Agreement– Protection of Industrial Designs before and after TRIPS.	In this chapter the discussion will take place as to the development of concept of Industrial Design in Global Perspective.	Ref. Book 1	This Unit enables the students to know the various treaties for Designs and protection provided under them.
IV	**National Legal Regime of Designs** Position under Designs Act 1911 - Salient features of Designs Act, 2000 and Designs Rules– Registration of Designs: Essential Requirements – Designs Registry – Register of Designs – Registerable Designs and Non-Registerable Designs – Procedure for Registration of a Design – Certificate of Registration	This Chapter deals with the gamut of laws and rules for Industrial Design protection in India	Ref. Book 1 & Ref. Book 3	From this chapter, the students will be acquainted with the development and expansion of various Design laws and their classification.

V	**Effect of Registration of Designs** Rights on Registration of Design – Copyright of Design under the Designs Act and Copyright Act – Term of Copyright Protection in Design – Restoration of Lapsed Design.	This chapter highlights the registration of industrial design, also it explains the interaction of designs with other IPs like copyright and trademark.	Ref. Book 4	From this chapter, students will understand the registration procedure of the Industrial Designs.
VI	**Powers and Functions of Controller** Rectification and Corrections of Design – Cancellation of a Registered Design – Grounds of Cancellation – other powers and functions of a Controller.	This chapter will discuss about the powers of the controller as in regards to cancellation, rectification of an industrial designs application.	Ref. Book 4	After going through this chapter, the students will be conversant with the principle involved in Industrial Designs.
VII	**Piracy of Registered Design** Fraudulent and Obvious Imitation – Test to Determine Infringement – Remedies: Statutory and Non-Statutory – Defences in Infringement Suit – Appeals to High Court/IPR Appellate Board.	This chapter explains carious tests involved in determining the infringement of a Deigns.	Ref. Book 4	The students will know the special aspects of piracy of Industrial Designs.
VIII	**Comparative Analysis of Designs Protection** Design Protection System in United States of America – United Kingdom – European Union – Recent Trends: Designs in 3D printing, Artificial Intelligence and Industrial Designs.	In this Chapter the Global aspects of Industrial Design Protection.	Ref. Book 4	After reading the chapters, student will understand the international aspects of Industrial Designs.

Text and Reference Books

1. Narayanan. P., Law of Copyright and Industrial Designs, 4th Edition, Eastern Law House, New Delhi, 2010.
2. Wadehra. B.L., Law Relating to Patents, Trade Marks, Copyright, Designs & Geographical Indications, Universal law Publishing Pvt. Ltd., India, 2000.
3. Justice Narayana. P.S., Intellectual Property Law in India, 5th edn., Gogia law Agency, Hyderabad, 2012.

4. Cornish, Llewelyn & Aplin, Intellectual Property: patents, Copyright, Trade marks & Allied Rights, 8th edn., Sweet & Maxwell, 2016.
5. Ahuja V.K., Law relating to Intellectual Property Rights, 3rd edn., Lexis and Nexis, 2017,
6. Dr. Myneni. S.R., Law of Intellectual Property, 8th edn., Asia Law House, Hyderabad 2018.
7. Ashwani Kumar Bansal, Design Law, Universal Law Publishing Company, 2012.
8. Suthersanen U, Design Law: European Union and United States of America, 2nd edn., (Sweet and Maxwell, London), 2010.
9. Christine Fellner, Industrial Design Law (Intellectual Property in Practice), Sweet & Maxwell, 1995.
10. Martin Howe QC, Ashton Chantrielle,'Russell – Clarke & Howe on Industrial Designs' 9th edition, Sweet & Maxwell; 2016.
11. Denis Coelho, Industrial Design: New Frontiers, Edited by Intechopen, 2011.

Articles

1. Sharifa Sayma Rahman, 'Industrial Design in Different Jurisdictions: A Comparison of Laws'' Journal of Intellectual property Rights, 2014.
2. Susanna Monseau, 'The Challenges of Protecting Industrial Design in the Global Economy', Texas Intellectual Property Law Journal, 2012.
3. Stina Teilmann – Lock, Industrial Property or Artistic Property? Design, Intellectual Property Law and the PH Lamp, *Journal of Design History*, 2017.
4. Regan E. Keebaugh, 'Intellectual Property and the Protection of Industrial Design: Are Sui Generis Protection Measures the Answer to Vocal Opponents and a Reluctant Congress' Journal of Intellectual Property Law, 2005
5. Niloy Kumar Gupta, 'Overview of the Indian Industrial Design Law and Practice' Journal of Intellectual Property Right, 1999.
6. B.M.Mohapatra, 'Registration of Industrial Designs' 51, The Journal of Patent Office Technical Society, 1969.
7. Virendra Kumar Ahuja, 'Design Protection in India: A Critique', 1994.
8. Madhur Tulsiani,'Importance of India as a Target Country for Design Registration' may, 2018, Khurana & Khurana Associates,

https://www.khuranaandkhurana.com/2018/05/30/importance – of – India – as – a – target – country – for – design – registration/

9. Siddhartha Mohapatra,'Protecting a Design in Intellectual Property' See https://www.manupatrafast.com/articles/ArticleSearch.aspx?sub=Intellectual+Property+Rights

10. Manoj K Singh and Suchi Roy, 'An Overview of Design Protection in India' Singh Associates, 2018., See:http://www.mondaq.com/india/x/766748/Trademark/An+Overview+Of+Design+Protection+In+India

Videos

1. Significance of Design Act, 2000, See https://www.youtube.com/watch?v=TT – pvbJvhFA
2. Importance of Industrial Design by Mr. Raghav Sarda, Principal Associate, New Delhi, See https://www.youtube.com/watch?v=TT – pvbJvhFA
3. Fundamentals of the Law pertaining to Industrial Design by SUnitha Tripathi, Asst. Professor, Jindal Global Law School, developed by e – pathasala, MHRD, See https://www.youtube.com/watch?v=IZkGXiuxIn0
4. Registration of Industrial Design by Avinash Tripathi, Fusion Law School, See https://www.youtube.com/watch?v=Had_ry1NNrU
5. Copyright in Industrial Design See https://www.youtube.com/watch?v=bCia3Q4z2g0
6. Protecting Designs by Bridge Academy D & T See https://www.youtube.com/watch?v=NjWQBAvbFH8
7. How to Legally Protect Your Designs by AZRights IP Lawyers and Solicitors See https://www.youtube.com/watch?v=iDGUkWsbswc

Cases:

1. Cello Household Products v. M/S Modware India and Anr. & Ors SUIT (L) NO. 48 OF 2017
2. M/S Crocs Inc. USA v. Liberty Shoes Ltd. & Ors. CS(COMM) 837/2017

3. Preethi Kitchen Appliances Pvt. Ltd. v. Baghyaa Home Appliances Electronics & Furnitures Hameeda; COURT: MADRAS HIGH COURT; DATE: 1 MAR, 2018
4. Seiko Epson Kabushiki Kaisha & Anr. v. Jet Cartridge (India) Pvt. Ltd.; COURT: BOMBAY HIGH COURT DATE: 23 NOV, 2016
5. GREENLIGHT PLANET INDIA PVT. LTD. v. GEE LIGHTING TECHNOLOGY; COURT: DELHI HIGH COURT; DATE: 14 NOV, 2018

Expectations from Students:

a) Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
b) Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
c) In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
d) The participation has to be relevant and meaningful. "Speaking for speaking's sake" will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
e) Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.
f) Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
g) The Students should come in uniform, otherwise they will be marked absent. Do not roam in the academic area/ attend classes in chappals / shorts / informal t-shirts.
h) Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
i) Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
j) Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.

- Five (5) Marks for attendance will be given as below-

Attendance percentage	Marks alloted
96-100	5
91-95	4
86-90	3
81-85	2
75-80	1

Less than 75%	0

k) Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

- Students must occupy their seats before faculty comes in and remain seated until the end of the class.
- Students must have their name plates on the desk.
- Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.
- Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.
- No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	Component	Expected slot / due date	Marks declaration by	Weigh tage	Syllabus
NCP I	Internal Assessment	13-02-2020	20-02-2020	10	Chapters 1 to 3
NCP II	Mid Term	04-03-2020	15-03-2020	20	Chapters l to 5
NCP III	Internal Assessment	17-04-2020	24-04-2020	10	Chapters 6 to 8
NCP IV	Class	03-05-2020	13-05-2020	05	-

	Participation				
NCP V	Attendance	03-05-2020	13-05-2020	05	-
End Term	End Term	06-05-2020	16-05-2020	50	Chapters 1 to 8

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Neelesh Shukla
Assistant Professor
BBA LLB- National Law University Odisha *(Batch of 2013-18)*
LLM- National Law University Jodhpur *(Batch of 2018-19)*

IPR Valuation and Management (LH547)

Objectives: This study enables the students to know the role of intellectual property assets in business enterprises, intricacies of Intellectual Property Management System (IPMS) to acquire knowledge on intellectual property strategies, commercialization of intellectual property assets, to know how to manage the risks in dealing with intellectual property. to know the conducting of intellectual property and to explore the methods of intellectual property valuation, accounting and taxation aspects.

Learning Objectives:

- To know the role of Intellectual Property Assets in Business Enterprises
- To know the intricacies of Intellectual Property Management
- To acquire knowledge on IP Strategies and commercialization of IP Assets
- To know how to manage the risks in dealing with IP, how to value, account, audit and taxation of Intellectual Property

Unit - I:Introduction Introduction to Intellectual Property Management –Meaning of Asset and Intellectual Property Asset –Role of Intellectual Property Asset in Business Economics –Benefit of Intellectual Property –Planning of Intellectual Property Assets – Management by objective of business.

Unit - II: Management functions and Intellectual Property Management functions – Planning – Organizing – Staffing – Leading – Communication - Controlling – Budgeting - Management Information systems (MIS)

Unit – III: Intellectual Property Management Economic objectives of Intellectual Property Management - Intellectual Property importance for an organization – IP Policy - Intellectual Property Management System (IPMS) – Intellectual Property Assets Management – Assessing Potentials of IP - Intellectual Property Governance - Preparing for IP Protection and taking steps for Registration of IP

Unit - IV: Intellectual Property Strategies Intellectual Property System Strategy – IP Portfolio management - Leveraging of Intellectual assets - Identifying core competencies - market analysis - building up - protection and enforcement of core competencies - redefining business strategies

Unit - V:Commercialization of Intellectual Property Assets Commercialization of Intellectual Property assets and strategy – IP Broking - Due diligence – Transfer of Intellectual Property - Licensing Intellectual Property - Negotiating license agreements - Auctioning and selling Intellectual property - Joint ventures in Intellectual property - branding and pricing of Intellectual property -Contractual obligations - Non-disclosure agreement -anti-royalty stacking – indemnification - patent pools and cross-licensing.

Unit - VI: Intellectual Property Risk Management Intellectual Property and Risks – Risk Mitigation –Techniques –third party claims –Litigation and Dispute Resolution – Alternative Dispute Resolution/Online Dispute Resolution methods – Maintenance and prosecution of Intellectual Property rights – Intellectual Property Insurance

Unit - VII: Intellectual Property Valuation Principles of Intellectual Property valuation –Methods of Intellectual Property valuation –Brand value - Marketing of Intellectual Property Assets

Unit - VIII: Intellectual Property Accounting Intellectual Property and Financial Statements – Accounting Principles - accounting treatment of intangible assets - International Accounting Standards (IAS) - Applicable International Accounting Standards (IAS)

Unit - IX: Intellectual Property Audit Intellectual property audit - defining IP audit - scope and purpose of conducting Intellectual Property audit - need for Intellectual Property audit - types of Intellectual Property audit

Unit - X: Intellectual Property Taxation Taxing aspects of Intellectual property - tax considerations

Research Work:

Studying the various methods used by IP consultants in the valuation of their assets.

Text and Reference Books

- Weston Anson: IP Valuation and Management
- Mike Pellegrino: BVR's Guide to Intellectual property Valuation
- Derek Bosworth , Elizabeth Webster : The Management Of Intellectual Property
- Claire Howell and David Bainbridge: Intellectual Property Asset Management: How to identify, protect, manage and exploit intellectual property within the business environmentPaperback - Rout ledge
- Russell L. Parr, Gordon V. Smith : Intellectual Property: Valuation, John Wiley & Sons
- Bruce Berman: From Assets to Profits: Competing for IP Value and Return
- Rodney D Ryder & Ashwin Madhavan: Intellectual property and Business : The Power of Intangible Assets : Sage Publication
- Akshat Pande: Valuation of Intellectual property Assets, Eastern Law House Publications

ICFAI Law School, Hyderabad

ONLINE Teaching Format

Course Hand Out

Academic Year – 2020-21

(Class of 2021)

***Course Name*: IPR Valuation and Management**

Course Code:LH547

Semester: X

***Faculty Name*: Dilip Sharma**

Mobile No: +91-7698737458

Email: dilipsharma@ifheindia.org

Objectives of the Course: The objective of this course is to provide an insight on the role of intellectual property assets in business enterprises. This course will provide a basic understanding of the concept of assets, IP assets and the methods used for valuation of IP assets. The course will enlighten the students on the management aspects of the intellectual property assets through various strategies such as portfolio management, due diligence and auditing for commercialization and taxation of IP assets.

Course Outcomes: After successfully completing this course, the student should be able to demonstrate knowledge and understanding of the basic principles of management of intellectual property assets. The students will be able to understand and apply different methods of valuation of intellectual property assets to practical problems. At the end of this course, the students will be able to integrate theory, methods and practice.

Recommended Text Books and Reference Books

	TEXT BOOK	**AUTHOR / PUBLICATION**
	Valuation of Intellectual Property Assets	Akshat Pande, Eastern Law House
	A complete Guide to Valuation of IP Assets	Abhijeet Kumar, Thomson Reuters
	Methods of Patent Valuation and Royalty Calculation	R K Jain, LexisNexis
	Valuation of Intellectual Property and Intangible Assets	Gordon V. Smith & Russell L. Parr, John Wiley & Sons
	Intellectual Property and Assessing its Financial Value	Benedikt Sas, Stanislas De Vocht & Philippe Jacobs, Chandos Publishing
	Intellectual Property Rights:	Nithyananda. K. V., Cengage Learning India

	Protection and Management	Pvt. Ltd. (2019).
	The Management of Intellectual Property: New Horizons in Intellectual Property series	Derek Bosworth & Elizabeth Webster
	Intellectual Property Asset Management	David Bainbridge & Claire Howell, Taylor and Francis Group
	Intellectual Property for Managers and Investors	Steven J. Frank, Cambridge University Press.
	A handbook of intellectual property	Adam Jolly & Jeremy Philpott, Kogan Page Limited
	Intellectual Property and Taxation	Sudhir Ravindran, LexisNexis

Reference Readings

	Reference Book	**Author / Publication**
	Intellectual Property Valuation: A Primer for Identifying and Determining Value	Chaitali Ahya, Donna P. Suchy, and Weston Anson, American Bar Association
	Handbook on Valuation of Intellectual Property Assets	International Chamber of Commerce
	Intellectual Property Exploitation and Valuation	International Bureau of WIPO
	BVR's Intellectual Property Valuation Case Law Compendium	Business Valuation Resources, 2014.
	Module – 11 IP Valuation	WIPO, Available at - https://www.wipo.int/export/sites/www/sme/en/documents/pdf/ip_panorama_11_learning_points.pdf
	Intangible Asset & Intellectual Property Valuation: A Multidisciplinary Perspective	Paul Flignor and David Orozco, Available at - https://www.wipo.int/sme/en/documents/ip_valuation_fulltext.html
	European Commission's Final Report from the Expert Group on Intellectual Property Valuation	Publications Office of the European Union, 2014
	Intellectual Property Valuation and Royalty Determination	Tim Heberden, Chapter 4 of'International Licensing and Technology Transfer: Practice and the Law',

		published by Wolters Kluwer Law & Business
	Modern Methods for The Valuation Of Intellectual Property	Lauren Johnston Stiroh & Richard T. Rapp, NERA
	IP Valuation for the Future: Trends, Techniques, and Case Studies	Weston Theodore Anson, ABA Book Publishing
	Intellectual Property and Business: The Power of Intangible Assets	Rodney D. Ryder & Ashwin Madhavan
	Patent Valuation: Improving Decision Making through Analysis	William J. Murphy, John L. Orcutt & Paul C. Remus, John Wiley & Sons; 1 edition (22 May 2012).

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
	4	Unit I: Introduction	Definition and meaning of asset and intellectual property asset Importance and benefits of intellectual property rights Need for IP valuation Perquisites of IP valuation Factors affecting IP valuation Principles of intellectual property valuation Value creation and valuation process - Asset integration.	TB – 1 Ch - 9	Module – 11 IP Valuation, WIPO, Available at - https://www.wipo.int/export/sites/www/sme/en/documents/pdf/ip_panorama_11_learning_points.pdf	The students will get an insight about the need and importance of valuation of intellectual property assets.
	8	Unit - II: Intellectual property valuation	Methods of Intellectual Property valuation Market value method Factors used for market value method Comparable royalty – Residual market value Cost approach Historical cost trending Income approach Portfolio theory Cash flow - Marketing of intellectual property assets International valuation standards	TB -2 Ch – 10, TB 1 Ch – 9 to 14, TB -4 Ch – 6, RB 8	Prof. A. Damodaran, IP and Finance: Accounting and Valuation of IP Assets and IP Based Financing	To make the students well versed with the various methods of valuation of intellectual property assets.
	5	Unit – III - Modern methods of IP valuation	Royalty rate method Rule of thumb approach Hypothetical negotiation method Discounted cash flow	TB – 1 Ch - 14	IP Valuation, WIPO, https://www.wipo.int/edocs/mdocs/sme/e	To make the students familiar with the modern methods of valuation of IP asset.

			method Contingent claim analysis Continuous time option valuation method Monte Carlo stimulation method Loss of profits calculation		n/wipo_smes_tlv_11/wipo_smes_tlv_11_ref_t15.pdf	
4.	8	Unit - IV: Intellectual Property Management	Need and importance of IP management Economic objectives of Intellectual Property Management Intellectual Property asset management for business development/growth Intellectual property Management functions - Planning Organizing Staffing Leading Communication Controlling Budgeting Management information systems (MIS) – Intellectual Property Management System (IPMS) Intellectual Property Assets Management Assessing Potentials of IP Intellectual Property Governance Perquisites for IP protection and registration	TB 6 Part 1(1) & 2, TB – 1 Ch -2 &3	R. Tiwari, G. Tiwari, A. K. Rai, and Birendra Srivastawa, Management of intellectual property rights in India: An updated review, https://www.ncbi.nlm.nih.gov/pmc/articles/PMC3312695/ IP Asset Development and Management: A Key Strategy for Economic Growth, WIPO, https://www.wipo.int/edocs/pubdocs/en/intproperty/896/wipo_pub_896.pdf	The students will be able to understand the objectives, functions and ways of intellectual property management.
	5	Unit - V: Strategies for intellectual property management	IP Portfolio management Understanding patent claims & building a patent portfolio Leveraging of Intellectual assets Identifying core competencies Market analysis Building up protection and enforcement of core competencies Redefining business strategies	TB 6 Part 5, TB 8 Ch 3	Labyrinth, IP Portfolio Management: Negotiating the Information	This unit will introduce the students with the strategies adopted to manage the intellectual property assets.
	7	Unit - VI: Commercialization of Intellectual Property Assets	Commercialization of Intellectual Property assets and strategy IP Broking Due diligence	TB – 7 Ch – 8 TB 8 Ch - 7	Moehrle Stephen R./Reynolds-Moehrle Jennifer: Say	To make students familiar with the commercialization of IP assets and related obligations.

			Transfer of Intellectual Property Licensing Intellectual Property Negotiating license agreements Auctioning and selling Intellectual property Joint ventures in Intellectual property Branding and pricing of Intellectual property Contractual obligations Non-disclosure agreement Anti-royalty stacking Indemnification Patent pools and cross-licensing.		good-bye to Pooling and Goodwill Amortization, Journal of Accountancy 2001/9 http://www.aicpa.org/pubs/jofa/sept2001/moehrle.htm	
	4	Unit - VII: Intellectual Property Risk Management	Intellectual Property and Risks Risk Mitigation Techniques Third party claims Litigation and Dispute Resolution Alternative Dispute Resolution/Online Dispute Resolution methods Maintenance and prosecution of Intellectual Property rights Intellectual Property Insurance	TB 7 Ch 8 TB 8 Ch 5	Pamela Passman, Understanding the Risks: Eight Elements of an Effective IP Protection	To make the students aware about the kinds of risk involved in handling of intellectual property assets and the ways of avoiding/managing them.
	7	Unit - VIII: Intellectual Property Accounting, Audit and Taxation	Defining IP audit Scope and purpose of conducting Intellectual Property audit Need for Intellectual Property audit Types of Intellectual Property audit Accounting treatment of intangible assets Accounting Principles Intellectual Property and Financial Statements International Accounting Standards (IAS) Intellectual property audit Taxing aspects of Intellectual property - tax considerations - Section 40A of Income Tax Act, 1961 – Regulation 26 of SEBI regulations, 2009 – IP assets as good or service - GST – Foster beer's case	TB 7 Ch 9, TB 10	Roya Ghafele, Getting a Grip on Accounting and Intellectual Property, WIPO. Woodward C.: Accounting for Intellectual Property, London 2003, PriceWaterhouseCoopers, http://www.pwc.com/gx/eng/ins-sol/publ/ipvalue/pwc_2.pdf International Accounting Standards 38, London	To make the students familiar with the taxation and accounting of intellectual property assets.

					1998,http://www.iasplus.com/standard/ias38.htm WIPO Module 10 – IP Audit, Available at - https://www.wipo.int/export/sites/www/sme/en/documents/pdf/ip_panorama_10_learning_points.pdf Intellectual Property (IP) Audit December 2013 A Legal Perspective, Available at - http://www.nishithdesai.com/fileadmin/user_upload/pdfs/Research%20Papers/Intellectual_Property__IP__Audit.pdf	
Total	48					

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
- The participation has to be relevant and meaningful. "Speaking for speaking's sake" will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.
- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.

- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.
- Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

Students must occupy their seats before faculty comes in and remain seated until the end of the class.

Students must have their name plates on the desk.

Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.

Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.

No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	Component	Expected slot / due date	Marks declaration by	Weightage	Syllabus
NCP I	Internal Assessment	26 Feb., 2021	8 March, 2021	15	Unit 1 – 3
NCP II	Mid Term	As per academic schedule	31 March, 2021	20	Unit 1 - 4
NCP III	Internal Assessment	15 April, 2021	20 April, 2021	15	Unit – 3 to 7
End Term	End Term	As per academic schedule		50	Unit 1 to 8

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Dilip Sharma is an Assistant Professor at ICFAI Law School, Hyderabad, India and is currently pursuing a Ph.D. degree from NALSAR University of Law, Hyderabad, India in the field of "Artificial Intelligence and IPR". Mr. Sharma has completed his post-graduate studies (LL.M.) in IPR Laws at the National Law University, Jodhpur, India. He has published and presented numerous papers on various topics related to IPR in several universities in India and abroad. Most recently, Mr. Sharma was conferred with the prestigious "Young Asian IP Research Scholar Award" at the 5th Asian IP Works-in-Progress Conference 2020. Mr. Sharma is a member of the IP & Innovation Researchers of Asia Network.

IPR Protections and Technology (LH548)

Objectives: The study of this course helps the students to understand the protection of various intellectual property in the technology advance world.

Course Outcome: At the end of the course the students are able to understand the protection of various intellectual property rights in the advanced technological world by acquiring in-depth knowledge of the protection of intellectual property rights in the light of the technological developments.

Unit I: Introduction to Technology and Innovations Technology: Meaning, nature and definitions – technology, research and development and innovations – technology vis-à-vis economic development – Commercialization of technology and inventions – Technology and IPR Diffusion – Technology integration with the business - Need for protection of technology – Theories of protection of inventions - balancing between private interests and public interests.

Unit II: Technology Protection and Intellectual Property Types of technologies: information technology, agro technology, bio-technology, pharma technology, nanotechnology - Technology protection and IPR - International IPR instruments and technology protection: Berne Convention, Paris Convention, TRIPs etc. – Technology protection in US, European, Japan l and Indian IPR law.

Unit III: Technology Protection and Indian IPR Regime Technology innovations and protection: Copyright Law, Law of Patents, Law of Trademarks, Law of Designs, Circuit layout designs - Indian National Science and Technology policy 2013

Unit IV: Information Technology and IPR Protection Cyber space and information technology – 2 G, 3 G and 4G spectrum - Computer hardware and software – copyright protection to software programs – protection of technical functions of software - digital copyrights and DMCA Act 1998 – Databases protection – Domain names protection – Patent protection to computer implemented inventions and business methods - Chip Technology and Semi Conductor technology and protection - Nano technology inventions and protection.

Unit V: Biotechnology: IPR Protection Patentability of biotech inventions – patentability of plant varieties - innovations in agro technology and protections – Protection of traditional and indigenous technologies – Biodiversity Act and patent protections - Digital Libraries and Repositories – Public health and Medical research and protection- commercialization of biotech inventions and protection .

Unit VI: Technology Transfer and Licensing Technology Transfer: meaning and nature – need for technology transfer from research centers to industry – Phases in technology transfer – IP due diligence - Planning for technology transfer - Economic consideration of technology transfer -Technology transfer and licensing – drafting a technology transfer licensing agreement: scope, royalty, format and contents of the agreement.

Unit VII: Technology Inventions: IPR infringements and Remedies Technology inventions: investment decisions – Framework of IP law and Sue generis mode of

protection – infringements and defenses – civil suits and compensations – alternative modes to civil litigations – special courts and appeals. International disputes.

Text and Reference Books:

- Arthur Wineburg: Intellectual Property Protection in Asia, Lexis Nexis
- Prabuddha Ganguli : Intellectual Property Rights – Unleashing the Knowledge Economy, Tata Mcgraw Hill Publishing Company Ltd, New Delhi
- Lee B. Burgunder: Legal Aspects of Managing Technology, West Legal Studies in Business, Thomson Learning
- Shahid Alikhan and R. Mashelker: Intellectual Property and Competitive Strategies in 21st Century, Kluwer Law International
- S.K.Verma and Raman Mittal: Intellectual Property Rights Global Vision, Indian Law Institute, New Delhi
- Richard Stim : Intellectual Property Patents, Trademarks and Copyrights, Cengage Learning India Pvt Ltd, New Delhi
- Rodney D Ryder: Intellectual Property and the Internet, Lexis Nexis
- Shreya Matilal: Intellectual Property in Computer Software, Images, Objects and Future – Kamal Law House, Kolkata.
- Rochelle Dreyfuss and Diane L Zimmerman and Harry First: Expanding Boundaries of Intellectual Property, Oxford University Press.
- Philippe Cullet: Intellectual Property Protection and Sustainable Development, Lexis Nexis.

ICFAI Law School, Hyderabad

ONLINE Teaching Format

Course Hand Out

Academic Year – 2020-21

(Class of 2021)

***Course Name*: IPR Protection and Technology**

***Course Code:* LH548**

Semester: X

***Faculty Name*: Dr S V Damodar Reddy**

Email: drsvdamodarreddy@gmail.com

Objectives of the Course:

- To provide learning on competitive advantage of technology and intellectual property and the need for protection. In view of globalization this course focuses on establishing the nexus between Intellectual Property Rights regime and the technology, usage and transfer.
- Technology and Intellectual Property is designed to provide the breadth of exposure and depth of expertise needed to excel in this exciting field. It also provides a spectrum of technologies and vis-à-vis protection modalities.
- The course has a concrete revelation through legislations to govern Intellectual Property Rights regime with a comparative perspective which is covered with the use of technology while dealing with Intellectual Property Rights. .

Course Outcomes: At the end of the course the students are able to understand the protection of various intellectual property rights in the advanced technological world by acquiring in-depth knowledge of the protection of intellectual property rights in the light of the technological developments.

Recommended Text Books and Reference Books

	Text Book	Author / Publication
1	Intellectual Property Protection in Asia	Arthur Wineburg, Lexis Nexis
2	Intellectual Property Rights – Unleashing the Knowledge Economy	Prabuddha Ganguli, Tata Mcgraw Hill Publishing Company Ltd, New Delhi
3	Legal Aspects of Managing Technology, West Legal Studies in Business	Lee B. Burgunder, Thomson Learning
4	Intellectual Property and	Shahid Alikhan and R. Mashelke, Kluwer

	Competitive Strategies in 21st Century	Law International
5	Intellectual Property Rights Global Vision	S.K.Verma and Raman Mittal, Indian Law Institute, New Delhi
6	Intellectual Property Patents, Trademarks and Copyrights	Richard Stim, Cengage Learning India Pvt Ltd, New Delhi
7	Intellectual Property and the Internet	Rodney D Ryder, Lexis Nexis
8	Intellectual Property in Computer Software, Images, Objects and Future	Shreya Matilal, Kamal Law House, Kolkata
9	Expanding Boundaries of Intellectual Property	Rochelle Dreyfuss and Diane L Zimmerman and Harry First, Oxford University Press
10	Intellectual Property Protection and Sustainable Development	Philippe Cullet, Lexis Nexis
11	Intellectual Property Law-Dynamic Interfaces	Sreenivasulu N.S
12	Managing Intellectual Property – The Strategic Imperative	Vinod V. Sople, PHI Learning Private Limited, New Delhi

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Reading Material to use	Chapter Reading /Videos	Course Outcome
Unit I		Unit I: Introduction to Technology and Innovations	Technology: Meaning, nature and definitions – technology, research and development and innovations – technology vis-à-vis economic development – Commercialization of technology and inventions – Technology and IPR Diffusion – Technology integration with the business - Need for protection of technology – Theories of protection of inventions - balancing between private interests and public interests.	Evaluating the Commercial Potential of Original Technologies in Universities http://nopr.niscair.res.in/handle/123456789/35149 How Will Patents on Business Methods Affect E-commerce? - http://nopr.niscair.res.in/handle/123456789/4925 Information Technology for	Concepts of Intellectual Property Rights - https://nptel.ac.in/courses/110/105/110105139/ Protecting Intellectual Property – Patens and Copyright - https://www.youtube.com/watch?v=S0YjnL2mGgQ&list=PLR	At the end of the completion of the unit students come to know about the implications of technology on the intellectual property rights and how it has shown its impact on the development of the economy

				Quality and Business Management System Optimization - http://nopr.niscair.res.in/handle/123456789/17639 Managing Intellectual Property – The Strategic Imperative Vinod V. Sople, Chapter - 15 Page 240	kCJvWSrxbvLyrUBhRO28_5ennN7FIzI&index=16&ab_channel=tutor2u	
Unit - II		Unit II: Technology Protection and Intellectual Property	Types of technologies: information technology, agro technology, bio-technology, pharma technology, nanotechnology - Technology protection and IPR - International IPR instruments and technology protection: Berne Convention, Paris Convention, TRIPs etc. – Technology protection in US, European, Japan and Indian IPR law.	Multi-disciplinary Studies on IPR in R&D: A Review - http://nopr.niscair.res.in/handle/123456789/4727 Copyright Protection in the Digital Environment: Indian Perspective and International Obligations - http://nopr.niscair.res.in/handle/123456789/44436 Technology Protection Measures and the Indian Copyright (Amendment) Act, 2012: A Comment Journal of Intellectual Property Rights Vol 17, November 2012, pp 521-531	Biotechnology concepts - https://www.youtube.com/watch?v=DNysyCG_U9c&ab_channel=NeelaBakoreTutorials What is Nanotechnology? - https://www.youtube.com/watch?v=dQhhcgn8YZo&ab_channel=EFSAchannel	Upon completion of the unit students acquire knowledge on the various advancements made in the intellectual property rights due to the advent of the technological development

				Managing Intellectual Property – The Strategic Imperative Vinod V. Sople, Chapter - 15 Pages 241-334		
Unit - III		Unit III: Technology Protection and Indian IPR Regime	Technology innovations and protection: Copyright Law, Law of Patents, Law of Trademarks, Law of Designs, Circuit layout designs - Indian National Science and Technology policy 2013	Managing Intellectual Property – The Strategic Imperative Vinod V. Sople – Part-II Pages 67 -216	Intellectual Property - https://nptel.ac.in/courses/109/106/109106137/	After study of the unit students able to know the protection mechanism of the technology innovations through the various intellectual property rights
Unit - IV		Unit IV: Information Technology and IPR Protection	Cyber space and information technology – 2 G, 3 G and 4G spectrum - Computer hardware and software – copyright protection to software programs – protection of technical functions of software - digital copyrights and DMCA Act 1998 – Databases protection – Domain names protection – Patent protection to computer implemented inventions and business methods - Chip Technology and Semi Conductor technology and protection - Nano technology inventions and protection.	Managing Intellectual Property – The Strategic Imperative Vinod V. Sople, Part – III, Pages 239-268 and Pages 300-310 A Reflection upon the Digital Copyright Laws in India Journal of Intellectual Property Rights Vol 25, January-March 2020, pp 5-14 Intricacies of Software Protection: A Techno-Legal Review Journal of Intellectual Property RightsVol 21, May 2016, pp 157-165 Business	Information Technology - https://www.youtube.com/watch?v=R562PadqCqU&ab_channel=NBCCUnderstanding the DMCA- An overview - https://www.youtube.com/watch?v=VrLSWqaFTKE&ab_channel=CopyrightAlliance	Upon completion of the unit students able to understand the impact of the information technology revolution over the period and how its developments are protected under copyright and patents

				Method Patents: The Road Ahead - http://nopr.niscair.res.in/handle/123456789/3576 Should India and Other Countries Adopt the American 'Business Methods' Class of Patents? - http://nopr.niscair.res.in/handle/123456789/243 Integrated Circuits and Intellectual Property Rights in India Journal of Intellectual Property Rights Vol 10, November 2005, pp 474-479 The Nanotechnology Patent 'Gold Rush' Journal of Intellectual Property Rights Vol 10, September 2005, pp 426-433 Passing Off in Internet Domain Names—A Legal Analysis Journal of Intellectual Property Rights Vol 9, March 2004, pp 136-147 Protection of		

				Databases in India: Copyright Termination Sui Generis Conception Journal of Intellectual Property Rights Vol 12, July 2007, pp 422-427 Trademark Issues in Digital Era Journal of Intellectual Property Rights Vol 13, March 2008 pp 118-128		
Unit - V		Unit V: Biotechnology: IPR Protection	Patentability of biotech inventions – patentability of plant varieties - innovations in agro technology and protections – Protection of traditional and indigenous technologies – Biodiversity Act and patent protections - Digital Libraries and Repositories – Public health and Medical research and protection- commercialization of biotech inventions and protection .	Managing Intellectual Property – The Strategic Imperative Vinod V. Sople – Part- III Pages 273-296 and Pages 313 – 331 Biological Diversity Act: A Concern for Conservation of Genetic Resource and Associated Traditional Knowledge in India Journal of Intellectual Property RightsVol 24, May-July 2019, pp 53-61 Genetically Modified Crops Controversy: The Actualization of Intellectual Property Rights Regime Journal	Intellectual Property Protection for Biotechnology Inventions https://www.youtube.com/watch?v=xCRhU1DOAlo	At the end of the completion of the unit students come to know how intellectual property rights protection for biotechnological products as well as protection of traditional knowledge and biodiversity.

				of Intellectual Property Rights Vol 23, July-September 2018, pp 151-158 Is Traditional Knowledge Digital Library A Success? Journal of Intellectual Property RightsVol 24, September-November2019 , pp 132-139		
Unit - VI		Unit VI: Technology Transfer and Licensing	Technology Transfer: meaning and nature – need for technology transfer from research centers to industry – Phases in technology transfer – IP due diligence - Planning for technology transfer - Economic consideration of technology transfer -Technology transfer and licensing – drafting a technology transfer licensing agreement: scope, royalty, format and contents of the agreement.	Managing Intellectual Property – The Strategic Imperative Vinod V. Sople – Pages Part – IV- Pages 337 – 365 Technology Transfer from a Technical University: A Case Study of IIT Delhi - http://nopr.niscair.res.in/handle/123456789/3681 Facets of Technology Transfer: A Perspective of Pharmaceutical Industry http://nopr.niscair.res.in/handle/123456789/402 Technology Commercialization through Licensing: Experiences	Technology Transfer: Overview of IP Types https://www.youtube.com/watch?v=Rg6CdtJ7nMk	At the end of the unit students come to know the various aspects and intricacies involved in the technology transfer.

				and Lessons-A Case Study from Indian Horticulture Sector - http://nopr.niscair.res.in/handle/123456789/33582		
Unit - VII		Unit VII: Technology Inventions: IPR infringements and Remedies	Technology inventions: investment decisions – Framework of IP law and Sue generis mode of protection – infringements and defenses – civil suits and compensations	IP Case Law Developments - http://nopr.niscair.res.in/handle/123456789/411	Top 10 Future Technologies That will change our world – Future Technology https://www.youtube.com/watch?v=DJntn1cbfx8	After completion of the unit students come to know how to deal with the infringement of the innovations, procedure and the remedies for infringement
Unit - VIII		Unit VIII: ADR Modes	Unit VIII: ADR Modes Alternative modes to civil litigation's – special courts and appeals. International disputes.	Efficient Alternative Dispute Resolution in Intellectual Property https://www.wipo.int/wipo_magazine/en/2009/03/article_0008.html#:~:text=ADR%20refers%20to%20neutral%20mechanisms,neutral%20intermediary%20of%20their%20choice.	Introduction to Alternative Dispute Resolution https://www.youtube.com/watch?v=tGFijuVyzyQ	At the end of the unit students able to know the various alternative dispute resolution methods adopted in resolving the issues.
Tutorials	6					
Guest Lectures	2					
Total	48					

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
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Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

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Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.

No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	Component	Expected slot / due date	Marks declaration by	Weight age	Syllabus Units
NCP I	Internal Assessment	02-3-2021	10-3-2021	15	I to III
NCP II	Mid Term	15-03-2021	30-3-2021	20	I to IV
NCP III	Internal Assessment	04-5-2021	04-5-2021	15	I to VII
End Term	End Term	17-05-2021	25-5-2021	50	I to VIII

al grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Dr. S V Damodar Reddy is having fourteen years of full time teaching experience with qualified PhD. in (Intellectual Property Laws), UGC-NET and UGCAP-SET, LLM, MBA, PG Diploma in Intellectual Property Rights., PG Diploma in Computer Applications., GC in Intellectual Property Rights from WIPO, Geneva, Switzerland. Research fields are Intellectual Property Laws, Land Laws and Real Estate Laws. **Authored Two Books:**

1. Book entitled "Intellectual Property Rights Law and Practice" Paperback:640 pages, Publisher:Asia Law House; 1st edition (2019)

Links:

https://www.amazon.in/Intellectual-Property-Rights-Law-Practice/dp/9388437969

http://www.asialawhouse.com/bookdetails.php?id=5236#.XxfE29IzYdU

https://law-all.com/index.php?route=product/product&product_id=8662

https://www.amazon.in/Law-Y-V-Reddy/s?rh=n%3A4149542031%2Cp_27%3AY.V.+Reddy

https://www.bharatilawhouse.com/product/alhs-intellectual-property-rights-law-and-practice-by-dr-s-v-damodar-reddy-1st-edition-2019-9789388437967/

http://www.gujaratilawbooks.com/index.php/new-released-books.html?dir=asc&limit=40&mode=list&order=name&p=6

2. Book Thoroughly Revised and Enlarged the Book entitled "Lectures on Intellectual Property Rights", Paperback: 376 pages, Publisher:Asia Law House; 2nd edition (2020)

Link:

https://www.amazon.in/Lectures-Intellectual-Property-Rights-Ramappa/dp/B08BRZ5X23

Presented papers in many International and National Seminars, written articles, acted as resource person for the Judicial Officers, Assistant Public Prosecutors coaching and for many other organizations. Recorded Video lessons on the subjects Land Laws, Interpretation of Statutes, Drafting, Pleading and Conveyancing for Educational and Multimedia Research Center (EMMRC).

Artificial Intelligence and Robotics Law & Regulations (LH551)

Objectives: The objective of the course is to introduce students to the broad concepts of Artificial Intelligence and to provide an understanding of various techniques and tools used for transforming AI into Computers, Robos and Products. To learn different concepts relating to AI like machine learning, internet of things, cloud computing, robotics, AI use in legal field, and to check regulatory aspects governing AI.

Course Outcome: At the end of the course a student would be in a position to know the meaning and evolution of artificial intelligence and its importance in today's digital world. To understand how AI is structured and developed to meet today's challenges in different sectors. Its impact on social and economic related issues like unemployment, ethical issues and IPR related rights.

Unit I – Artificial Intelligence: Introduction: History, Meaning of AI, Definition, Human Intelligence – Intelligence System Architectures – Components of AI – The User Interface – The Information Base – The Shell or Interface Engine – Goals of AI – Approaches of AI – Logic Rule Based Approach – Machine Learning Pattern Based Approach – Tools of AI – Search and Optimization – Logic, Classifiers and Statistical Learning Methods – Platforms of AI – AI Agents with Platforms – Messaging Platforms – Applications of AI in Different Sectors – Challenges of AI and Future of AI.

Unit II – Machine Learning: Meaning of ML – Types of Learning Algorithms – Supervised Learning – Classification and Regression – Unsupervised Learning – Cluster Analysis – Machine Learning Models – Artificial Neural Network Decision Trees – Support Vector Machines – Bayesian Networks – Regression Analysis – Linear Regression – Assignment Linear Regression and Logistic Regression – Statistical Learning Methods – Naïve Bayes – Instant Based Learning – Neural Networks – Natural Language Processing – Lexical, Syntactical, Semantic Processing – Building Chatbots with RASA – Deep Learning – Introduction to Neural Networks – Convolutional Neural Networks – Recurrent Neural Networks – Deep Learning Architectures – Fuzzy Logic.

Unit III – Artificial Intelligence and IoT (Internet of Things) Technology: Meaning of IoT – Devices Embedded with Technology – Sensors of Devices – Interconnection Between AI and IoT – Companies Working on IoT Collect Data Privacy and Security – Data Ownership Issues – Government Regulation on IoT – Report of FTC, 2015 – National Policy on IoT – The Developing Innovation and Growing – The Internet of Things DIGIT Act – India's National Policy on Software Products and IoT – Draft IoT Policy 2016 – National Digital Communication Policy 2018.

Unit IV – Robotics and Law: Meaning of Robo – Kinds of Robots – Artificially Intelligent Robots – Uses – Status of Electronic Person – Citizenship – Crimes – Civil Law on Robotics – Liability – Manufacturer's Contractual Obligation – Compensating Victim – EU on Social Security Contributions Robo's and Tax.

UnitV – Artificial Intelligence and Cloud Robotics: Meaning of Cloud Robotics , Applications, Cloud Technologies – Cloud Computing, Cloud Storage – Role of AI in Cloud computing – AI Cloud Services – Public, Private and Hybrid Cloud Services – Cloud Infrastructure, Cloud Management, Cloud Security – IT Act, Managing Big Data –

Technological Challenges in Cloud Computing-Security Privacy & Confidence – Availability Scalability – Energy Efficiency – Cloud Forensics and Cyber labs.

Unit VI – Artificial Intelligence Systems and IPR: Inventions by AI – Patent in AI Technology – Eligibility Criteria of Patent Invention – Challenges – Law of Patent – Authorship Issues of Machine Creations – Copyright Standards for AI – Position in England and Newzealand – Criminal Liability of Creator – The Challenges.

Unit VII – Artificial Intelligence and Law: Legal Technology – Machine Learning Models for Law – Logic and Rule Based Approach – Using Process/Systems Using Logical Rules – Computational Methods – Document Autmation – Document Analysis – Review of Documents by Machines – Sorting Documents Faster – Analyse Contracts – ROSS Legal Research Software – Due Diligence – AI Tools for Contracts Review – Kira Systems, LawGeex, eBrevia, Leverton – Artificial Intelligence Germany – Wevorce AI Software for Divorces in USA – Research, Legal Analytics – Insights and Shortcuts on Data Points on Past Case Law – Judge's History – Trends & Patterns, Skills, Ethical, Legal and Practical Challenges – Threat to Privacy – EU's General Data Protection Regulation 2018 – The Personal Data Protection Bill 2019 – Malicious Use of AI and Liability.

Unit VIII – Artificial Intelligence – Economic and Social Issues: Adoption of AI Technologies – Investment in Software Systems – Impact on Manufacturing – Customer Insights – Economic Gains – Virtual Work Force – AI Enhanced Products and Services – Disruptive Effects of AI – Influence on Wages – Income DistributionBetween High Skilled and Middle Skilled Workers, and Economic Inequality – Dangers of Predictive Algorithms in Criminal Justice – Risks of Job Market Polarisation, Rising Inequality, Structural Unemployment and Emergence of New Undesirable Industrial Structures – Policy Implications, Effect on Financial Markets.

Project Work:

Understanding the view AI in the e-commerce more particularly the mechanism used by the amazon**.**

Text and Reference Books:

- Stuart J. Russell and Peter Norvig, Artificial Intelligence: A Modern Approach. Pearson, 3rd Edition, 2010.
- Melanie Mitchell, Artificial Intelligence: A Guide for thinking Humans, Kindle Edition, Farrar, Straus and Giroux, October 15, 2019
- Edwina L. Rissland "Artificial Intelligence: Knowledge Representation", and Artificial Intelligence: Search, Control and Learning". An Introduction, 2nd Edition. Pp.139-214. Bradford Books/MIT Press, Cambridge, MA.1985.
- Vinod Chandra Anand Hareendran, Artificial Intelligence and Machine Learning, Prentice-Hall of India Pvt. Ltd (1819), 2014-05-30.
- Neil Wilkins, Artificial Intelligence: An Essential Beginner's Guide to AI, Machine Learning, Robotics, The Internet of Things, Neural Networks, Deep Learning, Reinforcement Learning, and Our Future, Bravex publications, 2019.

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Cyber Crimes (LH552)

Objectives: The course has been designed to discuss the emerging legal, policy and regulatory issues pertaining to cyberspace and cybercrimes and provide fundamental knowledge of Information Technology and Computer Architecture so that the participant can use to understand various aspects of working of a computer. It also provides inputs on cyberspace and law jurisprudence in today's scenario. It also provides vivid knowledge about different types of Digital Forensics such as Mobile Device Forensics, Network Forensics, Cloud based Forensics etc., including the Standard Operating Procedures for IO's which will be useful in investigating real-time cases pertaining to cybercrime.

Course Outcome: The students gain knowledge related to auditing of computer systems, managing and mitigating risk situations in their day to day life and the organization in which they are placed and techniques for investigating financial frauds. Appreciate, evaluate and interpret the case laws with reference to the IT Act and other Laws associated with the cyberspace.

Unit I – Introduction to Cyberspace, Cybercrime and Cyber Law: The World Wide Web – Web Centric Business – e-Business Architecture – Models of e-Business – e-Commerce, Threats to Virtual World. IT Act, 2000 – Objectives, Applicability, Non-applicability – Definitions, Amendments and Limitations – Cyber Crimes – Stalking – Cyber Squatting – Cyber Extortion & Cyber Cheating – Phishing & Hacking – Cyber Espionage – Cyber Warfare – Cyber Terrorism – Cyber Defamation – Social Media-Online Safety for Women and Children – Misuse of Private Information.

Unit II – Cyber Crime – An Overview: Internal and External Attacks – Attack Vectors – Cybercrimes Against Individuals – E-mail Spoofing and Online Frauds – Phishing and its Forms – Spamming, Cyber-defamation, Cyberstalking, Cyber Bullying and Harassment – Computer Sabotage – Pornographic Offenses – Password Sniffing – Keyloggers and Screen Loggers – Cyber Crimes against Women and Children.

Unit III – Cybercrime Against Organization: Unauthorized Access of Computer – Password Sniffing, Denial-of-Service (DOS) Attack – Backdoors and Malwares and Its Types – E-mail Bombing – Salami Attack – Software Piracy – Industrial Espionage – Intruder Attacks – Security Policies Violations – Crimes Related to Social Media – ATM, Online and Banking Frauds – Intellectual Property Frauds – Computer Insecurity – Internet Crime & Internet Fraud – User Failures & Causes – Bank Failure – Computer Fraud Protection – Prevention Controls – Detection Controls – Mitigation Controls – Encryption/ Decryption.

Unit IV – Regulatory Framework of Information and Technology Act 2000: Information Technology Act 2000 – Digital Signature, E-Signature, Electronic Records, Electronic Evidence and Electronic Governance – Controller, Certifying Authority and Cyber Appellate Tribunal (Rules Announced under the Act) – Network and Network Security – Access and Unauthorized Access – Data Security, E Contracts and E Forms – Cyber Crime Reporting – Cyber Crime Investigation – Cyber Crime Management in Evidence Collection and Chain of Custody –Cyber Crime Risk Management and Cyber Forensics.

Unit V – A Global Perspective on Cybercrimes: Phases of Cyber-Attack – Reconnaissance, Passive Attacks, Active Attacks, Scanning, Gaining Access, Maintaining Access, Lateral Movement and Covering Tracks – Detection Avoidance – Types of Attack Vectors – Zero-day Attack – Overview of Network Based Attacks – Online Transactions – (Concepts, Emerging Trends and Legal Implications) – Global Payment Processing – Payment Cards and Data Security.

Unit VI – Cybercrime and Cloud Computing: Different Types of Tools Used in Cybercrime – Password Cracking – Online Attacks, Offline Attacks, Remote Attacks, Random Passwords, Strong and Weak Passwords. – Viruses and its Types – Ransomware and Cryptocurrencies – DoS and DDoS attacks and their Types – Cybercriminal Syndicates and Nation State Groups.

Unit VII – Offences and Penalties: Information Technology (Amendment) Act 2008 – Objective, Applicability and Jurisdiction – Various Cyber-Crimes under Sections 43 (a) to (j), 43A, 65, 66, 66A to66F, 67, 67A, 67B, 70, 70A, 70B, 80 etc. – Along With Respective Penalties – Punishment and Fines – Penal Provisions for Phishing, Spam, Virus, Worms, Malware, Hacking, Trespass and Stalking – Human Rights in Cyberspace – International Co-operation in Investigating Cybercrimes.

Unit VIII – Indian Evidence Act: Classification – Civil, Criminal Cases – Essential Elements of Criminal Law – Constitution and Hierarchy of Criminal Courts – Criminal Procedure Code – Cognizable and Non-cognizable Offences – Bailable and Non-bailable Offences – Sentences which the Court of Chief Judicial Magistrate May Pass – Indian Evidence Act – Evidence and Rules of Relevancy in Brief – Expert Witness – Cross Examination and Re-examination of Witnesses – Sections 32, 45, 46, 47, 57, 58, 60, 73, 135, 136,137, 138, 141 – Section 293 in the Code of Criminal Procedure – Secondary Evidence Section 65-B.

Project work:

Study of social media crimes.

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- Pornography Obscenity (S67A) Case Conviction | State Vs Jayanta Das(2017)
- Cyber Cafe Owner Liability (S67C) Conviction | State of Maharashtra Vs Vishal Bogade(2015)
- Cyber Stalking Case Conviction | StateCyber Cell (Mumbai) Vs Yogesh Pandurang Prabhu(2015)
- Data Theft Case Conviction S43 (a) &S (66)| State of A.P. Vs Prabhakarsampath (2015)
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- Shreya Singhal Vs UOI (SC)(2015)
- Fatima Riswana v. State Rep. by ACP., Chennai & Ors AIR 2005 712.
- Avnish Bajaj v State (N.C.T.) of Delhi (2005) 3 Comp LJ 364 (Del)
- Syed Asifuddin and Ors.v The State of Andhra Pradesh And Anr. 2005 Cri LJ 4314
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E-Commerce and Law (LH553)

Objectives: The students will comprehend the fact that the light of liberalization, privatization and globalization opened the gates for foreign investment and understand the challenges faced by the parties relating to transnational or international contracts in the light of advent of information and communication technology. The students will understand that the global market has brought the different legal systems closer while coping with time. The objective is also to explain the determents of the actual contractual framework resorting to the international and comparative methods of the issues and challenges will make the students understand the problem in international contracts and train them to endeavor for critical conclusions.

Course Outcome: The students shall have, after completing the course, comprehensive understanding of transactions elating to commercial and international contract drafting. The students would equipped to respond to meet with the demands posed by business employed computers and networks such as jurisdiction, privacy, identity, authentication of electronic records, etc.

Unit I – Introduction to International Contracts: Meaning and Definitions – Principles of International Contract – Modern *Lexmercantoria* – Pre-contractual Statements – Parties to Transactions – Trade Terms and Incoterms 2000 –Validity of Contracts –Drafting – Essentials –Common Clauses of International Contracts – Commercial Contracts and Government Contracts –Subcontracts –Hardships in International Commercial Contracts – Importance of Language and Culture and its Limitations in Drafting International Contracts Investment in Free Trade –Regional and International Trade Policies and Treaties.

Unit II – Law Governing International Contracts: Commercial Contracts for Sale of Goods – Uniform Commercial Code (UCC) – International Contracting – The UN Convention on International Sale of Goods (CISG) –Its Objectives, Rights and Obligations of the Seller and Buyer – International Sales Contracts and Its Clauses -the Hague Convention – Serving of Process and Legal Documents – Obligations of Member Countries – Remedies for Breach – UNDRIOT Principles of International Contracts – Significance of National Laws and Its Effects on International Sales – Comparative Contract Law Principles –Subject Matter of Contract – Offer, Acceptance and Consideration Rules – International Primary Payment Methods – Currency Issues –Pre-payment And Credit Transactions.

Unit III – Drafting Specific Contracts: Modules and Exercises – Agreement to Sell, Conditional Sales Contract – Franchise Contract – Sole Distribution Contract – International Agency Agreement – Service and Employment Contracts – Distributorship Contracts – Joint Venture Agreements –Technology Transfer Agreements – Licensing Agreements – IPR Related Contracts – Insurance and Carriage Contracts – Issues Relating to Choice of Law – Choice of Forum – Force Majeure.

Unit IV – Dispute R esolution: Arbitration Clauses in International Contracts and Its Significance – Commercial and International Disputes – Special Rules and Conventions Governing Disputes and Adoption of Model Laws Relating to ADR into the National Laws.

Unit V – E-Commerce: Introduction to e-Commerce – Meaning and Definition – History and Development –e-Contracts/Online Contracts – Formation - Issues and Remedies – Contractual and Non-Contractual Liability –Liability of Network Operators and Service Provider/Product Liability – ODR and Other Modules – Types of e-Commerce – Business to Business (B2B) – business to Consumer (B2C) – Consumer to Consumer (C2C) –Business to Government (B2G) – Government to Employees (G2E), etc – UNCITRAL Model on e-Commerce – Importance of These Contracts – Issues and Challenges in the Internet Age.

Unit VI – Types of e-Contracts or Computer Related Contracts: Software and Hardware Contracts – Shrink Wrap – Click Wrap – Browse Wrap Agreements – Drafting Tips – Privacy and Security Issues – Use and Effect of e-Signatures in Digital Commerce – Validity and Authentication of e-Records – Electronic Banking –Information Technology Act 2000 – Draft National E-Commerce Policy, 2019.

Unit VII – Legal Issues in E-Commerce: Privacy and Data Protection – Personal Data Protection – Application of IPR While Doing Online Business – Copyright Issues – Trademarks – Online Advertising and Marketing – Direct Advertising in e-Commerce and Understanding of Unsolicited Mails – National and International Regime.

Unit VIII – Consumer Protection and E-commerce: Consumer Protection in e-Commerce – Understanding of Unfair Practices – Security Issues in e-Commerce – Code of Conduct –Jurisdiction – Choice of Law –Enforcement – Governing Laws in Cyber Space/World**.**

Research Work :

Study of the marketing and quantum of retail trade undertaken by flipkart more specifically relating the ready governments

Text and Reference Books:

- William F. Fox, International Commercial Agreements and Electronic Commerce, Wolters Kluwer Publishers; 6 Edition, 2018.
- Ammu Charles', E-Commerce Laws: Law and Practice, EBC, 2019
- ArmaanPatkar, Insider Trading: Law and Practice, 1st edition, 2019.
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- Michael J Bonell, An international Restatement of contract law: The UNDROIT principles of international commercial contracts, Transnational Publishers Inc.
- Christon, Drafting commercial agreements, Sweet & Maxwell.
- Nandan Kamath, Law Relating to Computers Internet and E-Commerce, Universal law Publishing Co.
- Larry A DiMatteo, Law of International Contracting – second edition.

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- Dr.Jyoti Rattan, "Law Relating to E-commerce: International and National Scenario with Special Reference to India" 1(2) IJSSEI 7 (2015)
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- Abha Chauhan, "Evolution and Development of Cyber Law - A Study with Special Reference to India," available at: http://papers.ssrn.com/sol3/papers.cfm?abstract_id=2195557 (Visited on June 6, 2016).
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- K. M. BaharulIsalm, "E-commerce: Laws and Cyber Crimes," https://www.academia.edu/694983/E-COMMERCE_LAWS_AND_CYBER_ CRIMES (Visited on June 6, 2016).
- Nishith Desai Associates, "E-commerce in India, Legal, Tax and Regulatory Analysis" availableat: http://www.nishithdesai.com/fileadmin/user_upload/ pdfs/Research%20Papers/E-Commerce_in_India.pdf
- Rajendra Madhukar Sarode, "Future of E-Commerce in India Challenges & Opportunities" 1(12) IJAR 646 (2015).

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Cases:

- Ibibo Group Pvt. Ltd. & Anr. vs Mr. Aparesh Nandi & Another on 17 February, 2020
- Amazon Seller Services Pvt Ltd vs Modicare Ltd & Ors on 31 January, 2020
- Amway India Enterprises Pvt. Ltd. V. 1MgTechnologies Pvt. Ltd. and Anr. 2019
- IFE Fund SA v. Goldman Sachs International (2006) EWHC 2887 (Comm)
- Springwell v. JP Morgan Chase Bank (2010) EWCA Civ. 1221.
- HIH Casualty and General Insurance Ltd. v. Chase Manhatten Bank (2003) UKHL 67.
- Food Co. UK LLP v. Henry Boot Development Ltd. (2010) EWHC 358.
- Salt v. Stratstone Ltd. (2015) EWCA Civ. 745
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- https://youtu.be/3OcNdxPhAUk
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Data Privacy and Protection Law (LH554)

Objectives: This course is introduced to the student with an objective to provide the practical aspects of navigating the complex landscape of privacy requirements. The students will have better understanding of privacy laws and data protection will enable them to protect the organization and the constituents that depend on your organization to safeguard their personal information. The course also highlights onthe set of privacy laws, policies and procedures that aim to minimise intrusion into one's privacy caused by the collection, storage and dissemination of personal data.

Course Outcome: The student after completing this course, will be able to understand and deal effectively with many issues confronted by business enterprises in the Country handle the cases where the data is misused or privacy is breached.

Unit I – International Legal Frame Work: Privacy Laws and Practice, Privacy and Human Rights, Universal Declaration of Human Rights (UDHR) and the International Covenant on Civil and Political Rights (ICCPR) UN Guidelines for the Regulation of Computerized Personal Data Files, Dating from 1990 – Council of Europe Convention 108 – European Convention on Human Rights – The EU's General Data Protection Regulation (or GDPR)

Unit II – Introduction: Definition of Privacy – Privacy and Fundamental Right – Scope of Right to Privacy – Threats to Privacy – AADHAAR and Its Legal Framework – Constitutional Validity of AADHAAR – Meaning of Personal Data Protection – Significance and Need for Data Protection – New Personal Data Protection Bill, 2019.

Unit III – Relevant Legislation and Processing of Personal Data: Transparency, Lawful Basis for Processing, Purpose Limitation, Data Minimisation, Proportionality, Retention, Individual Rights, Registration Formalities and Prior Approval, Appointment of Data Protection Officer, Restrictions in International Data Transfers.

Unit IV – Methods of Tracking and De-Identification: Breaking Users' Privacy: Packet Sniffing – First-Party Data Collection – Third-Party Data Collection: How Ad Networks Work – Surveillance by ISPs – Tracking Users: Cookie Tracking, Ads. – Understanding Privacy Threat Models.

Unit V – Organizational Protection: Whistle Blower Hotlines – Employee Monitoring – Data Security and Data Breach – Enforcement and Sanctions – E-Discovery or Disclosure of Foreign Law Enforcement Agencies – Trend and Developments –Off-shoring Data and Contractual Obligations.

Unit VI – Ethics and Privacy: Privacy Issues in Specific Areas of Application, e.g. e-Commerce, Healthcare, Official Statistics, Social Networks, Balancing Homeland Security – Economic Utility and the Right to Privacy – Online vs. Offline Privacy Concerns – Data Collection through Web Browsers – Cookies, Web Bugs, Referer, Behavioral Targeting, etc. Spam.

Unit VII – Data Protection Impact Assessment (DPIA): The Nature, Scope, Context and Purposes of the Processing – Assess Necessity, Proportionality and Compliance Measures – Identify and Assess Risks to Individuals– Identify Any Additional Measures to Mitigate Those Risks.

Unit VIII – Offences and Penalties: Intention: Mitigation – Preventative Measures – Nature of Infringement – History – Cooperation: Type of Data: Notification of Breach: Certification: Offences Leading to the Imposition of Fines – Offences Punishable with Imprisonment – Offences to be Cognizable and Non-bailable – Claiming Compensation – Offences by Companies.

Research Work

Study of supreme court decisions in Puutuswamy case w.r.t to Aadhar and privacy issues.

Text and Reference Books:

- Apurvsardeshmukh, Data Protection Law and Regulation, Thomson Reuters (2019)
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- Gerald Spindler and Fritji of Bomer: E Commerce Law in Europe and the USA, Published by Springer-Verlag Berlin Heidelberg, Edn. 2002
- Alam Davidson: The Law of Electronic Commerce, Cambridge University Press, South Asian Edn, 2011.
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- Nikita Yadav and V. B. Singh, E-Governance: Past, Present and Future in India, International Journal of Computer Applications (0975 – 8887) Volume 53– No.7, September 2012.
- Dr.Pardeep Mittal, Amandeep Kaur, E-Governance - A Challenge for India, International Journal of Advanced Research in Computer Engineering & Technology (IJARCET) Volume 2, Issue 3, March 2013.

- Rishi Prakash, T. Mohanty, Ramji Gupta & Vinay Jain, ICT in Indian Court Challenges & Solution, International Journal of Internet Computing (IJIC), ISSN No: 2231 – 6965, Volume-1, Issue-2, 2011.
- Erwin J. Rooze, Differentiated Use of Electronic Case Management Systems, International Journal For Court Administration, Nov 2010.
- Vakul Sharma, Information Technology Law and Practice- Cyber Laws and Laws Relating to E-Commerce Paperback – 1 Nov 2016
- Duggal Pavan, Legal Framework on Electronic Commerce and Intellectual Property Rights in Cyberspace Hardcover – 2014
- Karnika Seth, Computers, Internet and New Technology Laws, Lexis Nexis Butterworths, Wadhwa Nagpur, (2013).
- Nandan Kamath, Law Relating to Computer Network and E-commerce, Universal Law Publisher, (2012).
- Apar Gupta, Commentary on Information Technology Act, 2000, Lexis Nexis, (2015).
- Chris Reed & John Angel, Computer Law, OUP, New York, (2007).
- Justice Yatindra Singh, Cyber Laws, Universal Law Publishing Co, New Delhi, (2012).
- Verma S, K, Mittal Raman, Legal Dimensions of Cyber Space, Indian Law Institute, New Delhi, (2004)
- Jonthan Rosenoer, Cyber Law, Springer, New York, (1997).
- Sudhir Naib, The Information Technology Act, 2005: A Handbook, OUP, New York, (2011)
- S. R. Bhansali, Information Technology Act, 2000, University Book House Pvt. Ltd., Jaipur (2003).
- Vasu Deva, Cyber Crimes and Law Enforcement, Commonwealth Publishers, New Delhi,(2003).

Case Laws:

- Lloyd v Google LLC [2019] EWCA Civ 1599
- 2.R (Bridges) v Chief Constable of South Wales Police and Others [2019] EWHC 2341
- ZXC v Bloomberg LP [2019] EWHC 970 (QB)
- R v Jarvis 2019 SCC 10
- Bull v Desporte [2019] EWHC 1650 (QB)
- Cooper v National Crime Agency [2019] EWCA Civ 16.
- Google India Private Ltd v. M/S. Visakha Industries, 2019 SCC Online SC 1587
- Cliff Richard v. The British Broadcasting Corporation [2018] EWHC 1837 (Ch).
- ABC v Telegraph Media Group Ltd [2018] EWCA Civ 2329.

- Ali v Channel 5 Broadcast ([2018] EWHC 298 (Ch)).
- Lloyd v Google LLC [2018] EWHC 2599 (QB).
- Big Brother Watch v. Secretary of State [2018] ECHR 722.
- Supreme Court Advocates-on-Record Assn. v. Union of India, (2016) 5 SCC 1
- K.S. Puttaswamy v. Union of India, (2015) 8 SCC 735
- Unique Identification Authority of India &Anr. v. Central Bureau of Investigation Petition(s) for Special Leave to Appeal (Crl) No(s).2524/2014 in the Supreme Court, Order dated March 24,(2014).
- PUCL v. Union of India, (2004) 9 SCC 580
- District Registrar and Collector, Hyderabad and another v. Canara Bank and Another (2005) 1 SCC 496:
- Petronet LNG LTD vs. Indian Petro Group and Another (2006).
- Selvi & Ors vs State Of Karnataka & Anr2010)7 SCC 263
- Kharak Singh v. State of U.P.AIR 1963 SC 1295: (1963) 2 Cri LJ 329
- Govind v. State of M.P.(1975) 2 SCC 148: 1975 SCC (Cri) 468
- R. Rajagopal v. State of T.N.(1994) 6 SCC 632
- People's Union for Civil Liberties (PUCL) v. Union of India, (1997) 1 SCC 301

Videos:

- Cyber Security and Data Privacy for Lawyers https://youtu.be/T1NGLsX-_Wk
- Data Privacy Laws | Cyber Security Insights #12 https://youtu.be/v9I8iDLFtqE
- Cyber Security Law and Policy: What Are the Top Issues for 2019?https://youtu.be/q6SaCWh4QCY
- Data Protection and Privacy https://youtu.be/6vNxslcf9AE
- Introduction to Cyber Law https://youtu.be/S6mcRVo5woQ
- Underground Cyber Crimes in 2017 by Rahul Tyagi https://youtu.be/1vQhSm5_UqY
- How We Can Make Digital India a Secure Digital India | Rahul Tyagi-https://youtu.be/7cAzKyBj9Os
- Cyber Security The Key to Realising the Dream of a Truly Digital India - Ankit Fadia https://youtu.be/c3m0A0ldhxs
- The Cyber Skills Gap by Chris Silvers -https://youtu.be/AvPsukNLENc
- Cyber war by Amy Zegart - https://youtu.be/JSWPoeBLFyQ
- Facets and Realities of Cyber Security Threats by Alexandru Catalin Cosoi-https://youtu.be/XT4Y16dcVxA
- The Coming Privacy Crisis on the Internet of Things by Alasdair Allan-https://youtu.be/yG4JL0ZRmi4
- Privacy and data protection https://youtu.be/ZNEPaGFApX4

ICFAI Law School, Hyderabad

Course Hand Out

Academic Year – 2020-21

(Class of 2021)

***Course Name*: DATA PRIVACY AND PROTECTION LAW**

Course Code: LH554

Semester: IX

***Faculty Name*: Dr. Md Akbar Khan**

Mobile No: 8503004786

Email: mdakbarkhan@ifheindia.org

Objectives of the Course:

- The students will look at the practical aspects of navigating the complex landscape of privacy requirements.
- The students will have better understanding of privacy laws and data protection will enable them to protect the organization and the constituents that depend on your organization to safeguard their personal information.
- The object of Data Protection refers to the set of privacy laws, policies and procedures that aim to minimise intrusion into one's privacy caused by the collection, storage and dissemination of personal data.
- The students will comprehend that the Personal data generally refers to the information or data which relate to a person who can be identified from that information or data whether collected by any Government or any private organization or an agency

Course Outcomes: From taking this course, students will be able to deal effectively with many of the most common data protection issues confronted by banking and financial rganizations, business enterprises and other stakeholders in the Country.

Recommended Text Books and Reference Books

	Text Book	Author / Publication
1.	Personal Data Protection Act of India	Naavi /Notion Press 2020
2.	Privacy &Data Protection Laws in India, USA &European Union	Javid Ahmad Dar /Walnut Publication, 2019
3.	Data Protection Laws Demystified	Anghrija Chakraborty, Ashima Obhan, Amar K.Sundaram / OakBridge Publishing, 2019
4.	Data Protection Law and Regulation	Apurv Sardeshmukh / Thomson Reuters, 2019

5.	Data Protection: The New Rules	Ian Long / Jordan Publishing, 2016
6.	Data Protection Law: A comparative analysis of Asia – Pacific and European Approaches	Robert Walters / Springer,2019
7	Data Protection and Privacy Implementation-India Perspective	RK Dubey, Ajay KR Verma : Independently published (27 Nov. 2019)

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1.	7	UNIT-I Introduction: Definition of Privacy, Privacy and Fundamental Right, Scope of Right to Privacy, Threats to privacy, AADHAAR and its Legal Framework, Constitutional validity of AADHAAR, Meaning of Personal Data Protection, Significance and Need for Data Protection, New personal Data Protection Bill, 2019.	Privacy and Fundamental Right, AADHAAR and its Legal Framework,	TB/RB-1,2	Chap-1/ Part-I- Cybersecurity and Data Privacy for Lawyers https://youtu.be/T1NGLsX-_Wk	The students will be enlightened on the origin and the scope of Right to Privacy in its different shades and perspectives
2.	8	UNIT-II- International Legal Frame work: Privacy Laws and Practice, Privacy and Human Rights, Universal Declaration of Human Rights (UDHR) and the International Covenant on Civil and Political Rights (ICCPR) UN Guidelines for the regulation of computerized personal data files, dating from 1990- Council of Europe Convention 108, European Convention on Human Rights. The EU's General Data Protection	UDHR ICCPR GDPR	TB/RB-1,2&6	Chap-VII/ Part-II, Part-III and Part – III/ Data Protection and Privacy https://youtu.be/6vNxslcf9AE	The students will grasp and imbibe various aspects of Privacy Laws through International Legal Framework.

		Regulation (or GDPR)				
3	8	UNIT-III- Relevant legislation and Processing of Personal Data: Transparency, Lawful Basis for processing, Purpose limitation, Data Minimisation, Proportionality, Retention, Individual Rights, Registration formalities and prior approval, Appointment of Data protection officer, Restrictions in International Data Transfers.	legislation and Processing of Personal Data Data Minimisation, Proportionality, Retention, Data protection officer	TB/RB-1,2	Chap-Part-A, Chap-III, IV,V,VI, Part-I/ Data Privacy Laws | Cybersecurity Insights #12 https://youtu.be/v9I8iDLFtqE	The students will be able to understand and analyse the nitty-gritty of the relevant legislation pertaining to Processing of Personal Data
4.	7	UNIT-IV- Methods of tracking and de-identification: Breaking users' privacy: packet sniffing. First-party data collection; third-party data collection: how ad networks work; surveillance by ISPs. Tracking users: cookie tracking, ads. - Understanding privacy threat models.	Tracking and de-identification: Surveillance by ISPs	TB/RB-1,2	Part-B-Chapt-XXIV,XXV,& XXVI -Part-I/ Privacy and data protectionhttps://youtu.be/ZNEPaGFApX4	The students will be able to analyse and imbibe the technical aspects of Surveillance and Tracking.
5.	6	UNIT-V- Organizational Protection: Whistle blower Hotlines, Employee monitoring, Data Security and Data Breach, Enforcement and Sanctions, E-discovery or Disclosure of Foreign law Enforcement Agencies, Trend and Developments. Offshoring Data and Contractual Obligations.	Whistle blower Data Security and Data Breach, Enforcement and Sanctions	TB/RB-1,2	Part-B-Chapt-XIX,&XXVII -Part-II&III/ Facets and Realities of Cyber Security Threats by Alexandru Catalin Cosoi-https://youtu.be/XT4Y16dcVxA	The students will be enlightened on Data Security, Data Breach, Enforcement and Sanctions,
6.	7	UNIT-VI - Ethics and privacy: Privacy issues in specific areas of	Privacy issues in e-commerce	TB/RB-1,2	Part-B-Chapt-XIX,XX -Part-I/	The students will be able to analyse and imbibe privacy issues in specific areas of

		application, e.g. e-commerce, healthcare, official statistics, social networks, balancing homeland security, economic utility and the right to privacy. Online vs. offline privacy concerns, Data collection through web browsers - cookies, web bugs, referer, behavioral targeting, etc. Spam	Economic utility and the right to privacy. Data collection		Privacy and data protectionhttps://youtu.be/ZNEPaGFApX4/ Cyber Security The Key to Realising the Dream of a Truly Digital India - Ankit Fadia https://youtu.be/c3m0A0ldhxs	application, e.g. e-commerce, healthcare, official statistics, social networks
7	8	UNIT-VII - Data Protection Impact Assessment (DPIA): The nature, scope, context and purposes of the processing; assess necessity, proportionality and compliance measures; identify and assess risks to individuals; and identify any additional measures to mitigate those risks.	Proportionality and compliance measures Measures to mitigate risks	TB/RB-1,2	Part-A-Chapt-III,IV,VVIVII &VIII-Part-I/ The Coming Privacy Crisis on the Internet of Things by Alasdair Allan-https://youtu.be/yG4JL0ZRmi4	The students will be able to understand and imbibe various issues relating to Data Protection Impact Assessment
8	7	UNIT – VIII - Offences and Penalties: Intention: Mitigation: Preventative measures: Nature of infringement: History: Cooperation: Type of data: Notification of breach: Certification: Offences leading to the imposition of fines, Offences punishable with imprisonment, Offences to be cognizable and non-bailable, Claiming Compensation, Offences by companies.	Offences and Penalties: Offences by companies	TB/RB-1,2	Part-A-Chapt-X&XIII-Part-I/ The Cyber Skills Gap by Chris Silvers - https://youtu.be/AvPsukNLENc	The students will be enlightened on Offences, Penalties and Preventative measures
Total	58					

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
- The participation has to be relevant and meaningful. "Speaking for speaking's sake" will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.
- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.
- Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

Students must occupy their seats before faculty comes in and remain seated until the end of the class.

Students must have their name plates on the desk.

Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.

Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.

No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	**Componen t**	**Expected slot / due date**	**Marks declaration by**	**Weig htage**	**Syllabus**
NCP I	Internal Assessment	4th September, 2020	7th September,2 020	15	**Unit-I&II**
NCP II	Mid Term	28-09-2020	1ST October	20	Unit-I - IV
NCP III	Internal Assessment	06-10-2020	9th October	15	V&VI
End Term	End Term	23-11-2020	30th November	50	I -VIII

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Dr. Md Akbar Khan is an Associate Professor. He has done his Ph.D. in Cybercrimes and Cyber Laws from Acharya Nagarjuna University. He also has a master's degree in the discipline of Political Science and English Literature. He has a teaching experience of more than 22yrs and has written articles in National and International Journals besides having attended and presented papers in conferences and seminars.

Block Chain and Crypto Currency: Legal Analytics (LH555)

Objectives: The Course is aimed to provide inputs to the students about the block chain technology applied in crypto currencies, its uses, its working, patenting of these technologies, future of financial industries, crypto economy, crypto market, Initial coin offering, taxation on crypto currencies, taxable issues, crypto exchanges, custodianship, smart contracts, economic sanctions, securities exchange commission and regulations in all countries.

Course Outcome: After completion of the course student will understand how block chain technology works, its use in crypto currencies, types of crypto currencies, about smart contracts, its security issues , preference in financial industry, about patenting block chain technology, revenue and taxation issues, necessary for its legal recognition in India , comparative analysis in other countries.

Unit I – Introduction to Block Chain and Crypto currency: Block Chain Technology: Meaning, Nature, Merits and Demerits and Applications– Block Chain Concepts, Basics, Block chain Philosophy and Cryptonomics – Applications and Exchanges – Use of Block Chain in E-Governance – Land Registration & Land Use – Trading & Settlement – Supply Chain & Logistics – Medical Information System and Others –Ethereum Open Source Computing System – Operating Platform – Working of Block chain Technology.

Unit II – Cryptography and Crypto Currency Related Issues: Meaning of Cryptography - Crypto Technology- Legal Implications of Crypto Technology - Crypto Currency Basics – History of Money- Evolution of Crypto currency Technologies - Types of Crypto Currencies: Classification, Bitcoin, (Commodity) Litecoin, Ethereum (Commodity) Ripple (XRP), Bitcoin Cash, Ethereum Classic, Zcash (ZEC) and Stellar Lumen (XLM) – Transactions: Folder-Chain of Pages as Blocks, Networks, Distributed Ledger Technology – Decentralized Block Chain Based Systems – Peer to Peer Encryption – Broadcast, Crypto currency Network: Private Key, Public Key - Transfer of Value and Recording of Transfer – Digital Identities – Verification, Editing – Digital Information – Cryptographic Code – Hash Functions – Record Management – Mining, Rewards – Computational Legal Infrastructure and Smart Contracts.

Unit III – Crypto Economy: Crypto currency Trading and Monetization – Crypto Markets – Advantages and Disadvantages – Taxation Guidelines – Initial Coin Offering (ICO) – Investor Protection, Regulation, Compliance, Crypto Exchange – Coinbase, Coinbase Pro, Kraken, Bittrex, Binance, Trading, Crypto currency Wallet, Institutional Investors in Crypto Markets – Regulation for Innovation and Safety.

Unit IV –Crypto Currency and Taxation: Investments in Crypto Currencies – Tax Collection on Coins and Tokens – Taxable as Property Tax: Capital Asset – Taxable Events – Short Term Investments/Long Term Investments – Crypto Assets and Currencies – Store Value – Jurisdictional Issues – US IRS Guidelines on Virtual Currency 2019 – Revenue Ruling 2019 –Tax Accounting Methods – Basis Tracking Methodologies on Virtual Currency - Fair Market Value Calculation in Barter Transactions on Virtual Currency - Charitable Contributions Involving Virtual Currency- Income and Indirect Tax Reporting of Digital Taxes, Cross Border Considerations.

Unit V – Crypto Exchanges and Custodianship: Crypto Exchanges Issues – Security of Customer Coins – Customer's Private Keys – Holding of Private Keys – Increasing Liquidity of Coins – Wallet Operations – Trade Off's, Accountability Over Hacks and Breaches - Crypto Custodianship: Custody Solution, Custodian of Massive Funds, USA on Crypto Currency – Securities Exchange Commission and US Commodities Futures Trading Commission (CFTC) – Crypto Assets Classification – Crypto Currency Derivatives – Regulatory Guidelines – US 2013 Fin CEN – Financial Crime Enforcement Network – Regulations on Virtual Currencies as Money Transfers.

Unit VI – Crypto currencies and Smart Contracts: Smart Contracts: Agreement, Parties, Contractual Clauses, Self Executing, Self Enforcing, Computer Code, Block chain, Storage, Stored Procedure, Public Database, Nodes- Implementation of Smart Contracts – Judicial and System Enforceability - Legality, Security Issues, Etherum Block Chain: Etherum Smart Contracts, Etherum Software – Issues in Etherum Smart Contracts – Ambiguities, Etherum Virtual Machine Bugs – Cyber Attacks on Block Chain Network – Immutability of Bugs.

Unit VII – Block Chain Intellectual Property and Open Source: Block chain Patents – Licensing of Open Source Software of Block Chain Technology –Open Source Software – Block Chain Platforms, Open Source Software – Source Code-Trade Secret – Block Chain Patents in US – Encryption Decentralized Information and Password Management – Decentralized and Distributed Secure Home Subscriber Device – Managing I/O Requests in File Management - Safe Transaction Method and System Based on Block Chain – Transaction Verification Method and System Based on Block Chain, and Block chain Cluster Processing System and Method – Data Synchronism Method and System – Log Database System and Log Database Synchronization Method –Database Write-in Method and System Based on Block Chain Network – Blind Verifiable Cryptographic Signature Method Based on Block Chain and Fair Contract Signing Method Based on Block Chain.

Unit VIII – Crypto Currency Legal Analytics: USA-SEC & CFTC, Analysis — National Law on Digital Currencies – Canadian Securities Administrators – Regulatory Application of Securities Law to Crypto Currencies – Trading and Market Place Operations – Market Participants Guidance – North American Securities Administration Association Cautionary Directive on Crypto Currency – UK European Union, to Regulate Crypto Currency, India and Australia – Consideration as Official Form of Currency.

Research Work

Examining the regulations of RBI and European Union on bitcoins

Text and Reference Books:

- DonTapscottand Alex Tapscott, Block chain Revolution, portfolio penguin , 1st Ed, 2016.
- Andreas M. Antonopoulos Mastering Bitcoin: Programming the Open Block chain, O'Reilly Media, 2 edition, July 4, 2017.
- Chris Burniske and Jack Tatar Crypto assets: The Innovative Investor's Guide to Bitcoin and Beyond, McGraw-Hill Education, 1 edition, October 19, 2017.

- Paul VignaMichael J. CaseyThe Age of Crypto currency: How Bitcoin and Digital Money Are Challenging the Global Economic Order, St. Martin's Press, January 27, 2015.
- William Mougayar, The Business Blockchain: Promise, Practice, and Application of the Next Internet Technology, Wiley; 1 edition, May 9, 2016.
- Neel Mehta, Aditya Agashe, Parth Detroja, Block chain Bubble or Revolution: The Present and Future of Block chain and Crypto currencies, Paravane Ventures, June 11, 2019.
- Daniel Drescher, Block chain Basics: A Non-Technical Introduction in 25 Steps 1st ed. Edition, Apress, 1st ed. Edition, March 16, 2017.
- Imran Bashir, Mastering Block chain: Deeper insights into decentralization, cryptography, Bitcoin, and popular Block chain frameworks, Packt Publishing, March 17, 2017.
- Alan T. Norman, Crypto currency Investing Bible: The Ultimate Guide About Block chain, Mining, Trading, ICO, Ethereum Platform, Exchanges, Top Crypto currencies for Investing and Perfect Strategies to Make Money, Create Space Independent Publishing Platform, November 13, 2017.
- Arvind Narayanan , Joseph Bonneau , Edward Felten , Andrew Miller , Steven GoldfederAndrew Miller, Bitcoin and Crypto currency Technologies: A Comprehensive Introduction, Princeton University Press (July 19, 2016)

Articles:

- Huckle, Steve; Bhattacharya, Rituparna; White, Martin; Beloff, Natalia (2016). "Internet of Things, Blockchain and Shared Economy Applications". *Procedia Computer Science*. Elsevier B.V. **98**: 463.
- Huang-Chih Sung, When Open Source Software Encounters Patents: Blockchain as an Example to Explore the Dilemma and Solutions, 18 J. MARSHALL REV. INTELL. PROP. L. 55 (2018).
- Gregory M. Karch, Bitcoin, the Law and Emerging Public Policy: Towards a 21st Century Regulatory Scheme, 10 FLA. A&M U.L. REV. 193, 195 (2014).
- Nick Vogel, The Great Decentralization: How Web 3.0 Will Weaken Copyrights, 15 J. MARSHALL REV. INTELL. PROP. L. 136, 140 (2015).
- Michael Abramowicz, Cryptocurrency-Based Law, 58 ARIZ. L. REV. 359, 362 (2016)
- Catherine Martin Christopher, The Bridging Model: Exploring the Roles of Trust and Enforcement in Banking, Bitcoin, and the Blockchain, 17 NEV. L.J. 139, 143 (2016).
- George Walker, Financial Technology Law—A New Beginning and a New Future, 50 INT'L LAW. 137, 171 (2017).
- Tom W. Bell, Copyrights, Privacy, and the Blockchain, 42 OHIO N.U. L. REV. 439, 465 (2016)

- Michael Crosby, Nachiappan, Pradan Pattanayak, Sanjeev Verma & Vignesh Kalyanaraman, BlockChain Technology: Beyond Bitcoin, 2 APPLIED INNOVATION REV., at 7 (2015)
- Wen Wen, Marco Ceccagnoli & Chris Forman, Opening Up Intellectual Property Strategy: Implications for Open Source Software Entry by Start-Up Firms, 62 MGMT. SCI. 2668, 2669 (2016).
- Alice Corp vs CLS Bank Int,

Videos:

- https://www.youtube.com/watch?v=-9Z5xORm57o
- https://www.youtube.com/watch?v=3xGLc-zz9cA
- https://www.youtube.com/watch?v=8fbhI1qVj0c
- https://www.youtube.com/watch?v=u-7NW5M6zmA
- https://www.youtube.com/watch?v=Ft8dSvdH2ek
- https://www.youtube.com/watch?v=pA6CGuXEKtQ
- https://www.youtube.com/watch?v=onYKgO6ogJg
- https://www.youtube.com/watch?v=Ay5EDAIeaj4

Course Hand Out

Academic Year – 2020-21

(Class of 2021)

***Course Name*: Blockchain and Cryptocurrency; Legal Analytics**

Course Code: LH555

Semester: X

***Faculty Name*: Sridevi D Shet**

Mobile No: 8886227411

Email: dsridevi@ifheindia.org

Objectives of the Course: The Course is aimed to provide inputs to the students about the block chain technology applied in crypto currencies, its uses, its working, patenting of these technologies, future of financial industries, crypto economy, crypto market, Initial coin offering, taxation on crypto currencies, taxable issues, crypto exchanges, custodianship, smart contracts, economic sanctions, securities exchange commission and regulations in all countries.

Course Outcomes: After completion of the course student will understand how block chain technology works, its use in crypto currencies, types of crypto currencies, about smart contracts, its security issues, preference in financial industry, about patenting block chain technology, revenue and taxation issues, necessary for its legal recognition in India, comparative analysis in other countries.

Recommended TextbooksBooks

	Textbook	Author / Publication
1	Block chain Revolution,	Don Tapscott and Alex Tapscott/ portfolio penguin, 1st Ed, 2016.
2	Mastering Bitcoin: Programming the Open Block chain	Andreas M. Antonopoulos/ O'Reilly Media, 2 edition, July 4, 2017.
3	Crypto assets: The Innovative Investor's Guide to Bitcoin and Beyond	Chris Burniske and Jack Tatar/McGraw-Hill Education, 1 edition, October 19, 2017.
4	The Age of Crypto currency: How Bitcoin and Digital Money Are Challenging the Global Economic Order	Paul Vigna Michael J. Casey / St. Martin's Press, January 27, 2015.
5	The Business Blockchain: Promise, Practice, and Application of the Next Internet Technology	William Mougayar / Wiley; 1 edition, May 9, 2016.
6	Block chain Bubble or	Neel Mehta, Aditya Agashe, Parth Detroja/

	Revolution: The Present and Future of Block chain and Crypto currencies	Paravane Ventures, June 11, 2019.
7	Block chain Basics: A Non-Technical Introduction in 25 Steps	Daniel Drescher/ Apress, 1st ed. Edition, March 16, 2017
8	Mastering Block chain: Deeper insights into decentralization, cryptography, Bitcoin, and popular Block chain frameworks	Imran Bashir/, Packt Publishing, March 17, 2017.
9	Crypto currency Investing Bible: The Ultimate Guide About Block chain, Mining, Trading, ICO, Ethereum Platform, Exchanges, Top Crypto currencies for Investing and Perfect Strategies to Make Money.	Alan T. Norman/ Create Space Independent Publishing Platform, November 13, 2017.
10	Bitcoin and Crypto currency Technologies: A Comprehensive Introduction	Arvind Narayanan , Joseph Bonneau , Edward Felten , Andrew Miller , Steven GoldfederAndrew Miller/ Princeton University Press (July 19, 2016)

Supplementary Readings

	Supplementary Books	Author / Publication
1	Global Legal Insights- Blockchain & Cryptocurrency Regulation 2019	Contributing Editor -Josias Dewey/ Global Legal Group Ltd (First Edition)
2	Future Money Play Book 2021	Compiled by Rohas Nagpal
3	Crypto Economy: How Blockchain, Cryptocurrency, and Token -Economy are disrupting the financial world	Wanlin Aries Wang/Skyhorse Publishing (2018)
4	National Currencies and Globalization Endangered specie?	Paul Bowels /Routledge (2008)

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1	6	Introduction to Block Chain and Crypto currency	Block Chain Technology: Meaning, Nature, Merits and Demerits and Applications– Block	TB-7	All the chapters. How does a	The module will give a conceptual understanding of the technical foundations of

			Chain Concepts, Basics, Block chain Philosophy and Cryptonomics – Applications and Exchanges – Use of Block Chain in E-Governance – Land Registration & Land Use – Trading & Settlement – Supply Chain & Logistics – Medical Information System and Others – Ethereum Open Source Computing System – Operating Platform – Working of Block chain Technology.		blockchain work - Simply Explained - YouTube Blockchains: how can they be used? (Use cases for Blockchains) - YouTube Blockchain In 7 Minutes | What Is Blockchain | Blockchain Explained| How Blockchain Works|Simplilearn - YouTube Creating Trustworthy E-Government Services with Blockchain - Blockchain & E-Government - Issues - dotmagazine	the blockchain. Also, the module focusses on the need of blockchain and how it works followed by its application in various fields of business, governance, and commerce.
2	6	Cryptography and Crypto Currency Related Issues	Meaning of Cryptography - Crypto Technology- Legal Implications of Crypto Technology - Crypto Currency Basics – History of Money- Evolution of Crypto currency Technologies - Types of Crypto Currencies: Classification, Bitcoin, (Commodity) Litecoin, Ethereum (Commodity)	TB-10 TB-9 TB-8	Chapter-10 Chapter -7 Chapter -4 What is cryptography? (video) | Cryptography | Khan Academy What is cryptograp	The module traces the origin of money from barter system to paper money to cryptocurrency and also highlights the application and importance of cryptography in cryptocurrency transactions.

			Ripple (XRP), Bitcoin Cash, Ethereum Classic, Zcash (ZEC) and Stellar Lumen (XLM) – Transactions: Folder-Chain of Pages as Blocks, Networks, Distributed Ledger Technology – Decentralized Block Chain Based Systems – Peer to Peer Encryption – Broadcast, Crypto currency Network: Private Key, Public Key - Transfer of Value and Recording of Transfer – Digital Identities – Verification, Editing – Digital Information – Cryptographic Code – Hash Functions – Record Management – Mining, Rewards – Computational Legal Infrastructure and Smart Contracts.		hy? - Definition from WhatIs.com (techtarget.com)	
3	6	Crypto Economy	Crypto currency Trading and Monetization – Crypto Markets – Advantages and Disadvantages – Taxation Guidelines – Initial Coin Offering (ICO) – Investor Protection, Regulation, Compliance, Crypto Exchange – Coinbase, Coinbase Pro, Kraken, Bittrex, Binance, Trading, Crypto currency Wallet, Institutional Investors in Crypto Markets – Regulation for Innovation and Safety.	SR-3	Chapter-7 Everything you want to know about bitcoin, blockchain and the crypto economy | United Nations The Crypto Economy - YouTube	The Module emphasizes the need and importance of regulation of the crypto markets for investor protection. Also, the need for and collaboration between governments of the world to establish an ecosystem that integrates investor protection and investments.
4	6	Crypto Currency and Taxation	Investments in Crypto Currencies – Tax Collection on Coins and Tokens – Taxable as Property Tax: Capital Asset – Taxable Events – Short Term Investments/Long Term Investments – Crypto Assets and Currencies –	The unknown truths about Crypto taxation in India - YouTu	Bitcoin & Cryptocurrency Taxation in Canada (mondaq.com)	The Module discusses the various modes of cryptocurrency taxation policies adopted by various economies of the world .

			Store Value – Jurisdictional Issues – US IRS Guidelines on Virtual Currency 2019 – Revenue Ruling 2019 – Tax Accounting Methods – Basis Tracking Methodologies on Virtual Currency - Fair Market Value Calculation in Barter Transactions on Virtual Currency - Charitable Contributions Involving Virtual Currency- Income and Indirect Tax Reporting of Digital Taxes, Cross Border Considerations.	be		
5	6	Crypto Exchanges and Custodianship	Crypto Exchanges Issues – Security of Customer Coins – Customer's Private Keys – Holding of Private Keys – Increasing Liquidity of Coins – Wallet Operations – Trade Off's, Accountability Over Hacks and Breaches - Crypto Custodianship: Custody Solution, Custodian of Massive Funds, USA on Crypto Currency – Securities Exchange Commission and US Commodities Futures Trading Commission (CFTC) – Crypto Assets Classification – Crypto Currency Derivatives – Regulatory Guidelines – US 2013 Fin CEN – Financial Crime Enforcement Network – Regulations on Virtual Currencies as Money Transfers	TB-9	Chapter -8 Crypto-Currency Exchange (drishtiias.com)	The module discusses the working of crypto exchanges and their legality in various jurisdictions.
6	6	Crypto currencies and Smart Contracts:	Smart Contracts: Agreement, Parties, Contractual Clauses, Self Executing, Self Enforcing, Computer Code, Block chain, Storage, Stored Procedure, Public	TB-9 Article -9	Chapter -6 Smart contracts - Simply Explained - YouTube	The Module discusses the use of blockchain in execution of smart contracts and their legality.

			Database, Nodes-Implementation of Smart Contracts – Judicial and System Enforceability - Legality, Security Issues, Etherum Block Chain: Etherum Smart Contracts, Etherum Software – Issues in Etherum Smart Contracts – Ambiguities, Etherum Virtual Machine Bugs – Cyber Attacks on Block Chain Network – Immutability of Bugs.			
7	6	Block Chain Intellectual Property and Open Source:	Block chain Patents – Licensing of Open Source Software of Block Chain Technology – Open Source Software – Block Chain Platforms, Open Source Software – Source Code-Trade Secret – Block Chain Patents in US – Encryption Decentralized Information and Password Management – Decentralized and Distributed Secure Home Subscriber Device – Managing I/O Requests in File Management - Safe Transaction Method and System Based on Block Chain – Transaction Verification Method and System Based on Block Chain, and Block chain Cluster Processing System and Method – Data Synchronism Method and System – Log Database System and Log Database Synchronization Method –Database Write-in Method and System Based on Block Chain Network – Blind Verifiable Cryptographic Signature Method Based on Block Chain and Fair Contract Signing Method Based on Block Chain.	Article -8 Blockchain-Patents-and-Open-Source-Software-Daily-Journal-041818.ashx (kilpatricktownsend.com)	Ep.119 – Is Open Source the Future of Blockchain? - Insureblocks Story – Open Source (ibm.com) On Blockchain Software Licenses - Rational Creativity (baswisselink.com)	The module discusses Blockchain patents registered n certain jurisdiction and the challenges followed thereon .Also the module discusses the IPR management through blockchain and its challenges.

8	6	Crypto Currency Legal Analytics:	USA-SEC & CFTC, Analysis — National Law on Digital Currencies – Canadian Securities Administrators – Regulatory Application of Securities Law to Crypto Currencies – Trading and Market Place Operations – Market Participants Guidance – North American Securities Administration Association Cautionary Directive on Crypto Currency – UK European Union, to Regulate Crypto Currency, India and Australia – Consideration as Official Form of Currency.	TB-10	Chapter-7	The module discusses the law governing cryptocurrency in various jurisdictions.
Total	48					

Case laws-

- Internet and Mobile Association ... vs Reserve Bank of India - Writ Petition (Civil) No.528 of 2018(Decided on 4 March 2020).
- AA v/s Persons Unknown (2019 EWHC 3556 (comm)-United Kingdom (decided on January 2020)
- Securities and Exchange Commission v. W. J. Howey Co., 328 U.S. 293 (1946)-Howey Test to determine whether a financial instrument or investment contract is a security or not.
- Bits of Gold Ltd. v. Bank Leumi (Supreme Court of Israel 2018)
- SEC v. Arise Bank, et al. (U.S. District Court, Northern District of Texas 2018)
- CFTC v. McDonnell and CabbageTech (U.S. District Court, Eastern District of New York 2018)
- Florida v. Espinoza (Florida 11th Circuit Court 2016)

Articles -

- Christian Rueckert (2019) 'Cryptocurrencies and fundamental rights', *Journal of Cybersecurity,*V(1), pp. 1-12 [Online].
- Mitchell Prentis (2015) 'Digital Metal: Regulating Bitcoin as a Commodity',*Case Western Reserve Law Review,*66(2), pp. 609-637 [Online].
- Rebecca M. Bratspies (2018) 'Cryptocurrency and the Myth of the Trustless Transaction',*Michigan Technology Law Review,*25(1), pp. 2-54 [Online].

- Schembri, Tessa. (2018) 'The Legal Status of Cryptocurrencies in the European Union', Available at: 10.13140/RG.2.2.18745.01127.
- Khan, Mohammad & Quasim, Mohammad & Algarni, Fahad & Alharthi, Abdullah. (2020) 'Decentralised Internet of Things A Blockchain Perspective: A Blockchain Perspective', Available at: 10.1007/978-3-030-38677-1.
- Romano, Diego & Schmid, Giovanni. (2017). Beyond Bitcoin: A Critical Look at Blockchain-Based Systems. Cryptography. Available at: 1. 15. 10.3390/cryptography1020015.
- Douglas J. Cumming, Sofia Johan and Anshum Pant (2019) 'Regulation of the Crypto-Economy: Managing Risks, Challenges, and Regulatory Uncertainty',*Journal of Risk and Financial Management*,(), pp. 2-14 [Online]. (Accessed: 22-1-2021)
- Sung, Huang-Chih Frank. (2018). When Open-Source Software Encounters Patents: Blockchain As An Example To Explore The Dilemma And Solutions.
- Bala´zs Bodo, Daniel Gervais and Jo~ao Pedro Quintais (2018) 'Blockchain and smart contracts: the missing link in copyright licensing?',*International Journal of Law and Information Technolog*, pp. 311-336 [Online]

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
- The participation has to be relevant and meaningful. "Speaking for speaking's sake" will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.
- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum

attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.

- Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

Students must occupy their seats before faculty comes in and remain seated until the end of the class.

Students must have their name plates on the desk.

Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.

Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.

No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines*

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	Component	Expected slot / due date	Marks declaration by	Weightage	Syllabus
NCP I	Internal Assessment	March first week	March second week	10	Unit 1 and Unit 2
NCP II	Mid Term	15-3-2021 onwards	First week of April	20	Unit -1 to Unit-4
NCP III	Internal	Last week of	First week	10	Unit -1 to

	Assessment	April	of May		Unit-5
NCP IV	Class Participation	----------	15-5-2021	5	----------
NCP V	Attendance	----------	15-5-2021	5	----------
End Term	End Term	17-5-2021onwards	27-5-2021	50	All 8 Units

* **The Evaluation Timelines and components are subject to change.**

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Name: **Sridevi D. Shet**

Designation: Asst. Professor (Pursuing Ph.D)

Teaching Areas: Commercial Law, Law of Contracts, Company Law, Information Technology Law, Banking Laws, Hotel Laws, Financial Services law.

Research Interests: Corporate Laws, International Trade Laws

Education: LLM: Karnataka State Law University, Mangalore, 2012 (Secured 2nd Rank).

LLB: Mangalore University, Mangalore, 2009.

P G Diploma in IRPM: Bharathiya Vidya Bhavan, Mangalore, 2008.

Professional Experience:

1. Oct' 2016 – till date: Assistant Professor, Faculty of Law, IFHE, Hyderabad.
2. Sep' 2014 – Sep' 2016: Faculty Associate, Faculty of Law, IFHE, Hyderabad.
3. Mar' 2014 – Sep' 2014: Lecturer in law, K.V. Ranga Reddy Law, College, Hyderabad
4. 2011-2012: Guest Faculty at Saptagiri College of Hotel Management, Mangalore, Government Women's College Balmata, Mangalore, Carstreet Government College, Carstreet, Mangalore.
5. 2009-2011: Advocate.

Cyber Security and Cyber Forensics (LH556)

Objectives: The main aim of the Course is to instill the learning about Cyber Law and Cyber security technologies and procedures intended to safeguard computers, networks, and data from unlawful admittance, weaknesses, and attacks transported through the internet by cyber delinquents. The subject aims at studying the National Cyber Security Policy of the government body in order to protect the public and private infrastructure from cyber-attacks. It gives an understanding into the Government's approach in framing rules and regulations besides adopting strategy for security of cyber space in the country. The course also explains the nature of Cyber Crime and its investigation challenges. Normally in ordinary crimes it is an easy task to catch the offender, but in cybercrimes lot of expertise opinion is needed it solve the investigation. Hence in this course students will understand the cyber regulations, social issues and the concept of cyber security measures.

Course Outcome: The student will have the fair knowledge of the regulations and strategy to be adopted in order to safeguard information and information infrastructure in cyberspace through national and international perspectives. The student will be comfortable with the knowhow and techniques in order to build capabilities to prevent and respond to cyber threats. The student can plan to reduce the vulnerabilities and minimize damage from cyber incidents through a combination of institutional structures, people, processes, technology, and cooperation. Besides they learn the security issues network layer and transport layer and be exposed to security issues of the application layer. They will be able understand the need and use of the computer forensics and forensics tools apart from knowing how to analyze and validate forensics data.

Unit I – Introduction to the Cyber World and Cyber Law: Cyber World: An Overview – The Internet and Online Resources – An Overview of Cyber Law – Introduction About the Cyber Space – Regulation of Cyber Space – Introducing Cyber Law – Scope of Cyber Laws – e-Commerce, Online Contracts, IPRs (Copyright, Trademarks and Software Patenting), e-Taxation, e-Governance and Cybercrimes – Cyber Law in India with Special Reference to Information Technology Act, 2000.

Unit-II - Regulatory Framework: International Legal Regime – European Convention on Cyber Crimes – Hague Convention on Jurisdiction and Foreign Judgments: Jurisdiction Agreement – International Legal Regime Relating to E-Commerce – UNCITRAL Model Law on Electronics Commerce, 1996 – International Legal Regime Relating to Intellectual Property Rights – (i) Berne Convention; (ii) Rome Convention; (iii) WIPO Copyright Treaty; (iv) WIPO Performance and Phonograms Treaty; (v) UDRP; (vi) OECD Convention on Database Protection.

Unit III – Cyber Crimes: Distinction between Cybercrime and Conventional Crimes – Cyber Forensic – Cyber Criminals and Their Objectives – Kinds of Cybercrimes – Cyber Stalking; Cyber Pornography; Forgery and Fraud – Crime Related to IPRs – Cyber Terrorism – Computer Vandalism, etc. – Regulation of Cybercrimes Issues Relating to Investigation – Issues Relating to Jurisdiction – Issues Relating to Evidence – Relevant Provisions under Information Technology Act, 2000 – Indian Penal Code – Pornography Act and Evidence Act etc. – Domestic Legal Regime – Cyber Law in India – Information Technology Act, 2000 – Digital Signature – E-Governance – Regulation of Certifying

Authorities – Duties of Subscribers – Penalties and Adjudications – Offences under the Act – Making of Rules and Regulations etc.

Unit IV – Cyber Security Measures and E-Banking: Introduction to Cyber Security – Need for Information Security – Application Security Data Security – Security Threats – Cyber Security Policies – Information Security Standards – Methods of Internet Security – Security Risks Analysis – Cyber Forensics – Cyber Investigations – Secure Electronic Transactions – Electronic Money – Regulating E-Transactions – Role of RBI and Legal Issues – Transnational Transactions of E-Cash – Credit Payment and Internet – Tax Evasion.

Unit V – Digital Securities: Introduction – Types of Attacks – Digital Privacy – Online Tracking, Privacy Laws – Types of Computer Security Risks (Malware, Hacking, Pharming, Phishing, Ransomware, Adware and Spyware, Trojan, Virus, Worms, WIFI Eavesdropping, Scareware, Distributed Denial-Of-Service Attack, Rootkits, Juice Jacking) – Antivirus and Other Security Solution – Password – Secure Online Browsing – Email Security – Social Engineering – Secure WIFI Settings – Track Yourself Online – Cloud Storage Security – IOT Security – Physical Security Threats.

Unit VI – Introduction to Computer Forensics: Introduction to Traditional Computer Crime – Traditional Problems Associated with Computer Crime – Introduction to Identity Theft and Identity Fraud – Types of CF Techniques – Incident and Incident Response Methodology – Forensic Duplication and Investigation – Preparation for IR: Creating Response Tool Kit and IR Team – Forensics Technology and Systems – Understanding Computer Investigation – Data Acquisition.

Unit VII – Cyber Crime Investigation: Introduction to Cyber Crime Investigation – Procedure for Search and Seizure of Digital Evidences in Cyber-Crime Incident – Forensics Investigation Process – Research Consideration, Acquisition, Duplication and Preservation of Evidences – Examination and Analysis of Evidences – Storing of Evidences – Documentation and Reporting – Maintaining the Chain of Custody – Data Acquisition of Live System – Shutdown Systems and Remote Systems, Servers – E-mail Investigations – Password Cracking – Seizing and Preserving Mobile Devices – Methods of Data Acquisition of Evidence from Mobile Devices – Data Acquisition and Evidence Gathering from Social Media – Performing Data Acquisition of Encrypted Systems – Challenges and Issues in Cyber-Crime Investigation.

Unit VIII – Analysis of Digital Evidences: Search and Seizure of Volatile and Non-volatile Digital Evidence – Imaging and Hashing of Digital Evidences – Introduction to Deleted File Recovery – Steganography and Steganalysis – Data Recovery Tools and Procedures – Duplication and Preservation of Digital Evidences – Recover Internet Usage Data – Recover Swap files/Temporary Files/Cache Files – Software and Hardware Tools used in Cyber-Crime Investigation – Open Source and Proprietary Tools – Importance of Log Analysis in Forensic Analysis – Understanding Storage Formats for Digital Evidences.

Text and Reference Books:

- Bansal S K: Cyber Crimes, Aph Publishing Corporation, Edn 2017.

- Apar Gupta, Commentary on Information Technology Act, 2000, Lexis Nexis, (2015).
- Garima Tiwari: Understanding Laws, Cyber Laws and Cyber Crimes, Lexis Nexis, 2014
- Dr. Dasgupta: Cyber Crime in India: A Comparative Study, Eastern Law House, 2014.
- Alam Davidson: The Law of Electronic Commerce, Cambridge University Press, South Asian Edn, 2011
- Aparna Vishwanathan: Cyber Law –Indian and International Perspectives on Key Topics Including Data Security, E-commerce, Cloud Computing and Cyber Crimes. Lexis Nexis, Butterworths Wadhwa, 2012.
- Brijendra Singh: Network Security and Management, Kindle Edition, PHI, 3rdEdn 2012.
- Information Technology Law and Practice- Cyber Laws and Laws Relating to ECommerce Paperback – 1 Nov 2016 by Vakul Sharma
- Legal Framework on Electronic Commerce and Intellectual Property Rights in Cyberspace Hardcover – 2014 by Duggal Pavan
- Karnika Seth, Computers, Internet and New Technology Laws, Lexis Nexis Butterworths Wadhwa Nagpur, (2013).
- Nandan Kamath, Law Relating to Computer Network and E-commerce, Universal Law Publisher, (2012)
- MarjieT.Britz, "Computer Forensics and Cyber Crime": An Introduction", 3rd Edition, Prentice Hall, 2013.

Articles

- Cert-in reports over 62000 cyber-attacks till May 2014 http://www.livemint.com/Politics/ NNuFBA3F2iX4kxIXqKaX2K/CERTIn-reports-over-62000-cyber-attacks-till-May-2014.html
- Cybercrimes likely to double to 3 lakhs in 2015 http://articles.economictimes.indiatimes.com/ 2015-01-05/news/57705670_1_cyber-crimes-online-banking-pin-and-account-number
- Rohas N., "Understanding Computer Forensics", Asian school of cyber law, 2009
- International ICT Policies and Strategies http://ictps.blogspot.in/2011/06/cyber-forensics-laws-in-india.html
- Cyber Forensics and Indian Approach http://ptlb.in/cfrci/?p=15
- Indian Government Agency Received http://www.medianama.com/2014/12/223-cybercrime-india-2014/
- Kazi M., Farooque G., Parab G., "Intellectual Property Rights & Cyber Laws", vipulprakashan, june 2013
- Cyber Forensic Investigation Solutions in India Are Needed - http://ptlb.in/cfrci/?p=9

- Cyber Forensics http://www.cyberlawsindia.net/computerforensics1.html
- Wan Satirah Wan Mohd Saman and Abrar Haider: Electronic Court Records Management: A Case Study IBIMA Publishing, Journal of e-Government Studies and Best Practices. Vol. 2012 (2012).
- Marco Velicogna: Justice Systems and ICT What can be learned from Europe, Igitur Publications, Utrech Law Review , Vol 3, Issue 1 2007.
- Dr.Minal H. Upadhyay, E-Courts in India and E-Judiciary in India, International Multidisciplinary Research Journal, Volume-2, Issue-7, July-2015
- Nikita Yadav and V. B. Singh, E-Governance: Past, Present and Future in India, International Journal of Computer Applications (0975 – 8887) Volume 53– No.7, September 2012.
- Dr.Pardeep Mittal, Amandeep Kaur, E-Governance - A challenge for India, International Journal of Advanced Research in Computer Engineering & Technology (IJARCET) Volume 2, Issue 3, March 2013.
- Dr Philippa Ryan* and Maxine Evers, Exploring E-Court Innovations in New South Wales civil courts, 2016, University of Technology Sydney Law Research Series 16; 5(1) Journal of Civil Litigation and Practice 65.
- Poonam Malik, Priyanka Dhillon, Poonam Verma, Challenges and Future Prospects for E-Governance in India,International Journal of Science, Engineering and Technology Research (IJSETR), Volume 3, Issue 7, July 2014.
- Rishi Prakash, T. Mohanty, Ramji Gupta & Vinay Jain, ICT in Indian Court Challenges & Solution, International Journal of Internet Computing (IJIC), ISSN No: 2231 – 6965, Volume-1, Issue-2, 2011.
- Dixon, H. B., Jr. "The Courtroom of the Present: The Bare Essentials for a Technologically Competent Court Room," 48:1 Judges' Journal 37. (2009).
- Erwin J. Rooze, Differentiated Use of Electronic Case Management Systems, International Journal For Court Administration, Nov 2010.(2011)

Case Laws:

- People vs. Lipsitz, 663 N.Y.S. 2d468 (Sup. Ct. N. Y. Co. 1997)
- Zippo Manufacturer v. Zippo Dot Com 952 F. Supp. 1119 (D.C.W.D. Pa. 1997)
- Calder v. Jones 465 U.S. 783 (1984).
- People v. World Interactive Gaming 714 N.Y.S. 2d 844 (N.Y.Sup. 1999), 1999 N.Y. Misc. LEXIS 425 (S.C. N.Y.1999)
- Washington v International Shoe co 326US310 (1945),317
- BinoyViswam v. UOI - PAN Aadhar Link Case (2017) 7 SCC 59
- Nasscom v. Ajay Sood& Others 119 (2005) DLT 596, 2005 (30) PTC 437 Del
- SnehaKalita v. Union of India &Ors. [2018] 12 SCC 674 -Blue Whale challenge game case
- Abdul Rahaman Kunji v. The State of West Bengal - [MANU/WB/0828/2014

- Amitabh Bagchi v. Ena Bagchi, AIR 2005 Cal 11 –
- Anvar P.V v. P.K.Basheer & Ors, 2014 10 SCC 473
- Bodola Muroli Krishna v. Smt. Bodola Prathima, 2007 (2) ALD 72
- Dharambir v. CBI, 148 (2008) DLT 289
- Jagdeo Singh v. The State and Ors
- Jagjit Singh v. State of Haryana, (2006) 11 SCC 1 -
- K.K. Velusamy Vs. N. Palanisamy, 2011 EQ–SC–0–158 SCI –
- Kailash v. Suresh Chandra, MANU/MP/1139/2011.
- Mohammed Ajmal Mohammad Amir Kasab v. State of Maharashtra &Ors, (2012) 9 SCC 1
- Moninder Singh Pandher and Surendra Koli v. State of U.P.
- Mrs. Nidhi Kakkar v. Munish Kakkar, (2011)162 PLR113
- R.K. Anand Vs. Registrar, Delhi High Court, (2009) 8 SCC 106. -
- Rakesh Kumar and Ors. V State, the High Court of Delhi –
- S. Ramachandran v. E. V. Velu, Manu/TN/1631/2014.
- Sanjaysinh Ramrao Chavan v. Dattatray Gulabrao Phalke, (2015) 3 SCC 123Shreya Singhal v. Union of India, (2013) 12 S.C.C. 73.
- State of Delhi v. Mohd. Afzal & Others, 107 (2003) DLT 285
- State of Maharashtra v. Dr.Praful B. Desai, AIR 2003 SC
- State v. Navjot Sandhu, AIR 2005 SC 3820.
- Tomaso Bruno &Anr. v. State of U.P,
- Tukaram S. Digholev. Manikrao Shivaji Kokate, (2010) 4 SCC 329
- Twentieth century Film Fox Corporation v. NRI Film Production Association (Pvt) Ltd., AIR 2003 KANT 148

Videos:

- Introduction to Cyber Law https://youtu.be/S6mcRVo5woQ
- Underground Cyber Crimes in 2017 by Rahul Tyagihttps://youtu.be/1vQhSm5_UqY
- How We Can Make Digital India a Secure Digital India | Rahul Tyagi-https://youtu.be/7cAzKyBj9Os
- Cyber Security The Key to Realising the Dream of a Truly Digital India - Ankit Fadia https://youtu.be/c3m0A0ldhxs
- The Cyber Skills Gap by Chris Silvers -https://youtu.be/AvPsukNLENc
- Cyber War by Amy Zegart - https://youtu.be/JSWPoeBLFyQ
- Facets and Realities of Cyber Security Threats by Alexandru Catalin Cosoi-https://youtu.be/XT4Y16dcVxA

- The Coming Privacy Crisis on the Internet of Things by Alasdair Allan- https://youtu.be/yG4JL0ZRmi4
- https://youtu.be/OkFj1ePW2Cu
- https://youtu.be/68f-VAV89QQ
- https://youtu.be/2D5wTo1adbg
- https://youtu.be/Pf-JnQfAEew
- https://youtu.be/7I-dcPi4NNE

ONLINE Teaching Format
Course Hand Out
Academic Year – 2020-21
(Class of 2017-2021)

Course Name : BBA/BA.LLB

Course Code: Cyber security and cyber forensics

Semester : X

Faculty Name : Dr.Vinay Sharma

Mobile No : 8801199494

Email : vinaysharma@ifheindia.org

Objectives of the Course:

The use of technology has increased the possibility of hackers and others to damage the information maintenance systems all over the world. Cyber Security landscapes have practically a lot of security features in the real world scenario. The course aims to for the students to understand the principles of the security, analyze the computer forensic and software tools to develop the strategies and policies regarding cyber security, cryptography, governance and compliance. An understanding of Cyber security and Forensics and to analyze vulnerabilities and to look at cyber security strategies and policies.

Course Outcomes:

The student is expected to learn the concept of cyber security and cyber forensics and to understand the practical issues with regard to the new

laws on the same. The Course Outcome shall provide students knowledge on :

- Understand the need for cyber laws and implementation of information technology Act 2000.
- Analyze and evaluate the cyber security needs of an organization and the security solutions to protect against cyber attacks and vulnerabilities.
- To implement the process of Cyber Security in the organization and to understand the various laws across the globe on cyber security.
- To understand the cyber forensics and to learn the legally permissible approach by forensic investigator to be put forth in the Court of Law.

Recommended Text Books and Reference Books

	TEXT BOOK	AUTHOR / PUBLICATION
1	Introduction to Security and Network Forensics	William.J.Buchanan, CRC Press, Taylor & Francis Group, 2010.
2	Cyber Security, Cyber Crime and Cyber Forensics: Application and Perspectives.	Raghu Santhanam, M.Sethu Madhavan & Mohit Virendra, IGI Global, 2011.
3	Practical Cyber Forensics – An Incident based approach to Forensics Investigations.	Niranjan Reddy, Apress, 2019.
4	Cyber Forensics: A field manual for collecting, examining and preserving evidence of computer crimes.	Albert J Marcella & Doug Menendez, Auerbach Publications, Taylor & Francis Group, 2nd Edition.
5	Cyber Law in India	Dr.Farooq Ahmed, New Era Law Publications 2008.
6	Cyber Law & Crimes	Barkha and U.Ram Mohan, 3rd End Asia Law House, 2011.
7	Cyber forensics in India: A legal perspective	Nishesh Sharma, Universal Law Publishing, 2017 India

Course Outline:

Sl. No.	No.of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading/ Videos	Course Outcome
1		Introduction to the Cyber World and Cyber Law: Cyber World: An Overview – The Internet and Online Resources – An Overview of Cyber Law – Introduction About the Cyber Space – Regulation of Cyber Space – Introducing Cyber Law – Scope of Cyber Laws – e-Commerce, Online Contracts, IPRs (Copyright, Trademarks and Software Patenting), e-Taxation, e-Governance and Cybercrimes – Cyber Law in India with Special Reference to Information Technology Act, 2000	Evolution Convergence Regulation	Cyber Law in India, Dr.Farooq Ahmed, New Era Law Publications 2008.	Wilske, Stephan and Schiller, Teresa (1997) "International Jurisdiction in Cyberspace.	Learn the historical evolution of Internet and Convergence of Technology
2		Regulatory Framework: International Legal Regime –	Online contracts Conventions on	Cyber Law in India, Dr.Farooq Ahmed, New	Convention on Cyber Crime (2001), Convention on the Protection of	To learn the evaluation of Cyber Law through

		European Convention on Cyber Crimes – Hague Convention on Jurisdiction and Foreign Judgments: Jurisdiction Agreement – International Legal Regime Relating to E-Commerce – UNCITRAL Model Law on Electronics Commerce, 1996 – International Legal Regime Relating to Intellectual Property Rights – (i) Berne Convention; (ii) Rome Convention; (iii) WIPO Copyright Treaty; (iv) WIPO Performance and Phonograms Treaty; (v) UDRP; (vi) OECD Convention on Database Protection	jurisdiction Uncitral Model Law International Legal Regimes	Era Law Publications 2008. Cyber Law & Crimes, Barkha and U.Ram Mohan, 3rd End Asia Law House, 2011.	Children against Sexual exploitation and Sexual abuse (2007), WIPO Performances and Phonograms Treaty (1996), Uncitral Model Law and its application in e.commerce transactions.	various international legal regimes and its practical application.
3		Cyber Crimes: Distinction between Cybercrime and Conventional Crimes – Cyber Forensic – Cyber Criminals and Their Objectives – Kinds of Cybercrimes – Cyber Stalking; Cyber	Cyber Crimes Different forms of cyber crime and challenges	Cyber Law & Crimes, Barkha and U.Ram Mohan, 3rd End Asia Law House, 2011.	Cyber crime detection in online communication by Mohammed Ali, Kasthuri Devi Varthan, Sridevi Ravana, Vol. 63, Oct.2016, Pg.433 to 443 Cyber crime, media and insecurity: The shaping of public	To understand the concept of cyber crime and the conceptual basis on which information is gathered and the relevant laws on it.

		Pornography; Forgery and Fraud – Crime Related to IPRs – Cyber Terrorism – Computer Vandalism, etc. – Regulation of Cybercrimes Issues Relating to Investigation – Issues Relating to Jurisdiction – Issues Relating to Evidence – Relevant Provisions under Information Technology Act, 2000 – Indian Penal Code – Pornography Act and Evidence Act etc. – Domestic Legal Regime – Cyber Law in India – Information Technology Act, 2000 – Digital Signature – E-Governance – Regulation of Certifying Authorities – Duties of Subscribers – Penalties and Adjudications – Offences under the Act – Making of Rules and Regulations etc			perceptions of cyber crime by David S Wall, IRL, Computers and Technology, Vol.22, Pg.45 to 63.	
4		Cyber Security Measures and E-Banking: Introduction to Cyber Security – Need for	Data Security Cyber Security Regulating E-Cash	Cyber Security, Cyber Crime and Cyber Forensics: Application and Perspectives,	Cyber Crime and Cyber Security in India: Causes, consequences and implications for the future by Kshetri,	To understand the cyber security measures in India initiated

		Information Security – Application Security Data Security – Security Threats – Cyber Security Policies – Information Security Standards – Methods of Internet Security – Security Risks Analysis – Cyber Forensics – Cyber Investigations – Secure Electronic Transactions – Electronic Money – Regulating E-Transactions – Role of RBI and Legal Issues – Transnational Transactions of E-Cash – Credit Payment and Internet – Tax Evasion	transactions	Raghu Santhanam, M.Sethu Madhavan & Mohit Virendra, IGI Global, 2011.	Nir, 2016- Crime Law and Social Change, Pg.313 to 338. Cyber Security and related crimes in Indian Scenario by Shriram.S, IJCR, Vol.6, Issue 03, Pg.5403 to 5412, March, 2014. www.rbi.org.in/ scripts/ publication reports.aspx www.rbi.org.in/ scripts/ notificationuser. aspx?Id=10435	by RBI
5		Digital Securities: Introduction – Types of Attacks – Digital Privacy – Online Tracking, Privacy Laws – Types of Computer Security Risks (Malware, Hacking, Pharming, Phishing, Ransomware, Adware and	Types of attacks, antivirus, email security, cloud storage, dos, ransomware attacks etc.	Cyber Security, Cyber Crime and Cyber Forensics: Application and Perspectives, Raghu Santhanam, M.Sethu Madhavan & Mohit Virendra, IGI Global, 2011.	A Review paper on cloud computing by Priyanshu Srivastava and Rizwan Khan, June 2018, IJACSSE Law for computer misuse and data protection by C.Satapathy, EPW, Oct.1998 The rise of crypto ransomware in a changing cyber landscape by Lena.Y.Connolly and David.S.Wall,	To under the concept of the counter measures to be taken when major cyber security threats take place and its legal ramifications

		Spyware, Trojan, Virus, Worms, WIFI Eavesdropping, Scareware, Distributed Denial-Of-Service Attack, Rootkits, Juice Jacking) – Antivirus and Other Security Solution – Password – Secure Online Browsing – Email Security – Social Engineering – Secure WIFI Settings – Track Yourself Online – Cloud Storage Security – IOT Security – Physical Security Threats.			Nov.2019, Vol.87, Computers and Security.	
6		Introduction to Computer Forensics: Introduction to Traditional Computer Crime – Traditional Problems Associated with Computer Crime – Introduction to Identity Theft and Identity Fraud – Types of CF	Cyber forensics, introduction, identity theft and fraud and response	Cyber Security, Cyber Crime and Cyber Forensics: Application and Perspectives, Raghu Santhanam, M.Sethu Madhavan & Mohit Virendra, IGI Global, 2011. Practical Cyber Forensics – An Incident based approach to	Cyber forensics in India: A legal perspective by Nishesh Sharma, Universal Law Publishing, 2017 India	To understand the legal perspective of cyber forensics and Act tools and technical knowledge to recover electronic evidence

		Techniques – Incident and Incident Response Methodology – Forensic Duplication and Investigation – Preparation for IR: Creating Response Tool Kit and IR Team – Forensics Technology and Systems – Understanding Computer Investigation – Data Acquisition		Forensics Investigations, Niranjan Reddy, Apress, 2019		
7		Cyber Crime Investigation: Introduction to Cyber Crime Investigation – Procedure for Search and Seizure of Digital Evidences in Cyber-Crime Incident – Forensics Investigation Process – Research Consideration, Acquisition, Duplication and Preservation of Evidences – Examination and Analysis of Evidences – Storing of	Cyber Crime Forensics investigation process	Cyber Law & Crimes, Barkha and U.Ram Mohan, 3rd End Asia Law House, 2011. Cyber Forensics: A field manual for collecting, examining and preserving evidence of computer crimes, Albert J Marcella & Doug Menendez, Auerbach Publications, Taylor & Francis Group, 2nd Edition.		To under the procedure for search and seizure of digital evidences and challenges faced in the cyber crime investigation

		Evidences – Documentation and Reporting – Maintaining the Chain of Custody – Data Acquisition of Live System – Shutdown Systems and Remote Systems, Servers – E-mail Investigations – Password Cracking – Seizing and Preserving Mobile Devices – Methods of Data Acquisition of Evidence from Mobile Devices – Data Acquisition and Evidence Gathering from Social Media – Performing Data Acquisition of Encrypted Systems – Challenges and Issues in Cyber-Crime Investigation				
8		Analysis of Digital Evidences: Search and Seizure of Volatile and Non-volatile	Digital evidences, Steganography forensic analysis and digital evidences	Cyber Forensics: A field manual for collecting, examining and preserving evidence of computer	Digital evidence and Indian Perspective by Tejas Karia, 2008 Steganography: Forensics, security and legal issues by Merril Warkentin,	To understand the concept of digital evidence and its applicability in cyber

		Digital Evidence – Imaging and Hashing of Digital Evidences – Introduction to Deleted File Recovery – Steganography and Steganalysis – Data Recovery Tools and Procedures – Duplication and Preservation of Digital Evidences – Recover Internet Usage Data – Recover Swap files/Temporary Files/Cache Files – Software and Hardware Tools used in Cyber-Crime Investigation – Open Source and Proprietary Tools – Importance of Log Analysis in Forensic Analysis – Understanding Storage Formats for Digital Evidences		crimes, Albert J Marcella & Doug Menendez, Auerbach Publications, Taylor & Francis Group, 2nd Edition Cyber forensics in India: A legal perspective, Nishesh Sharma, Universal Law Publishing, 2017 India	Digital Forensics security and law, 2016 Digital Steganography for preventing cyber crime using artificial intelligence technology by Dr.R.Varalakshmi, Journal of Critical Reviews, ISSN-2394-5125, Vol.7, Issue 6, 2020.	forensics.
Total						

Expectations from Students:

l) Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.

m) Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.

n) In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.

o) The participation has to be relevant and meaningful. “Speaking for speaking’s sake” will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.

p) Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.

q) Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.

r) Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.

s) Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.

t) Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student.

Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.

u) Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

- Students must occupy their seats before faculty comes in and remain seated until the end of the class.
- Students must have their name plates on the desk.
- Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.
- Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.
- No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on

such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	Component	Expected slot / due date	Marks declaration by	Weightage	Syllabus
NCP I	Internal Assessment				
NCP II	Mid Term				
NCP III	Internal Assessment				
NCP IV	Class Participation				
NCP V	Attendance				
End Term	End Term				

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

E-Governance and Judicial Administration (LH557)

Objectives: The Course is aimed to enlighten the students with the concepts of e-governance and its beneficiaries and challenges in implementation. It also aims to provide inputs relating to legal framework, data management issues, jurisdictional issues, tax issues, IPR issues, privacy issues, administration of virtual courts, the challenges in virtual world and Governance.

Course Outcome: After completion of course, the student will be equipped to use the e-governance during his professional careers and assess the benefitsadministrative issues, infrastructure logistics, management challenges and learn to use the e-filing, electronic documents, electronic evidence, privacy issues, data management, retention, digital literacy issues, digital security of petitions and evidence during his professional works.

Unit I – E-Governance Introduction: Meaning and nature of e-Governance – Components of e-Governance – Interactions in e-Governance – G2G, G2B, G2C, G2E – Benefits of e-Governance – e-Governance Challenges Specific to India – Various e-Governance Programs – National e-Governance Policy and Plan – Mission Mode Projects – Legal Framework for e-Governance and IT Act 2000.

Unit II – E-Governance and Judicial Administration: Digital Infrastructure – e-Courts and Virtual courts – Courts Information Management System – e-Document Management – Electronic Records – Electronic Signatures – Rules of 'e' Attribution – Acknowledgement and Dispatch of Such Records – Court Scheduling – Financial and Automated Workflow Capabilities – Introduction of Online Services to Public – Web Based Court of Appeal/Case Tracking and Management of Cases in Court of Appeal.

Unit III – E-Governance Jurisdictional Administrative Challenges: E-commerce Issues of Jurisdiction in Cyber Space – Types of Jurisdiction – Prerequisites of Jurisdiction – Personal Jurisdiction – Territoriality – States Long Arm Statutes – Due Process Requirements – Tests Evolved – Minimum Contacts Theory – Sliding Scale Theory – Effects Test – International Targeting – Jurisdiction under Information Technology Act , 2000 – Jurisdictional Administrative Issues in Tax and IPR Issues.

Unit IV – E-Courts and Case Management Challenges: Universal Computerization in Courts – Bandwidth Issues, Digital Illiteracy – Training of Lawyers, Digital Illiteracy of Litigants, e-Filing – AOR's Accountability to Court and e-Payment Gateways – Scrutiny, Registration – Case Allocation – Case Tracking System – Court Proceedings – Case Disposal and Restoration and Transfer of Cases – Digital Security of Petitions and Evidence – Cross Examination of Witnesses – Expert Witnesses – Institution Registers – Court Diaries – Court Fees – e-Hearings, Architecture – Firewalls Review – Recording of Proceedings and Live Streaming – Logistics.

Unit IV – Electronic Documents and Electronic Evidence – e-Discovery: Indian Evidence Act, 1872 and Information Technology Act, 2000 –Admissibility and Appreciation of Evidence – Electronic Evidence on par with International Policy – Admissibility of Electronic Record –Integrated Courts Electronic Documents – Custody Management System Linking It with Corrections Offender Management System – i-Keys with Secret Software for Digital Signatures – Authentication and Signature Pads to Get

the Electronic Signature of an Accused – Cyber Forensics – Cyber Investigation: Cyber Security – Policing Cyber Crimes – EU Budapest Convention on Cybercrime 2001.

Unit V – E-Governance and Data Management Issues: Concept of Privacy – Threat to Privacy on Internet – Right to Privacy and Data Protection on Internet – Data Retention Issues – Ingredients to Decide Confidentiality of Information, Breach of Sensitive Personal Information and Confidentiality, Hacking, Offences and Penalties – The Personal Data Protection Bill (PDPB), 2019 – Right to Interception under IT Act – Procedures and Safeguards for Interception – Monitoring and Decryption Information Rules, 2009.

Unit VII – Judicial Administration, Artificial Intelligence and Law Firms: Use of Rules via Algorithms to Analyze Data – Natural Language Processing – Learn Patterns, AI Tools – Document Automation – Document Analysis – Review of Documents by Machines – Sorting Documents Faster – Analyze Contracts – ROSS Legal Research Software – Analyzing IP Portfolio's – AI Tools for Contracts Review – Kira Systems, LawGeex, eBrevia – Leverton Artificial Intelligence Germany – Wevorce AI Software for Divorces in USA – AI and Its Uses – Due Diligence – Research – Legal Analytics on Data Points on Past Case Law – Judge's History – Trends & Patterns.

Unit VIII – E-Courts, Economic and Social Issues: Logistics – Cost of Logistics – Costs of Training Judicial Administrative Personnel – Recruitment of Technical People – Digital Illiteracy – Lawyers and Litigants Issues – Expenses on Organizing Awareness Camps to Lawyers and Litigants – Inadequate Infrastructure in Villages/Talukas – Non-availability of Electricity and Internet Connectivity in Villages – Lack of Proximity – Lack of Confidence and Lack of User-Friendly Mechanisms.

Text and Reference Books:

- Prabhu, E-Governance: Concepts and Case Studies (Korean), Prentice Hall India Learning Private Limited; 2 edition (2012)
- Agusti Cerrillo, E-Justice: Using Information Communication Technologies in the Court System Information Science Reference (1890), 2008.
- Kitoogo F.E., Bitwayiki C, e-Justice Implementation at a National Scale: The Ugandan Case. In: Villafiorita A., Saint-Paul R., Zorer A. (eds) E-Infrastructures and E-Services on Developing Countries. AFRICOMM 2009
- Pandurangan K, e-Justice Practical Guide for the Bench and the Bar, Universal Law Publishing (2009)
- Jaya Krishna, Naveen Kumar Agarwal, E-Justice: Perspectives and Experiences, Icfai University Press (2008)
- Francesco Contini and Giovan Francesco Lanzara, The Circulation of Agency in E-Justice, Springer Nature; Edition 2014.
- Agusti Cerrillo and Pere Fabra, E-Justice: Using Information Communication Technologies in the Court System, Information Science Reference - Imprint of: IGI Publishing, ISBN: 978-1-59904-998-4.

Articles:

- Dan Jerker B Svantesson, An Introduction to Jurisdictional Issues in Cyber Space, , Journal of Law and Information Science, Vol 15, 2004, Bond Publications.
- Wan Satirah Wan Mohd Saman and Abrar Haider, Electronic Court Records Management: A Case Study IBIMA Publishing, Vol. 2012 (2012), Journal of e-Government Studies and Best Practices.
- Erwin J. Rooze, Differentiated Use of Electronic Case Management Systems, International Journal for Court Administration, 3.10.18352/ ijca.53, Nov 2010.
- Marco Velicogna, Justice Systems and ICT What can be learned from Europe, Igitur Publications, Utrech Law Review , Vol 3, Issue 1 2007.
- Dr. Minal H. Upadhyay, E-Courts in India and E-Judiciary in India, International Multidisciplinary Research Journal, Volume-2, Issue-7, July-2015.
- Nikita Yadav and V. B. Singh, E-Governance: Past, Present and Future in India, International Journal of Computer Applications (0975 – 8887) Volume 53– No.7, September 2012.
- Dr. Pardeep Mittal, Amandeep Kaur, E-Governance - A challenge for India, International Journal of Advanced Research in Computer Engineering & Technology (IJARCET) Volume 2, Issue 3, March 2013
- Dr Philippa Ryan and Maxine Evers, Exploring e-Court innovations in New South Wales civil courts, 2016, University of Technology Sydney Law Research Series 16; 5(1) Journal of Civil Litigation and Practice 65.
- Poonam Malik, Priyanka Dhillon, Poonam Verma, Challenges and Future Prospects for E-Governance in India, International Journal of Science, Engineering and Technology Research (IJSETR), Volume 3, Issue 7, July 2014
- Rishi Prakash, T. Mohanty, Ramji Gupta & Vinay Jain, ICT in Indian Court Challenges & Solution, International Journal of Internet Computing (IJIC), ISSN No: 2231 – 6965, Volume-1, Issue-2, 2011.
- Dixon, H. B., Jr. The Courtroom of the Present: The Bare Essentials for a Technologically Competent Court Room, 48:1 Judges' Journal 37, (2009).
- Lederer, F. I., Wired: What We've Learned About Courtroom Technology, 24:4 Criminal Justice 18, (2010)
- Shrikant Ardhapurkar, Tanu Srivastava1, Swati Sharma Mr Vijay Chaurasiya, Mr. Abhishek Vaish - Privacy and Data Protection in Cyberspace in Indian Environment International Journal of Engineering Science and Technology, Vol. 2(5), 2010, 942-951

Videos:

- https://www.youtube.com/watch?v=ClWSkPgsfj4
- https://www.youtube.com/watch?v=wByJdyNLDuY
- https://www.youtube.com/watch?v=TCGCg9y7mEg
- https://www.youtube.com/watch?v=wtTgFp9oRUs

- https://www.youtube.com/watch?v=i7JaRr9XQTM
- https://www.youtube.com/watch?v=7aeqXL9M_zE
- https://www.youtube.com/watch?v=Igpby89FHM4
- https://www.youtube.com/watch?v=iAsOq-tAe_s
- http://www.indianjournals.com/glogift2k6/glogift2k6-1-1/theme_5/Article%208.htm

ICFAI Law School, Hyderabad

Regular Teaching Format

Course Hand Out

Academic Year – 2020-21

(Class of 2021)

***Course Name*: E-Governance in Judicial Administration**

***Course Code:* LLH 557**

Semester: X

***Faculty Name*: Ms. Aditi Nidhi**

Mobile No: 8618640650

Email: aditinidhi@ifheindia.org

Objectives of the Course: The Course is aimed to enlighten the students with the concepts of e-governance and its beneficiaries and challenges in implementation. It also aims to provide inputs relating to legal framework, data management issues, jurisdictional issues, tax issues, IPR issues, privacy issues, administration of virtual courts, the challenges in virtual world and Governance.

Course Outcomes: After completion of course, the student will be equipped to use the e-governance during his professional careers and assess the benefits administrative issues, infrastructure logistics, management challenges and learn to use the e-filing, electronic documents, electronic evidence, privacy issues, data management, retention, digital literacy issues, digital security of petitions and evidence during his professional works.

Recommended Text Books and Reference Books

	TEXT BOOK	**AUTHOR / PUBLICATION**
	E-Governance: Concepts and Case Studies (Korean), Prentice Hall India Learning Private Limited **TB-I**	Prabhu 2nd edition (2012)
	E-Justice: Using Information Communication Technologies in the Court System **TB-II**	Agusti Cerrillo and Pere Fabra, Information Science Reference - Imprint of: IGI Publishing, ISBN: 978-1-59904-998-4.
	E-Justice: Perspectives and Experiences **TB-III**	ICFAI University Press (2008)
	E-Justice: Using Information Communication Technologies in the Court System **TB-IV**	Agusti Cerrillo, Information Science Reference (1890), 2008
	E-Justice Practical Guide for the	Pandurangan K, Universal Law Publishing

	Bench and the Bar **RB-I**	(2009)
	E-Governance: Past, Present and Future in India **RB-II**	Nikita Yadav and V. B. Singh, International Journal of Computer Applications (0975 – 8887) Volume 53– No.7, September 2012.
	Challenges and Future Prospects for E-Governance in India **RB-III**	Poonam Malik, Priyanka Dhillon, Poonam Verma, International Journal of Science, Engineering and Technology Research (IJSETR), Volume 3, Issue 7, July 2014
	ICT in Indian Court Challenges & Solution **RB-IV**	Rishi Prakash, T. Mohanty, Ramji Gupta & Vinay Jain, International Journal of Internet Computing (IJIC), ISSN No: 2231 – 6965, Volume-1, Issue-2, 2011.
	Privacy and Data Protection in Cyberspace in Indian Environment **RB-V**	Shrikant Ardhapurkar, Tanu Srivastava1, Swati Sharma Mr Vijay Chaurasiya, Mr. Abhishek Vaish, International Journal of Engineering Science and Technology, Vol. 2(5), 2010, 942-951
	E-Courts in India and E-Judiciary in India **RB-VI**	Upadhyay, International Multidisciplinary Research Journal, Volume-2, Issue-7, July-2015.

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
	3	E-Governance Introduction: Meaning and nature of e-Governance – Components of e-Governance – Interactions in e-Governance – G2G, G2B, G2C, G2E – Benefits of e-Governance – e-Governance Challenges Specific to India – Various e-Governance Programs – National e-Governance Policy and Plan – Mission Mode Projects – Legal Framework for e-Governance and IT Act 2000.	E-governance Models of E-governance Challenges to e-governance Legal framework for e-governance and IT Act, 2000	TB-I TB-II	https://www.youtube.com/watch?v=ClWSkPgsfj4 https://www.youtube.com/watch?v=wByJdyNLDuY https://www.youtube.com/watch?v=TCGCg9y7mEg	To understand the students the importance of e-governance and its theories and concepts. To enlighten the students the concept underlying in E-governance.
2.	4	E-Governance and Judicial Administration:	Digital Infrastructure	RB-III RB-II	https://www.yout	To understand the various types of

		Digital Infrastructure – e-Courts and Virtual courts – Courts Information Management System – e-Document Management – Electronic Records – Electronic Signatures – Rules of 'e' Attribution – Acknowledgement and Dispatch of Such Records – Court Scheduling – Financial and Automated Workflow Capabilities – Introduction of Online Services to Public – Web Based Court of Appeal/Case Tracking and Management of Cases in Court of Appeal.	Kinds of Signature Information Management system		ube.com/watch?v=wtTgFp9oRUs https://www.youtube.com/watch?v=i7JaRr9XQTM https://www.youtube.com/watch?v=TmA2QWSLSPg	signatures under electronic payment. To evaluate the importance of e-courts and other information system.
3	8	E-Governance Jurisdictional Administrative Challenges: E-commerce Issues of Jurisdiction in Cyber Space – Types of Jurisdiction – Prerequisites of Jurisdiction – Personal Jurisdiction – Territoriality – States Long Arm Statutes – Due Process Requirements – Tests Evolved – Minimum Contacts Theory – Sliding Scale Theory – Effects Test – International Targeting – Jurisdiction under Information Technology Act, 2000 – Jurisdictional Administrative Issues in Tax and IPR Issues	Pre-Requisites of jurisdiction Test to determine jurisdiction Case Laws	RB-I TB-IV	https://www.youtube.com/watch?v=3clkfDm3vGw https://www.youtube.com/watch?v=wQ0FnWxuRsI https://www.youtube.com/watch?v=vegNcQtNlVo	To understand the history of jurisdiction in e-governance and its applicability in other countries. To make the students understand the difference between the various test to determine jurisdiction in various countries.
4.	8	E-Courts and Case Management Challenges: Universal Computerization in Courts – Bandwidth Issues, Digital Illiteracy – Training of Lawyers, Digital Illiteracy of Litigants, e-Filing – AOR's Accountability to Court and e-Payment	E-courts E-filing Electronic Payment Gateways Challenges with respect to e-courts	RB-IV TB-IV	https://www.youtube.com/watch?v=7aeqXL9M_zE https://www.youtube.com/watch?v	To get aware of the various challenges in e-courts. Student could understand the basic objective of concept of e-governance.

		Gateways – Scrutiny, Registration – Case Allocation – Case Tracking System – Court Proceedings – Case Disposal and Restoration and Transfer of Cases – Digital Security of Petitions and Evidence – Cross Examination of Witnesses – Expert Witnesses – Institution Registers – Court Diaries – Court Fees – e-Hearings, Architecture – Firewalls Review – Recording of Proceedings and Live Streaming – Logistics.			=Igpby89FHM4	
5.	8	Electronic Documents and Electronic Evidence – e-Discovery: Indian Evidence Act, 1872 and Information Technology Act, 2000 –Admissibility and Appreciation of Evidence – Electronic Evidence on par with International Policy – Admissibility of Electronic Record –Integrated Courts Electronic Documents – Custody Management System Linking It with Corrections Offender Management System – i-Keys with Secret Software for Digital Signatures – Authentication and Signature Pads to Get the Electronic Signature of an Accused – Cyber Forensics – Cyber Investigation: Cyber Security – Policing Cyber Crimes – EU Budapest Convention on Cybercrime 2001.	Electronic Record Electronic Evidence Management System Provisions under IT Act, 2000	RB-I TB-IV	https://www.youtube.com/watch?v=iAsOq-tAe_s	To examine the basic concepts underlying in the IT Act, 2000 relating to electronic evidence. Student could understand the basic objective of the electronic documents with case laws
6.	5	E-Governance and Data Management Issues: Concept of Privacy – Threat to Privacy on Internet – Right to Privacy and Data	Data Protection and Privacy Issues Right to Privacy issues	RB-II RB-III		Students can acquaint themselves with the procedure for management of data and privacy

		Protection on Internet – Data Retention Issues – Ingredients to Decide Confidentiality of Information, Breach of Sensitive Personal Information and Confidentiality, Hacking, Offences and Penalties – The Personal Data Protection Bill (PDPB), 2019 – Right to Interception under IT Act – Procedures and Safeguards for Interception – Monitoring and Decryption Information Rules, 2009	Laws on Data Protection and Privacy			issues. To examine the basic concepts underlying in the Data Protection Bill, 2019 and other procedural aspects with respect to data information.
7.	5	Judicial Administration, Artificial Intelligence and Law Firms: Use of Rules via Algorithms to Analyze Data – Natural Language Processing – Learn Patterns, AI Tools – Document Automation – Document Analysis – Review of Documents by Machines – Sorting Documents Faster – Analyze Contracts – ROSS Legal Research Software – Analyzing IP Portfolio's – AI Tools for Contracts Review – Kira Systems, LawGeex, eBrevia – Leverton Artificial Intelligence Germany – Wevorce AI Software for Divorces in USA – AI and Its Uses – Due Diligence – Research – Legal Analytics on Data Points on Past Case Law – Judge's History – Trends & Patterns	Management of data using Artificial intelligence	RB-I		To evaluate the importance of judicial administration using AI tools. To use the e-governance during his professional careers and assess the benefits administrative issues, infrastructure logistics, management challenges.
8.	6	E-Courts, Economic and Social Issues: Logistics – Cost of Logistics – Costs of Training Judicial Administrative Personnel – Recruitment of Technical People – Digital Illiteracy – Lawyers and Litigants	Issues relating to e-courts Challenges aspects to e-governance and other user-friendly mechanisms	RB-VI RB-III RB-II	http://www.indianjournals.com/glogift2k6/glogift2k6-1-1/theme_5/Article%208.h	To provide inputs relating to the challenges in virtual world and Governance.

		Issues – Expenses on Organizing Awareness Camps to Lawyers and Litigants – Inadequate Infrastructure in Villages/Talukas – Non-availability of Electricity and Internet Connectivity in Villages – Lack of Proximity – Lack of Confidence and Lack of User-Friendly Mechanisms.			tm https://www.youtube.com/watch?v=Igpby89FHM4	
Total						

Text and Reference Books:

- Prabhu, E-Governance: Concepts and Case Studies (Korean), Prentice Hall India Learning Private Limited; 2 edition (2012)
- Augusti Cerrillo, E-Justice: Using Information Communication Technologies in the Court System Information Science Reference 1890), 2008.
- Kitoogo F.E., Bitwayiki C, e-Justice Implementation at a National Scale: The Ugandan Case. In: Villafiorita A., Saint-Paul R., Zorer A. (eds) E-Infrastructures and E-Services on Developing Countries. AFRICOMM 2009.
- Pandurangan K, e-Justice Practical Guide for the Bench and the Bar, Universal Law Publishing (2009).
- Jaya Krishna, Naveen Kumar Agarwal, E-Justice: Perspectives and Experiences, Icfai University Press (2008).
- Francesco Contini and Giovan Francesco Lanzara, The Circulation of Agency in E-Justice, Springer Nature; Edition 2014.
- Augusti Cerrillo and Pere Fabra, E-Justice: Using Information Communication Technologies in the Court System, Information Science Reference – Imprint of: IGI Publishing, ISBN: 978-1-59904-998-4.

Articles:

- Dan Jerker B Svantesson, An Introduction to Jurisdictional Issues in Cyber Space, Journal of Law and Information Science, Vol.15, 2004, Bond Publications.
- Wan Satirah Wan Mohd Saman and Abrar Haider, Electronic Court Records Management: A Case Study IBIMA Publishing, Vol.2012 (2012), Journal of e-Government Sutides and Best Practices.
- Erwin J. Rooze, Differentiated Use of Electronic Case Management Systems, International Journal for Court Administration, 3.10.18352/ijca53, Nov.2010.
- Marco Velicogna, Justice Systems and ICT What can be learned from Europe, Igitur Publications, Utrech Law Review, Vol.3, Issue 1, 2007.
- Dr. Minal H. Upadhyay, E-Courts in India and E-Judiciary in India, International Multidisciplinary Research Journal, Volume-2, Issue-7, July-2015.

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
- The participation has to be relevant and meaningful. "Speaking for speaking's sake" will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.
- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
- The Students should come in uniform, otherwise they will be marked absent. Do not roam in the academic area/ attend classes in chappals / shorts / informal t-shirts.
- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.
- Five (5) Marks for attendance will be given as below-

Attendance percentage	Marks alloted
96-100	5
91-95	4
86-90	3
81-85	2
75-80	1
Less than 75%	0

- Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

Students must occupy their seats before faculty comes in and remain seated until the end of the class.

Students must have their name plates on the desk.

Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.

Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.

No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	Component	Expected slot / due date	Marks declaration by	Weightage	Syllabus
NCP I	Internal Assessment	8-3-2021	15	15	Unit I & II
NCP II	Mid Term	15-03-2021	50	20	Unit I to IV
NCP III	Internal Assessment	5-04-2021	15	15	Unit V to VI
End Term	End Term	17-05-2021	50	50	Unit V to Unit VIII

	140	100	

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Ms. Aditi Nidhi having teaching experience of four years two months. Her area of interests are international environmental law and allied subjects in field of environmental law, human rights, natural resources law, nuclear law etc. Besides these her core area of research lies in drugs and cosmetics act. Apart from teaching she has presented several national and international research papers and published them in various chapters of edited books and reputed journals. She is presently pursuing her PhD from Gujarat National Law University, Gandhinagar. She qualified in UGC NET.

Emerging Technologies Related Concepts and Law (LH558)

Objectives: The course is aimed to provide inputs to the students about emerging concepts and technologies like Artificial intelligence, machine learning, robotics inventions, cloud robotics, block chain technology cryptography, the various crypto currencies its regulations. It also enlightens the new internet of Robotic Things, digital ecosystems, virtual reality and personality rights, the autonomous vehicle technology its challenges and prospects**.**

Course Outcome: After completion of this course the students will be having the conceptual understanding of various emerging digital technologies and inter related challenges in regulating them. The student will be well acquainted with various regulatory aspects in dealing the legal cases relating to artificial intelligence, block chain, cryptography, digital ecosystems, internet of things, cloud robotics and the most challenging autonomous vehicle technology issues and the law.

Unit I: Legal Dimensions of the Emerging Techologies: Legal Technology – Machine Learning Models for Law, Logic and Rule Based Approach – Using Process/Systems Using Logical Rules – Computational Methods – Document Automation – Document Analysis – Review of Documents by Machines – Sorting Documents Faster – Analyse Contracts – ROSS Legal Research Software – Due Diligence – AI Tools for Contracts Review – Kira Systems, LawGeex, eBrevia, Leverton – Artificial Intelligence Germany – AI Software for Divorces in USA – Research, Legal Analytics – Insights and Shortcuts on Data Points on Past Case Law – Judge's History – Trends & Patterns, Skills, Ethical, Legal and Practical Challenges – Threat to Privacy – EU's General Data Protection Regulation 2018 – The Personal Data Protection Bill 2019 – Malicious Use of AI and Liability.

Unit II: Blockchain Cryptography and Crypto Currency: Legal Implications of Crypto Technology – Crypto Currency Basics– Networks, Distributed Ledger Technology – Decentralized Block Chain Based Systems – Peer to Peer Encryption, Broadcast, Crypto Currency Network – Private Key, Public Key, Transfer of Value, Recording of Transfer, Digital Identities – Verification, Editing, Digital Information, Cryptographic Code, Hash Functions, Record Management, Mining –Rewards Computational Legal Infrastructure and Smart Contracts – US Securities and Exchange Commission on Crypto Currencies.

Unit III – Robotics and Cloud Robotics: Meaning of Robo – Kinds of Robots – Artificially Intelligent Robots – Uses, Status of Electronic Person - Citizenship, Crimes, Civil Law on Robotics - Liability, Manufacturer's Contractual Obligation – Compensating Victim – EU on Social Security Contributions Robo's and Tax – Meaning of Cloud Robotics – Applications, Cloud Technologies – Cloud Computing, Cloud Storage – Role of AI in Cloud Computing Technologies - Cloud Infrastructure – Cloud Management – Cloud Security – IT Act – Managing Big Data – Technological Challenges in Cloud Computing – Security Privacy & Confidence - Cloud Forensics and Cyber Labs.

Unit IV – Internet of Robotic Things (IORT): Internet of Things Meaning - Merger of IOT and Robotics - Smart Sensors, Smart Connected Objects M2M Communication, Data Analytics and Semantic Technologies - Raw Sensor Data, Deep Learning- Edge

Computing - IORT Components- Determination of Best Course of Action - Control or Manipulate Objects, Physical World and Other Sources, IORT Market, Applications and Developments of IORT – Legal Issues Relating to IORT.

Unit V – Digital Ecosystems: Meaning of Digital Ecosystems – Interdependent Systems Digital Environment – Digital Species/ Digital Components – Software Devices – Applications, Services, Knowledge, Heterogeneous Digital Entities – Interactions, Business Processes and Models – Training Modules – Contractual Frameworks and Law – Developments in ICT and Law.

Unit VI – AR/ VR – Technology: Augmented reality (AR) and **V**irtual Reality (VR) Technology – Ownership and Licensing of AR/VR Technology – Rights – Gaming Industry – Robot Assisted Surgery Systems – Robot Assisted User Interfaces – Augmented Reality Tools – Conversational Interfaces – Legal Liability for the Failure of the Machines - IPR Issues, Liability of VR Technology Companies – Land Mark cases: U.S Zenimax v Oculus, Krouse v Chrysler Canada Ltd – Personality Rights – Product Liability Claims – Design Error Liability Claims – Liability under Insurance Coverage, Privacy and Security Issues,

Unit VII – 5G Technology and Regulatory Issues: Fifth Generation Networks –Smart Networked Communication Environments – Heterogeneous Network – Convergence between Wired and Wireless Technology – 5 G Benefits – Auction of 5 G Spectrum - ITU Standards and ITU's International Mobile Telecommunications – 2020 Programme - Spectrum Policy, Spectrum Licences, Security Standards –

Unit VIII – Autonomous Vehicle Technology and Law: Automated Technology in Vehicles – Digital Technology – Artificial Intelligence – Machine Learning – Software Systems – Sensors – Radars – Cables Layered Modular Architecture – Interoperate With Computers – Digital Traces – Control Systems – Cooperative Networking Of Vehicles – Using 3 D MAPS – Travel Aggregators and Liabilities - NHTSA Federal Regulator of Safety – Federal Motor Vehicle Safety Standards – Accidents, Liability Implications of AV Technology – Manufacturer's Product Liability and Other Challenges.

Text and Reference Books

- Charles Araujo, The Ecosystem Advantage: How to Build the Digital Ecosystem That Will Help You Win in the Digital Era, Institute for Digital Transformation (October 27, 2016)
- Edwina L. Rissland "Artificial Intelligence: Knowledge Representation", and Artificial Intelligence: Search, control and Learning". An Introduction, 2nd Edition. Pp.139-214. Bradford Books/MIT Press, Cambridge,MA.1985
- Daniel Drescher, Blockchain Basics: A Non-Technical Introduction in 25 Steps 1st ed. Edition, Apress, 1st ed. Edition, March 16, 2017.
- Imran Bashir, Mastering Blockchain: Deeper insights into decentralization, cryptography, Bitcoin, and popular Blockchain frameworks, Packt Publishing, March 17, 2017
- Thrun, S, Leonard, JJ. Simultaneous localization and mapping. In: Siciliano, B, Khatib, O (eds) Springer handbook of robotics. Cham: Springer, 2008, pp. 871–889.

- Erik Dahlman, Johan Skold, and Stefan Parkvall, 5G NR: The Next Generation Wireless Access Technology, Academic Press; 1 edition, 9 August 2018
- Stefan Rommer, Peter Hedman , Magnus OlssonLars FridShabnam Sultana , Catherine Mulligan, 5G Core Networks: Powering Digitalization, Academic Press; 1 edition,14 November 2019.
- James M. Anderson, Nidhi Kalra, Karlyn D. Stanley, Paul Sorensen, Constantine Samaras, Oluwatobi A. Oluwatola, Autonomous Vehicle Technology : A Guide for Policy Makers, RAND Corporation, ISBN: 978-0-8330-8398-2,2016.
- Hod Lipson (Author), Melba Kurman (Author) Driverless: Intelligent Cars and the Road Ahead, The MIT Press (September 30, 2016)
- Jason Torchinsky, Robot, Take the Wheel: The Road to Autonomous Cars and the Lost Art of Driving, Apollo Publishers, May 7, 2019.

Articles

- Vermesan, O, Bröring, A, Tragos, E. Internet of robotic things: converging sensing/actuating, hypoconnectivity, artificial intelligence and IoT platforms. In: Vermesan, O, Bacquet, J (eds) Cognitive hyperconnected digital transformation: internet of things intelligence evolution, Norway, Belgium: River Publishers Series, 2017, pp. 1–35.
- Bhavanam, P, Jami, MT. Performance assessment in internet of robotic things based on IoT. IJITR 2017; 5(3): 6459–6462.
- Bharathi, K, Anbarasan, K. Design of multi robot system using fuzzy based IoT. Int J Res Sci Eng 2017. 21 December 2017.
- Shi, W, Cao, J, Zhang, Q. Edge computing: vision and challenges. IEEE Internet of Things Journal 2016; 3(5): 637–646. DOI: 10.1109/JIOT.2016.2579198.
- Li Wenbin, Badr Youakim, Bienner Frederique, Digital Ecosystems: Challenges and Prospects, Proceedings of International Conference on Management of Emergent Digital EcoSystems, MEDES 2012,117-122.10.1145/2457276/2457297.
- Ahmad, et. al. “Overview of 5G Security Challenges and Solutions.” IEEE Communications Standards Magazine, vol. 2, no. 1 pp. 36-43, 2018.
- Tehrani, Mohsen Nader, Murat Uysal, and Halim Yanikomeroglu."Device-to-device communication in 5G cellular networks: challenges, solutions, and future directions." IEEE Communications Magazine, vol. 52, no. 5, pp. 86-92, 2014.
- Liza Vertinsky & Todd M.Rice, Thinking about Thinking Machines: Implications for Machine Inventors for Patent Law, B.U.JSCI.&TECH L. 82, 2002.
- Neel Mehta, Aditya Agashe, Parth Detroja, Blockchain Bubble or Revolution: The Present and Future of Blockchain and Cryptocurrencies, Paravane Ventures, June 11, 2019
- Arvind Narayanan , Joseph Bonneau , Edward Felten , Andrew Miller , Steven GoldfederAndrew Miller, Bitcoin and Cryptocurrency Technologies: A Comprehensive Introduction, Princeton University Press (July 19, 2016)

- Cloud Robotics Platforms: Review and Comparative Analysis, Dawarka, Viraj & Bekaroo, Girish, Cloud Robotics Platforms: Review and Comparative Analysis,1-16,10.1109/ICONIC.2018.8601220.
- G. Mester, “Cloud Robotics Model,” Interdisciplinary Description of Complex Systems: INDECS, vol. 13, no. 1, pp. 1-8, 2015.

Criminology and Penology (LH561)

Objectives: This course is intended to provide broad framework pertinent to conceptual, theoretical perspective and historical evolution of criminology and penology. The course explores the criminological schools of thoughts and theories of criminology and penology. It also provides knowledge regarding sentencing and its implications.

Course Outcome: By the end of this course, the students develop an ability to comprehend conceptual and theoretical perspectives relating to criminology and penology. It also enables in outlining the major theories of criminology and penology and also to analyzing the processes of sentencing and its relevance.

Unit I – Conceptual Perspective: Concept of Crime and Criminal– Historical Evolution of Criminology – Meaning, Nature, Scope of Criminology – Significance of Criminology – Criminology and Other Social Sciences – Criminology and Criminal Justice System – Relevance of Criminology to Contemporary Society.

Unit II – Theoretical Perspective of Criminology: Criminal Mind – Criminal Behaviour – Measurement of Criminal Behaviour – Elements of Criminal Behaviour – Critical Criminology – Criminal Psychology – Female Criminality – Dealing with Criminality: Counseling, Corrections, Guidance and Supervision

Unit III – Criminological School of Thought: Proponents and theories of Criminology: Pre-classical, Classical ,Neoclassical , Positivist, Typological, Socialist, Cartographic

Unit IV: Theories of Criminal Behavior: Theories of Criminal Behaviour: Differential Association, Rational Choice, Biological and Biosocial, Psychological, Labelling, Social Disorganization, Anomie and Strain, Conflict, Economic, Radical and Critical, Feminist.

Unit V – Introduction to Penology: Concept of Punishment – Purpose of Punishment – Forms of Punishment – Concept of Penology – Historical Origin of Penology – Meaning, Nature Scope of Penology – Significance of Penology – Recent Trends in Penology.

Unit VI – Penological Perspective: Relationship between Criminology and Penology – Role of Penology - Penal Policy - Penal Treatment - New Penology - Penal Legislation - Sentencing - Forms of Sentencing - Approaches to Sentencing - Proportionality of Sentencing - Sentencing Policy.

Unit VII – Penological Theories: Retributive Theory - Deterrent Theory – Preventive Theory - Reformative Theory - Compensatory Theory (Modern Expiatory Theory) - Interdependence of Penological Theories.

Unit VIII – Prisons and Correctional Approach: Prison as Institution – Classification of Prisons – Prison Administration – Prison Reforms – Concept of Corrections – Theories of Corrections – Corrections Methods – Contemporary Correctional Approach.

Text and Reference books

- Paranjape N.V., Criminology and Penology, 2001, Central Law Publication.
- Frank E. Hugun, Leah E. Daigle, Introduction to Criminology: Theories Methods and Criminal Behaviour, 10th Sage Publishing.

- Dr. Rajendra K. Sharma, Criminology and Penology, Atlantic Publisher's and Distribution, New Delhi.
- Rabindra K. Mohanty, Satyajit Mohanty, Textbook of Criminology Penology and Victimology, 2011, Himalaya Publishing House.
- David Scott, Penology, Sage Course Companies Series, 2008, Sage Publications.
- Imogene Moyer, Criminological Theories Traditional and Non-traditional Voices and Themes, Saga Publications.
- Karen Harrison, Penology: Theory Policy and Practice 1st Edition 2020, Red Glob
- E.H Sutherland, Donald Cressey, David F. Luckenbill, Principles of Criminology, 11th Edition 1992, Central Hall.

Articles

- De Spiegeleire, Stephan, Khrystyna Holynska, Yar Batoh, and Tim Sweijs. Report. Hague Centre for Strategic Studies, 2020.
- Taylor, A. (1960). Effects of Imprisonment. The British Journal of Criminology,1(1), 64-69.
- Farrington, D. (1978). The British Journal of Criminology,18(1), 86-88.
- Naughton, M. (2014). Criminologizing Wrongful Convictions. The British Journal of Criminology,54(6), 1148-1166.
- Sykes, G. (1974). The Rise of Critical Criminology. The Journal of Criminal Law and Criminology (1973-),65(2), 206-213.
- Wigmore, J. (1931). "Better Not Park There! You're Liable to Get Pinched". Journal of Criminal Law and Criminology (1931-1951), 22(1), 5-7.
- Schnur, A. (1958). The New Penology: Fact or Fiction? The Journal of Criminal Law, Criminology, and Police Science, 49(4), 331-334.
- Montaldo, S. (2018). Lombroso: The Myth, The History. Crime, Histoire & Sociétés / Crime, History & Societies, 22(2), 31-61.
- Roberts, J., Azmeh, U., & Tripathi, K. (2011). Structured Sentencing in England and Wales: Recent Developments and Lessons for India. National Law School of India Review, 23(1), 27-45.
- Tonry, M. (2007). Determinants of Penal Policies. Crime and Justice, 36(1), 1-48.

Videos

- https://www.youtube.com/watch?v=FcCV3_du3J8
- https://www.youtube.com/watch?v=lmYyTOzJ9ek
- https://www.youtube.com/watch?v=wNZJpPs9d8k
- https://www.youtube.com/watch?v=zeGZKzGz9VA
- https://www.youtube.com/watch?v=f23mLR2rspA&list=PL_a1TI5CC9RF6S1m9C9ulvlP6uwyK4Azd&index=7&t=0s

- https://www.youtube.com/watch?v=yIPyqA5UAZ8&list=PL_a1TI5CC9RF6S1m9C9ulvlP6uwyK4Azd&index=36&t=0s
- https://www.youtube.com/watch?v=p6HTdF6DcWg
- https://www.youtube.com/watch?v=d_fX-sG57-g
- https://www.youtube.com/watch?v=OmyoKx4piNs
- https://www.youtube.com/watch?v=xxMQfpvAKvE
- https://www.youtube.com/watch?v=1G3Q6He5GHE&list=PL_a1TI5CC9RESaqVzq2kRhJ1Ne-ctMlAt&index=2&t=0s
- https://www.youtube.com/watch?v=Xy4Qsn44Xb0&list=PL_a1TI5CC9RESaqVzq2kRhJ1Ne-ctMlAt&index=3&t=0s
- https://www.youtube.com/watch?v=tUWHTtfTGfU&list=PL_a1TI5CC9RESaqVzq2kRhJ1Ne-ctMlAt&index=6&t=0s
- https://www.youtube.com/watch?v=IIFJhbOIOAc&list=PL_a1TI5CC9RESaqVzq2kRhJ1Ne-ctMlAt&index=4&t=0s
- https://www.youtube.com/watch?v=SwGaJ9G6qkg

Policing and Police Administration (LH562)

Objectives: This course is designed to provide foundation for understanding police system, its organizational structure, role of police and procedure of investigation, police psychology, police and crime management, smart policing and issues involved.

Course Outcome: At the end of the course, the students will be able to analyze police system and policing. The course also familiarizes the students regarding organizational setup, roles, managerial operation and also enables to assess the various aspects relating to policing. It also gives an insight regarding usage of latest technologies in policing.

Unit I – Police System- An Overview: Constitution and Criminal Justice System - Concept of Police Station and Police– Police and Criminal Justice System– History and Origin of Police– Meaning, Nature, Scope of Police – Significance of Police– Police Act, 1861 – National Police Commission Recommendations, (1979).

Unit II – Organizational Structure: Evolution and Development of Organizational Structure– Police Organization: Central Police, State Police, Armed Police, Special Police, State Police Academies– Role of Police Organizational Setup– Organizational Effectiveness– Interpol: Structure and Role.

Unit III – Role of Police: Role of Police in Democratic Welfare State– Prevention of Crime (Patrolling System) – Detection of Crime– Investigation of Crime– Enforcement and Maintenance of Law Order– Internal Security– Caste and Community Polarization– Festivals and Fairs– Events and Agitations– Elections– Women Police and Challenges - Interface with Community, Prosecution and Judiciary.

Unit IV – Investigation Procedure: Concept of Investigation–Agencies involved in the Investigations -General Principles and Steps of Investigation– Power of Police to Investigate– Process of Investigation–Recording of FIR, Case Diary and Station House Dairy–Arrest and Police Custody - Examination of Witnesses and Accused– Confession– Procedure for Search and Seizure – Collection of Evidence–Investigation of Cybercrimes– Challenges to Investigation.

Unit V – Police Psychology: Psychology and Police – Interface Between Psychology and Police: Selection and Evaluation of Police Applicants – Personality and Assessment of Traits with Special Reference to Police Personnel –Attitude: Police Attitude and Need of Attitudinal Change in Police – Stress: Police Stress Causes and Managing Strategies Related to Job Stress with Special Reference to Police, Evaluation of Job Tasks and Duties, Fitness Assessment– Mental Health and Wellbeing of Police Personnel– Psychological Services– Trends and Development in Police Psychology.

Unit VI – Management And Policing: Concept of Management in Policing – Police Station Management: Interpersonal Relationships, Human Resources Management, Planning Process and Decision Making– Custody Management– Traffic Management– Management and Maintenance of Records and Registers– Management of Arms and Ammunitions– Escorting the Accused.

Unit VII – Smart Policing: Alert, Accountable, Responsive– Techno-savvy– Crime and Criminal Tracking Network Systems– Technologies in Policing and Their Role– Reforms in Smart Policing.

Unit VIII – Policing Issues: Police Reforms– Police Sub Culture– Police Cynicism – Police Image– Police Discipline– Police Corruption– Police Accountability– Public Perception– Modernisation of Police.

Field study

Visiting the police stations nearby and understanding the maintenance of records and documents.

Text and Reference books:

- Krishna Mohan Mathur, Indian Police, Role and Challenges, Gyan Publishing House, New Delhi. Hermann, 1994
- K. Padmanabhaiah Committee Police Reforms, 2001.
- Srivastava Aparna, Policing in the 21st Century, Indian Institute of Police Administration, 1999.
- Guharoy Jay Tilak, Role of Police in Changing Society APH Publications, 1999.
- Sharma, P.D., Police and Criminal Justice Administration in India. Uppal Publishing House in Delhi, 1985.
- Gupta, Anand Swarup, Crime and Police in India, Sahitya Bhavan, Agra, 2007.
- Banerjee,D, Central Police Organizations Part I and Part II, Allied Publishers Pvt. Ltd., 2005
- Diaz, S.M., New Dimensions to the Police Role and Functions in India, Published by the National Police Academy, Hyderabad, (1976).
- Nehad Ashraf, Police and Policing in India, Common Wealth Publishers, New Delhi, (1992).
- Parmar M.S., Problems of Police Administration, Reliance Publishing House, New Delhi, (1992).

Articles:

- Bruce, David, and Sean Tait. Technological Innovation in Policing. Igarape Institute, 2015, pp. 2–11,A ‘Third Umpire’ for Policing in South Africa: Applying Body Cameras in the Western Cape
- Chakraborty, T., Prospect of Community Policing: An Indian Approach.The Indian Journal of Political Science,64(3/4), 251-262, (2003).
- Suparna Jain/Aparajita Gupta, Building Smart Police In India: Background Into The Needed Police Force Reforms, NITI Aayog
- Arvind Datar, Shivprasad Swaminathan, Police Powers and The Constitution Of India: The Inconspicuous Ascent Of An Incongruous American Implant, Emory International Law Review, Vol 28 2014, 64-119.
- K.N. Gupta, Police Professionalism: Emerging new challenges in changing Scenario, 66-82, The Indian Police Journal, Vol. 63 No. 2-3 ISSN 0537-2429 April-September, 2016

- Status of Policing in India Report-2018: A study of performance and perceptions, Common Cause & Lokniti - Centre for the Study Developing Societies (CSDS), https://www.tatatrusts.org/upload/pdf/ spir-2018-common-cause.pdf
- Jauregui, B. (2013). Beatings, Beacons, and Big Men: Police Disempowerment and Delegitimation in India. Law & Social Inquiry,38(3), 643-669.
- Revisiting Police Social Work in India: An Agenda of Human Rights, Dr. Kamlesh Kumar, The Indian Police Journal, Vol. 65 No. 4 ISSN 0537-2429 October-December 2018,110.
- Psychological Well-Being of Police Functionaries Dr. Sarita Malik, HCS, The Indian Police Journal, Vol. 65 No. 4 ISSN 0537-2429 October-December 2018, 33-41.
- Interrogation/ Police Interview: Myth, Realities and Challenges By KV Thomas, Assistant Director (Retired), Intelligence Bureau (IB), The Indian Police Journal, January-March 2017,Vol. 64, No. 1, 93-100.

Videos

- https://www.youtube.com/watch?v=tDYndGLa_SQ
- https://www.youtube.com/watch?v=OdTVyB2UhgE
- https://www.youtube.com/watch?v=5NbQYV_A-gk
- https://www.youtube.com/watch?v=C2A4etYLxo8
- https://www.youtube.com/watch?v=QuQ9oyPIP5s
- https://www.youtube.com/watch?v=MIEV9YqNZxk
- https://www.youtube.com/watch?v=3HlBMkbpy08
- https://www.youtube.com/watch?v=6AOckhthD8U
- https://www.youtube.com/watch?v=7YSs8IcdqbE
- https://www.youtube.com/watch?v=FQBhpwlbYa0

ICFAI Law School, Hyderabad

Course Hand Out

Academic Year – 2020-21

(Class of 2021)

***Course Name*: Policing and Police Administration**

Course Code: LH562

Semester: IX

***Faculty Name*:Anwesha Panigrahi**

Mobile No: +9188763709315, +916371328533

Email: panigrahianwesha@ifheindia.org

Objectives of the Course: This course is designed to provide foundation for understanding police system, its organizational structure, role of police andprocedureof investigation, police psychology, police and crime management, smart policing and issues involved.

Course Outcomes: At the end of the course, the students will be able to analyze police system and policing. The course also familiarizes the students regarding organizational setup, roles, managerial operation and also enables to assess the various aspects relating to policing. It also gives an insight regarding usage of latest technologies in policing.

Recommended Text Books and Reference Books

	Text Book	Author / Publication
	Understanding the police in India	Arvind Verma, KS Subramanium, Lexis Nexis, 2nd edition 2013
	Indian Police: Role and Challenges	Krishna Mohan Mathur, Gyan Publishing House, Reprint edition 2013
3	The New Khaki – the evolving nature of policing in India	Arvind Verma, CRC Press, Taylor & Francis 2011
4	Handbook of Policing	Tim Newburn, William Publishing, 2nd Edition, Devon UK, 2008
5	The Police, State and Society – Perspectives from India and France	Ajay K. Mehra, Rene Levy, Pearson, 2011
6	Policing	John Grieve et al, Sage Publications, 2007
7	The Oxford Handbook of Police and Policing	Michael Dean Reisig et al, Oxford University Press, 2014

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1	6	Police System- An Overview	Constitution and Criminal Justice System -Concept of Police Station and Police– Police and Criminal Justice System– History and Origin of Police– Meaning, Nature, Scope of Police – Significance of Police– Police Act, 1861 – National Police Commission Recommendations, (1979).	Book 1 Book 5 Police Act, 1861 National Police Commission Recommendation Status of Policing in India Report 2018	Chapter 1, 11 Chapter 2 https://www.youtube.com/watch?v=QuQ9oyPIP5s&t=249s https://www.youtube.com/watch?v=5NbQYV_A-gk&t=375s https://www.youtube.com/watch?v=lV0q_oCVYD8&t=242s https://www.youtube.com/watch?v=OcpU-cqvw-8&list=PL_a1TI5CC9RGksjjaIJ6lt2oiCKoSpIEj&index=6&t=0s	In this unit, we shall understand the concept of police and policing by looking into the ancient concepts of policing and medieval development of the police. We shall also look into the primary legislations and policies which govern the police and their activities in India
2	6	Organizational Structure	Evolution and Development of Organizational Structure– Police Organization: Central Police, State Police, Armed Police, Special Police, State Police Academies– Role of Police Organizational Setup– Organizational Effectiveness– Interpol: Structure and Role.	Book 1	Chapter 2, 3 https://www.youtube.com/watch?v=C2A4etYLxo8 https://www.youtube.com/watch?v=AcAUkEdVEo0&list=PL_a1TI5CC9RGksjjaIJ6lt2oiCKoSpIEj&index=7&t=0s https://www.youtube.com/watch?v=8LI5dn6jI3o&list=PL_a1	We shall look into in this unit, the development of the present organizational structure in the police as well as the hierarchy that exists. We shall also look into structure of the International Police

					TI5CC9RGksjjaIJ6lt2oiCKoSpIEj&index=8&t=0s https://www.youtube.com/watch?v=MIEV9YqNZxk&list=PL_a1TI5CC9RGksjjaIJ6lt2oiCKoSpIEj&index=10&t=0s https://www.youtube.com/watch?v=Ie0YSkpQVB8&list=PL_a1TI5CC9RGksjjaIJ6lt2oiCKoSpIEj&index=11&t=0s https://www.youtube.com/watch?v=ZJ6oWdj_zIk&list=PL_a1TI5CC9RGksjjaIJ6lt2oiCKoSpIEj&index=21&t=0s	
3	7	Role of Police	Role of Police in Democratic Welfare State– Prevention of Crime (Patrolling System) – Detection of Crime– Investigation of Crime– Enforcement and Maintenance of Law Order– Internal Security– Caste and Community Polarization– Festivals and Fairs– Events and Agitations– Elections– Women Police and Challenges -Interface with Community, Prosecution and Judiciary.	Book 1	Chapter 6, 13 https://www.youtube.com/watch?v=tDYndGLa_SQ https://www.youtube.com/watch?v=tVf4sNXvMFM&list=PL_a1TI5CC9RGksjjaIJ6lt2oiCKoSpIEj&index=18&t=0s https://www.youtube.com/watch?v=ItgrSXQ5ivU&list=PL_a1	This unit will include the insights into what role the police plays. We shall look into the dynamic functionality of the police and the various factors which play a role in the smooth functioning of the police.

					TI5CC9RGksjjalJ6lt2oiCKoSpIEj&index=34&t=0s	
4	7	Investigation Procedure	Concept of Investigation– Agencies involved in the Investigations -General Principles and Steps of Investigation– Power of Police to Investigate– Process ofInvestigation– Recording of FIR, Case Diary and Station House Dairy–Arrest and PoliceCustody - Examination of Witnesses and Accused– Confession– Procedure for Search and Seizure – Collection of Evidence–Investigation of Cybercrimes– Challenges to Investigation.	Book 1	Chapter 5 https://www.youtube.com/watch?v=NzWg9bqze-s https://www.youtube.com/watch?v=LqvIaEzjFno&list=PL_a1TI5CC9RGksjjalJ6lt2oiCKoSpIEj&index=14&t=0s https://www.youtube.com/watch?v=tDYndGLa_SQ&list=PL_a1TI5CC9RGksjjalJ6lt2oiCKoSpIEj&index=29&t=0s	Investigation is one of the primary functions of the police. In this unit, we look into the detailed procedure in investigation so as to understand the role of police officers and their contribution to the process in each step. We shall also look into challenges that the police face during the whole procedure.
5	5	Police Psychology	Psychology and Police – Interface Between Psychology and Police: Selection and Evaluation of Police Applicants – Personality and Assessment of Traits with Special Reference to Police Personnel –Attitude: Police Attitude and Need of Attitudinal Change in Police – Stress: Police Stress Causes and Managing Strategies Related to Job Stress with Special Reference to Police, Evaluation of Job Tasks and Duties, Fitness Assessment– Mental Health and Wellbeing of Police Personnel– Psychological Services– Trends and Development in Police Psychology.	Police Psychology: A New Specialty and New Challenges for Men and Women in Blue, David J Thomas, Praeger Publications, 2011 Police Selection and Training, Robert Loo et al,	https://www.youtube.com/watch?v=FQBhpwlbYa0&list=PL_a1TI5CC9RGksjjalJ6lt2oiCKoSpIEj&index=12&t=0s https://www.youtube.com/watch?v=Zcl5GEaX1Pk	In this unit, we shall look into a rather modern aspect of police psychology. We shall understand the traits which are required to be a police officer, stress endured by police officers and managing such stress and aspects regarding their mental health.

				Springer 1986 Personality Development in Police Psychology: A 21st Century perspective, Charles C Thomas Publication, 2010		
6	5	Management And Policing	Concept of Management in Policing – Police Station Management: Interpersonal Relationships, Human Resources Management, Planning Process and Decision Making– Custody Management– Traffic Management– Management and Maintenance of Records and Registers– Management of Arms and Ammunitions– Escorting the Accused.	Police Management, Roy R. Roberg et al, 3rd edition, Oxford University Press, 2002		In this issue, we shall look into the very important aspect of managing the police, management of the police station, human resource management in the police and other kinds of management which the police at different hierarchical levels have to undertake.
7	5	Smart Policing	Alert, Accountable, Responsive– Techno-savvy– Crime and Criminal Tracking Network Systems– Technologies in Policing and Their Role– Reforms in Smart Policing.	Book 1	Chapter 10, 12 https://www.youtube.com/watch?v=Ssj2xovRaP4&list=PL_a1TI5CC9RGksjjaIJ6lt2oiCKoSpIEj&index=15&t=0s	With the advent of technology and now cyber technology and with crime commission becoming easier for perpetrators, policing and investigation has become a tougher task. This unit discusses how the police cope up with the advanced technology and the concept of smart policing.
8	7	Policing Issues	Police Reforms– Police Sub Culture– Police Cynicism – Police Image– Police Discipline– Police Corruption– Police Accountability– Public Perception– Modernisation	Book 5 Book 3	Chapter 15, 10, 12 https://www.youtube.com/watch?v=7YSs8IcdqbE	In this final unit, the students will be learning different issues which exist in present day policing and the prospective and suggestive

			of Police.		https://www.youtube.com/watch?v=OdTVyB2UhgE https://www.youtube.com/watch?v=6AOckhthD8U&list=PL_a1TI5CC9RGksjjaIJ6lt2oiCKoSpIEj&index=13&t=0s https://www.youtube.com/watch?v=baL5RF-Vp_o&list=PL_a1TI5CC9RGksjjaIJ6lt2oiCKoSpIEj&index=19&t=0s https://www.youtube.com/watch?v=kvEAUuuxxK4&list=PL_a1TI5CC9RGksjjaIJ6lt2oiCKoSpIEj&index=20&t=0s https://www.youtube.com/watch?v=WzuWMf3WPPc	solutions to them. We shall alo look into police reforms in detail in this unit.
Total	48					

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
- The participation has to be relevant and meaningful. “Speaking for speaking’s sake” will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.

- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.
- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.
- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.
- Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

Students must occupy their seats before faculty comes in and remain seated until the end of the class.

Students must have their name plates on the desk.

Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.

Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.

No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	**Component**	**Expected slot / due date**	**Marks declaration by**	**Weigh tage**	**Syllabus**
NCP I	Internal Assessment	September 1, 2020	September 4, 2020	10	UNIT: I, II
NCP II	Mid Term	September 28, 2020	October 10, 2020	20	UNIT: I, II, III, IV
NCP III	Internal Assessment	October 27, 2020	November 1, 2020	10	UNIT: V, VI
NCP IV	Class Participation	November 20, 2020	December 20, 2020	5	
NCP V	Attendance	November 20, 2020	December 20, 2020	5	
End Term	End Term	November 23, 2020	December 20, 2020	50	UNIT: I - VIII

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Miss Anwesha Panigrahi has completed her BA LLB from School of Law, KIIT University, Bhubaneswar. She has then completed her LLM in Criminal justice, family and social welfare from University College London. Her research interests include criminal law, criminal justice, prison laws and human rights law.

Crimes against Women and Children (LH563)

Objectives: Women and children, after many international and domestic efforts, have remained to be one of the most vulnerable categories of people who are subjected to the vices of various criminals and violent activities. This course aims to enlighten the students about the existing and ongoing criminal activities and efforts to curb such violence.

Course Outcome: At the end of the course, the student will be well versed with the various forms of violence against women and children. He will know the criminal activities along with the punishments and safeguards available under the current domestic legislations as well as international regulatory framework. Alongside, the student will be able to participate in the ongoing academic debates in and around such crimes and the solution to such menaces.

Unit I - Women and Violence: Meaning and Concept of Gender-Based Violence – Forms of Violence – Causation of Crimes Against Women – Historical Account of Various Crimes Against Women – International and Domestic Regulatory Framework to Tackle Crimes Against Women.

Unit II – Crimes against Women - I: Rape – Forms of Rape – Evolution of Rape Laws (Tukaram to Nirbhaya) – Sexual harassment – Outraging and Insulting the Modesty of Women – Indecent Representation of Women – Staking – Voyeurism – Acid Attacks – Cyber-Crimes Against Women – Protective Measures.

Unit III – Crimes against Women II: Domestic Violence – Forms of Domestic Violence – Protection against Domestic Violence – Dowry Related Offences – Immoral Trafficking of Women – Female Foeticide – Honor Crimes.

Unit IV – Tackling Crimes against Women: Procedural Safeguards – Challenges to Addressing Crimes against Women – Victimological Approaches – Role of Governmental and Non-Governmental Organizations – Gender Sensitization.

Unit V – Crime and Children: Child – Children as Vulnerable Population – Causation of Crimes Against Children – International and National Instruments Dealing with Rights of Children.

Unit VI – Crimes against Children: Child Abuse – Child Sexual Abuse – Protection of Children from Sexual Offences – Child Pornography - Trafficking of Children – Child Marriage – Crimes against Unborn Children – POCSO Act.

Unit VII – Exploiting Child Vulnerability – Contemporary Issues: Children with Disabilities – Child Labour – Child Soldiers – Neglected Children – Transgender Children – Child Victims of Drug Abuse – Available Protection Mechanisms under Domestic and Global Legislations.

Unit VIII – Challenges and Way Forward: Procedural Safeguards Available to Deal with Child Victims – Challenges to Existing Framework – Role of Family and Community – Fostering Care and Generating Awareness – Preventive Approaches.

Research work:

Study of social media impact on crimes against children

Text and Reference Books

- Women, 20 December 1993,A/RES/48/104
- Welehman, Lynm Ed. (2005). Honour: Crimes, Paradigms and Violence Against Women. London: Zed books.
- Jaising, Indira, Mathur, Pinky Anurag, Conflict in the Shared Household - Domestic Violence and the Law in India, Oxford University Press, 2019.
- Mishra Manisha, Law on Protection Against Sexual Harassment of Women at Workplace, Orient Publishing Company, 2018.
- Baxi, P.(2013-10-01).Doctrinal Pictures of Rape Trials: How to Do Things with Feminism.InPublic Secrets of Law: Rape Trials in India.: Oxford University Press.
- Sonja C. Grover , Prosecuting International Crimes and Human Rights Abuses Committed Against Children: Leading International Court Cases, Springer 2010
- McGlynn, C., & Munro, V. (2011).Rethinking rape law: International and comparative perspectives. Abingdon: Routledge.
- Jaising, Indira Ed (2009), Law of Domestic Violence. New Delhi: Lexis Nexis.
- Ministry ofwomen and Child Welfare Model Guidelines under Section 39 of The Protection of Children from Sexual Offences Act, 2012 September, 2013 Guidelines for the Use of Professionals and Experts under the POCSO Act, 2012
- Bajpai, A. (2003) Child Rights in India: Law, Policy and Practice, New Delhi: Oxford University Press.
- Kabeer, N. et al (Ed.) (2003) Child Labour and the Right to Education in South Asia; Needs Versus Rights? New Delhi: Sage.
- Summary Report: Towards a global indicator on unidentified victims in child sexual exploitation material, ECPAT International, INTERPOL (2018).

Articles:

- Davies, S., & True, J. (2015). Reframing conflict-related sexual and gender-based violence: Bringing gender analysis back in. *Security Dialogue,46*(6), 495-512.
- Morrison, A., Ellsberg, M., &Bott, S. (2007). Addressing Gender-Based Violence: A Critical Review of Interventions. *The World Bank Research Observer,22*(1), 25-51.
- United Nations' "Training curriculum on effective police responses to violence against women" (Criminal Justice Handbook Series, NY 2010)
- United Nations' Handbook for Legislation on Violence against Women (UN Women, 2012)
- UNICEF (2005) Dealing with Child Victims of Trafficking and Commercial Sexual Exploitation, Department of Women and Child Development, Ministry of HRD Government of India
- Herring, J. (2018). The Severity of Domestic Abuse. *National Law School of India Review, 30*(1), 37-50.

- May-Chahal, C., & Kelly, E. (2020). *Online Child Sexual Victimisation*. Bristol, UK; Chicago, IL, USA: Bristol University Press.
- Druba, V. (2002). The Problem of Child Soldiers. International Review of Education / Internationale ZeitschriftFür Erziehungswissenschaft / Revue Internationale De L'Education, 48(3/4), 271-277.
- Greiman, V., & Bain, C. (2013). The Emergence of Cyber Activity as a Gateway to Human Trafficking. *Journal of Information Warfare,12*(2), 41-49.
- Corrosive Crime: The Supreme Court's ruling on curbing acid attacks on women is only the first step. (2013). *Economic and Political Weekly,48*(33), 9-9.

Case Laws

- Mukesh v. State (NCT of Delhi) (2018) 8 SCC 149
- Vinay Sharma and another v. State (NCT of Delhi) and others(2018) 8 SCC 186
- Akshay Kumar Singh vs The State Nct Of Delhi [2019 SCC Online SC 1653]
- Avnish Bajaj vs State (N.C.T.) Of Delhi [116 (2005) DLT 427]
- K.Muthu Mariappan : vs The State Rep By The Inspector Of Police [2015 (3) MLJ (Crl) 429]
- Tukaram v. State of Maharashtra, (1979) 2 SCC 143
- Indra Sarma vs V.K.V.Sarma [AIR 2014 SC 309]
- National Commission For ... vs Rajesh Kumar [SC CIVIL APPEAL NO. 7968 OF 2019]
- Bachpan Bachao Andolan v. Union of India, (2011) 5 SCC 1
- Mukeshbhai Manharlal Khakhar vs State Of Gujarat [Gujarat HC R/SCR.A/10941/2018

Videos

- https://www.youtube.com/watch?v=6ynvriz77lM
- https://www.youtube.com/watch?v=QKFYuLG8OGk
- https://youtu.be/HPZOGzNQ9wk
- https://youtu.be/LcAbW0UFoXs
- https://youtu.be/kh8EZkYcTtg
- https://youtu.be/HqXNOE5zTrA
- https://youtu.be/4hRHA69r4Io
- https://youtu.be/YXF_WNiTF4s
- https://youtu.be/rArjdj8YIfM
- https://youtu.be/CimCRuofrfU
- https://youtu.be/x07-OHnoXnM
- https://www.youtube.com/watch?v=WrBlJJFi02U&list=PL_a1TI5CC9RHIruTpffWLYoRHixwdf7Ot&index=7&t=0s

- https://www.youtube.com/watch?v=PZ1OW9bdO24&list=PL_a1TI5CC9RHIruTpffWLYoRHixwdf7Ot&index=12&t=0s
- https://www.youtube.com/watch?v=E6Cd9A00vcI&list=PL_a1TI5CC9RHIruTpffWLYoRHixwdf7Ot&index=13&t=0s
- https://www.youtube.com/watch?v=SFY_l9QrfUk&list=PL_a1TI5CC9RHIruTpffWLYoRHixwdf7Ot&index=20&t=0s
- https://www.youtube.com/watch?v=P1SDKvkWQRk&list=PL_a1TI5CC9RHIruTpffWLYoRHixwdf7Ot&index=21&t=0s
- https://www.youtube.com/watch?v=KAOEs2v9cSs&list=PL_a1TI5CC9RHIruTpffWLYoRHixwdf7Ot&index=29&t=0s
- https://www.youtube.com/watch?v=tFv7kKJosKs&list=PL_a1TI5CC9RHIruTpffWLYoRHixwdf7Ot&index=31&t=0s
- https://www.youtube.com/watch?v=ExsT1246mEo&list=PL_a1TI5CC9RGS9cPqlTIL8YpTFWsWI1FS&index=25&t=0s

ICFAI Law School, Hyderabad

Course Hand Out

Academic Year – 2020-21

(Class of BBA LLB (H) / BA LLB (H) 2021)

***Course Name*: Crimes against Women and Children**

Course Code: LH 563

Semester: IX

***Faculty Name*: Dr. MADHURI IRENE**

Mobile No: 9247133349

Email: madhuriirene@ifheindia.org

Objectives of the Course: Women and children, after many international and domestic efforts, have remained to be one of the most vulnerable categories of people who are subjected to the vices of various criminals and violent activities. This course aims to enlighten the students about the existing and ongoing criminal activities and efforts to curb such violence

Course Outcomes: At the end of the course, the student will be well versed with the various forms of violence against women and children. He will know the criminal activities along with the punishments and safeguards available under the current domestic legislations as well as international regulatory framework. Alongside, the student will be able to participate in the ongoing academic debates in and around such crimes and the solution to such menaces

Recommended Text Books and Reference Books

	TEXT BOOK	AUTHOR / PUBLICATION
	Indian Penal Code	Ratanlal &Dhrajlal, LexisNexis, 35th Edition 2017
	Indian Penal Code	Prof. NV Paranjape, Central Law Publications,3rd Edition reprint 2018
	Indian Penal Code	Shailender Malik, Allahabad Law Agency, 27th Edition 2018
	Gender Justice	Dr.NK Chakrabarty, R.Camray and Co. 2018
	Law relating to Protection of Women from Domestic Violence	Dr. Suman Rai, (Third Edition-2017) Orient Publishing Co. Allahabad
	Commentary on Protection of Women from Domestic Violence Act	NK Acharya , 8th Edition 2018, Asia Law House, Hyderabad
	Law of the Sexual Harassment of	FM Oswal, 2nd Edition 2016, CTJ

	Women at Work place	Publishers, Pune
	Commentaries on the Protection of Women from Domestic Violence Act, 2005	S.P.Sen Gupta, Kamal Law House (2018)
	Child Rights in India: Law, Policy and Practice	Bajpai, A. (2003), New Delhi: Oxford University Press.
	Sexual violence against women	Vandana, LexisNexis Butterworths Wadhwa, 2016
	Rethinking rape law: International and comparative perspectives	McGlynn, C., & Munro, V. (2011).. Abingdon: Routledge
	Violence Against Women And Children	Dinesh Vats, Binesh Publications (2018)
	The Protection of Children from Sexual Offences (POCSO) Act, 2012	Dr. Ganguly, Dwivedi & Company; 3th Edition (2020)
	Ministry of women and Child Welfare Model Guidelines under Section 39 of The Protection of Children from Sexual Offences Act, 2012 September, 2013 12	Guidelines for the Use of Professionals and Experts under the POCSO Act, 20
	Child Labour and the Right to Education in South Asia; Needs Versus Rights?	Kabeer, N. et al (Ed.) (2003) New Delhi: Sage.

Course Outline:

Sl. No UNIT	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
I	6	Women and Violence:	Meaning and Concept of Gender-Based Violence – Forms of Violence – Causation of Crimes Against Women – Historical Account of Various Crimes Against Women – International and Domestic Regulatory Framework to Tackle Crimes Against Women.	RB 4,10,11	RB-4 Part IV, RB 10-Chat1-3 RB 11 https://www.youtube.com/watch?v=-9TxPdB3wIQ https://www.youtube.com/watch?v=tjwkT4VHqCI https://www.youtube.com/watch?v=W_ZPHPutN-c	Students will be able to understand Concept of Gender, Gender violence and various crimes against women International and National perspective
II	8	Crimes against Women - I:	Rape – Forms of Rape – Evolution of Rape Laws (Tukaram to Nirbhaya) – Sexual harassment – Outraging and Insulting the Modesty of Women –	RB 1,2,3	https://youtu.be/rArjdj8YIfM https://youtu.be/CimCRuofrfU	Students will be able to Know about various crimes against women under Indian penal code along with

			Indecent Representation of Women – Staking – Voyeurism – Acid Attacks – Cyber-Crimes Against Women – Protective Measures.			Criminal Law amendments.
III	6	Crimes against Women II:	Domestic Violence – Forms of Domestic Violence – Protection against Domestic Violence – Dowry Related Offences – Immoral Trafficking of Women – Female Foeticide – Honor Crimes.	RB 4,5,6,8	https://youtu.be/HqXNOE5zTrA https://www.youutube.com/watch?v=PZ1OW9bdO24&list=PL_a1TI5CC9RHIruTpffWLYoRHixwdf7Ot&index=12&t=0s https://youtu.be/CimCRuofrfU https://youtu.be/HqXNOE5zTrA	Students will be able to understand special legislations and social evils dealing with crimes against women like PWDVact, PITAct, Dowry Prohibition Act, Female foeticide, PNDT Act, etc.
IV	6	Tackling Crimes against Women:	Procedural Safeguards – Challenges to Addressing Crimes against Women – Victimological Approaches – Role of Governmental and Non-Governmental Organizations – Gender Sensitization.	RB, 1,2,4,7	https://www.youutube.com/watch?v=PZ1OW9bdO24&list=PL_a1TI5CC9RHIruTpffWLYoRHixwdf7Ot&index=12&t=0s	Students will be learning about various safeguards setup by the Govt and Non Govermental organizations dealing with the women issues and Challenges
V	6	Crime and Children:	Child – Children as Vulnerable Population – Causation of Crimes Against Children – International and National Instruments Dealing with Rights of Children.	RB12,15	https://www.youutube.com/watch?v=P1SDKvkWQRk&list=PL_a1TI5CC9RHIruTpffWLYoRHixwdf7Ot&index=21&t=0s	Students will understand nature of crimes aginst children and causes along with the safeguards given to the children by International and National Instruments
VI	6	Crimes against Children:	Child Abuse – Child Sexual Abuse – Protection of Children from Sexual Offences – Child Pornography - Trafficking of Children – Child Marriage – Crimes against Unborn Children – POCSO Act.	RB 13,14	https://www.youutube.com/watch?v=ExsT1246mEo&list=PL_a1TI5CC9RGS9cPqlTIL8YpTFWsWI1FS&index=25&t=0s https://www.youutube.com/watch?v=PZ1OW9bdO24&list=PL_a1TI5CC9RHIr	Students will be learning about various crimes against Children their protections in Special Legislations

					uTpffWLYoRHixwdf7Ot&index=12&t=0s	
VII	6	Exploiting Child Vulnerability – Contemporary Issues:	Children with Disabilities – Child Labour – Child Soldiers – Neglected Children – Transgender Children – Child Victims of Drug Abuse – Available Protection Mechanisms under Domestic and Global Legislations	RB 13,14,15	https://www.youtube.com/watch?v=tFv7kKJosKs&list=PL_a1TI5CC9RHIruTpffWLYoRHixwdf7Ot&index=31&t=0s	Students will be able to know about Exploitation made against children and contemporary issues
VIII	4	Challenges and Way Forward:	Procedural Safeguards Available to Deal with Child Victims – Challenges to Existing Framework – Role of Family and Community – Fostering Care and Generating Awareness – Preventive Approaches	RB 12,13,14,15		Students will be able to understand various safeguards provided for protection of rights of Children as vulnerable group
Total	48					

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
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- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
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attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.

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Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

Students must occupy their seats before faculty comes in and remain seated until the end of the class.

Students must have their name plates on the desk.

Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.

Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.

No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	**Component**	**Expected slot / due date**	**Marks declaration by**	**Weightage**	**Syllabus**
NCP I	Internal Assessment	1/9/2020	10/9/2020	15	**UNIT I,II**
NCP II	Mid Term	28-09-2020		20	UNIT I-IV
NCP III	Internal	25/10/2020	01/11/2020	15	UNIT V-

	Assessment				VI
End Term	End Term	23-11-2020		50	UNIT-I-VIII

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Dr. M. Madhuri Irene, Associate Professor, ICFAI LAW SCHOOL, ICFAI Foundation for Higher Education (IFHE), HYD

- 20 yrs. of teaching Experience as Law professor.
- 5yrs working experience in teaching LLM and guided 22 L.L.M Dissertations.
- 5 yrs Practicing Experience as an Advocate at Bar Association Karimnagar.
- Published more than 50 Articles in referred International and National Journals / Books.
- Presented more than 55 papers in International National and Seminars/ Conferences.
- Visiting Faculty for ADR and FDR PG Diploma Courses Conducted by ICADR, Regional Centre, Hyderabad.
- Visiting Resource person for Orientation and Workshops conducted for State Government officials by APHRDI, Bapatla, AP
- Reviewer for Scientific Journal RMES of Crimson Publishers, LLC, New York - 10016, USA
- Review Committee Member for International Centre of Excellence in Education, Business and Management Journal, (ICEEBM) USA
- Associate Editorial Board member (Law) International Journal of Interdisciplinary Current Researches(IJICR)
- External Peer Reviewer for Christ University Law Journal, Bangalore.
- Honorary Editorial board / reviewer , Amity Law School Dubai, UAE
- Coordinator for ICFAI Conference of Nations a Model United Nations (ICON)
- Coordinator for 33 All -India Inter-University Moot Court Competition – 2017, held at Faculty of Law, IFHE, Hyderabad. On 30th March till 2nd April, 2017.
- Coordinator for Two day National Conference on Gender Exfoliation – Legal Dynamics held during November 18th and 19th 2017 at IFHE Campus.
- Coordinator for Shri NJ Yasaswy Memorial Asia Pacific Moot Court Competition Held during 29th March till 1st April 2018.

Victimology (LH564)

Objectives: This course is intended to cover the basic conceptual aspects and theoretical approach of victimology and victimization process. It also gives insightful understanding about the emergence of victims, the place of victims, the role of victims, in criminal justice system, the impact of crime on them and the services offered. It also focuses on victimization of various categories of victims. The course also includes the emerging trends in the arena of victimology.

Course Outcome: On completion of the course the students will be acquainted with conceptual and theoretical knowledge of victimology. The students will develop the ideology of victimization and evaluate the issues pertaining to victims, analyze recent protective legislation and active role of judiciary. The expanding field of victimology enables to explore multi dimension facets of victimology.

Unit I – Conceptual Jurisprudence: Concept of Victim – Position of Victim – Typology of Victim – Emerging Concern for Victims of Crime – Meaning, Nature and Scope of Victimology – Historical Origin of Victimology.

Unit II – Victimization Process: Concept of Victimization – Determinants of Victimization – Primary, Secondary, Tertiary Victimization – Repeat Victimization – Recurrent Victimization - Impact of Victimization – Cost of Victimization.

Unit III – Theories of Victimology: Precipitation Theory – Life Style Theory – Deviant Place Theory – Routine Activity Theory – Applicability of Theories.

Unit IV – Victim Vulnerability and Trauma: Victim Vulnerability – Dimensions of Victim Vulnerability – Factors of Victim Vulnerability – Psychodynamic of Trauma – Trauma Reaction.

Unit V – Role of Victim in Criminal Justice System: Victim Perception – Victim Precipitation – Victims Participation in Criminal Justice System – Victims Role in Criminal Proceedings Stages – Victims Impact on Judicial Process – Post Prosecutional Services.

Unit VI – Rights of Victims: Victim Offender Relationship – Protection of Victim Under Criminal Justice System – Balancing the Rights of Victims/Offender – Victim Assistance – Victim – Offender Reconciliation Programs.

Unit VII – Contemporary Issues in Victimology: Intimate Partner Violation – Victimization of Children, Women, Elderly People Inmates – Men Victim – Police Victimization – Victims of Cybercrimes – Victimization of Special Population – Victimization of Refugees.

Unit VIII – Therapeutic Jurisprudence and Judicial Approach: Legal Framework for Victims – Compensatory Jurisprudence – Compensation under Various Laws and Commission Reports – Supreme Court and Victim Compensations – NALSA and Victim Compensation Schemes: Nirbya Fund, Central Victim Compensation Fund - Judicial Approach Towards Victims and Victimization.

Project work

Study of schemes offered by legal services authority and government in compensating the victims.

Text and Reference books:

- William G. Deorner and Steven P Lab, Victimology 8th Edition 2017, Routledge.
- Leah E Daigle and Lisa R Muflic, Victimology: A Comprehensive Approach, 2nd Edition 2020, Sage Publication Inc.
- Vetos Pamela Davies, Peter Francis, Chris Greer, Victims, Crimes and Society: An Introduction, 2nd Edition Sage Publishing.
- Lorraine Wolhuter, Neil Olley and David DeN ham, Victimology: Victimization and Victims Rights, 2009, Routledge - Cavendish.
- SundraWalklate, Imaging the Victims of Crime, 2007, Open University Press, England.
- Hand book on Justice of Victims, United Nations Office on Drugs and Crime, www.unodc.org
- Paranjape N. V, Criminology Penology and Victimology, 2012, Central Law Publication Allahabad.
- V.N. Rajan, Victimology in India, AP Publisher's New Delhi.

Articles:

- Bag, R. (1999). Perspectives in Victimology in Context of Criminal Justice System. Journal of the Indian Law Institute, 41(1), 78-94.
- Halder, D., & Jaishankar, K. (2014). Online Victimization of Andaman Jarawa Tribal Women: An Analysis of The 'Human Safari' Youtube Videos (2012) and its Effects. The British Journal of Criminology, 54(4), 673-688.
- Iqbal A. Ansari. (2005). Law on Mass Crimes and Victims' Rights. Economic and Political Weekly, 40(9), 811-813.
- Haynes, S. H. (2011). The effects of victim-related contextual factors on the criminal justice system. Crime & Delinquency, 57(2), 298-328.
- Miller, S. L., & Hefner, M. K. (2015). Procedural justice for victims and offenders? Exploring restorative justice processes in Australia and the US. Justice Quarterly, 32(1), 142-167.
- Kirchengast, T. (2013). Victim Lawyers, Victim Advocates, and the Adversarial Criminal Trial. New Criminal Law Review: An International and Interdisciplinary Journal, 16(4), 568-594.
- Roberts, J. (2009). Listening to the Crime Victim: Evaluating Victim Input at Sentencing and Parole. Crime and Justice, 38(1), 347-412.
- Miethe, T. (1985). The Myth or Reality of Victim Involvement in Crime: A Review and Comment on Victim-Precipitation Research. Sociological Focus, 18(3), 209-220.
- Stringer, R. (2013). Vulnerability after Wounding: Feminism, Rape Law, and the Different Substance, 42(3), 148-168.
- Gulzar, U. (2019). Vanishing Themes of Indian Victim Compensation Law: An Exploration. Journal of Victimology and Victim Justice, 2(2), 226–235.

Videos

- https://www.youtube.com/watch?v=CdQTJ7nWLMc
- https://www.youtube.com/watch?v=bIieC-D7Msw
- https://www.youtube.com/watch?v=cJtoezpPE7k
- https://www.youtube.com/watch?v=6Reg7Bo6BPs
- https://www.youtube.com/watch?v=jaNSTsbhaao
- https://www.youtube.com/watch?v=5qbpKX1ci1w
- https://www.youtube.com/watch?v=0NOQTmip_7o&list=PL_a1TI5CC9RHu4aLCLnwg2V25RTtxvmcF&index=3&t=0s
- https://www.youtube.com/watch?v=P4GW3kFmZPA&list=PL_a1TI5CC9RHu4aLCLnwg2V25RTtxvmcF&index=12&t=0s
- https://www.youtube.com/watch?v=U3TpGduwZeU&list=PL_a1TI5CC9RHu4aLCLnwg2V25RTtxvmcF&index=18&t=0s
- https://www.youtube.com/watch?v=hmab4EQde0U&list=PL_a1TI5CC9RHu4aLCLnwg2V25RTtxvmcF&index=22&t=0s

Prison Jurisprudence and Correctional Administration (LH565)

Objectives: The course is designed to familiarize about prison system, its organization and management. The course also covers topics related internal aspects of prison administration, prison legislation and prison reforms. The course explores the aspects of correctional system, correctional theories, and correctional process and includes combination of institutional and country based corrective measures.

Course Outcome: At the end of the course the students will be knowing the gamut of prison system within the context of correctional administration. It enables to examine internal administrative practices and procedures of correctional institution and also to appreciate correctional philosophy, theories, reforms and trends in corrections.

Unit I – Overview of Prison System: Prison System – Prisoners – Purpose of Prisons – History and Evolution of Prisons – Meaning, Nature, Scope of Prisons – Types of Prisons: Central Jail, District Jail, Sub Jail – Classification of Prisons: Adult Male Prisons, Women Prisons, Open Prisons, Special Prisons, Other Prisons, Juvenile Institutions – Prisons and Courts.

Unit II – Prison Organization and Management: Administration Organization – Role and Powers of Administrative Personnel – Management of Prisons: Principles of Prison Management – Competency in Prison Management – Strategies for Effective Prison Management – Administrative Management: Prison Environment – Routine Activity, Inmate Management, Human Resources Management, Visitor Management, Prison Security – Prison Employment: Prison Labour and Wages

Unit III – Internal Aspects of Prison Administration: Prison – Staff Relationship, Prisoners Perception, Prison Population: Under Trials, Convicts, Detunes, Foreign Prisoners, Ageing Prisoners, Mentally Ill Prisoners – Prison Sub Culture – Overcrowding and Congestion – Prison Health, Prison Employment – Prison Riots – Prison Discipline – Prison Offences – Prison Suicides.

Unit IV – Prison Legislation and Reforms: Historical Development of Prison Legislation – Prisoner's Act 1894 – Prisoner's Act 1900 – Transfer of Prisoner's Act 1950 – The Repatriation of Prisoner's Act 2003 – Model Prison Manual 2003 (BPRD) – Prison Reforms Committee's and Commissions – Modernization of Prisons – United Nations Minimum Standard Rules for Treatment of Prisons.

Unit V – Correctional System: Prison as Correctional Institution – Correctional Philosophy – History and Evolution of Corrections – Meaning, Nature Scope of Corrections – Significance of Corrections – Corrections and Criminal Justice System – Impact of Corrections – Relevance of Corrections in Modern Society.

Unit VI – Correctional Theories: Models of Incarceration: Custodial, Rehabilitation, Reintegration – Theories: Retributive, Deterrence, Incapacitation, Restorative Justice, Rehabilitation, Early Intervention – Implication of Theories of Corrections.

Unit VII – Correctional Process: Concept of Correctional Process – Sentencing and Correctional Process – Correctional Management: Correctional Personnel – Correctional Plan – Correctional Treatment – Models in Correctional Treatment – Case Management.

Unit VIII – Corrective Measures: Correctional Measures – Correctional Programmes: Vocational Training Programmes – Educational Training Programmes – Recreational Training Programmes – Community Based Corrections: Probation – Furlough, Parole, Halfway Homes, Aftercare – Community Based Services.

Field work-

Visiting the prisons specifically open jails to understand the estimate the facilities provided by the prison authorities to the prisoners.

Text and Reference Books

- Richard P. Seiter, Corrections: An Introduction, 5th Edition, 2020, Pearson.
- Francis T. Cullen and Cheryl Levo Johnson, Correctional Theory Context and Consequences, 2nd Edition 2016, Saga Publications Inc.
- M.B Manaworket, Prison Management: Problems and Solutions, 2006, Kalpoz Publications New Delhi.
- Mirchel P. Roth, Prison and Prison System- A Global Encyclopedia, Greenwood Press, London, 2005.
- William J. Chambliss, Corrections, Volume 4 of Key Issues in Crime and Punishment, SAGE, 2011
- Frank Schmalleger, John Ortiz Smykla, Corrections in 21st century, 7th Edition 2014, McGraw Hill Higher Education.
- Justice Malimath Committee on Criminal Justice Reforms Delhi Police Act, Universal Law Pub. Co. 2003
- B.V. Trivedi, Prison Administration in India, 1987, Uppal Publication House.
- Amarendra Mohanty, Narayanan Hazary, Indian Prison System, 1990, APH Publishing, New Delhi.
- Devasia, Criminology Victimology and Corrections, 1992, Ashish Publishing House New Delhi.

Articles

- Dagger, R. (2014). Playing Fair with Imprisonment. *The Good Society,23*(1), 30-40.
- Bülow, W. (2014). The Harms Beyond Imprisonment: Do We Have Special Moral Obligations Towards the Families and Children of Prisoners? *Ethical Theory and Moral Practice,17*(4), 775-789.
- Nagin, D., Cullen, F., & Jonson, C. (2009). Imprisonment and Reoffending. *Crime and Justice,38*(1), 115-200.
- GAMO, M. (2013). Voices Behind Prison Walls: Rehabilitation from the Perspective of Inmates. *Philippine Sociological Review,61*(1), 205-227.
- Cullen, F. (2013). Rehabilitation: Beyond Nothing Works. *Crime and Justice,42*(1), 299-376.
- Kruttschnitt, C. (2010). The paradox of women's imprisonment.*Daedalus,139*(3), 32-42.

- Rachelle Renee Green(2020)Can Religious Education Change A Prison?,Religious Education,115:1,83-91
- Raghavan, V. (2011). Guidelines for Public-Private Partnership in Prison Management. *Economic and Political Weekly,46*(4), 16-19.
- Ross, J., & Tewksbury, R. (2016). Overburdened community corrections system. In*Key issues in corrections*(pp. 153-170). Bristol: Bristol University Press.
- Correctional & Rehabilitative Techniques of Punishment: A Need For Legislative Reform In India, Vidit, International Journal of Law and Legal Jurisprudence Studies :ISSN:2348-8212:Volume 4 Issue 1, 114-133
- Robert D. Hanser, Community Corrections, 2nd Edition, SAGE 2013.

Case Laws

- Re-Inhuman Conditions in 1382 Prisons vs. State of Assam and Ors. WP(C) 406 / 2013
- Sunil Batra vs Delhi Administration [1980 AIR 1579]
- Francis Coralie Mullin vs The Administrator[1981 AIR 746]
- In Re : Contagion Of Covid 19 Virus ... vs N. Raghupathy, Suo Motu Writ Petition (Civil) No.1 of 2020
- Bhuvan Mohan Pattnaik v. State of Andhra Pradesh, AIR 1974 SC 2092
- Jan Adalat Through Shaikh Ibrahim ... vs The State Of Maharashtra And Anr on 1 March, 2017, Criminal Public Interest Litigation ST. NO.46 OF 2015
- In Re: Speedy Trial Of Undertrial ... vs . The State Of Rajasthan on 13 July, 2018, WP (Civil) No. 749/2018
- Court on its own Motion V. State of Punjab(2011) 5 RCR (Criminal) 231

Videos

- https://www.youtube.com/watch?v=SpLrf_TTSFw
- https://www.youtube.com/watch?v=oXaqZfZZEMc
- https://www.youtube.com/watch?v=WiIqCB7sWsM
- https://www.youtube.com/watch?v=jDMTdgoUhEk
- https://www.youtube.com/watch?v=I2e93ADoIRs
- https://www.youtube.com/watch?v=9_gSCr-qDk4
- https://www.youtube.com/watch?v=BlkB3vQSeQs
- https://www.youtube.com/watch?v=hCX3qz5oO_w
- https://www.youtube.com/watch?v=s02dA0pdDgg
- https://www.youtube.com/watch?v=g4-mXFfTaiU

Comparative Criminal Procedure (LH566)

Objectives: This course aims to look into the significance of comparing legal systems in the criminal justice sphere. It will focus on various aspects of procedural criminal law in various jurisdictions in order to draw a comparative analysis with that of the procedural criminal legislations in our country. The jurisdictions to draw comparisons with will be dependent on the below-mentioned contexts. While broadly focusing on criminal procedure followed in continental countries like the USA, and UK in this course we will also deal with the procedure in other common law jurisdictions such as Nigeria and New Zealand and civil law jurisdictions such as France and Germany.

Course Outcome: At the end of this course, the student will be able to verify the efficiency of our criminal justice system and criminal procedure relative to other systems and vice-versa, by focusing on the lacunas as well as best practices undertaken in various jurisdictions.

Unit I – Introduction to Criminal Justice Systems and Processes: Historical Account of Criminal Justice Systems – Common Law and Civil Law Systems – Inquisitorial and Adversarial Systems – Criminal Justice Processes.

Unit II – Organisation of Courts and Their Jurisdiction: Hierarchy of Criminal Courts – Composition of Criminal Courts – Jurisdiction of Criminal Courts - Judges – Jury.

Unit III - Pre-Trial Process – The Police: Role of Police: powers and obligations – Search, Seizure, Frisk, Arrest, Stop, Detention – Rights of Arrestee – Crime Control by Police – Police Misconduct - Community Policing – Private Policing.

Unit IV – Pre-Trial Process – Investigation: Investigation by Police – Role of Judges in Inquisitorial Systems v. Adversarial Systems.

Unit V – Prosecution: Framing of Charge – Charging Process and Case Management – Role of Prosecutor – Role of Judges – Withdrawal of Prosecution.

Unit VI – Trial: Fair Trial Principles – Abuse of Process – Stay of Prosecution - Prosecution – Examination of Witnesses – Defence – Adjudication – Judges – Jury System – Role of Victim – Plea Bargaining.

Unit VII – Sentencing: Pre-sentence Hearing – Sentencing Rules – Types of Sentences: Determinate, Indeterminate – Offender-Victim Mediation – Juvenile Justice – Community Sentencing.

Unit VIII – Unconventional Criminal Justice Systems: Transnational Crimes and Criminal Procedure – International Crimes and Criminal Procedure –Indigenous Criminal Justice Delivery Systems.

Text and Reference Books:

- K.N. Chandrsekharan Pillai (Rev.), R.V. Kelkar's Lectures on Criminal Procedure (5th ed., 2008)
- Bloom, Robert M.; Brodin, Mark S., Criminal Procedure: The Constitution and the Police 6th ed.(2010)

- Lippman, Mathew, Criminal Procedure (2011)
- Crawford, Adam, International and Comparative Criminal Justice and Urban Governance: Convergence and Divergence in Global, National and Local Settings, 1st ed.
- Comparative Criminal Justice Systems: A Topical Approach, 7th Edition Philip L. Reichel, University of Northern Colorado ©2018
- Comparative Criminal Justice (2nd edn.) Francis Pakes. Willan Publishing, Devon, UK, 2010: ISBN: 978-1-84392-769-3
- Harry R. Dammer and Jay S. Albanese, Comparative Criminal Justice Systems. (Paperback) 5thedn
- Cavadino, M. & Dignan, J. (2012). Penal Systems: A Comparative Approach London: SAGE Publications Ltd doi: 10.4135/9781446280430
- Hodgson, Jacqueline. 2005. French Criminal Justice: A Comparative Account of the Investigation and Prosecution of Crime in France.
- Oxford: Hart Comparative and International Criminal Justice Systems Policing, Judiciary, and Corrections, Third Edition By Obi N. I. Ebbe
- World Criminal Justice Systems: A Survey / Richard J. Terrill.–9th ed.

Articles:

- Nelken, D. (2009). Comparative Criminal Justice. European Journal of Criminology, 6(4), 291–311.
- Tonry, M. (2012). Prosecutors and Politics in Comparative Perspective. Crime and Justice, 41(1), 1–33.
- William Pizzi, Understanding Prosecutorial Discretion in the United States: The Limits of Comparative Criminal Procedure as an Instrument of Reform, 54 Ohio St. L.J. 1325 (1993).
- JeniaIontcheva Turner, Judicial Participation in Plea Negotiations: A Comparative View, 54 Am. J. Comp. L. 199 (2006).
- Brook, Carol A., Hon. Justice Bruno Fiannaca, Hon. Judge David Harvey, Paul Marcus, Jenny McEwan, and Hon. Justice Renee Pomerance. "A Comparative Look at Plea Bargaining in Australia, Canada, England, New Zealand, and the United States," 57 William & Mary Law Review 1147-1224 (2016).
- Grande, E. (2012). Comparative Criminal Justice. In M. Bussani & U. Mattei (Eds.), The Cambridge Companion to Comparative Law (Cambridge Companions to Law, pp.191-209). Cambridge: Cambridge University Press. doi:10.1017/CBO9781139017206.012
- Thaman, Stephen C. "Miranda in Comparative Law," 45 Saint Louis University Law Journal 581-624 (2001).
- Thaman, Stephen C., Miranda in Comparative Law (2001). St. Louis University Law Journal, Vol. 45, No. 2, p. 581, 2001. Available at SSRN: https://ssrn.com/abstract=2573918

- RINGNALDA, A. (2014). Procedural Tradition and the Convergence of Criminal Procedure Systems: The Case of the Investigation and Disclosure of Evidence in Scotland. The American Journal of Comparative Law, 62(4), 1133-1166.
- Permitting Private Initiation of Criminal Contempt Proceedings. (2011). Harvard Law Review, 124(6), 1485-1506.

Videos

- https://www.youtube.com/watch?v=BYPkb7V4xpc&list=PL_a1TI5CC9RF6S1m9C9ulvlP6uwyK4Azd&index=35&t=0s
- https://www.youtube.com/watch?v=6o9L-zKAYsQ
- https://www.youtube.com/watch?v=nHq6YOWkxRE
- https://www.youtube.com/watch?v=qegKrbDrenU
- https://www.youtube.com/watch?v=vHNW-hY_4Y8&list=PL_a1TI5CC9RGZ0-aXTtSAbk72NEGlqlmn&index=4&t=0s
- https://www.youtube.com/watch?v=AWP3pM06yH8&list=PL_a1TI5CC9RGZ0-aXTtSAbk72NEGlqlmn&index=5&t=0s
- https://www.youtube.com/watch?v=Z9CaIQwjSEE&list=PL_a1TI5CC9RGZ0-aXTtSAbk72NEGlqlmn&index=6&t=0s
- https://www.youtube.com/watch?v=NzWg9bqze-s&list=PL_a1TI5CC9RGZ0-aXTtSAbk72NEGlqlmn&index=8&t=0s
- https://www.youtube.com/watch?v=kZdf6jfH5cI&list=PL_a1TI5CC9RGZ0-aXTtSAbk72NEGlqlmn&index=13&t=0s
- https://www.youtube.com/watch?v=8mFtk3GYzzI&list=PL_a1TI5CC9RGZ0-aXTtSAbk72NEGlqlmn&index=19&t=0s

ONLINE Teaching Format
Course Hand Out
Academic Year – 2020-21
(Class of 2022)

Course Name: COMPARATIVE CRIMINAL PROCEDURE

Course Code: LH 566

Semester: X

Faculty Name: ANWESHA PANIGRAHI

Mobile No: 8763709315

Email: panigrahinawesha@ifheindia.org

Objectives of the Course: This course aims to look into the significance of comparing legal systems in the criminal justice sphere. It will focus on various aspects of procedural criminal law in various jurisdictions in order to draw a comparative analysis with that of the procedural criminal legislations in our country. The jurisdictions to draw comparisons with will be dependent on the below-mentioned contexts. While broadly focusing on criminal procedure followed in continental countries like the USA, and UK in this course we will also deal with the procedure in other common law jurisdictions such as Nigeria and New Zealand and civil law jurisdictions such as France and Germany.

Course Outcomes:

Recommended Text Books and Reference Books

	TEXT BOOK	AUTHOR / PUBLICATION

1.	R.V. Kelkar's Lectures on Criminal Procedure	K.N. Chandrsekharan (5th ed., 2008)
2.	Criminal Procedure: The Constitution and the Police	Bloom, Robert M.; Brodin, Mark S., 6th ed.(2010)
3.	Criminal Procedure	Matthew Lippman (2011)
4.	Comparative Criminal Justice Systems: A Topical Approach	Philip L. Reichel, University of Northern Colorado ©2018, 7th Edition
5.	Comparative Criminal Justice (2nd edn.)	Francis Pakes. Willan Publishing, Devon, UK, 2010: ISBN: 978-1-84392-769-3
6.	World Criminal Justice Systems: A Survey	Richard J. Terrill.–9th ed.
7.	An Introduction to Comparative Legal Models of Criminal Justice	Cliff Roberson and Dilip K Das, Taylor and Francis, 2008
8.	The Handbook of Comparative Criminal Law	Edited by Kevin Heller and Markus Dubber, Stanford Law Books, 2011.

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Textbook Material to use	Chapter Reading /Videos	Course Outcome
I	4	Introduction to Criminal Justice Systems and Processes	Historical Account of Criminal Justice Systems – Common Law and Civil Law Systems – Inquisitorial and Adversarial Systems – Criminal Justice Processes.	TB 4 TB 5 TB 7	Chapter 1, 4 , 5 Chapter 1,6 Chapter 1	In this unit, the students will gain a basic understanding of criminal justice systems and their elements along with a

						thorough learning about different adjudicatory processes and judicial review systems,
II	7	Organisation of Courts and Their Jurisdiction	Hierarchy of Criminal Courts – Composition of Criminal Courts – Jurisdiction of Criminal Courts - Judges – Jury	TB 4 TB 5 TB 7	Chapter 7 Chapter 7 Chapter 2,4,6,8,11	This unit will be an eye opener to different court systems and origin and development of criminal courts in different legal systems. We shall also learn about the jury system and its presence, absence and extent in various jurisdictions.
III	4	Pre-Trial Process I	The Police: Role of Police: powers and obligations – Search, Seizure, Frisk, Arrest, Stop, Detention – Rights of Arrestee – Crime Control by Police – Police Misconduct - Community Policing – Private Policing.	TB 4 TB 5 TB 7	Chapter 6 Chapter 4 Chapter 3,5,7,9	IN this unit, we shall learn about policing systems in different countries including police structure and police functions. We shall also be learning about how police are construed in different jurisdictions by the public and the criminal justice systems.
IV	6	Pre-Trial Process II	Investigation: Investigation by Police – Role of Judges in Inquisitorial Systems v. Adversarial Systems.	TB 5	Chapter 5	In this module, the students will gain insights into the further process after investigation but before trial. We shall delve into the main differences in the pre-trial role of judges in the inquisitorial v.

						adversarial systems.
V	7	Prosecution	Framing of Charge – Charging Process and Case Management – Role of Prosecutor – Role of Judges – Withdrawal of Prosecution.	TB 5	Chapter 5	Prosecution forms an integral part of every criminal justice system. However, prosecution in different systems works differently as their origins and background systems are different.
VI	7	Trial	Fair Trial Principles – Abuse of Process – Stay of Prosecution - Prosecution – Examination of Witnesses – Defence – Adjudication – Judges – Jury System – Role of Victim – Plea Bargaining.	TB 5	Chapter 6	Right to fair trial is not only a fundamental right in our jurisdiction but also a human right. Hence, learning about how fair trial operates in different jurisdiction is an important aspect of comparative criminal procedure. Beyond that, in this unit, we shall also learn about the developments in trial across the world including concepts like victim-justice and plea bargaining.
VII	7	Sentencing	Pre-sentence Hearing – Sentencing Rules – Types of Sentences: Determinate, Indeterminate – Offender-Victim Mediation – Juvenile Justice – Community Sentencing.	TB 4 TB 5 TB 7	Chapter 8 Chapter 8 Chapter 3,5,7,9	For the same crimes, punishment differs in each jurisdiction. Hence, sentencing accordingly is different in different

						territories. In this unit, we shall learn how sentencing differs with region, and its dependability on various factors.
VIII	6	Unconventional Criminal Justice Systems	Transnational Crimes and Criminal Procedure – International Crimes and Criminal Procedure – Indigenous Criminal Justice Delivery Systems.	TB 5 TB 7	Chapter 11 Chapter 10,11,12	This chapter will delve into the newer arenas that today's criminal justice systems emerge into.
Total	48					

Expectations from Students:

v) Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.

w) Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.

x) In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.

y) The participation has to be relevant and meaningful. "Speaking for speaking's sake" will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter productive.

z) Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.

aa)Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.

bb) Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the faculty member. To avoid these, mobile phones should be switched off inside the classroom.

cc) Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.

dd) Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.

ee) Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for classroom arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the

discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

- Students must occupy their seats before faculty comes in and remain seated until the end of the class.
- Students must have their name plates on the desk.
- Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.
- Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.
- No Student is allowed to enter or exit the classrooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

Component Number	**Component**	**Expected slot / due date**	**Marks declaration by**	**Weightage**	**Syllabus**
NCP I	Internal Assessment	7th March 2021	20th March 2021	15	**Unit I, II**
NCP II	Mid Term	15th March 2021	30th March 2021	20	Unit I, II, III, IV
NCP III	Internal Assessme	5th April 2021	5th April 2021	15	Unit V, VI

	nt				
End Term	End Term	17th May 2021	10th June 2021	50	Unit I-VIII

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Miss Anwesha Panigrahi has completed her BA LLB from School of Law, KIIT University, Bhubaneswar. She then completed her LLM in Criminal justice, family and social welfare from University College London. Her research interests include criminal law, criminal justice, prison laws and human rights law.

Restorative Justice (LH567)

Objectives: This course will provide an opportunity to understand the concept, historical evolution, key principles, stakeholders, processes, and indigenous aspects of restorative justice. It also offers assessment of police, courts, prisons role in restorative justice including the contemporary perspective.

Course Outcome: At the end of the course the students will be able to perceive restorative justice and its practices as a way of seeking alternative justice and exploring the fundamental principles, the stakeholders involved their roles and processes. It also enables to assess the role of police, courts and prisons in restorative justice and its shifts.

Unit I – Overview of Restorative Justice: Crime, Justice and Restoration – Concept of Restorative Justice – Historical Origin and Development of Restorative Justice – Meaning, Nature, Scope of Restorative Justice – Significance of Restorative Justice – Principles of Restorative Justice – Implication of Restorative Justice.

Unit II – Criminal Law: Restorative Justice: Relationship Between Criminal Law and Restorative Justice – Criminal Justice and Restorative Justice – Role of Forgiveness in Criminal Justice System and Restorative Justice – Status of Victim and Offender in Criminal Justice System – Status of Victim and Offender in Restorative Justice – Retributive vs Restorative Justice.

Unit III – Indigenous Restorative Justice: Concept of Indigenous Restorative Justice – Indigenous Roots of Restorative Justice – Indigenous Traditions – Indigenous Models of Restorative Justice – Indigenous Process – Indigenous Legal Traditions – Laws Relating to Indigenous Restorative Justice – Indigenous Restorative Justice Remedies.

Unit IV – Principles of Restorative Justice: Characteristics of Restorative Justice – Values of Restorative Justice – Principles of Restorative Justice – Relevance of Restorative Justice Principles.

Unit V – Stakeholders of Restorative Justice: Restorative Justice Typology – Stakeholders: Victims, Offenders and Community – Perspectives of Stakeholders – Roles of Stakeholders – Stakeholders Needs, Interest and Responsibilities.

Unit VI – Restorative Process: Overview of Restorative Justice – Models of Restorative Justice: Victim –Offender Mediation, Family Conferencing, Community Conferencing, Circle Sentencing, Peace Making Circles.

Unit VII – Restorative Justice and Systems: Restorative Justice and Police – Role of Police in Restorative Justice – Restorative Justice and Courts – Role of Courts in Restorative Justice – Restorative Justice and Prisons – Role of Prisons in Restorative Justice.

Unit VIII – Contemporary Perspective: Challenges to Restorative Justice – Global Perspective of Restorative Justice Transformative Justice – Transitional Justice – Futuristic Perspective.

Text and Reference books:

- Judah Oudhoorn, Lorraine Stutzman and Amstutz Midelle Jackett, The Little Book of Restorative Justice for Sexual Abuse, 2015, Good books
- Howard Zehr, Changing Lenses: Restorative Justice for Our Times, 2015, Herald Press U.S
- Howard Zeher, The big book of Restorative Justice, 2015, Good Book Inc.
- Sullivan, Denial, Tiffs and Larry, Handbook of Restorative Justice, 2005, Routledge.
- Michael Hadel, The Spiritual Roots of Restorative Justice, 2001, State University of New York Press.
- Gerry Johnson, Daniel W. Vanness, Handbook on Restorative Justice, 2007, William Publishing.
- Barb Toews Restorative Justice for People in Prisons: Rebuilding the Web of Relationships, 2006, Good books.
- Colleen Murphy, The Conceptual Foundations of Transitional justice, 2017, Cambridge Press University.
- Holly Ventura Miller, Restorative Justice: From Theory to Practice, 2008, Emerald Group Publication.
- Wallis, P. (2014).Understanding restorative justice: How empathy can close the gap created by crime. Bristol, UK; Chicago, IL, USA

Articles:

- Wenzel, M., Okimoto, T., Feather, N., & Platow, M. (2008). Retributive and Restorative Justice. Law and Human Behavior, 32(5), 375-389.
- Bauen, J. (2017). Restorative Justice for Families. Race, Poverty & the Environment, 22(1/2), 58-61.
- White, R. (2014). Indigenous Communities, Environmental Protection and Restorative Justice. Australian Indigenous Law Review,18(2), 43-54.
- Zernova, M. (2007). Aspirations Of Restorative Justice Proponents And Experiences Of Participants In Family Group Conferences. The British Journal of Criminology, 47(3), 491-509.
- Bailey, Razaan, and Thelma Ekiyor, Editors. Promoting Restorative Justice in South Africa's Correctional Services: Prisons Transformation Project. Centre for Conflict Resolution, 2005,
- Saulnier, A., & Sivasubramaniam, D. (2015). Restorative Justice: Underlying Mechanisms and Future Directions. New Criminal Law Review: An International and Interdisciplinary Journal,18(4), 510-536.
- Luzon, G. (2016). Challenges Shared By Restorative Justice And Strict Liability In The Absence Of Mens Rea. New Criminal Law Review: An International and Interdisciplinary Journal,19(4), 577-591.
- Tsui, J. (2014). Breaking Free Of The Prison Paradigm: Integrating Restorative Justice Techniques Into Chicago's Juvenile Justice System. The Journal of Criminal Law and Criminology (1973), 104(3), 635-666.
- Bajpai, M. (2018). Advancing of Restorative Justice in Criminal Law in India and Germany: A Comparative Study. Journal of Victimology and Victim Justice, 1(1), 102–112.
- Dr.Puranjoy Ghosh, Restorative Justice: The New Paradigm In The Province Of Justice In India?, Bharati Law Review, Oct. – Dec., 2014 88
- Latha, S., Thilagaraj, R. Restorative Justice in India. Asian Criminology8, 309–319 (2013).

Videos:

- https://www.youtube.com/watch?v=CqGgNmXOTaA&list=PL_a1TI5CC9RGILH37MLTLT2Ly8CpcjV-I&index=23&t=0s
- https://www.youtube.com/watch?v=wPA-p6UUDl4
- https://www.youtube.com/watch?v=4VPStZAamxg
- https://www.youtube.com/watch?v=mUeexmVD_-E
- https://www.youtube.com/watch?v=CwyeGV2X2x8
- https://www.youtube.com/watch?v=dcTHYKX2LfI
- https://www.youtube.com/watch?v=hmab4EQde0U
- https://www.youtube.com/watch?v=DUyzjeOrwnw
- https://www.youtube.com/watch?v=dX3dGgmC5KM

- https://www.youtube.com/watch?v=FLFevVgewCY

Economic Crimes (LH568)

Objective: Crime has now branched out into many forms, one of the important ones being economic crime. This course aims at looking into the concept of economic crimes, the nature of criminality involved in such offences well as its unlikeliness with that of traditional criminality. The course strives to deal with certain significant, if not all, economic offences in detail and the respective legislations brought about to tackle them.

Course Outcome: At the end of the course, the student will be able to understand the intricacies of economic crime and its sub-branches. The student will be able to decipher the nature of different types of economic crimes, the specialised procedure involved to address them, and the specific forms of punishments so involved. Alongside, the student will be able to unfold the recent developments and issues in the field.

Unit I – Conceptual Perspective: Concept of Economic Crimes – Meaning, Nature ofEconomic Crimes Sutherland Definition of Economic Crimes– Types of Economic Crimes - Distinguish Between Economic Crimes and Traditional Crime – History of Economic Crimes – Economic Models Criminal Behaviour – Cost of Economic Crimes – Impact of Economic Crimes.

Unit II – Hoarding and Adulteration: Concept of Hoarding – Causes of Hoarding – Theory of Hoarding – Legality of Hoarding – Economics of Hoarding – Economic Effects of Hoarding – Laws Prohibiting Hoarding – Concept of Adulteration – Causes of Adulteration – Methods of Adulteration – Effects of Adulteration – Related Law: Prevention of Food Adulteration Act 1954, Food Safety and Standards Act 2006.

Unit III – Money Laundering: Meaning of Money Laundering – Process of Money Laundering – Techniques of Money Laundering – Trade Based Money Laundering – Reasons for Its Illegality – Combating Money Laundering: UN Political Declaration & Action Plan Against Money Laundering, 1998, Prevention of Money Laundering Act, 2002.

Unit IV Corruption: Philosophy of Corruption – Meaning, Nature, Causes, Consequences of Corruption – Forms of Corruption – Factors Promoting Corruption: Direct and Indirect – Prevention of Corruption: Prevention of Corruption Act 1988 – UN Convention against Corruption, 2003 – Corruption under the Lokpal and the Lokayuktas Act, 2013.

Unit V – Banking and Credit Card Frauds: Bank and Banking System – History of Banking – Classification of Banks – Banking Functions – Core Operational Areas – Banking Regulations – KYC Norms – Banking Frauds – Negotiable Instrument Related Offences – Electronic Banking Frauds – Credit Card and Credit Cards Frauds – Redressal Mechanism.

Unit VI – Insurance and Tax Offences: Meaning of Insurance – History of Insurance – Types of Insurance – Insurance Regulations and IRDA – Insurance Frauds – Grievance Redressal Mechanisms.

Meaning of Tax Evasion – Causes of Tax Evasion – Methods of Tax Evasion – Consequences of Tax Evasion – Tax Frauds – Regulatory Framework for Tax Evasion.

Unit VII – Narcotic Drugs and Pyschotropic Substances: Meaning of Narcotics, narcotic drugs, Narcotics Addiction – Effects of Narcotics Drugs – Psychotropic Substances – Effects of Psychotropic Substances – Trafficking in Drugs – Combat Mechanisms: Convention on Psychotropic Substances 1971, UN Convention Against Illicit Traffic in Narcotic Drugs & P. Substances, 1988 – Narcotics Drug and Psychotropic Substances Act 1985.

Unit VIII - Contemporary Issues: Transnational Organised Crimes and Other New Forms: Cultural Objects Theft – Racketing False Documents – Racketing in Employment – Human Trafficking – Narco Terrorism – Terrorism Financing – Drug Trafficking – Cyber Economic Crimes – Combating transnational Organised Crimes – Impact of Economic Crimes on Global Society – Issues of Coordinating Economic Crimes at International Level.

Project work:

Analysis and impact assessment of landmark cases like Satyam, Jet Airlines, Kingfisher, Harshit Mehta and Niraj Modi

Text and Reference Books:

- Betts, J Michael, Investigation of Fraud and Economic Crime, Oxford University Press, 2017.
- Zagaris, Bruce. -International White-Collar Crime Cases and Materials-(2010), Cambridge University Press
- Balsing Rajput, Cyber Economic Crime in India, Springer International Publishing 2020.
- Mehanathan M C, Law on Prevention of Money Laundering in India, Lexis Nexis; Second 2017 edition
- Gray, A., & Hinch, R. (Eds.). (2018).A handbook of food crime: Immoral and illegal practices in the food industry and what to do about them. Bristol: Bristol University Press
- Strader Kelly J, Understanding White Collar Crime, 4th Edition, Carolina Academic Press, 2017.
- Sutherland, E H, Cressey. D R, Criminology
- Mac Donald Ziggy, Pyle David J, Illicit Activity: The Economics of Crime, Drugs and Tax Fraud: The Economics of Crime, Drugs and Tax Fraud (Routledge Revivals), Routledge, 2017.
- Report on the Committee on Prevention of Corruption (Santhanam Committee), Ministry of Home Affairs, Government of India (1964)
- 47th Report of Law Commission of India on the Trial and Punishment of Socio-Economic Offences, Ministry of Law and Justice, Government of India (1972)

Articles

- Vlcek, W. A Leviathan Rejuvenated: Surveillance, Money Laundering, and the War on Terror. *International Journal of Politics, Culture, and Society,20*(1/4), 21-40, (2008).
- Alvesalo, A., & Tombs, S. Economic Crime Control in Finland. *Sociology,38*(1), 165-174, (2004).
- Engdahl, O., The Role of Money IN Economic Crime. *The British Journal of Criminology,48*(2), 154-170, (2008).
- Albanese, J., Deciphering The Linkages Between Organized Crime And Transnational Crime. *Journal of International Affairs,66*(1), 1-16, (2012).
- Admussen, W.,. Passive Embezzlement Schemes as Continuing Offenses. *The University of Chicago Law Review,86*(5), 1397-1438, (2019).
- Santiago, A., New Payment Methods and Insufficiencies in their Regulatory Scheme. *Journal of Law & Cyber Warfare,7*(2), 101-146, (2019).
- Kleven, H., Landais, C., Muñoz, M., &Stantcheva, S., Taxation and Migration: Evidence and Policy Implications. *The Journal of Economic Perspectives,34*(2), 119-142, (2020).
- Levi, M., States, Frauds, and The Threat of Transnational Organized Crime. *Journal of International Affairs,66*(1), 39-50, (2012)..
- Runde, D., & Metzger, C., *Fighting Corruption for U.S. Economic and National Security Interests* (pp. 2-5, Rep.). Center for Strategic and International Studies (CSIS), (2020)..
- Pethe, A., Tandel, V., & Gandhi, S., Unravelling the Anatomy of Legal Corruption: Focusing on 'Honest Graft' by Politicians. *Economic and Political Weekly,47*(21), 55-62, (2012).

Case Laws

- Swamy Premananda vs The Enforcement Officer[Crl.R.C.Nos.694 to 697 of 2006]
- Tony Tharakan v. Union of India [Crl.MC.No. 833 of 2011]
- Subhash Popatlal Dave vs Union Of India & Anr [WRIT PETITION (CRL) NO.137 OF 2011]
- Sanjay Chandra v. CBI [(2012) 1 SCC 40]
- Sanjay Dutt vs State Of Maharashtra [(2009) 2 SCC (Cri) 920]
- Gautam Kundu vs Manoj Kumar Assistant Director [(2015) 16 SCC 1]
- Union of India V.Varinder Singh@Raja [2017(6) SCC 162]
- Kartongen Kemi Och Forvaltning Ab ... vs State Through Cbi [2004 (72) DRJ 693]
- Reliance Energy Limited vs The Tata Power Company Ltd. [2006 ELR APTEL 478]
- Sh. Yashpal Chaudhrani & Ors. vs State (Govt. Of Nct Delhi)[AIR Online 2019 DEL 585]

Videos:

- https://www.youtube.com/watch?v=hCaDJ2MXvGQ&list=PL_a1TI5CC9RGfzmuoEqhLrcljtPYgNeHc&index=3&t=0s
- https://www.youtube.com/watch?v=kTy1aqcXSx8&list=PL_a1TI5CC9RGfzmuoEqhLrcljtPYgNeHc&index=4&t=0s
- https://www.youtube.com/watch?v=PzoAHrQABAc&list=PL_a1TI5CC9RF5dWx8mNYW9UhJ0lWPkRiq&index=3&t=0s
- https://www.youtube.com/watch?v=zZWiJX5N47w&list=PL_a1TI5CC9RF5dWx8mNYW9UhJ0lWPkRiq&index=4&t=0s
- https://www.youtube.com/watch?v=o89oc77JFx0&list=PL_a1TI5CC9RF5dWx8mNYW9UhJ0lWPkRiq&index=6&t=0s
- https://www.youtube.com/watch?v=mr5zO_Z7nso&list=PL_a1TI5CC9RF5dWx8mNYW9UhJ0lWPkRiq&index=8&t=0s
- https://www.youtube.com/watch?v=uXZnOIJCH8E&list=PL_a1TI5CC9RF5dWx8mNYW9UhJ0lWPkRiq&index=9&t=0s
- https://www.youtube.com/watch?v=PZRbKZ0AdpM&list=PL_a1TI5CC9RF5dWx8mNYW9UhJ0lWPkRiq&index=10&t=0s
- https://www.youtube.com/watch?v=KEm0GbvBOHc&list=PL_a1TI5CC9RF5dWx8mNYW9UhJ0lWPkRiq&index=11&t=0s
- https://www.youtube.com/watch?v=ozF8do78Awo&list=PL_a1TI5CC9RF5dWx8mNYW9UhJ0lWPkRiq&index=12&t=0s
- https://www.youtube.com/watch?v=N3ioms2fKAs&list=PL_a1TI5CC9RF5dWx8mNYW9UhJ0lWPkRiq&index=13&t=0s
- https://www.youtube.com/watch?v=GiHeZ6Mto80&list=PL_a1TI5CC9RF5dWx8mNYW9UhJ0lWPkRiq&index=27&t=0s

ICFAI Law School, Hyderabad

ONLINE Teaching Format

Course Hand Out

Academic Year – 2020-21

(Class of 2016-2021)

***Course Name*: Economic Crimes**

Course Code:LH 568

Semester: X

***Faculty Name*: Dr. Sumanta Meher**

Mobile No: 9563665770

Email: sumantameher@ifheindia.org

Objectives of the Course: Crime has now branched out into many forms, one of the important ones being economic crime. This course aims at looking into the concept of economic crimes, the nature of criminality involved in such offences well as its unlikeliness with that of traditional criminality. The course strives to deal with certain significant, if not all, economic offences in detail and the respective legislations brought about to tackle them.

Course Outcomes: At the end of the course, the student will be able to understand the intricacies of economic crime and its sub-branches. The student will be able to decipher the nature of different types of economic crimes, the specialized procedure involved to address them, and the specific forms of punishments so involved. Alongside, the student will be able to unfold the recent developments and issues in the field.

Recommended Text Books and Reference Books

	TEXT BOOK	**AUTHOR / PUBLICATION**
	White collar crime: The uncut version	Sutherland EH. Yale University Press; 1983.
	Understanding White Collar Crime,	Strader Kelly J, 4th Edition, Carolina Academic Press, 2017.
	Investigation of Fraud and Economic Crime	Betts, J Michael, Oxford University Press, 2017.
	International White-Collar Crime Cases and Materials	Zagaris, Bruce. (2010), Cambridge University Press
	Corporate Crimes & Financial Frauds: With Biggest Financial Frauds in The History of India,	Dr. Sumit Sharma, Authorpress (June 21, 2013)

	The Food Safety and Standards Act, 2006 with The Prevention of Food Adulteration Act,1954 and Rules, 1955 with Central and State Rules along with Order	Seth & Capoors, 9th New Edn. In 2 volumes
	Cyber Economic Crime in India	Balsing Rajput, Cyber Economic Crime in India, Springer International Publishing 2020.
	Law on Prevention of Money Laundering in India	Mehanathan M C, Lexis Nexis; Second 2017 edition
	A handbook of food crime: Immoral and illegal practices in the food industry and what to do about them	Gray, A., & Hinch, R. (Eds.). (2018). Bristol: Bristol University Press
	Combating Corruption in India	Arvind Verma, Cambridge University Press; First edition (21 March 2019)
	The Professional Thief by A Professional Thief	Sutherland EH, The University of Chicago Press, Chicago (1937)
	Bank Frauds: Prevention & Detection including Computers Internet, Smart Phones, ATMs & Credit Cards Crimes	B.R. Sharma, Universal Law Publishing - An Imprint of LexisNexis; Fourth edition (1 March 2016)
	Black Money and Tax Evasion in India, Magnitude, Problems and Policy Measures	M. M. Sury, New Century Publications (2014)
	Law of Control on Narcotic Drugs and Psychotropic Substances in India	M. C. Mehanathan, Capital Law House (2007)
	Organized Crime	C. K. Gandhirajan, A.P.H. Publishing Corporation (2004)
	Terrorist Financing, Money Laundering, and Tax Evasion Examining the Performance of Financial Intelligence Units	Jayesh D'Souza, Taylor & Francis (2011)

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
	7	Conceptual Perspective: Concept	Meaning, Nature of Economic Crimes Sutherland Definition of	White collar crime: The uncut version Sutherland EH. Yale University Press; 1983.	Chapter 1 https://www.youtube.com/watch?v=9bF1f11ABXc&ab_channel=CH-06%3AVIDHIK%5BSocialS	The students will come to know the basic concept and the

		of Economic Crimes	Economic Crimes– Types of Economic Crimes - Distinguish Between Economic Crimes and Traditional Crime – History of Economic Crimes – Economic Models Criminal Behaviour – Cost of Economic Crimes – Impact of Economic Crimes.		cience-IV%5D	historical back ground of the economic crime. They will also know how the economic crime is different from other type of crime.
	6	Hoarding and Adulteration	Concept of Hoarding – Causes of Hoarding – Theory of Hoarding – Legality of Hoarding – Economics of Hoarding – Economic Effects of Hoarding – Laws Prohibiting Hoarding – Concept of Adulteration – Causes of Adulteration – Methods of Adulteration – Effects of Adulteration – Related Law: Prevention of Food Adulteration Act 1954, Food Safety and Standards Act 2006.	The Food Safety and Standards Act, 2006 with The Prevention of Food Adulteration Act,1954 and Rules, 1955 with Central and State Rules along with Order Seth & Capoors, 9th New Edn. In 2 volumes	Chapter 2 https://www.youtube.com/watch?v=y3BFXLn-wz8&ab_channel=CH-06%3AVIDHIK%5BSocialScience-IV%5D	In this unit, the student will know the legal concept and the effects of the Hoarding and Adulteration. They will understand how the Govt is preventing these illegal activities.
	6	Money Laundering	Meaning of Money Laundering – Process of Money Laundering – Techniques of Money Laundering – Trade Based	Law on Prevention of Money Laundering in India , Mehanathan M C, Lexis Nexis; Second 2017 edition	Chapter 3 https://www.youtube.com/watch?v=NpCgWPU7arY&feature=youtu.be&ab_channel=e-Content%3ASocialScience	Devolving further, the student will learn another aspect of economic crime that is Money Laundering. How the

			Money Laundering – Reasons for Its Illegality – Combating Money Laundering: UN Political Declaration & Action Plan Against Money Laundering, 1998, Prevention of Money Laundering Act, 2002.			government is fighting the Money Laundering and how they are getting support from other countries are the major learning points of this unit.
	6	Corruption	Philosophy of Corruption – Meaning, Nature, Causes, Consequences of Corruption – Forms of Corruption – Factors Promoting Corruption: Direct and Indirect – Prevention of Corruption: Prevention of Corruption Act 1988 – UN Convention against Corruption, 2003 – Corruption under the Lokpal and the Lokayuktas Act, 2013.	Combating Corruption in India, Arvind Verma, Cambridge University Press; First edition (21 March 2019)	Chapter 4 https://www.youtube.com/watch?v=zF3hko20SlE&t=18s&ab_channel=CH-06%3AVIDHIK%5BSocialScience-IV%5D https://www.youtube.com/watch?v=-0a_xHFLn2E&ab_channel=CH-06%3AVIDHIK%5BSocialScience-IV%5D	In this module, it will be discussed as to how the corruption which is called as diseases of our society is deeply rooted. And also discussed how these illegal activities have been eradicated.
	5	Banking and Credit Card Frauds	Bank and Banking System – History of Banking – Classification of Banks – Banking Functions – Core Operational Areas – Banking Regulations – KYC Norms – Banking Frauds – Negotiable Instrument Related Offences	Bank Frauds: Prevention & Detection including Computers Internet, Smart Phones, ATMs & Credit Cards Crimes, Universal Law Publishing - An Imprint of LexisNexis; Fourth edition (1 March 2016)	Chapter 5	In this module, the students shall learn elaborately about Banking frauds and credit card frauds. Also, the student will come to know how these kinds of crimes are

			– Electronic Banking Frauds – Credit Card and Credit Cards Frauds – Redressal Mechanism.			regulated by the authority.
	6	Insurance and Tax Offences	Meaning of Insurance – History of Insurance – Types of Insurance – Insurance Regulations and IRDA – Insurance Frauds – Grievance Redressal Mechanisms. Meaning of Tax Evasion – Causes of Tax Evasion – Methods of Tax Evasion – Consequences of Tax Evasion – Tax Frauds – Regulatory Framework for Tax Evasion.	M. M. Sury, Black Money and Tax Evasion in India, Magnitude, Problems and Policy Measures, New Century Publications (2014)	Chapter 6	Insurance and tax offences are also unique kind of economic crime which is gradually increasing in our society, so, in this unit students will come to know the legal concept and methods of Insurance and tax offences. Apart from that, they will learn how the legal framework address these kinds of activities.
	5	Narcotic Drugs and Pyschotropic Substances	Meaning of Narcotics, narcotic drugs, Narcotics Addiction – Effects of Narcotics Drugs – Psychotropic Substances – Effects of Psychotropic Substances – Trafficking in Drugs – Combat Mechanisms: Convention on Psychotropic Substances 1971, UN Convention Against Illicit Traffic in Narcotic	M. C. Mehanathan, Law of Control on Narcotic Drugs and Psychotropic Substances in India, Capital Law House (2007)	Chapter 7 https://www.youtube.com/watch?v=mIf2xpw1hL8&ab_channel=CH-06%3AVIDHIK%5BSocialScience-IV%5D	The students will know the meaning and effects of the Narcotics drugs which is gradually paralyzing the young generation of our country. They will also learn how the mechanism has been established to fight these kinds of illegal activities.

			Drugs & P. Substances, 1988 – Narcotics Drug and Psychotropic Substances Act 1985.			
	7	Contemporary Issues	Transnational Organised Crimes and Other New Forms: Cultural Objects Theft – Racketing False Documents – Racketing in Employment – Human Trafficking – Narco Terrorism – Terrorism Financing – Drug Trafficking – Cyber Economic Crimes – Combating transnational Organised Crimes – Impact of Economic Crimes on Global Society – Issues of Coordinating Economic Crimes at International Level.	C. K. Gandhirajan, Organized Crime, A.P.H. Publishing Corporation (2004) Jayesh D'Souza, Terrorist Financing, Money Laundering, and Tax Evasion Examining the Performance of Financial Intelligence Units, Taylor & Francis (2011)	Chapter 8 https://www.youtube.com/watch?v=eV_nQu7rzvA&ab_channel=CH-06%3AVIDHIK%5BSocialScience-IV%5D	In the last unit, the students will learn various kinds of organized crime. They will also know how each kind of organized crime are dealt with a special legal mechanism.
To tal	48					

Articles

- Edwin H. Sutherland, White-Collar Criminality, American Sociological Review, Vol. 5, No. 1 (Feb., 1940), pp. 1-12
- Rajput B. Identifying the challenges of criminal justice system while responding to cyber economic crime. International Journal of Creative Research Thoughts. 2018;6(1):146-55.
- Kaushik, Sheenam, and Ashima Garg. "Economic Crimes in India." Indian Journal of Law and Human Behavior 5, no. 2 (2019).

Cases

- Union of India v. Sushil Kumar Modi, (1997) 4 SCC 770
- Harshad Shantilal Mehta vs. Custodian & Ors 1998 ECR 1 SC, JT 1998 (4) SC 323.
- Hiten P. Dalal vs. Bratindranath Banerjee (11.07.2001 - SC) : MANU/SC/0359/2001

- Kesar Devi vs U.O.I AIR 2003 SC 4195.
- Bank of India vs. Ketan Parekh and Ors. (16.05.2008 - SC) : MANU/SC/2700/2008
- Centre for Public Interest Litigation V Union of India (2012) 3 SCC I (2G spectrum Case)
- Sebi vs. Burman Plantation & Others (1st August 2013)
- Abhay Singh Chautala V. CBI MANU/SC/0715/2011
- Subrata Chattoraj vs. Union of India (UOI) and Ors. (09.05.2014 - SC) : MANU/SC/0453/2014
- Manohar Lal Sharma V. Union of India (2014) 2SCC 532

Video links

- https://www.youtube.com/watch?v=9bF1f11ABXc&ab_channel=CH-06%3AVIDHIK%5BSocialScience-IV%5D
- https://www.youtube.com/watch?v=y3BFXLn-wz8&ab_channel=CH-06%3AVIDHIK%5BSocialScience-IV%5D
- https://www.youtube.com/watch?v=NpCgWPU7arY&feature=youtu.be&ab_channel=e-Content%3ASocialScience
- https://www.youtube.com/watch?v=zF3hko20SlE&t=18s&ab_channel=CH-06%3AVIDHIK%5BSocialScience-IV%5D
- https://www.youtube.com/watch?v=-0a_xHFLn2E&ab_channel=CH-06%3AVIDHIK%5BSocialScience-IV%5D

Expectations from Students:

- Students must report to the respective sessions well before the announced time. Late comers will not be permitted to join the class after five minutes of the scheduled time.
- Read the relevant chapter(s) and Case Study / material and come well prepared to the class for discussions as indicated in the course plan by the faculty.
- In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
- The participation has to be relevant and meaningful. “Speaking for speaking’s sake” will be counter- productive. Participation by just repeating a point made or picking on what someone has said will also be counter-productive.
- Evaluation is a continuous process at ICFAI Law School, Hyderabad. Every student needs to be aware of the timelines given in the section below. Absence from these evaluations will mean non awarding of marks in that particular component.
- Wherever applicable, group assignments require each student to contribute to the group effort. This enhances group effectiveness and leads to greater appreciation of working in groups.
- Students are expected to show high regard and appreciation for class discipline and desist from using mobile phones/electronic gadgets/mechanical devices. This disturbs the class ambience and unnecessarily diverts attention of other students as well as the

faculty member. To avoid these, mobile phones should be switched off inside the classroom.

- Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
- Attendance is compulsory in all sessions. Minimum required 75 percentage of attendance has to be followed by each student. Failure in fulfilling minimum attendance requirement will result in stoppage from writing/attempting mid- term or end-term exams.
- Students have to submit their assignments on the due date informed by the faculty. For this no extension of time will be given.

Honour Code:

Unfair practices in tests and **plagiarism** in assignments / project work will straight away entail a **ZERO** to all involved parties.

Class Organization

Class Representative

Two among you will be selected by consensus as Class Representative for each course. She/he will be responsible for class room arrangements, dealing with academic office, for communicating information from faculty to the class and otherwise, also to collect all assignments / project works and deliver them to faculty. He will be the bridge between the faculty and the students of the class and responsible for the discipline in the class. If found unable to function, he/she will be replaced by the faculty of the course.

Class Discipline

Students must occupy their seats before faculty comes in and remain seated until the end of the class.

Students must have their name plates on the desk.

Use of mobile phones is strictly prohibited in the class. If found using or holding the cell phones the faculty may send them out of the class.

Students are free to ask questions/doubts/clarifications in the class on topics under discussion. For other doubts, they should meet faculty during consulting hours.

No Student is allowed to enter or exit the class rooms during the proceedings of sessions, if so, the student shall be treated as absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Evaluation Timelines

Keeping in line with continuous evaluation at ICFAI Law School, Hyderabad the following schedules have been drawn. Students are expected to go through the dates / sessions mentioned and prepare accordingly.

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Component Number	Component	Expected slot / due date	Marks declaration by	Weigh tage	Syllabus
NCP I	Internal Assessment	20-02-2021	05-03-2021	10	Unit I and Unit II
NCP II	Mid Term	15-03-2021	05-04-2021	20	Unit I and Unit IV
NCP III	Internal Assessment	15-04-2021	05-05-2021	10	Unit V and Unit VI
NCP IV	Class Participation				
NCP V	Attendance				
End Term	End Term	17-05-2021	05-06-2021	50	Unit V and Unit VIII

The final grade will be declared after the end-semester examinations following the above given weightage formula. Before the student takes the end semester examination, he/she should be aware of the progress in the course up to an extent of 50 marks. There will not be any make-up tests for evaluation tests.

Brief profile of the Faculty Member

Dr. Sumanta Meher

Assistant Professor, ICFAI Law School, Hyderabad

Ph.D. (IIT Kharagpur), UGC-NET (Dec 2014 and June 2015), LL.M. (SU)

He has join the Assistant Professor at ICFAI Law School, Hyderabad on August 2020. He has earned his PhD degree from the Rajiv Gandhi School of Intellectual Property Law (RGSOIPL), IIT Kharagpur. He has completed his LLM degree with first class on the year 2015 with the specialization of Criminal Law. He has also cleared the UGC-NET Exam on Dec 2014 and June 2015 consecutively. He has attended and presented his research paper in international and national conferences. Apart from that, some peer reviewed journal articles are also in his credit.

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