ICFAI Foundation for Higher Education
(Deemed-to-be University under Section 3 of the UGC Act, 1956)
Autonomous Institution. Accredited by NAAC with 'A+' Grade

ICFAI LAW SCHOOL HYDERABAD



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

ICFAI FOUNDATION FOR HIGHER EDUCATION HYDERABAD

S. Vijayalakshmi
REGISTRAR
THE ICFAI FOUNDATION FOR HIGHER EDUCATION
(Deemed-to-be University Under Section 3 of the UGC ACT, 1956)

Contents

Item #	Description	Page#
1	Introduction	3
2	**BBA-LLB (Hons.)**Program	4
3	Admission procedure	5
4	Examination and Evaluation	6
5	Program Structure	10
6	Detailed Curriculum and Course handout	14

ICFAI FOUNDATION FOR HIGHER EDUCATION HYDERABAD

REGISTRAR
THE ICFAI FOUNDATION FOR HIGHER EDUCATION
(Deemed-to-be-University Under Section 3 of the UGC ACT, 1956)

Program Curriculum Document

BBA.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.

ICFAI FOUNDATION FOR HIGHER EDUCATION ★ HYDERABAD

REGISTRAR
THE ICFAI FOUNDATION FOR HIGHER EDUCATION
(Deemed-to-be-University Under Section 3 of the UGC ACT, 1956)

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 BBA-LLB (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 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 BBA-LLB (Hons.) program with high academic standards, contemporary curriculum, diversified teaching methodologies, internships and assignments. The students will get an in-depth knowledge in law along with a detailed understanding of various management functions. The Program consists of 56 courses in law and management, 6 law electives and 8 law Honours 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 16 th September, 2019. 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 cancelled 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. The written examination consists of questions like multiple-choice, short-answer, descriptive-answer, cases/problems. The pattern and type of questions may vary depending on the nature of the course. Clinical courses are evaluated by submission of records, court visit, 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 BBA.LLB. (Hons.) Program – 2020-2025

Program Structure*

Year	Course #	Course Title	Units	Course #	Course Title	Units
	Semester I			**Semester II**		
First Year	**EG111**	Business English/ Legal Language and Legal Writing/ Functional English	3	**HS112**	Introduction to Psychology	3
	MG121	Business Statistics	3	**MG122**	Financial Accounting	3
	MG131	Principles of Management	3	**MG132**	Macro Economics	3
	IT141	IT Applications / IT for Lawyers / IT Systems & Analytics	3	**MG142**	Business Environment / Contemporary Business Practices / Law and Social Changes	3
	MG151	Business Economics	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	**MG211**	Operational Management	3	**LL212**	Indian Penal Code – II	3
	MG221	Organizational Behavior	3	**MG222**	Human Resource Management	3
	MG231	Financial Management	3	**MG232**	Marketing Management	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
	LI282	**Legal Internship Program-II**				2

Year	Course #	Course Title	Units	Course #	Course Title	Units
	Semester V			**Semester VI**		
Third Year	**MG311**	Business Strategy	3	**MG312**	Leadership and Entrepreneurship	3
	MG321	Project Management	3	**MG322**	Management Control and Information Systems	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
	LI382	**Legal Internship Program-III**				2
	Semester VII			**Semester VIII**		
Fourth Year	**LL411**	Company Law – II	3	**LL412**	Corporate Governance & Business Ethics	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
	LI482	**Legal Internship Program-IV**				2
	Semester IX			**Semester X**		
Fifth Year	**LL511**	Law of Securities & 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
		Honors Course – I	3		Honors Course – V	3
		Honors Course – II	3		Honors Course – VI	3
		Honors Course – III	3		Honors Course – VII	3

Year	Course #	Course Title	Units	Course #	Course Title	Units
		Honors Course – IV	3		Honors Course – VIII	3
	LI582	**Legal Internship Program-V**				2

** Program Structure is subject to change*

List of General Electives

	Elective – I (Business Law)		***Elective – II (International Trade Law)***
LE411	International Investment Law	LE414	International Banking & Finance
LE412	Financial Law and Policy	LE415	International Commercial Arbitration and ICC
LE413	Capital Market Regulations	LE416	International Financial Institutions
	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	Real Estate and Infrastructure Laws
	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 Courses

	Constitutional Law		**Business Law**
LH511	Legal and Constitutional History of India	LH521	Law and Economics
LH512	Comparative Constitutional Law – US, India and UK	LH522	Law of Carriage, Transportation and Insurance
LH513	Local Self-Governments, Gram Panchayath and Municipal Administration	LH523	Law of Mergers and Governance
LH514	Law of Education	LH524	International Contracts and E-commerce
LH515	Right to Information and Law	LH525	White Collar Crimes and Money Laundering
LH516	Legislative Drafting	LH526	Law of Foreign Trade and Exchange
LH517	Indian Federalism and Judicial Independence	LH527	Consumer and Competition Law
LH518	Freedom of Trade and Commerce	LH528	International Banking and Law
	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

Detailed Curriculum
Business English (EG111A)

Objective: The students will learn to utilize the English language as a perfect medium of communication within various business sectors. They will also learn 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 Outcomes: At the end of the course, the students are expected to utilize 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.

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:

1. English Language Skills, Dr.Aruna Koneru , Mc Graw Hill (2011)
2. A Study of Language, George Yule, Cambridge University Press; 6 edition (2016)
3. English Vocabulary in Use, Stuart Redman.Cambridge University Press
4. The Penguin Guide To Punctuation, RL Trask, Penguin books.

Course Hand Out

Academic Year – 2020-21

(Class of 2025)

Course Name: Business English

Course Code: EG111

Semester: I

Faculty Name: Azmathunnisa Begum

Mobile No: 8185849166

Email: azmathunnisabegum9@gmail.com

Objectives of the Course:

The course imparts the usage of English language in a Business world by means of perfect articulation.

Learning Outcomes:

At the end of the course, the students are expected to utilize 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)
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 May 1986
5.	The Penguin Guide To Punctuation	RL Trask, Penguin books.

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Learning Outcome
1.	2	English Sound System	Distinction between letters and sounds.	English Language Skills.	Chapter 2 pg: 18-20 Book:English Language Skills/https://youtu.be/tpN9CPwZ-oE	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.	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/https://youtu.be/q0iSDfFFvfE	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 /https://youtu.be/eIho2S0ZahI/ https://youtu.be/HAnw168huqA	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 Skills	To know various English words. To identify specific uses of words.

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/ https://youtu.be/CGIQ1iDaNqA	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. 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.	English Language Skills	Chapter 1 pg: 1-11 Book:English Language Skills/ https://youtu.be/7wUCyjiyXdg/ https://youtu.be/o6JGi2voyDM	To improve 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./ https://youtu.be/OXcLwlZOE1s	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/ https://youtu.be/H6n3iNh4XLI/ https://youtu.be/zfff7ddXzxI	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:

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	Weightage	Syllabus
NCP I	Online Internal Assessme	27-10-2020	02-11-2020	15	I&II

	nt				
NCP II	Online Mid Term	09-11-2020	15-11-2020	20	Unit III,IV,&V
NCP III	Online Internal Assessment	10-12-2020	10-12-2020	15	V&VI
NCP-IV	Online End Term	11-01-2021	16-01-2021	50	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

Azmathunnisa Begum has qualified in M.A.(Eng), B.Ed. and PGDELT. Presently working as, a senior lecturer in the disciplines of English Language and English Literature.

Legal Language and Legal Writing (EG111B)

Objectives: 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. 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.

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.

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

Unit 3: 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 4: Drafting - Problems of Drafting - Wordiness and redundancy - Overuse of 'shall' - Obscure language - Unusual word order - Legalese and jargon.

Unit 5: **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 6: Types of Writing- Pleading **–** Plaint **-** Written Statement –Affidavit - Agreement of / Sale -Legal Notice.

Unit 7: 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 8: **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:

1. Richard C. Wydick, Plain English for Lawyers.
2. Alfred Phillips, Lawyers' Language.
3. Peter Butt & Richard Castle, Modern Legal Drafting.
4. Bertrand Russell, An Inquiry into Meaning and Truth.
5. R L Trask, The Penguin Guide to Punctuation.
6. Stephen King, On Writing: A Memoir of the Craft.
7. Pam Peters, The Cambridge Guide to English Usage.
8. S.K. Mishra, Legal Language and Legal Writing.

9. J.S. Singh, Legal Language, Writing and General English.

Videos :

1. https://www.youtube.com/watch?v=QCSmwW-sr9A
2. https://www.youtube.com/watch?v=pA2CAmCKo3M
3. https://www.youtube.com/watch?v=aV6KiiYqq9I
4. https://www.youtube.com/watch?v=cc26AhBkwJQ
5. https://www.youtube.com/watch?v=FsJuGSL9vyg
6. https://www.youtube.com/watch?v=ixKD_Mah2-4&list=PLj26egOBPjmE6Go4CSY-8kr2gJc7JXVmW&index=2
7. https://www.youtube.com/watch?v=FPQaiI535HE

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-4646-83F6-9D8E84F5AA3C.pdf	Students will be acquainted with the use of Latin maxims and words of Latin and French origin.

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 - Avoiding Cosmic Detachment - Use Strong Nouns and Verbs - Avoiding Sexist Language	RB-1	Chapter 6: What to Avoid pgs 67-72 https://www.youtube.com/watch?v=FPQaiI535HE	Students will have overall knowledge and Identify the problems in drafting and do's and don'ts in writing. Further usage legal English effectively and responsibly.
Total	**60**					

List of Latest cases-

1. Smt. Anita Balasaheb Mote vs. Tata AIG General Insurance Company Ltd., DCDRC, 2018.
2. Jagadish @ M.Jagadeesha sv. Lvis Menesez Braganca, MACT, Bnglr, 2018.
3. Ayana Unnikrishnan vs. Sreejith, High Court, Kerala, 2019
   Volenti non fit injuria cases
4. Ravishankar Bhatt vs. The State of Bihar, Patna High court, 2019
5. Munnalal Agarwal vs. Union of India, MP HC, 2019. Injuria Sine Damnum cases
6. Vijaya Education Trust vs. the State of Karnataka, HC, Kar. 2018.
7. H. N. Vijaydev vs. M. D. Saroj, HC, KAR, 2019 Damnum sin injuria cases.
8. Raman Mahajan vs. Sub Divisional Magistrate Gurdaspur & Ors. HC P&H, 2017.
9. Manoharan v. District Collector, HC, Mad. 2018.
10. Dr. Ramakant Gouraha vs. State of Chattisharh, HC, CHH, 2019. Ubi jus ibi remedium cases
11. Photon Infotech Pvt. Ltd. vs. Medici Holdings Ltd., NCLAT, 2018.
12. Ismail Hasan Nakhawa vs. the Chairman, Establishments, HC Bom. 2018 Ibi jus ubi remedium cases
13. Tanuja Bibi & Ors. v. The National Insurance Company, HC. Cal. 2018.
14. Dr. G. S. Banerjee v. Master Shaswata Talukder, SCDRC, 2017. Res ipsa loquitar cases.
15. Ashok Kumar Sharma Vs. State of Rajasthan 2013(1)ACR833(SC)
16. R. Balakrishna Pillai Vs. State of Kerala2003(2)ACR1382(SC)
17. India Tourism Development Corporation Limited Vs. Respondent: Susan Leigh Beer 2014(144)DRJ63 IPC Cases

Expectations from Students:

k. 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.
l. 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.
m. In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
n. 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.
o. 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.
p. 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.
q. 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.
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.

- 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

u. 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.
- 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	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 (EG111C)

Objectives: To enable 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.

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.

Reference Books:

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

Videos:

https://www.youtube.com/watch?v=-DHeRk4cwtY
https://www.youtube.com/watch?v=T2Fa478yoNs
https://www.youtube.com/watch?v=jsl468Hwr4o
https://www.youtube.com/watch?v=2FOptwGnD8I
https://www.youtube.com/watch?v=bj5btO2nvt8
https://www.youtube.com/watch?v=GLBsvdaR_ow

https://www.youtube.com/watch?v=0IFDuhdB2Hk
https://www.youtube.com/watch?v=MbMMZ4rPrfI
https://www.youtube.com/watch?v=HAnw168hu

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/Version-4/H020244752.pdf	https://www.youtube.com/watch?v=T2Fa478yoNs	It helps them learn about various styles of communication.
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%20	https://www.youtube.com/watch?v=R_IRzaGhGgc	When learnt these skills, the students will be able to identify the useful books and words

				2019%20July/Material-DictionarySkills.pdf		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 Presentation	Group Discussions, debates, arguments are a part of learning in higher education.	How to Use and Evaluate Student Speaking & Oral Presentations in the Classroom	https://www.youtube.com/watch?v=wo7zLXnzZqc	The skills learnt in this unit are helpful in making their argument or discussion fruitful 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 – Greetings– Getting Information – Making note and passing the information.	Use of telephone, proper etiquette, giving and getting information with appropriate pause makes the conversation more effective.	Telephone Calls: Unity and Diversity in Conversational Structure	https://www.youtube.com/watch?v=6F5WwPKY8G4	Modern communication requires telephonic 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:

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	August 28	September 3	10	**Unit 1**
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.

Business Statistics (MG121)

Objectives: Decision-making is a judgement call. The skill of a manager lies in his/her ability to take decisions under conditions of uncertainty. The judgement call can either be an educated guess or a random guess. Businesses that seek to minimize risk use quantitative methods to measure, model, analyze, forecast and predict before taking decisions. Probability theory and Statistical methods are universally applied quantitative methods to make informed inferences.

Course Outcomes:

1. Students will be able to demonstrate understanding of statistical thinking and data analysis techniques for decision making under uncertainty.
2. Apply a working knowledge of the statistical tools used in business
3. Students will be able to analyze and apply computer generate statistical output to solve problems.
4. Carry out statistical hypothesis tests for means and proportions
5. Make predictions using simple linear regression
6. Complete statistical significance tests regarding the linear equation, the slope coefficient, and the correlation coefficient

Unit I Introduction and Data Collection: Why Learn Statistics – Statistics in the Business World – Basic Vocabulary of Statistics – How This Textbook is Organized – Data Collection – Types of Variables – Microsoft Excel and Minitab – Learning to Use Statistical Programs.

Unit II Presenting Data in Tables and Charts: Tables and Charts for Categorical Data – Organizing Numerical Data – Tables and Charts for Numerical Data – Cross Tabulation – Scatter Plots and Time-Series Plots – Misusing Graphs and Ethical Issues.

Unit III Numerical Descriptive Measures: Measures of Central Tendency – Variation and Shape – Numerical Descriptive Measures for a Population –Quartiles and the Boxplot – The Covariance and the Coefficient of Correlation – Presenting Descriptive Statistics: Pitfalls and Ethical Issues.

Unit VI Basic Probability: Basic Probability Concepts – Conditional Probability – Bayes' Theorem – Ethical Issues and Probability.

Unit V Discrete Probability Distributions: The Probability Distribution for a Discrete Random Variable – Binomial Distribution – Poisson Distribution.

The Normal Distribution: Continuous Probability Distributions – The Normal Distribution – Evaluating Normality.

Sampling and Sampling Distributions: Types of Sampling Methods – Evaluating Survey Worthiness – Sampling Distributions – Sampling Distribution of the Mean – Sampling Distribution of the Proportion.

Unit VI Confidence Interval Estimation: Confidence Interval Estimation for the Mean (σ Known) – Confidence Interval Estimation for the Mean (σ Known) – Confidence Interval Estimation for the Proportion – Determining Sample Size – Confidence Interval Estimation and Ethical Issues.

Unit VII Fundamentals of Hypothesis Testing: One-Sample Tests: Fundamentals of Hypothesis-Testing Methodology – *t* Test of Hypothesis for the Mean (σ Unknown) – One-Tail Tests – *Z* Test of Hypothesis for the Proportion – Potential Hypothesis-Testing Pitfalls and Ethical Issues.

Unit VIII Two-Sample Tests and ANOVA: Comparing the Means of Two Independent Populations – Comparing the Means of Two Related Populations – Comparing the Proportions of Two Independent Populations – *F* Test for the Difference between Two Variances – Analysis of Variance.

Chi-Square Tests: Chi-Square Test for the Difference between Two Proportions – Chi-Square Test of Independence.

Simple Linear Regression: Types of Regression Models – Determining the Simple Linear Regression Equation – Measures of Variation – Assumptions – Residual Analysis – Inferences about the Slope and Correlation Coefficient – Estimation of Mean Values and Prediction of Individual Values – Pitfalls in Regression.

Multiple Regression: Developing a Multiple Regression Model.

Unit IX Statistical Applications in Quality Management: The Theory of Control Charts – Control Chart for the Proportion: The *p* Chart – The Red Bead Experiment: Understanding Process Variability – Control Charts for the Range and the Mean – Total Quality Management – Six Sigma.

Unit X Decision Analysis: Steps in Systematic Problem Solving – How to Structure a Decision Problem – Expected Monetary Value (EMV) – Decision Tree – Value of Sample Information.

Forecasting: Basics – Qualitative Methods of Forecasting – Quantitative Methods of Forecasting.

Text and Reference Books

1. Leonard J kazmier ;Schaum's outline series, Business statistics
2. JK Sharma, Business statistics, Vikas Publications

Videos:

1. https://www.youtube.com/watch?v=lvdjgy3HnkA
2. https://www.youtube.com/watch?v=CBnGs9t6RxY

Course Hand Out
Academic Year – 2019-20
(Class of 2024)

Course Name: BUSINESS STATISTICS

Course Code: MG 121

Semester: 1ST SEMESTER

Faculty Name: DR.K. DURGA PRASAD

Mobile No: 7674930006

Email: komatiprasad@gmail.com

Objectives of the Course:

The course aims to impart in students statistical thinking in analysis of data and make predictions using various statistical methods.

Course Outcomes:

1. Students will be able to demonstrate understanding of statistical thinking and data analysis techniques for decision making under uncertainty.
2. Apply a working knowledge of the statistical tools used in business
3. Students will be able to analyze and apply computer generate statistical output to solve problems.
4. Carry out statistical hypothesis tests for means and proportions
5. Make predictions using simple linear regression
6. Complete statistical significance tests regarding the linear equation, the slope coefficient, and the correlation coefficient

Recommended Text Books and Reference Books

	TEXT BOOK	**AUTHOR / PUBLICATION**
01	BUSINESS STATISTICS	LEONARD KAZMIER : SCHAUMS OULINE SERIES
02	INTRODUCTION TO BUSINESS STATISTICS	Ronal M Weiers; South –Western Cengage Learning 5191 Natorp Boulevard Mason, OH 45040 USA
03	Statististical data analysis	Glen Cowen Oxford University Press, Great Clarendon Street Oxford
04	Business Statistics	JK Sharma: Vikas Publications
05	Business Statistics	J.K. Thukral, Taxman's Publication.

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
01	4	Introduction and Data Collection	Statistics in the Business world Data Collection Types of variable Microsoft Excel	BUSINESS STATISTICS LEONARD KAZMIER : SCHAUMS OULINE SERIES	Data Collection Primary Data Secondary Data Source of Primary Data Sources of Secondary Data Sample Types of Sample https://www.youtube.com/watch?v=lvdjgy3HnkA	Understand the meaning of statistics Distinguish between descriptive statistics and inferential statistics Describe various characteristics of statistics Know important functions of statistics Identify limitations of statistics.
02	3	Presentation data in tables and charts	Tables and Charts Cross Tabulation Misusing Graphs and Ethical Issues	INTRODUCTION TO BUSINESS STATISTICS Ronal M Weiers; South –Western Cengage Learning 5191 Natorp Boulevard Mason, OH 45040 USA	Tabulation Cross Tabulation Bar charts Line Graph Histogram Pie Charts Scatter Plots and Time-Series Plots	Construct histograms, polygons, and frequency distributions Construct relative histograms and frequency distributions
03	8	Numerical Descriptive Measures	Measures of Central Tendency Numerical Descriptive Measures of Population Quartiles and the Boxplot The covariance and The coefficient of Correlation	Business Statistics Dr. J.K. Thukral Taxmanns Publication	Mean Median Mode Standard Deviation Covariance Coefficient of Correlation Numerical exercises on Measures of Location and Variation	Construct measures of central tendency – arithmetic mean, median, and mode using ungrouped data Construct measures of dispersion – range, quartiles, standard deviation, and variance using ungrouped data Construct the arithmetic mean, standard deviation and variance of

						grouped data
04	3	Basic Probability	Probability Concepts Conditional Probability Ethical Issues and Probability	Business Statistics' JK Sharma: Vikas Publications Business Statistics Dr. J.K. Thukral Taxman's Publication	Probability concepts Bayes Theorem https://www.youtube.com/watch?v=CBnGs9t6RxY	Compare classical, relative, and subjective approaches to probability Use contingency tables and Venn diagrams to problem solve Explain addition rule and multiplication rule of probability
05	3	Discrete probability Distribution	Binomial Distribution Poisson Distribution	Quantitative Techniques in Management N.D Vohra McGraw Hill Publication	The Probability Distributing for a Discrete Random Variable Binomial Distribution Numerical Exercises on Binomial Distribution	Contrast mutually exclusive, not mutually exclusive, dependent, and independent events Assess Binomial probability of events using Excel. Calculate expected outcome from Discrete Probability Distribution
06	2	The Normal Distribution	The Normal Distribution	Quantitative Techniques in Management N.D Vohra McGraw Hill Publication	The Normal Distribution Problems and Exercises	Summarize the nature and application of normal distributions Use the standard normal distribution and z-scores to determine probabilities

						associated with normal distribution
07	3	Sampling and Sampling Distribution	Sampling distribution Mean sampling distribution	Business Statistics Dr. J.K. Thukral Taxman Publication	Evaluating Survey Sampling Distribution of the Mean Sampling Distribution of the Proportion Numerical Exercise.	Show the basics of sampling distributions
08	3	Confidence Interval Estimation	Interval Estimation for the Mean Confidence Interval Estimation for the Proportion Interval Estimation and Ethical Issues	Statististical data Glen Cowen Oxford University Press, Great Clarendon Street Oxford analysis	Interval Estimation and Ethical Issues Estimation of Mean Test Numerical Exercises	Determine the sampling distribution of the mean Demonstrate how to calculate the sampling distribution of a proportion Explain the central limit theorem and sampling distributions when the population is finite
09	5	Fundamental of Hypothesis Testing	Hypothesis Test Testing Methodology T Test of hypothesis Z test of Hypothesis for the Proportion	Quantitative Techniques in Management N.D Vohra McGraw Hill Publication	T Test of Hypothesis for the Mean Z test of Hypothesis for the Proportion Numerical Exercises on T Test and Z test	Explain the nature of hypothesis testing Interpret results of hypothesis tests and determine appr opriate business decision Identify errors in hypothesis testing Develop the basic procedures in hypothesis testing

10		Two-Sample Test and ANOVA:	Comparing the Means of Two Independent Population Comparing the Proportion of Two Independent Population F test for the Difference between Two Variance Analysis of Variance	Statististical data analysis Glen Cowen Oxford University Press, Great Clarendon Street Oxford Quantitative Techniques in Management N.D Vohra McGraw Hill Publication	ANOVA F test for the difference between two variance Analysis of Variance Numerical Exercises on ANOVA	Construct one-tailed and two-tailed hypothesis test for the mean when sigma is known and when sigma is unknown Construct and interpret a one-tailed or two-tailed hypothesis test for a proportion
11	5	Chi-Square Tests and Simple Linear Regression	Chi –Square test two proportions Types of regression models Linear Regression Equation Estimation of Mean values and Prediction of Individual values	Statististical data analysis Glen Cowen Oxford University Press, Great Clarendon Street Oxford Quantitative Techniques in Management N.D Vohra McGraw Hill Publication	Chi –Square Test Regression Models Estimation of Mean Value Regression – Multiple Regression Numerical Exercises	Define the Chi-Square distribution in terms of squared normal deviation Describe how the shape of Chi-square distribution changes as it's of degree of freedom Describe what it means for there to be theoretically-expected frequencies Compute expected frequencies Determine the degrees of freedom
12	5	Statistical Applications in Quality Management	Theory of control Charts The P Chart The Red Bead Experiment Control Charts for the Range and the Mean Total Quality Management Six sigma	Basic Business Statistics: Mark L Bereson and David M Pearson Publication	Attribution of Service quality Statistical Quality Control Process Control Charts P Charts P charts control Limit	How to construct various control charts Which control chart to use for a particular type of data The basic themes of total quality management and Deming's 14 points

						the basic aspects of Six Sigma
12	4	Decision Analysis & Forecasting	Steps in Systematic Problem Solving How to Structure a Decision Problem Expected Monetary Value Decision Tree Value of Sample Information Forecasting Basics	Problems solving Structure a Decision Problem Expected Monetary Value Decision Tree Value of Sample Information Qualitative Methods of Forecasting Quantitative Methods of Forecasting	Expected Monetary value Decision Tree Value of Sample Information	Identifying, defining, and understanding a problem is essential to analyzing and choosing between alternatives.
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) 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	NCP -I	First week September	10th September	10	Data Collection Tables and Charts Measures of Central Tendency Covariance and the coefficient of correlation
NCP II	Mid Term	Last week September	30th September	20	Data Collection Tables and Charts Measures of Central Tendency Covariance and the coefficient of correlation Basics Probability Concepts Bates Theorem Binomial Distribution and Poisson Distribution Normal Distribution
NCP III	NCP -II	First week of November	10th November	10	Continuous Probability

					Distribution Sampling distributing of the Mean Sampling Distribution of the Proportion
NCP IV	Class Participation			5	Probability distribution and Decision Analysis and Forecasting
NCP V	Attendance			5	
End Term	End Term			50	Measures of Central Tendency Binomial Distribution Normal Distribution Sampling Distribution of the Mean Sampling Distribution of the Proportion Determining Sample Size Fundamental of Hypothesis Testing Methodology T Test of Hypothesis for the Mean Z Test of Hypothesis for the Proportion Two Sample Test and ANOVA Chi-Square Test The Theory of Control Charts The P Chart Steps in Systematic Problem Solving
				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.K. DURGA PRASAD, is working as Asso. Professor in ICFAI Law School Hyderbad. He has done his Doctor of Philosophy in Business Management from Kakatiya University. He is also recognized as a Ph.D guide from Birla Institute of Technology Mesra, Ranchi. Dr.Durga Prasad has also worked in varied academic position at Birla Institute of Technology it's International Centre, UAE and Kakatiya University and gained a rich Academic and experience of more than 18 years. His subject interest Finance, Accounting, Statistics. He has attended many National and International conference. He also worked as controller of examination at Emirates Institute of Technology, Dubai.

Principles of Management (MG131)

Objectives: To enable the students to analyze the types of decisions made in business, and be familiar with the steps in the decision-making process. To enable the students to analyze the human resource management activities involved in attracting, developing, and maintaining an effective work force. To enable students with understanding of the purpose of strategic operational planning and apply the tools and techniques used to accomplish both.

Course Outcomes:

1. Discuss and communicate the management evolution and how it will affect future managers.
2. Observe and evaluate the influence of historical forces on the current practice of management.
3. Identify and evaluate social responsibility and ethical issues involved in business situations and logically articulate own position on such issues.
4. Explain how organizations adapt to an uncertain environment and identify techniques managers use to influence and control the internal environment.
5. Practice the process of management's four functions: planning, organizing, leading, and controlling.
6. Evaluate leadership styles to anticipate the consequences of each leadership style.

Unit I Managers and Management: Who Are Managers – What Is Management –Importance of Managers – Advantages of Management –Management Relation to Other Disciplines.

Unit II History Module: The Historical Roots of Contemporary Management Practices: The Pre-Modern Era – Classical Contributions – Human Resources Approach – The Quantitative Approach– Analysis: Social Management Approaches – Building on History: Studying Management Today

Unit III The Management Environment: The Changing Economy – A Global Marketplace – Emphasis on Technology – Expectations from Organizations and Managers –Ethics: Guidelines for Acting Ethically – Entrepreneurship – Ethical Dilemma in Management: The Contingent Workforce – Consumerism.

Unit IV PLANNING: Foundations of Planning: Planning– Types of Plans – Management by Objectives – The Importance of Organizational Strategy – A Strategic Framework: Choosing a Niche – Quality as a Strategic Weapon – Revisiting Entrepreneurship: Entrepreneur and Competitive Advantage?

Foundations of Decision Making: The Decision-Making Process –Decision Making Problems – Making Decisions: The Rational Model – The Real World: Modifications of the Rational Model – Decision Making: A Contingency Approach – Decision-Making Styles – Making Decisions in Groups – National Culture and Decision-Making Practices – Quantitative Module: Quantitative Decision-Making Aids: Payoff Matrices – Decision Trees –Break-Even Analysis – Ratio Analysis – Linear Programming – Queuing Theory – Economic Order Quantity Model.

Unit V ORGANIZING: Basic Organization Designs: The Elements of Structure – Contingency Variables Affecting Structure – Organization Design Applications – Organization Culture.

Staffing and Human Resource Management: Managers and the Human Resource Management Process – The Legal Environment of HRM – Employment Planning – Recruitment and Selection – Orientation, Training, and Development – Performance Management – Compensation and Benefits – Current Issues in Human Resource Management –

Career Module: Building Your Career – Introduction – Making A Career Decision – Getting Into the Organization – Some Suggestions for Developing a Successful Management Career.

Managing Change, Stress, and Innovation: What Is Change? – Forces for Change – Two Views of the Change Process – Organizational Change and Member Resistance – Making Changes in the Organization – Stress: The Aftermath of Organizational Change – Stimulating Innovation.

Unit VI LEADING: Foundations of Individual and Group Behavior: Toward Explaining and Predicting Behavior – Personality – Perception – Learning – Foundations of Group Behavior.

Understanding Work Teams: The Popularity of Teams– Types of Work Teams – Characteristics of High-Performance Work Teams – Turning Individuals into Team Players – Contemporary Team Issues.

Motivating and Rewarding Employees: Motivation and Individual Needs – Early Theories of Motivation – Contemporary Theories of Motivation.

Leadership and Trust: Managers Versus Leaders – Trait Theories of Leadership – Behavioral Theories of Leadership – Contingency Theories of Leadership – Emerging Approaches to Leadership – Contemporary Leadership Issues – Building Trust: The Essence of Leadership.

Communication and Interpersonal Skills: Understanding Communication – Communications and Information Technology – Developing Interpersonal Skills.

Unit VII CONTROLLING: Foundations of Control: Control – The Importance of Control – Types of Control – Control Implications for Managers – The Dysfunctional Side of Control – Contemporary Issues in Control – Entrepreneurs and Control.

Operations Management: The Importance of Operations Management – How do Service and Manufacturing Firms Differ? – Managing Projects.

Text and Reference Books

1. Robbins, S.P., DeCenzo, D. A., Bhattacharyya, S., Agarwal, M.N. (2009). Fundamentals of Management: Essential Concepts and Applications, Pearson Education Inc., 6th edition
2. Koontz H. and Weihrich H. (2004). Essentials of Management, Mcgraw Hill Int. ed., 6th edition.
3. Griffin, W.R. (2008). Management: Principle and Applications, Houghton Miffin Company.
4. Bhat, Anil and Kumar, Arya (2016), Principles of Management: Competencies, Processes, Practices, Oxford University Press, 2nd edition.

Videos:

1. https://youtu.be/pFWuBfKUyHA
2. https://www.youtube.com/watch?v=fpfE96-zI40
3. https://www.youtube.com/watch?v=iRvaWHk3A8k
4. https://www.youtube.com/watch?v=29qE4FSxc1w
5. https://www.youtube.com/watch?v=Jg62oeEzMkU
6. https://www.youtube.com/watch?v=QWORFliXxn0
7. https://www.youtube.com/watch?v=ybc-DpFD4xk
8. https://www.youtube.com/watch?v=AbDUEpFrIy4

Course Hand Out
Academic Year – 2019-20
(Class of 2024)

Course Name: Principles of Management

Course Code: MG 131

Semester: I

Faculty Name: Dr.K.Hariharan

Mobile No: 9884612320

Email: hariharan@ifheindia.org

Objectives of the Course:

To enable the students understand the entire gamut of Management, the Processes involved and learn the intricacies and skills of a Manager.

Course Outcomes:

1. Discuss and communicate the management evolution and how it will affect future managers.
2. Observe and evaluate the influence of historical forces on the current practice of management.
3. Identify and evaluate social responsibility and ethical issues involved in business situations and logically articulate own position on such issues.
4. Explain how organizations adapt to an uncertain environment and identify techniques managers use to influence and control the internal environment.
5. Practice the process of management's four functions: planning, organizing, leading, and controlling.
6. Evaluate leadership styles to anticipate the consequences of each leadership style.

Recommended Text Books and Reference Books

	TEXT BOOK	AUTHOR / PUBLICATION
1	Management	Robbins & Mary Coulter – 7th Edition, Pearson Publications
2	Fundamentals of Management: Essential Concepts and Applications	Robbins, S.P., DeCenzo, D. A., Bhattacharyya, S., Agarwal, M.N. (2009). Pearson Education Inc., 6th edition
3	Essentials of Management	Koontz H. and Weihrich H. (2004). Mcgraw Hill Int. ed., 6th edition.

4	Management: Principle and Applications	Griffin, W.R. (2008), Houghton Miffin Company.
5	Modern Management	Samuel Certo, Trevis Certo – 10th Ed, Pearson

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1	5	Unit I : Managers and Management	Management –Importance of Managers – Advantages of Management –Management Relation to Other Disciplines	Management – **7th Ed.** Robbins & Mary Coulter	https://youtu.be/pFWuBfKUyHA Page 28 -42; page 50	Enable students to understand the basics of Management and Managerial Roles.
2	5	Unit II : History Module: The Historical Roots of Contemporary Management Practices	The Pre-Modern Era – Classical Contributions – Human Resources Approach – The Quantitative Approach– Analysis: Social Management Approaches – Building on History: Studying Management Today	Management – **7th Ed.** Robbins & Mary Coulter	Page 51 - 70 https://www.youtube.com/watch?v=fpfE96-zI40	Enable students to understand the evolution of Management Approaches
3	5	Unit III : The Management Environment	The Changing Economy – A Global Marketplace – Emphasis on Technology – Expectations from Organizations and Managers –Ethics: Guidelines for Acting Ethically – Entrepreneurship – Ethical Dilemma in Management: The Contingent Workforce – Consumerism.	Management – **7th Ed.** Robbins & Mary Coulter	Page 66-68, 109 – 124,146-150 https://www.youtube.com/watch?v=iRvaWHk3A8k	Enable students to understand the Changing Economic Scenario, Technology in Business, Ethics and Consumerism.
4	6	Unit IV: PLANNING	**Foundations of Planning**: Planning– Types of Plans – Management by Objectives – The Importance of Organizational Strategy – A Strategic Framework: Choosing a Niche – Quality as a Strategic Weapon – Revisiting Entrepreneurship: Entrepreneur and Competitive Advantage?	Management – **7th Ed.** Robbins & Mary Coulter	Page 198 – 212 https://www.youtube.com/watch?v=29qE4FSxc1w	Enable students to understand the Importance of Planning, Management by Objective, Entrepreneurship and Competitive Advantage

5	7	Unit V: Decision Making	**Foundations of Decision Making**: The Decision-Making Process –Decision Making Problems – Making Decisions: The Rational Model – The Real World: Modifications of the Rational Model – Decision Making: A Contingency Approach – Decision-Making Styles – Making Decisions in Groups – National Culture and Decision-Making Practices – Quantitative Module: Quantitative Decision-Making Aids	Management – **7th Ed.** Robbins & Mary Coulter Modern Management – 10th Ed. Samuel Certo Trevis Certo	P 170 – 189 P 154 -169 https://www.youtube.com/watch?v=Jg62oeEzMkU	To understand about the Decision Making Process, Models and Tools.
6	7	Unit VI : ORGANIZING	Basic Organization Designs Staffing and Human Resource Management Managing Change, Stress, and Innovation	Management – **7th Ed.** Robbins & Mary Coulter	Page 278 – 291 Page 328 – 350 Page 360 – 377 https://www.youtube.com/watch?v=QWORFliXxn0	To understand about Organization Structure, Spectrum of Human Resource Management, Importance of Change Management
7	7	Unit VII : LEADING	Foundations of Individual and Group Behavior Understanding Work Teams Motivating and Rewarding Employees Leadership and Trust Communication and Interpersonal Skills	Management – **7th Ed.** Robbins & Mary Coulter	Page 392-411, 420 – 438, 444 – 467 480 - 504 304- 321 https://www.youtube.com/watch?v=ybc-DpFD4xk	To understand the importance of Individual & Group Behaviour, Leadership and Communication Skills

8	6	Unit VIII CONTROLLING	Foundations of Control Operations Management	Management – **7th Ed.** Robbins & Mary Coulter	P 516 – 540 P 546 – 566 https://www.youtube.com/watch?v=AbDUEpFrIy4	To understand the importance of Controlling, Types and the Contemporary Issues and Solutions
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) 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	9th Sep 2019	28th Sep 2019	10 Marks	**Units – 1,2**
NCP II	Mid Term	30th Sep 2019	20th Oct 2019	20 Marks	Units – 1 to 4
NCP III	Internal Assessment	1st Week – Nov 2019	1st Week - Nov	10	Units 5, 6
NCP IV	Class Participation	22nd Nov 2019	22nd Nov 2019	5	
NCP V	Attendance	22nd Nov 2019	22nd Nov 2019	5	
End Term	End Term	25th Nov 2019	15th Dec 2019	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.Hariharan, an MBA in Marketing and PhD in Business has over 20 years of Experience in Corporate, Consulting and Teaching. Has worked in FMCG, Telecom Products, Education and Logistics. His Core Competencies include Business Development, P&L, Operations Management, Human Capital Management and Projects.

IT Applications (IT141)

Objectives: Students will be 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 the professional skills of the students, so that they are equipped to take gainful employment in the said vocation.

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

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.

Text and Reference Books:

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

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 – Basic Internet Terms – Internet Applications – Internet Tools – Search Engines – Multimedia Essentials – Emerging Trends in IT.	Material will be provided in class.	N/a	Introduction to 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 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	Textbook 2	Chapters pertaining to data processing	Introduction to excel and data processing.

			Conditions for Data-Functions – Operations using Function Wizard – Designing Charts using the Data – Working with Different Types of Charts – Sorting and Filtering the Data.			
			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:

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	9th Session	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 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 Outcomes: Student should be comfortable to document, plan, improve productivity using IT applications from major players.

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 – customized software for lawyers

Text and Reference Books:

1. Allan M Garten: Internet: Law and Legal Profession
2. Arno R Lodder and Anja O S Kamp, Information Technology and Lawyers: Advanced Technology in the Legal Domain- From Challenges to Daily Routine
3. 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
4. Jeanne Eicks, 'Educating Superior Legal Professionals: Successful Modern Curricula Join Law and Technology' http://papers.ssrn.com/sol3/papers.cfm?abstract_id=2465977
5. Jonathan Jenkins, 'What Can Information Technology Do for Law?' (2008) 21 No. 2 Harvard Journal of Law & Technology 589.

Course Hand Out

Academic Year – 2020-21

(Class of 2025)

Course Name: **IT FOR LAWYERS**

Course Code: **IT141B**

Semester: I

Faculty Name: Rakesh SuryadevaraMobile No: 7702263666

Email: rakeshsuryadevara@ifheindia.org

Objectives of the Course:

This course helps the students of law to understand the role of computer technology in the legal profession. It helps the students to get introduced to few hardware devices, tools, software and their use in the legal profession and automation of the legal profession. This course also gives a sense of how to store, retrieve and protect data which is the soul of law profession.

Course Outcomes:

Student will be equipped with the basic to medium IT knowledgenecessary to implement in this modern legal profession.

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	Internet : Law and Legal Profession	Allan M Garten
3	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	5	Information Technology	Meaning ; 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	Material will be provided in class	N/a	Introduction to IT
2	4	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.	Material will be provided in class	N/a	Introduction to Internet and WWW
PRE MID TERM						
3	5	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	Textbook 2	Chapter related to IP	Overview of data transfer in Internet world.

4	6	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 -	Textbook 3	Chapters pertaining to data processing	Tips in data processing

5	4	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.	Textbook 1	Chapters related to data storage and retrieval	Introduction to data storage and retrieval.
MID TERM						
6	5	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 –	Materials will be provided in class	Videos related to the topic provided during course discussion.	E-Court filing application introduction.
7	5	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 -	Materials will be provided in class	Videos related to the topic provided during course discussion.	Intro to online client counselling.
Post Mid Term						
8	6	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	Materials will be provided in class	N/a	Impact of social networking sites in legal profession.

9	8	Student Demos / Practical - Final	Revision & Final Test	N/a		

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 ofthe 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 contributeto 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 bereplaced by the faculty of the course.

Class Discipline

- Students must occupy their seats before faculty comes in and remainseated 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 subjectedto 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 Session	12th Session	15	**Unit I , II**
NCP II	Mid Term	After 24 Sessions	30th Session	20	Units I to V
NCP III	Internal Assessment	37th Session	42nd Session	15	Units VI, VII
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.

Rakesh Suryadevara is a MBA graduate with 12 yrs industry experiencehaving 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.

Course Outcomes:

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

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:

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

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 –	Overview on network topology, Operating Systems.

			Structures of Computer Systems and Operating Systems –- Types of Operating System – Difference between Single-User and Multi-User Operating Systems - Configurations of Computer 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 – Physical security and computer security - Data security- fire walls, various types of software: spyware, virus, etc.	Overview on Data Security.
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:

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 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	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…

Business Economics (MG151)

Objective: 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 Outcomes: At the end of the course the students will be able to understand the scope of Business economics at micro level and its implications on the general and partial equilibrium at national and global level. An understanding of the business economic decision making is an essential criterion for legal decision making.

Unit I Introduction to Microeconomics 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. **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.

Unit II Theory of Consumer Behavior and DemandConsumer 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.

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 – Mariginal Revene and Elasticity.

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 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.

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 IV Imperfectly Competitive Markets

Price and Output 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 – 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 and Oligopolistic Behavior: 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.

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 V 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 VI 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.

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 Book:

1. Micro Econ- Principles of Microeconomics- by William A McFachern and Simrit Kaur, CENGAGE Publishers
2. Principles of Microeconomics. Gregory Mankiw- Cengage Publishers
3. Microeconomics: Principles, Applications and tools ,7/e: Arthur O'Sullivan,Steven M, Sheffrin- Pearson Education

Videos:

https://www.youtube.com/watch?v=KE0FZL4IL0M

https://www.youtube.com/watch?v=uSYPksuVkhM

https://www.youtube.com/watch v=71j3ET_spI8

Course Hand Out

Academic Year – 2019-20

(Class of 2024)

Course Name: **Business Economics**

Course Code: **MG 151**
Semester: I

Faculty Name: Dr.P.Kesari

Mobile No: 9493965160

Email: polishettykesari@ifheindia.org

Objectives of the Course:

- To acquire conceptual Knowledge of economics this is the basis for understanding the resource use.
- To understand the tools of Business Economics and their application in various lines of operations.
- To develop the ability to evolve legal business strategies using economic phenomenon.
- To understand the new economic challenges which are emerging in the competitive world thereby to take an optimal legal & business decision making.

Course Outcomes: At the end of the course the students will be able to understand the scope of Business economics at micro level and its implications on the general and partial equilibrium at national and global level. An understanding of the business economic decision making is an essential criteria for legal decision making.

Recommended Text Books and Reference Books

S.No	TEXT BOOK	AUTHOR / PUBLICATION
1	Micro economics, principles, application & Tools	ArthurO'SullivanStevenSheffrin,Stephen perez, Pearson
2	Business Economics	Andrew Gillespie, Oxford
3	Micro Economics	Robert S.Pindyck, Daniel L.Rubinfeld
4	Business Economics Micro Analysis	H.L.Ahuja, S.Chand
5	Managerial economics Analysis, Problems & cases	Pl. Mehta S.Chand
6	Managerial economics	Mark Hirschey, Thomson South Western

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1	4	Introduction to Business Economics	Definition of Economics. Classification of Economics.(Micro & Macro Economics, Normative and Positive Economics.) The concept of Partial and General equilibrium analysis. Fundamental problems of an Economy. Economic theory and its relationship with decision sciences and functional areas of management. The Nature of Business decisions.	Business Economics Page 2 – 22 Economics is a science Choice, What is Economics, Positive & Normative Analysis , Fundamental Problems of What to produce, how to produce & For whom to produce.	Chap 1,2 http://www.khanacademy.org/economics.	After reading the chapter the students will understand the Scope of Economics Having an idea about business decision making process within Business & economic environment.
2	7	Demand Theory	Law of Demand- Movement along the demand curve, Shift in the demand curve. Demand functions- Individual and Firms demand, Market demand. Exceptions to Law of Demand. Elasticity of Demand- Degrees of Elasticity of Demand- price Elasticity of Demand, Income Elasticity of Demand and cross elasticity of Demand. Promotional Elasticity of Demand. Significance of elasticity of demand in business decision making. Importance of theory of demand in relation to Electronic commerce.	Micro economics, principles, application & Tools Pg 69 to 99 & 103 to 109 Definition of demand, Individual & market demand. Price elasticity of Demand , Elasticity & total Revenue. Other elasticities of Demand	Chap 4 http://www.you tube.com This topic video looks at the basics of price **elasticity of demand** and the factors that influence the coefficient of demand. Price Determination . https://www.youtube.com/watch?v=KE0FZL4IL0M	These units help them in knowing the market analysis by both consumers, Sellers and producers. It helps them to analyse the purchasing of different goods & services. The nature of goods and their pricing policies as required by different consumers.

3	4	Theory of Supply	Law of Supply-Concept of Movement of supply – Shift in supply- Supply function. Individual, Firm, Market . Concept of elasticity of Supply. Determination of equilibrium price and output. Market intervention. Price ceiling and price floor.	Micro economics, principles, application & Tools 99 - 127 Supply Analysis & Curve Pg 73 80. Elasticity of Supply Pg 114 to 118	Chap 5	This unit is one aspect of producers market and brings an insight related to the supply. Followed by the Equilibrium by both producers and consumers.
4	6	Consumer Behaviour	Concept of utility- Approaches to Measurement of utility. Cardinal Utility. Law of Diminishing Marginal Utility. Concept of Consumer Surplus. Ordinal Utility. Indifference Curves. Features of Indifference Curves. Budget line. Consumer Equilibrium.	Micro economics, principles, application & Tools 156 - 179 Traditional Consumer choice Utility Theory. Total & Marginal utility Principle of opportunity Cost. Conditions for utility maximization.	Chap 7	The basics of this unit enlightens the students as consumer in choices while selecting goods to maximize utility. One is traditional Approach followed by Modern Approach.
5	4	Theory of production	Meaning of production function- Organizing production.-Short run Production function(Law of variable proportions) Long run production Function(returns to Scale) Iso Quants. Features of Iso quants, Iso Cost lIne, Least Cost Combination.	Micro economics, principles, application & Tools, pp 189- 202.. A firm with a fixed production Facility Short run Costs.	Chap 8 https://www.youtube.com/watch?v=uSYPksuVkhM	In this unit the students will know the relationship between short run and long run production followed by input and output production functions thereby to economies resources.
6	4	Cost Theory	Different Cost Concepts (Economic and Accounting cost, Historical cost/Sunk cost) nature of Costs short run and Long run cost	Micro economics, principles, application & Tools 190 - 206	Chap 8 Cont..	It helps the students to the different types of costs used in production and their relevance. It also focuses

			functions. Plant size and Economies of Scale and scope, Learning curves: Break even analysis. The relationship between Total, average and marginal costs and their relevance in Economies.	Economic cost & economic Profit Short run total cost, Average costs. Other costs . Relationship b/n marginal Cost & Average cost.		Large scale economies.
7	4	Optimization Techniques & new management tools	Economic Relationships: total, Average and Marginal values and their special relevance in Economics. Optimization analysis. New management tools.	https://www.youtube.com Mod-01 Lec-06 Basic **Tools** of Economic Analysis and **Optimization Techniques.** https://www.youtube.com Lec-04 Basic **Tools** of Economic Analysis and **Optimization** ... Economics by Dr. Trupti Mishra ...	Chap 9	At the end of the unit the students will acquire knowledge in decision making process in minimizing costs to maximize returns.
8	6	Market Structures	Market Structure and degree of Competition perfect competition, Competition in Global Economy.. Monopoly: Short run and Long run price and Output determination. Comparison with perfect competition.	Micro economics, principles, application & Tools, 212-233 Markets Perfect Competition. Four market structures. Short run output decision. Total	Chap 9	The students are expected to learn origin of markets, types and the price and output policies in different market conditions. (Theory & practice).

				Approach & Marginal Approach		
9	6	Market Structures	Monopolistic completion, meaning and importance Short run and long run price and output determination. Oligopoly and Market concentration. Oligopoly models Cournet Model, Kinked Demand Curve, Cartel Arrangement, Price Leadership.	Micro economics, principles, application & Tools 237 - 246 Monopoly, Its output decision, Total revenue & Marginal revenue. Social Cost of Monopoly. Pg 261-270 Effects of market entry, when entry stop, long run equilibrium, Trade offs with entry. Advertising for product differentiation .	Chap 10 & 11	In this unit the students are expected to learn the functioning of existing markets in different economic systems. Especially the competitive market analysis and their pricing policies are focused here
10	3	Regulation and Anti trust:The role of Govt in the economy	Government Regulations, Externalities and regulation Public Utilities and Regulation. Anti trust Government regulation of market structures and Conduct regulation of International Competition, Effect of Taxation on Business Decisions. Adverse selection & Moral Hazard.	Micro economics, principles, application & Tools pp 305 – 310,312 & 315 – 318, 322 - 328 Anti trust & regulation. Price control & natural Monopoly, Anti trust policy. Breaking up monopolies. Regulating Business	Chap 13 & 14 https://www.youtube.com/watch v=71j3ET_spl8 Anti Trust explained. You tube Anti trust laws Monopoly and Anti trust policy.Dr.Bill SchlosserJune 15, 2017.	The scope of this unit is to familiarize the students with the rules and regulations in manufacturing and trading of commodities and its role in curing the market dis equilibrium.. It helps to analyse and to understand economic analysis to shape the legal issues both at

				practices.		national and International scenario.

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	29/08/19	7/09/19	10	Unit I-II
NCP II	Mid Term	30/09/19	12/10/19	20	Unit I - VI
NCP III	Internal Assessment	24/10/19	25/11/2019	10	Unit VII
NCP IV	Class Participation	24/11/19	24/11/2019	5	-
NCP V	Attendance		24/11/2019	5	-
End Term	End Term 25/11/2019			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.P.Kesari, Associate professor, ICFAI Law School, ICFAI Foundation for Higher Education (IFHE), Hyderabad.
- Having more than Three decades of Teaching experience both National & Internal as Professor of Economics.
- Guided more than 30 MA, M.Sc students in Agricultural Economics. International agricultural Trade
- Paper presentation at National and International Conferences.
- Paper presented at International workshop for funding of financial aid to rural farmers under " productivity Improvement program: which is used as a template in all other agricultural Universities in Ethiopia under the Ministry of Agricultural & Rural Development.
- International Conference organized by UNDP on Bio-Diversity, towards Inclusive Growth Gender Aspect is focused, proposed for future project.
- Major advisor for Under graduate and Graduating classes.

Organizer and In charge for various academic activities & Examination Co-ordinator.

General Principles of Contracts (LL161)

Objectives: Contracts being the foundation of commercial law, the course aims to equip students with a firm appreciation of the unique character of contracts as a form of voluntary undertakings. This course begins by examining the concepts relating to the formation of contract, as well as how an otherwise validly formed contract may have its effect nullified by issues such as misrepresentation, coercion, undue influence. Further the course looks at issues relating to how a contract may be discharged, what sort of remedies are available when a contractual obligation is breached. The study of the subject 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. 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.

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.

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

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

2.Krishnan Nair: Law of Contract, S.Gogia & Co., Hyderabad 1995.

3.G.C.V. Subba Rao: Law of Contract, S.Gogia & Co., Hyderabad 1995.

4.T.S.Venkatesa Iyer: Law of Contract, revised by Dr. Krishnama Chary, S. Gogia &Co.

5.Avtar Singh: Law of Contract, Eastern Book Company, Lucknow, 1998.

Vidoes :

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 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.	Avtar Singh: Law of Contract , Eastern Book Company, Lucknow, 2017	Chapter 1 Pg. 1 – 152 https://www.youtube.com/watch?v=rox7rOmh-ig https://www.youtube.com/watch?v=1NA-0fc-flw https://www.youtube.com/watch?v=B71xmQGP3aM	The students understands the history and Evolution of Contract and the 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, Lucknow, 2017	Chapter 7 Pg. 255 – 350	Student will able to understand the concept of legally enforceable agreements
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	Chapter 6 Pg. 107 – 121	Students will learn the concepts of Privity of Contracts

				Book Company, Lucknow, 2017		
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	Avtar Singh: Law of Contract	Chapter 16 Pg. 841 – 964	Student will learn about Specific relief – in terms of movable property, Arbitration and

			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.	, Eastern Book Company, Lucknow, 2017		Decrees of Injunction.
11	12	Tutorials	Cases will be discussed			
Total	60					

List of Cases

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

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	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	22-11-2019		05	

	Participation				
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)

Objectives: 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. 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.

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 II Law: 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 IV Justice: 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 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 Legal Rights: The Concept - Rights: Kinds - Right duty correlation

UNIT VIII Possession: The Concept -Kinds of Possession - Acquisition of Possession- Modes of Acquisition of Property

UNIT IX Ownership: The Concept - Kinds of Ownership - Difference between possession & ownership

UNIT X 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.

Reference Books

1. Salmond: Jurisprudence, Universal Publishers 12th Edn. 1966.

2. Paton: Jurisprudence
3. Allen: Law in the Making, Universal Publishers 7th Edn. 2001.
4. Mahajan V.D.: Legal Theory and Jurisprudence, Eastern Book Company, Lucknow, 5th Edn. 1977.
5. Dias: Jurisprudence, Aditya Books, 5th Edn. 1985.
6. Rama Jois, Legal and Constitutional History of India, Universal Law Publications, Delhi.
7. Vepa P. Sarathi: Interpretation of Statutes, Eastern Book Co, 4th Edition, 1976.
8. Maxwell: Interpretation of Statutes, Butterworths Publications, 1976, 12th Edition.
9. Crawford: Interpretation of Statutes, Universal Publishers.
10. Chatterjee: Interpretation of Statutes.
11. G.P. Singh: Principles of Statutory Interpretation, Wadhwa and Company, 8th Ed., 2001.

Videos:

1. https://www.youtube.com/watch?v=4kw58Vm3lFM
2. https://www.youtube.com/watch?v=a7KDbZ5VQ0E
3. https://www.youtube.com/watch?v=Bw7tSkw37jk&list=PL_a1TI5CC9RF_dQA_VkU6m5HDZldafSsd&index=3
4. https://www.youtube.com/watch?v=AYK2jl24Cwg&list=PL_a1TI5CC9RF_dQA_VkU6m5HDZldafSsd&index=7
5. https://www.youtube.com/watch?v=oXPcf6Pt5yE&list=PL_a1TI5CC9RF_dQA_VkU6m5HDZldafSsd&index=5
6. https://www.youtube.com/watch?v=kBdfcR-8hEY&list=PL66DFF275B46BEF40
7. https://www.youtube.com/watch?v=XaOxUTfhjxw
8. https://www.youtube.com/watch?v=S5jpuAdtJlY

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 as a social science; Relationship of Jurisprudence with other social sciences; and Utility of its study.	Jurisprudence, Legal Theory, Theology, Ethics, Philosophy, Sociology, Positive Law, Civil Law	Jurisprudence and Legal Theory by V.D. Mahajan	Chapter One https://www.youtube.com/watch?v=4kw58Vm3lFM	To understand the relevance of jurisprudence and utility of its study. 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/w	To understand the rationale of classification of jurisprudence into schools. To enumerate the salient features of those schools.

					atch?v=Bw7tSkw37jk&list=PL_a1TI5CC9RF_dQA_VkU6m5HDZldafSsd&index=3	
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_VkU	To comprehend the leading historical and contemporary theories of law. To understand the various sources of law and their relative merits and demerits.

					6m5HDZldafSsd&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	Juristic persons, Corporation sole, Corporation aggregate	Jurisprudence and Legal Theory by G C Venkata Subba Rao	Chapter XXIV https://www.youtube.com/w	To understand the shift in the meaning of person. To elucidate the various theories of juristic

		Persons; Status of the unborn, minor, lunatic, drunken dead person; Legal Status of Animals; Theories of Corporate personality; Civil and Criminal Liability of Corporations.			atch?v=S5jpuAdtJlY	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 of Ownership; Difference between possession and ownership; Concept of Possession; Elements of Possession; Kinds of Possession; Acquisition of Possession; and Possessory Remedies	Res nullius, Corpus possessionis, Animus possedendi, Possessory remedy, Adverse possession	Jurisprudence and Legal Theory by V.D. Mahajan	Chapter Fourteen	To be familiar with concept of ownership and possession. To distinguish 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	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

		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				interpretation.
Total	**48**					

Recent Cases:

(Students should read and identify the jurisprudential issues involved in the judgments of the following cases)

a) Bilkis Bano Case (decided on 23 April 2019)
b) Joseph Shine v. Union of India (2019) 3 SCC 39
c) Indian Hotel and Restaurants Association v. State of Maharashtra (2019) 3 SCC 429
d) Tehseen S Poonawalla v. Union of India (2018) 9 SCC 501
e) Swapnil Tripathi v. Supreme Court of India (2018) 10 SCC 639
f) Navtej Singh Johar v. Union of India (2018) 10 SCC 1
g) Shayara Bano v. Union of India (2017) 9 SCC 1

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 allotted
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	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 Assessment	28-10-20109	28-10-2019	10	Unit 6,7 & 8
NCP IV	Class Participatio	22-11-2019		05	

	n				
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

Introduction to Psychology (HS112)

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 the knowledge of psychological principles, research findings, current trends and their application in 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; Synapse and Neurotransmitters – Central Nervous System Structure and Function of Spinal Cord and Brain – Peripheral Nervous System Autonomic Nervous System and Somatic Nervous System.

Unit III Motivation: Definition, Concept of Drive, Incentive – Theories of Motivation (Content and 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 of Perception: Attention – Organization and Interpretation.

Unit V Learning: 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, 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.

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

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

Unit IX Attitude: Nature of Attitude, Theories of Attitude, Measures of Attitude – Attitude and Behavior.

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

Unit XI Self Perception, Social Perception and Relationships: Concept of Self and Self Perception – Social Perception and Social Influence – Social Relationships – Attribution Theories.

Unit XII Assessment and Testing: Psychological Testing and Its Application.

Text and Reference Books

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

Course Hand Out
Academic Year – 2019-2020
(Class of 2024)

Course Name: Introduction to Psychology

Course Code: (AT211)

Semester: II

Faculty Name: Dr. N. Padmanabha Rao

Mobile No: 9441727149

Email: vinap2142@yahoo.com

Course Objective:

- To acquaint the students with the major psychological concepts, theories and implications.
- To develop an understanding of human behaviour
- To develop an awareness of psychology and its importance in legal profession
- To give an insight into the psychological knowledge and its applications in diverse conditions and contexts

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

Recommended Text Books and Reference Books

	TEXT BOOK	AUTHOR / PUBLICATION
1.	Atkinson & Hilgard's Introduction to Psychology	Susan Nolen-Hoeksema, Barbara L. Fredrickson, Geoffrey R. Loftus and Christel Lutz. 2016.
2.	Psychology Indian Subcontinent Edition	Robert A Baron, Girishwar Misra, Pearson Indian Education Services Pvt. Ltd. 2016.
3.	Introduction to Psychology	Clifford t. Morgan, Richard A. King John R.Wiesz, John Schopler, Tata MC Graw Hill Education Private Limited, 2011.
4.	A Brief Introduction to Psychology	Clifford T. Morgan, MC Graw Hill Company 1974.
5.		

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1.	5	**Nature, Scope and Methods of Psychology**	Definitions, Goals and Application – Branches: Physiological, Abnormal Developmental, Social, Industrial and Organizational Behaviour, Clinical and Counselling, Educational, Sports Psychology, Psychology of Women	A Brief Introduction to Psychology	Chapter 1 p 1-9.	Understanding the concept of psychology, its application and knowledge about various branches of psychology.
2.	4	**Physiological/ Biological Bases of Behaviour**	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.	Psychology Indian Subcontinent Edition	Chapter 2 p 34-57.	Knowledge about the nervous system, its relationship, transmission and communication with body.
3.	4	**Motivation**	Definition, Concept of Drive, And Incentive – Theories of Motivation (Content and process): Freudian Theory of Motivation, Maslow's MAC Cleland's Herzberg's.	Psychology Indian Subcontinent Edition	Chapter 10 p 316-321.	Knowledge about motivation and its theories
4.	6	**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	Psychology Indian Subcontinent Edition	Chapter 3 p 79-122.	Understanding about the impact of environmental stimulus relating to sensation and perception.
5.	5	**Learning**	Definition – Methods of Learning – Trial and Error Method: Thorndike's Laws of learning, Insight Learning: Kohler's Experiments – Theories of Learning: Behavioural Learning Theories – Classical Conditioning – Association, Extinction, Spontaneous Recovery, Generalization, Discrimination, Higher	Psychology Indian Subcontinent Edition	Chapter 5 p 146-175.	Knowledge about learning forms of learning and its application in their daily life.

			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.			
6.	3	**Memory**	Nature of Encoding, Storage and Retrieval – STM, LTM, Types of Memory – Learning, Remembering and Factors Influencing Retrieval – Forgetting and Decay	Psychology Indian Subcontinent Edition	Chapter 6 181-208.	Understanding about memory and the process of memory and it use.
7.	6	**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.	Psychology Indian Subcontinent Edition	Chapter 11 p 353	Knowledge about intelligence, various theories, and how intelligence tests constructed.
8.	3	**Emotions and Stress**	Theories of Emotion – Expression and Perception of Emotion – Types of Stress, Consequences of Stress	Psychology Indian Subcontinent Edition	Chapter 10 p 335-343	Understanding about emotions, its types and theories.
9.	3	**Attitude**	Nature of Attitude, Theories of Attitude, Measures of Attitude – Attitude and Behavior.	Introduction to Psychology	Chapter 10 p 382-393.	Knowledge about attitudes, theories and its processes.
10.	5	**Personality**	Defining Personality – Theories of Personality: Psychodynamic, Behavioristic, Humanistic, and Trait Theory of Personality – Assessment and Testing: Psychological Testing and Its Application, Tests/Assessment of Personality	Psychology Indian Subcontinent Edition	Chapter 11 387-420.	Perspective regarding personality, theories, assessment and testing.

11	4	**Self-Perception, Social Perception and Relationships and Assessment and Testing**	Concept of Self and Self-Perception – Social Perception and Social Influence – Social Relationships – Attribution Theories, Psychological Testing and Its application.	A Brief Introduction to Psychology	Chapter 9 p 209-235.	Knowledge about self-perception, including social perception. Understanding about various psychological testing and their application.
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. 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.
cc. 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.
dd. Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
ee. 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

ff. 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.

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	14/02/2020	One week from the date of Assessment	10%	Chapter 1 Nature, Scope and Methods of Psychology
NCP II	Mid Term	09/03/2020	Ten days from the date of last examination	20%	Chapter 1 to Chapter 5 Nature, Scope and Methods of Psychology to Learning
NCP III	Internal Assessment	10/04/2020	Two days from the date of test.	10%	Chapter 6 and 7 Memory

					and Intelligence
NCP IV	Class Participation	01/05/2020	Last date of instruction	5%	
NCP V	Attendance	01/05/2020	Last date of instruction	5%	
End Term	End Term	04/05/2020	Ten days from the date of last examination	50%	Chapter 6 to 11 Memory to Assessment and Testing.

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.

Financial Accounting (MG122)

Objectives: The course is designed to prepare the students to have knowledge of Accounting. The specific objectives of the course are: to understand the conceptual framework of accounting and to develop skills for accounting of financial transactions pertaining to different business organizations.

Course Outcomes:

At the end of the course, the student will be able to:

- Understand, appreciate and acquire the knowledge of accounting concepts and the fundamental knowledge of accounting;
- Understand the process of accounting and accounting cycle;
- Understand the process of recording financial transactions and preparation of financial statements;
- Appreciate and demonstrate the change in accounting treatment respectively from change in the ownership of a business.

Unit I Introduction to Double Entry Bookkeeping: The Accounting Equation and the Balance Sheet – The Double Entry System for Assets, Liabilities and Capital – Inventory – The Effect of Profit or Loss on Capital and the Double Entry System for Expenses and Revenues – Balancing-off Accounts – The Trial Balance.

Unit II The Financial Statements of Sole Traders: Income Statements: An Introduction – Balance Sheets – Income Statements and Balance Sheets: Further Considerations – Accounting Concepts and Assumptions.

Unit III Books of Original Entry: Books of Original Entry and Ledgers – The Banking System in the UK – Cash Books – Sales Day Book and Sales Ledger – Purchases Day Book and Purchases Ledger – Returns Day Books – The Journal – The Analytical Petty Cash Book and the Imprest System – Value Added Tax – Columnar Day Books – Employees' Pay – Computers and Accounting – Computerized Accounting Systems.

Unit IV Adjustments for Financial Statements: Capital Expenditure and Revenue Expenditure – Bad Debts, Allowance for Doubtful Debts, and Provisions for Discounts on Accounts Receivable – Depreciation of Non-Current Assets: Nature and Calculations – Double Entry Records for Depreciation – Accruals and Prepayments and Other Adjustments for Financial Statements – The Valuation of Inventory – Bank Reconciliation Statements – Control Accounts – Errors Not Affecting the Balancing of the Trial Balance – Suspense Accounts and Errors – Scenario Questions.

Unit V Special Accounting Procedures: Introduction to Accounting Ratios – Single Entry and Incomplete Records – Receipts and Payments Accounts and Income and Expenditure Accounts – Manufacturing Accounts – Departmental Accounts – Statements of Cash Flows – Joint Venture Accounts.

Unit VI Partnership Accounts and Company Accounts: Partnership Accounts: An Introduction – Goodwill for Sole Traders and Partnerships – Revaluation of Partnership Assets – Partnership Dissolution – An Introduction to the Financial Statements of Limited Liability Companies – Purchase of Existing Partnership and Sole Traders Businesses.

Unit VII An Introduction to Financial Analysis: An Introduction to the Analysis and Interpretation of Accounting Statements.

Unit VIII An Introduction to Management Accounting: Cost Accounting – Cost Control – Budgeting and Budgetary Control**.**

Text and Reference Books:

1.Hanif and Mukherjee,Financial Accounting **–** Tata McGraw-Hill Education

2.Jain and Narang,Financial Accounting –Kalyani Publishers

3.Grewal, T.S, Financial Accounting-Sultan Chand

4.Maheswari and Maheswari, , Financial Accounting-Vikash Publishers

5. Sharma and Gupta,Manageemnt Accounting -Kalyani Publishers

Course Hand Out:
Academic Year – 2018-19
(Class of 2023)

Course Name: **Financial Accounting** *Faculty Name*: Dr. Bhanu Sireesha
Course Code: **MG122** Mobile No: 9949067656
Semester: **II** Email: bhanu@ibsindia.org

Objectives of the Course:

- To enable the student understand, appreciate and acquire the knowledge of accounting concepts;
- To enable the student understand the process of accounting and accounting cycle from the primary records to financial statements
- To prepare the student independent in the process of recording transactions and preparation of financial statements;
- To enable the student understand the changes in accounting treatment when there is a change in the ownership of a business; and to know spreadsheets and accounting packages for accounts.

Course Outcomes:

At the end of the course, the student will be able to:

- Understand, appreciate and acquire the knowledge of accounting concepts and the fundamental knowledge of accounting;
- Understand the process of accounting and accounting cycle;
- Understand the process of recording financial transactions and preparation of financial statements;
- Appreciate and demonstrate the change in accounting treatment respectively from change in the ownership of a business.

Recommended Text Books and Reference Books

	TEXT BOOK	AUTHOR / PUBLICATION
1	Financial Accounting	Hanif and Mukherjee, Tata McGraw Hill Education
2	Financial Accounting	Jain and Narang, Kalyani Publishers
3	Financial Accounting	Grewal T.S., Sultan Chand
4	Financial Accounting	Maheswari and Maheswari, Vikas Publishers
5	Management Accounting	Sharma and Gupta, Kalyani Publishers

Course Outline:

S. No	***Session No.***	***Topics***	***Key Concepts***	***Course Outcomes***	***Mode***	***Chapter Reading***
1.	1 – 3	Basic Concepts of Accounting	objectives of business; Importance of Financial transactions-Need for Accounting- features, objectives and scope of Accounting; Purpose of financial statements- qualitative characteristics of financial statements- Accounting cycle	Why the business should have accounting, what should be accounted for? Purpose of preparation of financial statements i.e. income statement, balance sheet, qualitative characteristics of financial statements; Accounting Cycle.	Theory	Ch. 1
2.	4 – 6	Accounting Mechanics	Accounting concepts and assumptions, Accounting equation - double entry system- concept of capital and income- expenditure and losses- debit and credit- types of accounts- rules of double entry book keeping	What are the Accounting Concepts that Govern preparation of Balance Sheet and Income Statement, what is the process of preparation of financial statements	Problems	Ch. 2 & 3

3.	7 – 12	Books of Entry	Recording of transactions in a Journal- Ledger Posting- Relationship between Journal and Ledger- balancing of accounts- trial balance	Understand how to write journal entries, how to post transactions into ledger accounts, and how to draw a trial balance	Problems	Ch. 3 & 4
	13	**Pre Mid-term Assessment**				
4.	14 – 20	Sub-division of Journal	Subsidiary Journals, Purchases Book, Purchases Returns Book, Sales Book, Sales Returns, Cash book, Petty Cash book, Journal Proper, etc.	An understanding of primary books of accounts, types of books, purpose of preparation of separate books for purchases, returns, sales, cash, petty cash – Columnar cash book, etc.	Problems	Ch. 3
5.	21 – 24	Accounting for Depre-ciation	Concept of Depreciation, meaning, importance in the process of accounting, methods of Depreciation, Impact on the Income statement and Balance sheet	Student will be able appreciate and understand the concept of wear and tear for capital assets, and methods of depreciation like straight line method, diminishing balance sheet method in practice and other methods in theory	Problems	Ch. 9
		Mid Term Examination				
6.	25 – 29	Accounting for Inventories	The concepts of inventory accounting, pricing of issues, stores ledger preparation, inventory pricing methods FIFO, LIFO, Weighted Average Methods	Student will be in a position to understand the pricing mechanisms like LIFO, FIFO, Weighted Average methods in the process of issue of inventory and their impact on the income statement and balance sheet	Problems	Ch. 8
7.	30 – 37	Preparation of Financial Statements for Sole Proprietor	Preparation of Income Statement and Balance sheet without adjustments and with adjustments for inventory, depreciation, outstanding expenses, prepaid expenses, outstanding incomes, etc.	The student will be in a position to prepare final accounts of a sole proprietor business with and without adjustments and look at the impact of adjustments on the net profit and assets position	Problems	Ch. 13
	38	**Post Mid-term Assessment**				
8.	39 – 48	Partnership Accounts	Impact of admission, retirement, death or insolvency of a partner on the financial statements of a partnership firm	The student will be able to appreciate the importance of valuing good will while admitting the partner, retiring the partner, death of a partner and insolvency of partner	Problems	Ch. 21 to 25

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

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	13th session	16th session	10%	Chapters 1, 2 and 3 of the course
NCP II	Mid Term	After 23rd session	26th session	20%	Chapters 1 to 5 of the course
NCP III	Internal Assessment	38th session	41st session	10%	Chapters 6 and 7 of the course
NCP IV	Class Participation	During all 48 sessions	After 48 sessions	5%	-
	For Class Participation evaluation, Assignments will be given to students				
NCP V	Attendance	For 48 sessions	After 48 sessions	5%	-
End Term	End Term	After 48 sessions		50%	Complete syllabus (Ch. 1-8)

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

Dr. Bhanu Sireesha possesses Masters degrees in Commerce (Cost Accounting and Taxation); and Management (Finance); and a Doctorate degree (PhD, Finance). Till date, she has 24+ years of teaching experience and worked with different colleges affiliated to OU, JNTU and IFHE. Her core areas of expertise are Accounting (Financial, Cost and Management); Taxation; Financial Management; Corporate Finance and Financial Modeling using MS Excel.

Macro Economics (MG132)

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.

Unit I Macroeconomics: Aggregate Income and Its Dimensions – Measuring Output – Real and Nominal Incomes.

Unit II Savings, the Balance of Payments, and the Money Supply: The Sources and Use of Savings – The Balance of Payments – The Money Supply.

Unit III Consumption: Keynes on Consumption – Consumption Smoothing – Temporary and Permanent Shocks – Stochastic Income Expectations – Effect of Interest Rates – Aggregating Across Individuals – Savings and Portfolio Choice.

Unit IV Investment: Profit Maximization and the Optimal Capital Stock – Adjustment Costs and Investment Decisions – Financial Structure and Investment – Residential and Inventory Investment – Irreversibility and Investment – Investment in Developing Countries – Investment in India.

Unit V The Trade Balance and Exchange Rates: The Real Exchange Rate – Other Approaches to the Trade Balance – Exchange Rates and Assets – Purchasing Power Parity – Choice of Exchange-Rate Regimes.

Unit VI The Demand for Money: Money, Bonds, and Private Wealth – Nominal and Real Interest Rates – Financial Assets and the Budget Constraint – Money as a Store of Value – Seigniorage.

Unit VII The Labour Market: Profit Maximization and Labour Demand – Utility and Labour Supply – Aggregate Supply with/without Money Illusion – Introducing Unemployment – Cyclical Unemployment and the Output Gap – The Static Phillips Curve – The Dynamic Phillips Curve.

Unit VIII The IS-LM Model: Walras' Law – Nominal Versus Real Rate of Interest – The IS Curve – The LM Curve – IS and LM – Fiscal and Monetary Policy – IS–LM in India – Ricardian Equivalence.

Unit IX Aggregate Demand and Aggregate Supply: The Aggregate Demand Curve – AD-AS Equilibrium in the Keynesian Case – AD and the Mistaken Expectations Aggregate Supply – Policy Lags – Real Business Cycles.

Unit X More on Unemployment: Shirking and Efficiency Wages – The Long-Run and Staggered Wage Setting – The Insider-Outsider Approach.

Unit XI Open Economy I: The Mundell-Fleming Model: Accounting for an Opening Economy – Capital Mobility and the Balance of Payments – Monetary Policy under Flexible Exchange Rates – Fiscal Policy under Flexible Exchange Rates – Fixed Exchange Rates and the Monetary Policy – Fixed Exchange Rates and the Fiscal Policy – Capital Flows and Macro Policy.

Unit XII Stabilization and Government Deficits: Limits to Discretionary Policy – The Government Budget Constraint and Debt Dynamics – Debt and Deficits in India – Sustainable Primary Deficits – Fiscal Rules for Adjustment – Fiscal Restructuring.

Unit XIII Open Economy II: The Current Account in and Intertemporal Framework: Intertemporal Accounting and the Current Account Determination – Current Account Determination – The Current Account in the Medium Run – The External Debt Burden and Sustainability.

Unit XIV Financial Sector Reforms: Features of Financial Markets – Financial Repression and Major Financial Reforms in India – The Supply of Loans and the Demand for Deposits – Banks' Response to Financial Liberalization – Human Capital: A Keystone of Financial Reforms.

Unit X Monetary Policy Objectives and Targets: Goals of Monetary Policy and Intermediate Targets – Choosing Intermediate Targets in the Case of Demand Shocks – Choosing Intermediate Targets in the Case of Supply Shocks – Targeting the Nominal GDP – Rules Versus Discretion in the Monetary Policy.

Unit XVI Economic Growth: Sources of Growth – Potential and Feasible Output – The Determinants of Long-Run Growth – The Solow Diagram – Comparative Statics – The Golden Rule – Convergence – Poverty Traps – Endogenous Growth.

Unit XVII Business Cycles and Unemployment: Features of the Business Cycle, Business Cycle Theories, Unemployment: Okun's Law, Impact of Unemployment, Economic Interpretation of Unemployment.

Unit XVIII Classical, Keynesian and Post-Keynesian Macroeconomics: The Classical Tradition: Say's Law of Markets, Policy Consequences, The Keynesian Revolution, Retreat from Keynes. The Monetarist Approach: The Quantity Theory of Prices. Modern Monetarism, New Classical Macroeconomics: Rational Expectations, Implications for Macroeconomics, Ultra-Classicism: Supply-Side Economics: Macroeconomic Policies.

Unit XIX International Financial Institutions: The International Monetary Fund (IMF), The World Bank, Asian Development Bank, International Financial Corporation, Bank for International Settlements.

Unit XX Macroeconomic Policies in India: An Overview of Monetary Policy, Fiscal Policy, Industrial Policy, Trade Policy in India.

Text and Reference Books:

1. Modern Economics, H.L Ahuja, S. Chand
2. Macroeconomics, Errol D'Souza
3. Modern Macroeconomics Analysis, Shapiro, E. (1996), Galgotia Publications, New Delhi.

Videos:

1. http://www.youtube.com/user/egyankosh/IGNOU

2. http://www.youtube.com/user/egyankosh/IGNOU
3. http://www.youtube.com/user/egyankosh/IGNOU
4. http://www.youtube.com/user/egyankosh/IGNOU
5. **http://www.youtube.com/user/egyankosh/IGNOU**

Course Hand Out
Academic Year – 2018-19
(Class of ---II Semester------)

Course Name: Macro Economics

Course Code: MG 132

Semester: Second (II)

Faculty Name: Dr. Iti Vyas

Mobile No: 9676311480

Email: iti.savernika@gmail.com. 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:

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

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.infliblnet.ac.in(e-pathshala)	Students will understand the concept of Economic growth and development, difference between them, and what is macro economics, its importance and scope.
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.infliblnet.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
8	**Unit 3 -The Classical theory and Keynesian theory of Income and**	Introduction, Say's Law and Classical Theory- Wage Price Flexibility and Full employment, Classical Theory of employment and output:	H. L Ahuja, Shapiro, and Ackley	Chapter 3&4 Vidyamitra.infliblnet.ac.in(e-pathshala)	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

	Employment	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		http://www.youtube.com/user/egyankosh/IGNOU	determination and various concepts which are given by classical and Keynesian economists
8	**Unit 4- Consumption and Investment 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	H.L Ahuja Shapiro, Branson, M.L Jhingan,	Chapter 6&8 Vidyamitra.inflibnet.ac.in(e-pathshala) http://www.youtube.com/user/egyankosh/IGNOU	After studying this unit students will be able 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	**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	H.L Ahuja, Shapiro, Branson	Chapter 24 Vidyamitra.inflibnet.ac.in(e-pathshala) http://www.youtube.com/user/eg	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.

		curve, Shifts in LM curve, Simultaneous Equilibrium of IS-LM model		yankosh/IGNOU	
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
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

4	**Unit 8- 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	H.L Ahuja	Chapter 34 Vidyamitra.inflibnet.ac.in(e-pathshala) http://www.youtube.com/user/egyankosh/IGNOU	After studying this unit students will be able 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.
1	NCP 1				
1	NCP 2				
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) 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	11th February 2020	10	10	Unit1& 2
NCP II	Mid Term	March 2020	50	20	Unit 1,2, 3, 4 & 5
NCP III	Internal Assessment	15th April 2020	20	10	Unit 6 & 7
NCP IV	Class Participation		5	5	
NCP V	Attendance		5	5	
End Term	End Term	May 2020	50	50	Unit 6,7,8,9 & 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. 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 Mohanlal Mohanlal Sukhadia University, Udaipur, Rajasthan respectively in 2003 and 2005. She has also qualified both UGC National Eligibility Test (NET) and State Level Eligibility Test (SLET) for lectureship in Economics.

Business Environment (MG142A)

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 Outcomes: A critical and scientific review of the economic and business policies of the government and various control systems adapted to implement them.

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 and Economic Systems-Market Economy-Planned Economy-Mixed Economy Social Environment

UNIT-III: Anatomy of the Indian Economy: Indian Economy-Overview- Monetary Policy in the 21st Century- Monetary Policy in Various Countries- Banking sector Reforms

Globalization and Business Environment: Globalization-meaning and Scope- Phases and Indicators-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 and Competition Act, 2002- Foreign Direct Investment **Industry Analysis:Textiles, Electronics and Automobiles**- Economic Reforms and Competitive Environment-textiles Industry-Electronics Industry-Automobile Industry **Industry Analysis- FMCG,Chemicals and PharmaceuticalSectors:** 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 Privatization

Fiscal Policy, Union Budget and Taxation: Fiscal Policy-Union Budget-Reforms Undertaken and to be Undertaken-taxes-Role of Government **Monetary Policy and Banking Sector Reforms:** Basic concepts- Monetary Policy in the 21st Century-Monetary Policy in various Countries-Banking sector Reforms

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

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

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

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

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

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

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

UNIT-X

Global Outsourcing: Introduction-Business Process Outsourcing-The Outsourcing Debate

Social Environment in India and China: Social Environment-Poverty and Poverty Alleviation Programmes-Labourand Employment-Women in Work Force-Child labour- Education Health,Population and Family Welfare.

Text and Reference Books

1. Justin Paul: Business Environment: Test & Cases 2E, published by Tata McGraw-Hill publishing company limited

2.Francis Cherunilam: Business Environment: Text and Cases 12 edition. Publisher Himalaya Publishing House

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 to use	Chapter Reading /Videos	Course Outcome
1	5	Nature and dynamics of Business Environment	History of global capitalization,,pros&cons of capital account convertibility,US sub prime crisis&recision. Global	Justin Paul	Part-1.1,p.4-9	Students will be knowing about the nature of BE, global capitalization and

			capitalization,free market model,role of developing countries.			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:

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	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 (MG142B)

Objectives: To develop in the students a clear understanding of the various business practices around the work 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. To make the students to understand the appreciation of how and why some businesses are successful while others are not. To learn from the not so successful companies how to avoid those pitfalls.
To provide an opportunity to the students to study and acquire knowledge on o the new forces acting on business from society, environment, legal and ethical aspects.

UNIT I: Business in a Global Environment: Business as Blending of People Technology and Ethical Behaviour,Achieving Business Success through Social Responsibilities,Economic Challenges Facing Global/Domestic Business/Management of Change,Competing in Turbulence**,** Cost Effective Lean Business Models.

UNIT II: Business Life Cycles and Strategies: Challenges of Shrinking product life Cycles, Fostering Innovation as on on-going Process, Challenge of Time Compression**,** Speed as a Global Competitive weapon in all business process, The New Corporate Concept.

UNIT III: Emerging Trends in the Business World: Triple Bottom-line concept of Corporate, Ethical Leadership- Improving Corporate Performance this '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.

UNIT IV: Technological Developments: Various Aspects: Global Trade, Distribution of wealth, Business Analysis, Employee Relations, Business type, Marketing, Consumer outreach and support

UNIT V: Challenges Faced in Modern Business: Social responsibility, Impact of technology**,** Entrepreneurship, Consumers, Investors, Employees, Team work, Communication, Motivational leadership, Ethical responsibility

UNIT VI: Entrepreneurship and Small Business: Creation of jobs, 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 analysing a firm's strengths or weaknesses, Planning- Strategic Planning, Tactical Planning, Operational Planning, Contingency Planning.Crisis Management- Shared experiences, Stories, Beliefs, Norms.

Reference Books

1. Luis.E. Boone, David L. Kurtz (2015), Contemporary Business,16th ed., John wiley & Sons
2. Parkinson(2005) , Great Ideas in Management, Vision Books Publishers

ICFAI Law School, Hyderabad

ONLINE 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.

Learning 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):

1. *Unit-1: Topic: 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.
2. *Unit-2: Topic: Product Life Cycles:* HCL (2009), "Business Aligned R & D: Global Product Life Cycle Management", *HCL Technologies, Feb 2009.*
3. *Unit-3: Topic: Competitive Advantage in Business:* Potjanajaruwit, P. (2018), "Competitive Advantage Effects on Firm Performance: A Case Study of Startups in Thailand", *Journal of International Studies,* Vol. 10, No. 1, pp. 104-111.
4. *Unit-4: Topic: Consumer Outreach-Brand Perception:* Jeevananda, S. (2011), "A Study on Brand Perception of FMCG Goods", *International Journal of Research in Commerce & Management,*
5. *Unit-5: Topic: 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.
6. *Unit-6: Topic: 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.
7. *Unit-7: Topic: 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.*
8. *Unit-8: Topic: Decision Making:* Stavkova, J., Stejskal, L., Toufarova, Z. (2008), "Factors Influencing Consumer Behavior", AGRIC. ECON-CZECH, Vol. 54, 2008 (6), pp. 276-284.

Video Learnings (VL):

1. *Unit-1: Topic: Cost Effective Lean Business Models:* "The 9 Most Successful Business Models", Available online at https://youtu.be/DL6myRFdC_g (18.32 minutes)
2. *Unit-2: Topic: The New Corporate Concept:* "15 Things You should know When starting a Business", Available online at https://youtu.be/nt7jKOc-Ya8 (22.02 minutes)
3. *Unit-3: Topic: Corporate Strategy:* "Gary Hamel: Renowned Business Strategy and Management Thought", Available online at https://www.youtube.com/watch?v=7hBjdVGDIs8 (14.54 minutes)
4. *Unit-4: Topic: Marketing:* "The Genius of Tesla's $0 Social Marketing Strategy", Available online at https://www.youtube.com/watch?v=tF9r9LrOb70 (7.32 minutes)
5. *Unit-5: Topic: Investors:* "Warren Buffet's 6 rules of Investing", Available online at https://www.youtube.com/watch?v=DlA2jMueIyc (10.14 minutes)
6. *Unit-6: Topic: Stimulating the Economy:* "Green Entrepreneurs Who will spark your imagination", Available online at https://www.youtube.com/watch?v=VhJr6JD9T6A (4.18 minutes)
7. *Unit-7: Topic: Norms:* "The Harvard Principles of Negotiation", Available online at https://www.youtube.com/watch?v=RfTalFEeKKE (8.46 minutes)
8. *Unit-8: Topic: 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	Learning 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 &	R3.Ch2 R3.Ch8 R3.Ch9	SR.3 VL.3	By the end of this Unit, the student will: • Understand Ethical Leadership and

			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.			EQ • Be able to Explain Customer Driven Marketing • Know to gain Competitive Advantage for Business
4	6	**UNIT-4: Business Analysis and Marketing**	Global Trade - Distribution of Wealth - Business Analysis - Employee Relations - Business Type – Marketing - Consumer Outreach and Support	R1.Ch22 R3.Ch12	SR.4 VL.4	By the end of this 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:

gg. 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.

hh. 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.

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

jj. 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.

kk. 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.

ll. 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.

mm. 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.

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

oo. 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.

pp. 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 Assessment			15	Unit-5 & Unit-6
NCP IV	Class Participation			-	--
NCP V	Attendance			-	--
End Term	End Term			55	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, Justice and Society (MG142C)

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 study of this course also provides an opportunity to the students to examine how law and legal institutions can be used to combat social oppression and inequalities in Indian society.

Course Outcome: On successful completion of the course, the students will be able to demonstrate an understanding of the interrelationship between Law, Justice and Society. The student also able to formulate legal solutions that lead to social change and able to place legal issues in the broader context of society. Further, the student will be able to analyze the impact of science and technology on cultural values of the society and the role of legal system on regulating it.

Unit I: 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

Unit II: 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 – Historical and Sociological Schools of Legal Thought on Law as an Instrument of Social Change.

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 – Freedom Movement 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 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.

Unit V: 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.

Unit VI: Social Reform Legislations in India: Social Problems and Legal Control – Widow Remarriage – Prohibition 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.

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 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.

Unit VIII: Science, Technology and Modernization in India: Information and Communication Technology and Its 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 – Lok Adalats – 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.

Reference Books:

1. Krishna Pal Malik and Raval, Law & Social Transformation, Allahabad Law Agency, 2014.
2. Mark Galanter(ed.), Law and Society in Modern India, Oxford University Press, Mumbai, 1997.
3. Oliver Mendelsohn, Law and Social Transformation in India (Law in India), Oxford University Press, Oxford, 2014
4. Ishwara Bhat, P. Law and Social Transformation, Eastern Book Company, Lucknow, 2012.
5. UpendraBaxi, The Crisis of the Indian Legal System, Vikas, New Delhi, 1982.
6. Friedmann, W. Law in a Changing Society, Universal Law Publishing Co., New Delhi 2011.
7. Oliver Mendelsohn, Law and Social Transformation in India, Oxford University Press, Oxford, 2014.

Research Articles

1. Asda Pecos Melton, Indigenous Justice Systems and tribal society, Judicature, 79, 1995.
2. Carroll, L. Law, custom, and statutory social reform: the Hindu Widows' Remarriage Act of 1856. *The Indian Economic & Social History Review*, *20*(4), 1983.
3. Galanter, M. The Displacement of Traditional Law in Modern India, *Journal of Social Issues*, 24, 1968.
4. Ishiyama, N. Environmental Justice and American Indian Tribal Sovereignty: Case Study of a Land–Use Conflict in Skull Valley, Utah. *Antipode*, 35, 2003.
5. Jamie Cassels, Judicial Activism and Public Interest Litigation in India: Attempting the Impossible?, **The American Journal of Comparative Law**, 37(3), 1989.
6. Kumar, C. Legal Education, Globalization, and Institutional Excellence: Challenges for the Rule of Law and Access to Justice in India. *Indiana Journal of Global Legal Studies, 20*(1), 2013.

7. Randeria, S. Glocalization of Law: Environmental Justice, World Bank, NGOs and the Cunning: State in India. *Current Sociology*, *51*(3–4), 2003.
8. Washbrook, D. Law, State and Agrarian Society in Colonial India. *Modern Asian Studies, 15*(3), 1981.

Videos:

1. https://swayam.gov.in/courses/5164-access-to-justice
2. https://swayam.gov.in/courses/5229-contemporary-laws-issues-and-perspectives
3. https://www.youtube.com/watch?v=FArtDv4SwJQ
4. https://www.youtube.com/watch?v=IUCUTXxh0iw

Special Contracts (LL152)

Objective: The present course is aimed at a study of the Law relating to Agency particularly the provisions of sections 182-238 of the Indian Contract Act, 1872, the Indian Partnership Act, 1932, Limited Liability Partnership Act, 2008 and Sale of Goods.

Course Outcomes- The course is designed to introduce the students to some of the specific contracts that are pervasive and play a significant role in the day to day commercial transactions besides the law that governs them. Such specific contracts are contracts of Indemnity , Guarantee Bailment , Pledge , Agency, Sales ,Partnership and negotiable instruments . The focus of the course would be to ingrain in the students a critical understanding of the context and importance of such contracts from an economic, social and legal perspective. The primary literature that the course uses includes Indian Contract Act, 1872, judgements of the courts in India, United Kingdom and United States of America, other relevant legal material and authoritative scholarship.

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.

Reference Books

1. Anson's Law of Contract, 25th Ed. 1998, Oxford University Press, London.
2. Venkatesh Iyyer: The Law of Contracts and Tenders, Gogia & Company Hyderabad.
3. Cheshire & Fifoot: Law of Contract, Butterworth, London, 1976.
4. Mulla: The Indian Contract Act, N.M.Tripathi (P) Ltd. Bombay, 1984.
5. G.C.V. Subba Rao: Law of Contracts, S. Gogia & Co., Hyderabad, 1995.
6. Krishnan Nair: Law of Contracts, S. Gogia & Co. Hyderabad, 1995.
7. Avtar Singh: Law of Contracts, Eastern Book Company, Lucknow, 1998.
8. A Ramaiah's Sale of Goods Act, 4th Ed. 1998, The Law Book Co., Allahabad.
9. Benjamin's Sale of Goods, 1st Ed. 1978, Sweet & Maxwell, London.
10. P.S.Atiyah: Sale of Goods Act, 9th Ed. 1997, Universal Book Traders, Delhi.
11. Chales D.Drale: Law of Partnership 3rd Ed. 1983, Sweet & Maxwell, London.
12. Bowstead On Agency, 15th Ed. 1985, Sweet and Maxwell, London.

Videos:

1. https://www.youtube.com/watch?v=JMUF2xBXcbk
2. https://www.youtube.com/watch?v=N9Ipb8qGt8M
3. https://www.youtube.com/watch?v=wEhYiWnKUc4
4. https://www.youtube.com/watch?v=qphyipbG-BY
5. https://www.youtube.com/watch?v=ZU9QBirRebM
6. https://www.youtube.com/watch?v=It2C4_wm-jo
7. https://www.youtube.com/watch?v=RV020vZTpd0&list=PLlRMIfeXw7glQis38fd1_wg_9eOlkUFMq
8. https://www.youtube.com/watch?v=xE47HfIOhgM
9. https://www.youtube.com/watch?v=o5zQ3m-79EE
10. https://www.youtube.com/watch?v=m73Vgwo7iDY

Course Hand Out
Academic Year – 2018-19
(Class of 2025)

Course Name: Special Contracts

Course Code: LL152

Semester: II

Faculty Name: Sridevi. D. Shet

Mobile No: 8886227411

Email: dsridevi@ifheindia.org

Objectives of the Course:

1. To understand the fundamental principles underlying the special forms of contract.
2. To appreciate the relationship of general principles with the special contracts.
3. To learn the limits of the freedom of the parties within the prescriptions of law in relation to the special forms of contract and consequently better appreciate the impact on the classical theory of freedom of contract.
4. To understand how Special contracts affect the daily life of humans & are regulated by the legal mechanism.
5. To understand how the judicial decisions affect the various special contracts and its implications.
6. To understand how law allocates for the economic risks involved in commercial transactions.

Course Outcomes- The course is designed to introduce the students to some of the specific contracts that are pervasive and play a significant role in the day to day commercial transactions besides the law that governs them. Such specific contracts are contracts of Indemnity , Guarantee Bailment , Pledge , Agency, Sales ,Partnership and negotiable instruments . The focus of the course would be to ingrain in the students a critical understanding of the context and importance of such contracts from an economic, social and legal perspective. The primary literature that the course uses includes Indian Contract Act, 1872, judgements of the courts in India, United Kingdom and United States of America, other relevant legal material and authoritative scholarship.

Recommended Text Books and Reference Books

S. No	TEXT BOOK	AUTHOR / PUBLICATION
1	Law relating to Special Contracts	Akileshwar Pathak /Lexis Nexis
2	Anson's Law of Contract	J .Beatson, A Burrows, J Cartwright / Oxford University Press
3	Law of Contract I & II	Dr. S.S. Srivastava /Central Law Publications
4	Mulla on The Indian Contract Act	G C Bharuka / Lexis Nexis
5	Law of Contract ,Sixteenth Edition	Michael Furmston / Oxford University Press

6	Law of Contract Administration and Tenders	Prof K V S Sarma /Asia Law House
7	Law of Contracts I & II	Prof G C V Subba Rao /S Gogia & Company
8	Business Law (2nd Revised Edition)	S K Aggarwal /Galgotia Publishing Company
9	Business Law	Avtar Singh /Eastern Book Company
10	Business law	Nirmal Singh /Deep & Deep Publications Pvt Ltd
11	Principles of Mercantile law	Avtar Singh/Eastern Book Company
12	Mulla on Sale of Goods Act and the Indian Partnership Act	H S Pathak/Lexis Nexis
13	Law of Sale of Goods	Avtar Singh /eastern Book Company
14	Textbook on Indian partnership Act with Limited Liability Partnership Act	Dr Madhusudan Sahary /Universal Law Publishing Co.
15	Elements of Mercantile Law	N D Kapoor /Sultan Chand & Sons
16	Business legislation	M C kuchhal & Deepa Prakash /Vikas Publishing House Pvt Ltd
17	Law of Contract with special reference to Government Contracts, Tenders and Auctions	T.K Mukherjee /Premier Publishing Company
18	Indian Contract Act	Dr. R K Bangia/Allahabad Law Agency
19	Universals Digest On Law of Contract	Ashok Soni /Universal Law Publishing Co. Pvt Ltd
20	Chitty's on Contracts,	Sweet & Maxwell/
21	The Sale of Goods Act	Pollock &Mulla/

Reference Books

S.No	Reference Books	Author /Publication
1	E- Contracts; Concepts and Conventions	L Padmavathi /The ICFAI University Press
2	Casebook on Contract Law	Jill Poole /Blackstone Press
3	New Case law reference on Dishonour of cheques	Hari Dev kohli /Universal Law Publishing Co.

Case Laws for Tutorial Discussions

1) **Padmakumari & Ors. Vs. Dasayyan & Ors.(April 2015) (Civil Appeal No(S). 3570 of 2015 arising out of S.L.P. (C) No. 1169 of 2008]**
   - **Sale deed is valid or not ?**
2) ***Nabha Power Limited (NPL) v Punjab State Power Corporation Limited (2017) (PSPCL)*** (Civil Appeal 179/2017, 2017 SCC Online SC 1239)
   - **Implied terms in contracts**
3) **V. Subramaniam vs Rajesh Raghuvandra Rao on 20 March, 2009**
   - Effect of non-registration
4) **Amrit Lal Goverdhan Lalan v. State Bank of Travancore and Ors,1968 SCR (3) 724**
   - Right of subrogation
5) **National Highways Authority of India v. Ganga Enterprises and Anr, AIR 2003 SC 3823**
   - on demand performance guarantee
6) **ONGC v. SBI Overseas Branch, Bombay, AIR 2000 SC 2548**
   - Whether a confirmed bank guarantee can be interfered by the court?
7) **Punjab National Bank Ltd. v. Bikram Cotton Mills & Anr,1970 AIR 1973**
   - Difference between indemnity and guarantee
8) **Prem Lata V. Ishar Dass Chaman Lal AIR 1995 SC 714.**
   - It is permissible by an exception carved out by sub-section (3)(a) to Section 69, that there is no prohibition to invoke arbitration clause under the deed of partnership, agreed to by and between the parties to invoke Section 20 of the Act.
9) **Prem Ballabh Khulbe v. Mathura Datt Bhatt, AIR 1967 SC 1342**.
   - Partners to Act As Agents Of Each Other.
10) **Purushottam Umedbhai & Co. v. Manilal and Sons, AIR 1961 SC 325**
   - Implied Authority of a Partner To Act For and Bind the Firm
11) **Motilal v. Unnao Commercial Bank, (1930) 32 Bom LR 1571.**
   - **Liability Of The Firm To The Third Part Despite The Restriction To The Implied Authority**

Bare Acts

S. No	Bare Acts
1	The Indian Contract Act, 1872
2	The Indian Partnership Act, 1932
3	The sale of Goods Act, 1930
4	The Limited Liability Partnership Act, 2008
5	The Negotiable Instruments Act,1882

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. **Tutorial - 1**	**TB-6**	Page 202-204/ https://www.youtube.com/watch?v=JMUF2xBXcbk	This module given an understanding as to the basic concept of Indemnity and the lacunas in interpretation of contract of guarantee under the ICA-1872.
2	8	**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. **Tutorial – 2**	TB-7	Page 3 – 23/ https://www.youtube.com/watch?v=N9Ipb8qGt8M	This module gives an insight in to the Surety's legal position in terms of rights and liabilities. Also it enables the students to compare contract of Indemnity and Contract of guarantee in its basic features.
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. **Tutorial – 3**	TB-8	Page 227-245/ https://www.youtube.com/watch?v=wEhYiWnKUc4	The chapter helps students to understand and distinguish contract of bailment with other special kinds of contract. Also it gives insights on various kinds of bailment ,rights and duties of bailor and bailee.
4	4	**Pledge**	Definition and Nature of Contract of Pledge – Rights and Duties of Pawnee and Pawnor – Pledge by Non-owners – Hypothecation. **Tutorial – 4 & 5**	TB-10	Page 286-291/ https://www.youtube.com/watch?v=qphyipbG-BY	The module enables the students in analyzing the difference between pledge and bailment and rights and duties 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. **Tutorial – 6 & 7**	TB-1	Page 153-164/ https://www.youtube.com/watch?v=ZU9QBirRebM	The module familiarizes the students with agency laws operating in a contract . Also rights duties and liabilities involved in the agency form of contract.
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	TB-13	Page 1-239/ https://www.youtube.com/watch?v=It2C4_wm-jo	The module highlights the transfer of ownership and possession occurring in a sales contract .Besides the rights 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. **Tutorial – 8 ,9 & 10**			liabilities of parties to a contract of sale. The subject matter of sale under the sale of goods Act -1930 is also discussed in detail for better understanding of the students.
7	8	**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. **Tutorial - 11**	TB-9 TB-9 TB-16	Page 161-184 Page 320-323 Page 189-213/ https://www.youtube.com/watch?v=RV020vZTpd0&list=PLlRMIfeXw7glQis38fd1_wg_9eOIkUFMq https://www.youtube.com/watch?v=xE47HfIOhgM https://www.youtube.com/watch?v=o5zQ3m-79EE https://www.youtube.com/watch?v=m73Vgwo7iDY	The partnership model of business in India is discussed in this module. The module discusses in detail the laws required to run a business in partnership Model.
8	4	**The Negotiable Instruments Act, 1881**	Definition and Characteristics of a Negotiable Instrument – Parties to a Negotiable Instrument – Foreign Instruments and the Law.	TB-16	Page 230-261/ https://www.youtube.com/watch?v=MqesNGviU_E	The module gives an understanding of the use of negotiable instruments in business. The Laws pertaining to

			Tutorial - 12			negotiable instruments in brief is discussed.
Total	**48 + Tutorial 12= 60**					

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	6-2-2019	Within a week	10	Unit 1 and Unit 2
NCP II	Mid Term	4-3-2019	Within a week	20	Unit 1 to unit 4
NCP III	Internal Assessment	9-4-2019	Within a week	10	Unit 5 and Unit 6
NCP IV	Class Participation	3-5-2019	Within a week	5	
NCP V	Attendance	3-5-2019	Within a week	5	
End Term	End Term	6-5-2019	Within a week	50	Unit 5 to

					Unit 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

Name: 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.

Law of Torts and Consumer Protection (LL162)

Objectives: 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.

Unit – I Introduction: Tort – Nature and Definition of Torts – Tort and Crime – Tort and Contracts – Tort and Breach of Trust – Elements of Tort –Mental Element in Tort – Malice in Law 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 a Wrong Doer – Mistake**.**

Unit – III Capacity: Concept of Capacity and Wrong Doing – Minor – Lunatics – Insolvent – Husband and Wife – Convict – Legal Personalities – Corporation – Highway Authorities – Foreign Sovereign – Alien Enemy – Ambassadors – Trade Union – State and its Officers – Independent and Joint Tort Feasors – Easement Rights.

Unit – IV 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 – Vicarious Liabilities of the State – Concept in India and England.

Unit – V Death in Relation to Torts: *ActioPersonalisMoriturCum Persona* – Exceptions to the Maxim – Principles in Awarding Damages.

Discharge of Torts: Different Types of Discharge – Discharge by Waiver – Accord and Satisfaction – Release – Acquiescence – Judgment Recovered – Limitation.

Unit – VI Remedies: Concept and Nature of Remedies – Judicial Remedies – Pecuniary Costs and Damages – Damages, Claim and Compensation – Proximity of Damages – Kinds of Damages – Injunctions – Restitution of Property – Extra-Judicial Remedies.

Unit – VII Torts Against Person: Introduction – Assault and Battery – False Imprisonment – Damages.

Unit – VIII Defamation: Nature and Meaning – Essentials of Defamation – Slander and Defamation – Defences – Privileges – Remedies.

Unit – IX Malicious Prosecution: Meaning and Nature of Malicious Prosecution – Action Based Upon a Prior Civil Proceeding – Action Based Upon a Prior Criminal Proceeding – Maintenance and Champerty – Damages for Malicious Prosecution.

Unit – X Torts against Property: Trespass to Land – Doctrine of Trespass *ab initio* – Trespass to Personal Property – Conversion of Chattels - Trover – Slander of Title – Slander of Goods.

Unit – XI Negligence: Meaning – Essentials of Negligence – Breach of Duty – Professional Negligence – Directors Negligence, Medical Negligence, Solicitors/Lawyers Negligence – Contributory Negligence – Remedies.

Unit – XII Nuisance: Meaning and Nature of Tort of Nuisance – Public Nuisance – Private Nuisance – Defences to Nuisance.

Unit – XIII Liability: Liability for Dangerous Premises – Liability for Dangerous Chatters – Rules of Strict and Absolute Liability – Liability for Fraud and Negligent Misstatements.

Unit – XIV Consumer Protection Act 1986: Definition – Defective and Deficiency in Service – Procedure of Consumer Case Filing – Consumer Protection Councils – Consumer Dispute Redressal Agencies – Other Provisions.

Unit – XV Motor Vehicle Act 1988: Payment of Compensation – Definition – Compulsory Insurance – Motor Vehicle Accident – Claim and Compensation.

Reference Books

1. Winfield &Jolowicz : Law of Tort, XII edition, Sweet and Maxwell, London , 1984.
2. Salmond and Heuston : Law of Torts, XX edition, 2nd Indian reprint, Universal Book traders, New Delhi,1994.
3. Ramaswamy Iyer: The Law of Torts, VII edition (Bombay, 1995).
4. Achutan Pillai: Law of Tort, VIII edition, Eastern Book Company, Luncknow, 1987.
5. Durga Das Basu: The Law of Torts, 10th edition, Prentice Hall of India, New Delhi, 1998.
6. Ratan Lal & Dhirajlal: The Law of Torts, 22nd edition, Wadhwa & Company Nagpur, 1992.
7. R.K.Bangia: Law of Torts, 14th edition, Allahabad Law Agency, Allahabad, 1999.
8. J.N.Pandey: Law of Torts, 1st edition Central Law Publications, Allahabad, 1999.
9. Vivienne Harpwood: Law of Torts, 1st edition, Cavandish Publishing Ltd. London, 1993.
10. Hepple & Mathews: Tort - Cases and Materials, 2nd edition Butterworth, London, 1980.
11. The Motor Vehicles Act.
12. P. Leelakrishnan (edited), Consumer Protection and Legal Control (Lucknow, EasternBook Company
13. Avtar Singh, Law of Consumer Protection: Principles and Practice (Lucknow, Eastern Book Company, 1997)
14. R. M. Vats, Consumer and the Law (Delhi, Universal Book Traders, 1994)
15. D. N. Saraf, Law of Consumer Protection in India (Bombay, Tripathi, 1995)

16. Indian Law Institute, A Treatise on Consumer Protection laws (2004)
17. G.B.Reddy, Law of Consumer Protection in India, (Gogia Law Agency, Hyderabad, 1999)

Videos:

1. https://www.youtube.com/watch?v=jQ6smN3lcnY – Introduction to Torts by Prof. Lindsay Wiley
2. https://www.youtube.com/watch?v=pA2CAmCKo3M - Essentials of Tort – Damnum sine injuria
3. https://www.youtube.com/watch?v=KSQtwxtnhkc - Law of Defamation by Prof. Shamsul Arif Makhdhoomi
4. https://www.youtube.com/watch?v=re_I3IHEez4 - Essentials of Negligence
5. https://www.youtube.com/watch?v=R2agJK35nOI - Negligence – Res Ipsa Loquitor
6. https://www.swayamprabha.gov.in/index.php/search/view_details/113565 - Specific Torts –Nuisance in Law of Torts by Prof. Nusrat Ahad Pandit
7. https://www.youtube.com/watch?v=yBwtdKLg-ng –Consumer Protection Act

ICFAI Law School, Hyderabad
Course Hand Out
Academic Year – 2018-19
(Class of 2022)

Course Name: **Law of Torts and Consumer Protection**
Course Code: **LL 162**
Semester: **II**
Faculty Name: **Dr. K. V. Ravi Kumar**
Mobile No: **94406 32342**
Email: **drravikumar@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.

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

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
3.	Vicarious Liability in India	http://www.legalservicesindia.com/article/1634/Vicarious-Liability-in-India.html
4.	Nuisance : A Tort	http://www.legalservicesindia.com/article/825/Nuisance:-A-Tort.html
5.	Medical Negligence in India	http://www.legalservicesindia.com/law/article/3/27/Medical-Negligence-in-India
6.	Personal Capacity – Minor of suing in Law of Tort	http://www.legalserviceindia.com/article/l228-Minors-In-Torts.html

7.	Quantum of Damages in Tort Law	http://www.legalservicesindia.com/article/296/Quantum-of-damages-in-Tort-Law.html
8.	Malicious Prosecution under Law of Tort	http://www.legalserviceindia.com/article/l337-Malicious-Prosecution-under-Law-of-Tort.html
9.	Consumer Protection law in India	http://www.legalservicesindia.com/article/1739/Consumer-Protection-Law-In-India.html
10.	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	**Introduction**	Definition of Tort, Essentials of Tort, Mental element in Tort, Malice in Law and Malice in Tort concept of General Defences –Volunti Non-fit injuria, Plaintiff the Wrong doer, Inevitable Accident, Act of God, Private Defence, Mistake, Necessity, Statutory Authority. **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=pA2CA	Student will be to able to determine nature and meaning of term 'tort', and distinguish the tort from crime and General defences.

					mCKo3M Essentials of Tort – Damnum sine injuria	
2.	8	**Capacity**	Concept, Minors, Corporation, legal personality, Independent and joint Tortfeasors, Easement Rights Death in relation to Tort, Discharge of Torts Malicious Prosecution – Nature, maintenance and Champerty, Damages for Malicious prosecution. **Tutorial 2 & 3**	**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**	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
3	6	**Torts Against Person and property**	Trespass to person - Assault, Battery, False Imprisonment, Defamation, Nature, Essentials, Defences and Privileges Trespass to Land – Doctrine of Trespass, Trespass to personal property and Conversion **Tutorial 4**	**R.B : 1** **R.B : 2** **R.B : 3**	Ch-7-Tresspass to the Person (Pp-138-147) Ch-8-Defamation (Pp-148-178) 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	Students will be able to differentiate between the elements of torts of trespass to person and land and also able to know about essentials of defamation

4	4	**Remedies**	Damages, Claim and Compensation - Kinds of damages, Proximity of Damages, Restitution of Property Nature, Judicial and Extra Judicial Remedies, **Tutorial 5**	**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
5	4	**Negligence**	Essentials of Negligence, Breach of Duty, Kinds of Negligence – Professional, Medical, Solicitors, contributory **Tutorial 6 & 7**	**R.B : 1** **R.B : 2** **R.B : 3**	Ch- 11-Negligence Ch-12-Medical & Professional Negligence, Ch-13-Contributory and Composite Negligence (pp- 224-303) **S R : 5** https://www.youtube.com/watch?v=re_I3IHEez4 - Essentials of Negligence https://www.youtube.com/watch?v=R2agJK35nOI Negligence – Res Ipsa Loquitor	On completion of this Unit, students will be define the term 'Negligence' and analyze various kinds of negligence
6	3	**Nuisance**	Definition, Kinds of Nuisance – Private and Public, Defences of Nuisance **Tutorial 8**	**R.B : 1** **R.B : 2** **R.B : 3**	Ch- 9-Nuisance (pp- 180-196) **S R : 4** https://www.swayamprabha.gov.in/index.php/search/view_details/113565 Specific Torts –	On completion of this unit, students will be able to analyze the tort of private nuisance and distinguish

					Nuisance in Law of Torts by Prof. Nusrat Ahad Pandit	from the tort of public nuisance
7	8	**Liability**	Liability for Dangerous Premises, Liability for Dangerous Chattels – Liability for Fraud and Liability for Negligence Rule of Strict Liability and Absolute Liability Vicarious Liability – Concept in India and England, Liability by Relationship – Master-Servant, Principal-agent, Firm-partner, Independent Contract, Vicarious Liability of State. **Tutorial 9 & 10**	**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.
8	4	**Consumer Protection Act**	Deficiency of Service, Procedure in filing the Consumer case, Consumer Protection Redressal Agencies, **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	On completion of this unit, students will be able to determine the rights of consumers
9	3	**Motor Vehicle Act**	Payment of Compensation, Compulsory Insurance, **Tutorial- 12**	**R.B : 1** **R.B : 2** **R.B : 3**	Ch- 25- Compesnation under Motor Vehicles Act. (pp- 441-504)	On completion of this unit, students will be able to analyze the payment of compensation by the insurer to

					S R : 10	extent of actual liability to the victims of motor accidents
Total	48	Tutorial 12				

List of Latest Cases :

1. Vohra Sadikbhai Rajakbhai & Ors. Vs. State of Gujarat & Ors Civil Appeal No. 1866/2016.
2. Khenyei v. New India Assurance Company Limited (2015) 9 SCC 273
3. Sh. Deepak Rathaur & Anr v. Sh. Shashi Bhushan Lal Dass – Delhi High Court, 23rd Sept, 2016.
4. M/s. Fortune Infra Structure and another v. Trevor D'Lima & Others AIR 2018 SC 2975
5. Om Prakash v. Reliance General Insurance & Another AIR 2017 SC 4836.
6. Jethu Singh v . State of Rajasthan, AIR 2014 Raj. 157
7. B.M. Thimmaiah v. T. M. Rukimini, AIR 2013, Kar. 81
8. Prabhat Chandra Malakar v. Hafida Begum, AIR, 2015 Gau. 20
9. State of Rajasthan v. Jainudeen Sheik, AIR 2015SC 3649
10. State of Chhattisgarh v. Gajendra Singh, AIR 2015 Chh. 132.

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

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	03/02/2019	17/02/2019	10	**Unit I & II**
NCP II	Mid Term	04/03/2019	12/03/2019	20	**Unit I - IV**
NCP III	Internal Assessment	10/04/2019	10/04/2019	10	**Unit V &VI**
NCP IV	Class Participation	03/05/2019		5	-
NCP V	Attendance	03/05/2019		5	-
End Term	End Term	06/05/2019	22/05/2019	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. 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

Clinical – 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. 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 Moot Court**-In England, U.S.A and India,Importance or advantages or educational value of Moot Courts.

Manner of organizing or conducting the Moot Court-Imaginary legal case, Decided Case and moot Court on specific legal subject, **Factors for Success**-Preparation of case, judicial system in India and pleading.

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

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

Hierarchy of Courts in India: Hierarchy of Criminal Courts, Hierarchy of Civil Courts

Jurisdiction and powers of Supreme Court: Original Jurisdiction,Appellate Jurisdiction,Advisory Jurisdiction,Judicial Review

Unit III: Interviewing Technique,Pretrial Preparations and Participation in Trial Proceedings-**Civil matters**- Procedure before hearing, pretrial preparation, essentials of a suit, Stages of a suit, place of suing, parties to suit, pleading.

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

Procedure in Contempt Cases- Contempt of Court, meaning and Categories, procedure in Contempt cases

Unit IV: Drafting of writ Petition- parts,Writs-Habeas Corpus, Mandamus, Certiorari, Prohibition, Quo-warranto**,** Writ Jurisdiction Of Supreme Courts-Article 32**,**Writ Jurisdiction of High Courts-Article 226.

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

Unit V:Consumer Disputes Redressal agencies and central Administrative Tribunal-District forum, state commission, National Commission .

Central administrative Tribunal- Jurisdiction,powers and authority..

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

Court Attendance and Diary Maintenance: Every Student is required to attend the Criminal and Civil Subordinate and High Courts and Observe the Proceedings in the Court and make 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.

Text and Reference Books

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

Course Handout Clinical – I (Moot Court) (L172)

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

Operational Management (MG211)

Objectives: The study of Operations Management is fundamental to Design and Improvement of processes of both profit as well as non-profit organizations that create Products and Services upon which economies depend. Production Processes in Manufacturing and Service Organizations need to both increase revenues and reduce costs to have a competitive advantage as well as remain relevant. This course equips students with Qualitative and Quantitative techniques to construct as well as optimize the Long-Range, Medium-Range and Short-Range plans of a business enterprise.

Course Outcomes: The goal of the BBA LLB is to provide in-depth and up to date information on the key trends, changes of the global business environment. By focusing on core disciplines in the field of business administration. This course will give a comprehensive overview on development of the students for careers in international business.

Unit I Introduction to Operations Management

Operations and Productivity:OM heritage, Operations in services, Productivity and its measures.

Operation Strategy in Global Horizon: Issues in operations strategy, Strategy development and implementations, Global operations strategy options.

Forecasting: Forecasting and its types, Forecasting approaches, Time series forecasting, Forecasting in services.

Unit II Operations System Design

Product and Service Design: Product, Services and their selection, New product creation, Product development, Product design issues, Time based competition, Make-or-Buy decision, Service design.

Quality Management: Quality, ISO9000, ISO 14000, TQM- Kaizen, Six Sigma, Benchmarking, JIT, TQM Tools- Check sheets, Scatter diagram, Pareto chart, Inspection, Service Quality.

Process Design and Selection: Process strategies, Process analysis & design, Service process design, Selection of equipment & technology, Technology in services, Ethics & environmentally friendly processes, Capacity planning.

Facility Location: Factors affecting location decision, Method of location selection- Factor rating, Centroid, Transportation, Service location decision.

Facility Layout: Layout-Types of layout- Office, Retail, Warehousing & storage, Fixed position, Process oriented, Work cells, Repetitive & Product oriented.

Unit III Managing Operations

Supply Chain Management: Global SC issues, SC economics, SC strategies, e-Procurement, Vendor selection, Logistics management- Distribution, SC performance measurement, Outsourcing.

Inventory Management: Inventory, Functions of inventory, Inventory management-ABC, Record accuracy, Cycle counting, Safety Stock, Fixed period model.

Aggregate Operations Planning: Strategies, Methods- Graphical - Mathematical, Aggregate planning in services

Materials Requirement Planning: Structure, Management, Lot sizing, Extension MRP in services, ERP.

Scheduling: Scheduling issues, Scheduling process-focused facilities, Loading jobs, Sequencing jobs, Finite capacity scheduling theory of constraints, scheduling services.

Just-In-Time and Lean Systems: JIT – TPS - Lean operations-Layout- Quality.

Project Management: Project-planning-scheduling-controlling-techniques-CPM,PERT.

Text and Reference Books

1. **Roger G. Schroeder,** Operations Management Contemporary Concepts and Cases, **Tata McGraw-Hill Company**
2. **Chase**, , **Aquilano**, Jacobs, Operations & Supply Management, Tata McGraw-Hill Company, Special Indian Edition.
3. Everette E Adam and Ronald J Ebert, Production and Operations Management, Prentice Hall of India.

Vidoes :

https://www.youtube.com/watch?v=oJe4-V8hejA

https://www.youtube.com/watch?v=vxZSaDtQgrs

https://www.youtube.com/watch?v=YKwcxjUnots

https://www.youtube.com/watch?v=ARHMzuQpyXQ

https://www.youtube.com/watch?v=RJJuSKelx4A

https://www.youtube.com/watch?v=6FYvNrI_JVw

https://www.youtube.com/watch?v=lZPO5RclZEo

https://www.youtube.com/watch?v=qtmfCMtlsag

https://www.youtube.com/watch?v=EIfU43OKqYw

https://www.youtube.com/watch?v=EIfU43OKqYw

https://www.youtube.com/watch?v=kSZhQbV-eIE

https://www.youtube.com/watch?v=SEEUbnwJaVg

Course Hand Out
Academic Year – 2019-20
(Class of BBA LLB)

Course Name: **Operational Management**

Course Code:

Semester: **III**

Faculty Name: **Dr. A. Arun Kumar**

Mobile No: **9848360036**

Email: **arun.ainary@gmail.com**

Objectives of the Course: The objective of the programme is to provide the opportunity to master the knowledge, skills and abilities, to prepare competent, in changing socio-economic conditions managers for the national economy who are able to apply their knowledge by managing processes and solving problems, as well as making decisions.

Course Outcomes: The goal of the BBA LLB is to provide in-depth and up to date information on the key trends, changes of the global business environment. By focusing on core disciplines in the field of business administration. This course will give a comprehensive overview on development of the students for careers in international business.

Recommended Text Books and Reference Books

	TEXT BOOK	AUTHOR / PUBLICATION
1.	Operations Management	Jay Heizer, Barry Render, Chuck Munson, Amit Sachan
2.	Principles of Operations Management	Barry Render
3.	Operations Management	William. J. Stevenson

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1.	5	Introduction of Operations Management	Introduction	**Principles of Operations Management**	1/ https://www.youtube.com/watch?v=FbbGlVle3oU	Basic Functions of Business Organization, Operations and Operations Management Definitions, Importance of Operations Management, Strategic Management.

2	3	Introduction of Operations Management	Introduction	**Principles of Operations Management**	1/ https://www.youtube.com/watch?v=FbbGlVle3oU	Product Design, Supply Chain Management
3	2	Introduction of Operations Management	Introduction	**Principles of Operations Management**	1/ https://www.youtube.com/watch?v=FbbGlVle3oU	Quality Management, Supply Chain Management, Operations Manager Role, BBALLB's Role in Operations Management
4	2	Heritage of Operations Management	Heritage of Operations Management	**Operations Management**	1/ https://www.youtube.com/watch?v=FbbGlVle3oU	History of Operations Management
5	1	Operations in services	Services	**Operations Management**	1/ https://www.youtube.com/watch?v=FbbGlVle3oU	Service of Operations Management
6	1	Productivity and its Measures	Measurement of production	**Operations Management**	1/ https://www.youtube.com/watch?v=FbbGlVle3oU	Measurement of production
7	1	Operations strategy and Global Horizon, forecasting	Operations strategy and Global Horizon, forecasting	**Operations Management**	1/ https://www.youtube.com/watch?v=FbbGlVle3oU	Strategic Decision Makings, Future Estimations, Qualitative and Quantitative Forecasting Methods, Time Series Forecasting
8	3	Product, Services and their selection, New product creation	Product, Services and their selection, New product creation	**Operations Management**	2/ https://www.youtube.com/watch?v=GhJJkEavouA	Steps in product, services design process, Apply customers need based research, New product creation
9	3	Product development, Product design issues, Time based competition	Product development, Product design issues, Time based competition	**Operations Management**	2/ https://www.youtube.com/watch?v=oJe4-V8hejA	Product Strategy, Brand, Packaging, Service and Warranty, Product life cycle
10	2	Make-or-Buy decision, Service design.	Make-or-Buy decision, Service design.	**Operations Management**	2/ https://www.youtube.com/watch?v=vxZSaDtQgrs	Decision Making, Service quality design
11	4	Quality Management	Quality Management	**Operations Management**	2/ https://www.youtube.com/watch?v=YKwcxjUnots	TQM, ISO 9000, ISO 14000, Pareto chart, 6 Sigma

12	3	Process Design and Selection	Process Design and Selection	**Operations Management**	2/ https://www.youtube.com/watch?v=ARHMzuQpyXQ	Organization of Good/ Products, Service Process
13	3	Facility Location	Facility Location	**Operations Management**	2/ https://www.youtube.com/watch?v=RJJuSKelx4A	Plant Location, Transportation, Viability of plant
14	3	Facility Layout	Facility Layout	**Operations Management**	2/ https://www.youtube.com/watch?v=6FYvNrI_JVw	Strategic Administration
15	3	Supply Chain Management:	Supply Chain Management:	**Operations Management**	3/ https://www.youtube.com/watch?v=lZPO5RclZEo	Introduction, Issues & Challenges of SCM
16	2	Inventory Management	Inventory, Functions of inventory, Inventory management-ABC	**Operations Management**	3/https://www.youtube.com/watch?v=qtmfCMtlsag	ABC Analysis, Functions of Inventory Management
17	3	Aggregate Operations Planning	Aggregate Operations Planning	**Operations Management**	3/ https://www.youtube.com/watch?v=EIfU43OKqYw	Advance Production Process
18	3	Materials Requirement Planning	Materials Requirement Planning	**Operations Management**	3/ https://www.youtube.com/watch?v=EIfU43OKqYw	MRP, Automated Computer Process, Push Full Strategy
19	3	Scheduling, Just-In-Time and Lean Systems	Scheduling, Just-In-Time and Lean Systems	**Operations Management**	3/ https://www.youtube.com/watch?v=kSZhQbV-eIE	Scheduling of Production Process
20	3	Project Management	Project Management	**Operations Management**	3/ https://www.youtube.com/watch?v=SEEUbnwJaVg	Project plan, Implementation Techniques
Total	53					

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

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	3/09/2019	5/09/2019		**1 & 2 units**
NCP II	Mid Term	1/11/2019	2/11/2019		2&3 units
NCP III	Internal Assessment	03/10/2019	05/10/2019		1, 2 Units
NCP IV	Class Participation	1/11/2019	3/11/2019		1, 2 Units
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. A. ARUN KUMAR is Assistant Professor at ICFAI Law School, Hyderabad. He has seven years of experience in teaching and Industry. His area of interest is Knowledge Management and Operations Management. He has published several papers in Scopus, ABDC ranked journals to his credit. He has presented research papers in various international and national conferences organized in India, Nepal and Thailand. He is an editorial and review board member in various research foundations, journals. He is the associate member from India in International Association for Knowledge Management.

Organizational Behavior (MG221)

Objectives: Gain insights into an understanding of how human behavior. Grasp how behavior differs from individual to individual and the difference needs to be addressed differently by organizations. Ability to lead people towards increased organizational performance. Understand human behavior as a part of a core aspect of an organization.

Course Outcomes:

1. Demonstrate the applicability of the concept of organizational behavior to understand the behavior of people in the organization.
2. Demonstrate the applicability of analyzing the complexities associated with management of individual behavior in the organization.
3. Analyze the complexities associated with management of the group behavior in the organization.
4. Demonstrate how the organizational behavior can integrate in understanding the motivation (why) behind behavior of people in the organization.

Unit I Foundations of Organizational Behavior: Introduction to Organizational Behavior and Human Resources – Definition, Goals and Nature of Organizational Behavior – The Contribution of the Various Fields to Organizational Behavior – Foundations of Organizational Behavior – Current Trends Affecting Organizational Behavior – The Role of Managers in Organizations – Challenges and Opportunities for Organizational Behavior.

Unit II Individual Behavior and Learning in Organizations: Individual Behavior in Organizations – Factors Influencing Employee's Behavior and Performance – Learning.

Unit III Personality, Attitudes, and Values in Organizations: The Role of Personality in Organizations – The Role of Attitudes in Organizations – Values and Behavior at Work.

Unit IV Perception and Attribution: The Nature and Importance of Perception – The Nature and Importance of Attribution – Specific Application and Implications of Perception and Attribution in Organizations – Impression Management.

Unit V Theories of Work Motivation: Understanding Employee Motivation – Theories of Work Motivation – Content Theories, Process Theories.

Unit VI Motivation: From Theory to Application: Importance of Motivation in the Workplace – Key Motivational Techniques Used in Organizations.

Unit VII Work Groups and Teams: Work Groups – Types of Work Groups – Stages of Group Development – Group Structure – Group Tasks, Goals, Rewards, Resources and Technology – Group Processes – Group Decision-making Techniques – Work Teams – Key Components of Effective Teams – Implementing Teams in Organizations.

Unit VIII Communication in Organizations: Functions of Communication – The Communication Process – Barriers to Effective Communication – Fundamentals of Communication – Strategic Forces – Influencing Communication.

Unit IX Leadership in Organizations: History of Leadership Research – Theories of Leadership – Contemporary Issues in Leadership – Conflicts and Conflict Management.

Unit X Organizational Structure and Design: Meaning of Organizational Structure and Design – Major Elements of Organizational Structure and Design – Determinants of Organizational Structure and Design – Historical Roots of Organizational Structure and Design – Basic Types of Organizational Structure and Design – The New Design Options – Organizational Structure and Design and its Effect on Employee Behavior – Organizational Life Cycle.

Unit XI Organizational Dynamics: The Causes of Stress in the Workplace – Effects of Job Stress – Consequence of Job Stress – Reducing Stress.

Unit XII Organizational Change: Impact of Management Change – Stress at Workplace.

Text and Reference Books

1. Judge & Timothy, Essentials of Organization Behavior, Pearson

Indian Edition -10th

2. Understanding Organization Behavior-15th Edition
3. Uday Pareek & Khanna - Oxford Publications

Vidoes :

www.youtube.com/watch?v=ehSOv5rkEhc

https://www.youtube.com/watch?v=-sLHfYnxh8s&list=PLbMVogVj5nJQYXoO3foSZ6CrU7aCCwTsb

www.youtube.com/watch?v=u5iFxzB_wsg

https://www.youtube.com/watch?v=eX_uta8NEtI

Course Hand Out
Academic Year – 2019-2020
(Class of BBA-LLB (Hons.)

Course Name: ORGANIZATION BEHAVIOUR

Course Code: MG221

Semester: IIIrd Sem.

Faculty Name: Dr. YADUVAMSI SAI KRISHNA C

Mobile No: 9849121283

Email: dr.krishna2010dr@gmail.com

Objectives of the Course:

1. To help the students to develop cognizance of the importance of human behaviour.
2. To enable students to describe how people behave under different conditions and understand why people behave as they do.
3. To provide the students to analyse specific strategic human resources demands for future action.
4. To enable students to synthesize related information and evaluate options for the most logical and optimal solution such that they would be able to predict and control human behaviour and improve results.

Course Outcomes:

5. Demonstrate the applicability of the concept of organizational behavior to understand the behavior of people in the organization.
6. Demonstrate the applicability of analyzing the complexities associated with management of individual behavior in the organization.
7. Analyze the complexities associated with management of the group behavior in the organization.
8. Demonstrate how the organizational behavior can integrate in understanding the motivation (why) behind behavior of people in the organization.

Recommended Text Books and Reference Books

	TEXT BOOK	AUTHOR / PUBLICATION
1.	Organizational Behaviour	Robbins & Judge, (2014). 16e. Prentice Hall
2.	Organizational Behaviour (Text & Cases)	Dr.K.Aswathappa. 3e. Himalaya Publishing House
3.	Principles of Organization Behaviour	Robin Finchem and Peter Rhodes 2010, Oxford university press
4.	Understanding Organizational Behaviour	Udai Pareek 2010, Oxford University Press

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1	7	Introduction to Organizational Behaviour	Concept of Organization behavior – HRM Vs OB – History of HRM – Definations – Goals of OB - Contribution of Various Fields – Foundation of OB – Current Trends of Affecting OB – Roles of Managers in Organizations – Challenges and Opportunities for OB.	B1:Organization Behaviour: Text and Cases Dr.K.Aswathappa Principles of Organizationbehaviour: Robin Finchem and Peter Rhodes	Chapter 1: B1:Pageno: 1-22 www.youtube.com/watch?v=ehSOv5rkEhc Pro.Sudhir Sant Organizational Behaviour by prof. Dr. Susmita Mukhopadhyay, Department of Management, IIT Kharagpur. https://www.youtube.com/watch?v=-sLHfYnxh8s&list=PLbMVogVj5nJQYXoO3foSZ6CrU7aCCwTsb or For more details on NPTEL visit http://nptel.iitm.ac.in Or https://nptel.	The students are expected to be introduced to the very nature of organization behaviour and the need for Organizational Behaviour. They should understand changing patterns of Manager, employer and workplace behavior dynamics the rest of the course.

					ac.in/courses/110105033/ www.youtube.com/watch?v=u5iFxzB_wsg by Neha sherma www.isbm.online/video_listing/introduction-to-organizational-behaviour/ http://www.genrica.com/vustuff/MGT502/MGT502_handouts_1_45.pdf	
2	4	Individual Behavior and Learning in Organizations	Individual Behavior in Organizations – Factors Influencing Employee's Behavior and Performance – Learning.	B2:Principles of Organiza-Tion Behaviour : Robin Finchem and Peter Rhodes B1:Organi-zational Behaviour: Text and Cases Dr.K.Aswathappa	Chapter 7: B1:Pageno:111-128 https://nptel.ac.in/courses/110105033/5 https://freevideolectures.com/course/2750/organisational-behaviour/3 https://freevideolectures.com/course/2750/organisati	In this chapter the aspirant is going to seek the knowledge how individual behavior is sculpted basically? What way his/her behavior in workplace to be understood? What are factors influencing his/her behavior in workplace? And Learning theories to have

					onal-behaviour/4 Ref: Schneider, B. (1987). The people make the place. Personnel Psychology, 40, 437-453. Schneider, B.,Goldstein, H.W. & Smith, D.B. (1995). The ASA Framework: An Update. Personnel Psychology, 48, 747-779. https://www.youtube.com/watch?v=eX_uta8NEtI https://freevideolectures.com/course/2750/organisational-behaviour/5 https://www.tutorialspoint.com/individual_and_group_behavior/individual_and_group_behavior_tutorial.pdf http://staffweb.itsligo.ie/staff/bmulligan/ISDL/learning.pdf	better understand of how generally the learning happens and its related studies.

					https://nptel.ac.in/courses/110105034/SM_Web/module%20two-lec-4-12.pdf	
3	6	Personality – Attitudes – Values .	Definitions of Personality- Theories of personality –Shaping of Personality – Determinants of Personality –Personality Types – Nature of Attitudes – Formation and Functions of attitudes – Attitudes & OB - Values and OB.	Principles of Organiza-Tion Behaviour : Robin Finchem and Peter Rhodes Organi-zational Behaviour: Text and Cases Dr.K.Aswathappa	Chapter 5: B1:Pageno: 56-84 & Chapter 8: B1:Pageno: 130-153 https://www.youtube.com/watch?v=C3QpgQ5ohWg by S K PURI https://nptel.ac.in/courses/110105033/ https://www.tutorialspoint.com/organizational_behavior/organizational_behavior_quick_guide.htm https://www.youtube.com/watch?v=5_C_gIJX1YM (ATTITUDES AND JOB SATISFACTION) https://tr.coursera.org/lecture/organisati	The present strata of learning bring the seeker to known about various Personalities behavior dimensions how it is articulated and witnessed for efficiency of workplace? And how learning the concept paves great scope of cohesiveness in future corporate life.

					onal-behaviour-know-your-people/values-and-attitudes-fBOA2 https://www.youtube.com/watch?v=7OxTVr_Sx9I http://www.genrica.com/vustuff/MGT502/MGT502_handouts_1_45.pdf	
4	5	**Perception and Attribution**	The Nature and Importance of Perception – The Nature and Importance of Attribution – Specific Application and Implications of Perception and Attribution in Organizations – Impression Management	B2:Principles of Organiza-Tion Behaviour : Robin Finchem and Peter Rhodes B1:Organi-zational Behaviour: Text and Cases Dr.K.Aswathappa	Chapter 6: B1:Pageno: 89-107 https://www.youtube.com/watch?v=M0wLqu1dI-Q by Prof. Michael Nugent https://nptel.ac.in/courses/110105033/ http://catalogue.pearsoned.ca/assets/hip/ca/hip_ca_pearsonhighered/samplechapter/013613436X.pdf http://www.genrica.com/v	Here in this section the learner seeks how a individual to be understood in his different specturms of life/job? By knowing and having assumption to have keen understanding of personalities in different stages the manager of tomarrow can have excellent prospectives and can go higher in his corporate ladder.

					ustuff/MGT502/MGT502_handouts_1_45.pdf https://freevideolectures.com/course/3502/organizational-behaviour-i/12	
5	3	**Theories of Work Motivation**	Understanding Employee Motivation – Theories of Work Motivation – Content Theories, Process Theories	B2:Principles of Organiza-tional Behaviour : Robin Finchem and Peter Rhodes B1:OrganizationalBehaviour: Text and Cases Dr.K.Aswathappa	Chapter 9: B1:Pageno: 160-198 https://nptel.ac.in/courses/110105033/ https://study.com/academy/lesson/workplace-motivation-theories-types-examples.html	This section is pivotal for learner to know the basic motives of any human and his change in behavior towards work and his performance. The research findings of this chapter are very significant in present days too in corporate for framing various strategies and policies of HR.
6	5	Application of Motivation Theory	Importance of Motivation in the Workplace – Key Motivational Techniques Used in Organizations.	B2:Principles of Organiza-Tion Behaviour : Robin Finchem and Peter Rhodes B1:Organi-zational Behaviour: Text and Cases Dr.K.Aswathappa	Chapter 10: B1:Pageno: 204-217 https://www.youtube.com/watch?v=KmJHK7P9zjg **by** Bahaudin Mujtaba https://nptel.ac.in/courses/110105033/	It is very important to apply the various motivational concepts to the organizations so that organizational effectiveness can be achieved. Various motivation techniques and programs have gained varying degrees of acceptance in organizations. Some of applications of motivation and their linking with

						motivational theories as depicted by early Psychologists, Industrial Leaders and Academicians have been discussed below.
7	4	**Work Groups and Teams**	Work Groups – Types of Work Groups – Stages of Group Development – Group Structure – Group Tasks, Goals, Rewards, Resources and Technology – Group Processes – Group Decision-making Techniques – Work Teams – Key Components of Effective Teams – Implementing Teams in Organizations.	Principles of Organiza-Tion Behaviour : Robin Finchem and Peter Rhodes Organi-zational Behaviour: Text and Cases Dr.K.Aswat happa	Chapter 12: B1:Pageno: 237-260 https://www.youtube.com/watch?v=LzPyN11zB-c https://www.youtube.com/watch?v=-OdlstvDzXw https://nptel.ac.in/courses/110105034/32 https://www.docsity.com/en/group-decision-making-organizational-behaviour-lecture-handout/170489/ https://www.youtube.com/watch?v=ySSHso3sOo4 https://www.youtube.com/watch?v=8YxIfxC03tU	This session is exclusively to know How do group norms develop in groups? Why do individuals conform to group norms? What are cohesive groups and are cohesive groups better than diverse groups? It elicits group dynamics, group importance and its contribution for the well functioning of organization.

					https://www.youtube.com/watch?v=CLiPdf9nTmI https://www.youtube.com/watch?v=DyDMyqnGNE8 http://www.genrica.com/vustuff/MGT502/MGT502_handouts_1_45.pdf	
8	4	**Communication in Organizations**	Functions of Communication – The Communication Process – Barriers to Effective Communication – Fundamentals of Communication – Strategic Forces – Influencing Communication	B2:Principles of Organiza-Tion Behaviour : Robin Finchem and Peter Rhodes B1:Organi-zational Behaviour: Text and Cases Dr.K.Aswathappa	Chapter 15: B1:Pageno: 325-350 https://www.youtube.com/watch?v=CQ6D_bxZyxg https://www.youtube.com/watch?v=Rvd554uQcOw https://www.culturepartnership.eu/en/publishing/communication-course/lecture-4-the-basic-elements http://www.genrica.com/vustuff/MGT502/MGT502_handouts_1_45.pdf	During this episode, you are presented with the basics of communication, methods and tools used in organizational communication, barriers to communication, implications for managers, and scenarios to identify each. This lesson drives seeker examine challenges of effective organizational communication to decision making.

9	5	**Leadership in Organizations**	History of Leadership Research – Theories of Leadership – Contemporary Issues in Leadership – Conflicts and Conflict Management.	Principles of Organiza-Tion Behaviour : Robin Finchem and Peter Rhodes Organi-zational Behaviour: Text and Cases Dr.K.Aswathappa	Chapter 13: B1:Pageno: 265-297 https://onlinecourses.nptel.ac.in/noc19_mg34/unit?unit=10&lesson=11 Prof. Kalyan Chakravarti, http://nptel.iitm.ac.in https://www.youtube.com/watch?v=QM1Z8Vc9i9k https://www.youtube.com/watch?v=bIM7AwCL8Z8 http://www.genrica.com/vustuff/MGT502/MGT502_handouts_1_45.pdf	From this chapter aspirant examine the components and theories behind leadership, power, and politics. Then, you analyze real situations.
10	7	Organizational Structure and Design	Meaning of Organizational Structure and Design – Major Elements of Organizational Structure and Design – Determinants of Organizational Structure and Design – Historical Roots of Organizational Structure and Design – Basic Types of Organizational Structure and Design – The New Design Options – Organizational Structure and Design and its Effect on Employee Behavior – Organizational Life Cycle.	B2:Principles of Organiza-Tion Behaviour : Robin Finchem and Peter Rhodes B1:Organi-zational Behaviour: Text and Cases	Chapter 17: B1:Pageno: 383-400 prof. Dr. Susmita Mukhopadhyay, http://nptel.iitm.ac.in https://www.youtube.com	The learner able to Assess the impact that a company's structure and design can have on its organizational behavior. The organizational structure though, does depend on the size and type of

					Dr.K.Aswathappa	/watch?v=ykwVelz4iA0 https://www.youtube.com/watch?v=g3pZGs2JMeQ http://www.genrica.com/vustuff/MGT502/MGT502_handouts_1_45.pdf	the company in order to meet the needs of its customers, employees, and vision or strategy in doing so.
11	4	**Organizational Dynamics**	The Causes of Stress in the Workplace – Effects of Job Stress – Consequence of Job Stress – Reducing Stress.	Principles of Organiza-Tion Behaviour : Robin Finchem and Peter Rhodes Organi-zational Behaviour: Text and Cases Dr.K.Aswathappa		Chapter 19: B1:Pageno: 419-430 https://www.youtube.com/watch?v=y_wlNUvkrnQ http://www.genrica.com/vustuff/MGT502/MGT502_handouts_1_45.pdf https://www.youtube.com/watch?v=I0lVoCl0http://www.genrica.com/vustuff/MGT502/MGT502_handouts_1_45.pdf	This chapter exposes the management strategies to brust work place stress and how it is managed? And able to cope efficiently with challenging work environment.
12	3	**Organizational Change**	Impact of Management Change – Stress at Workplace.	B2:Principles of Organiza-Tion Behaviour : Robin Finchem and Peter Rhodes B1:Organization		Chapter 20: B1:Pageno: 432-444 https://www.youtube.com/w	Here in this chapter the phenomenal aspect of change is understood and its impact on

				al Behaviour: Text and Cases Dr.K.Aswathappa	atch?v=QWORFliXxn0 http://www.genrica.com/vustuff/MGT502/MGT502_handouts_1_45.pdf https://www.youtube.com/watch?v=lLNpmaJxn8k	workplace and how it affects the job entity.

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 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	Weight age	Syllabus

NCP I	Internal Assessment	12th September 2019	20th September 2019	10	**Portion covered till that date**
NCP II	Mid Term	30th September, 2019	8th October 2019	20	Till unit VI
NCP III	Internal Assessment	12th November 2019	18th November 2018	10	**Portion covered till that date**
NCP IV	Class Participation	23rd November			
NCP V	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 Dr. KRISHNA C.Y.S, working as a Asst.Professor in here since July, 2019. Over all 19 Years Academic Experince is my Journey to till date. Holding an academic career in Doctorate in the year 2011 and Masters of Business Administration in the year 2000 both from Sri Krishna Devaraya University University, A.P, I started my career with passionate to teach as a lecturer in Business School 2000 to 2002 at SJECS College of Management, Bangalore and dealt with the OB,CB,HRM subjects. I also had been a visiting faculty to ICFAI franchise located in Mahabubnagar, T.G and during this period July 2002 to July 2006, dealt with Principles of Management Subject, MIS for MBA/MCA Students. Later I shifted permanently to Mahabubnagar and started to work as Asst.Professor (H&S Dept.,) in the Jayaprakash Narayan College of Engineering, Mahabubnagar, TG from February 2002 to July 2006. By observing my going, dedication and achievement of continuing education the institution promoted me as Asst.Professor and Inc.H.O.D of MBA Dept., in the same institution and as I secured enough experience in the same institution I was promoted as Associate Professor with immediate effect and worked in this position from 2009-2011.when I was with same institution, later days Doctoral Degree was achieved from SriKrishna Devaraya University in 2011 and institute promoted me as PROFESSOR OF MBA Dept., worked in this position from 2011 to 2018. Recently, as part of my continuing education I also procured M.Sc(psychology) from Dr.B.R.Ambedkar University via Distance Mode of Education. I also had B.L degree from Gulbarga University (2008) and several other PG Diplomas in various Management and Psychology and IT Starta. As part of my research ample published papers of my Doctoral thesis in various renowned journals published and some are in process. At last but not least and major contribution of my carrier I networking with academicians and building approach of interdisciplinary research by getting associated with AGBA,NFED,NHRD,MTC consortiums and associations to sculpt myself to changing dynamics of scenarios.

Financial Management (MG231)

Objectives: To introduce finance and financial management and the financial environment in which financial decision making takes place. To understand the functioning of the Indian financial system and the various markets that comprise the financial system. To understand the concept and importance of time value of money for finance decision making. To understand the concept of risk and return and the association between them.To develop the awareness of the various sources of finance and evaluate the cost of fund raising. To understand the principles of cost and benefits and assess investment possibilities.

Course Outcomes:

1. Have an overview of the financial system.
2. Firm grounding in financial statements and financial statement analysis.
3. Understand the key financial concepts, tools and systems for managerial decision making.
4. Appreciate financial implications of a decision.
5. Communicate meaningfully with colleagues in the language of accounting and finance.
6. Understand the key areas of financial management such as capital budgeting, sources of finance and working capital management.

Unit I Introduction to Financial Management: Nature and Importance of Finance Function – Meaning and Scope of Financial Management – Objectives of Financial Management – Role of the Finance Manager – Interface of the Finance Function with other Functional Areas.

Unit II Introduction to Financial System: Components of Financial system – Indian Financial System – Financial Markets: Money Market, Forex Market, Securities Market, Capital Market, Derivative Markets – Financial Institution: Financial Institution, Insurance Companies, Investment Companies – Regulatory Authorities: RBI, SEBI, IRDA, etc. – Financial System Reforms.

Unit III Time Value of Money: What Time Value of Money Means? – Why Money has Time Value? – Process of Compounding – Process of Discounting – Future Value of Single Flow (lumpsum) – Future Value of Multiple Flow – Future Value of Annuity – Present Value of Single Flow – Present Value of Uneven Multiple Flow – Present Value of Annuity.

Unit IV Concept and Measurement of Cost of Capital: Meaning of Cost of Capital – Its Assumption and Importance of Cost of Capital – Explicit and Implicit Costs – Cost Associated with the Principal Source of Long-term Finance – Concept of Weighted Average Cost of Capital – Weighted Marginal Cost of Capital Schedule.

Unit V Capital Structure, Cost of Capital and Valuation: Importance of Capital Structure Decision – Factors affecting the Capital Structure – Capital Structure Theories – Assumption and Definition – Net Income Approach – Net Operating Income Approach – Traditional Approach – Modigiliani-Miller (MM) Approach.

Unit VI Leverage Analysis: Concept of Leverage – Measure of Leverage – Meaning of Operating Leverage – Meaning of Financial Leverage – EBIT-EPS Analysis – Measure of Financial Leverage – Combined Leverage

Unit VII Risk and Return: The Concepts of Risk and Return – The Components of Return – Measurement of Rate of Return – The Relation between Risk and Expected Rate of Return.

Unit VIII Capital Budgeting – Principles and Techniques: Nature of the Capital Budgeting Decision - Importance and Difficulties of Capital Budgeting Decision – Types of Capital Budgeting Decision – Scanning and Identification of Investment Opportunities – Criteria for Preliminary Screening – Other steps of Project Management like Feasibility Study, Implementation and Performance Appraisal - Introduction to Network Techniques for Project Planning and Control – Principles underlying Measurement of Cost and Benefits - Preparing Cash Flow Projections for Projects – Investment Evaluation Criteria.

Unit IX Financial Statement Analysis: Ratio Analysis – Time series analysis – Common Size analysis – Du Pont analysis.

Unit X Working Capital Management: The Meaning of and Need for Working Capital – Various Components of Current Assets and Current Liabilities – Static vs Dynamic view of Working Capital – Factors Affecting Composition of Working Capital – Objective of Working Capital Management – Liquidity vs. Profitability and Working Capital Policies – Monitoring & Control of Working Capital.

Unit XI Funds Flow Analysis: Meaning of Flow of Funds – Objectives of Funds Flow Statement – Advantages and Limitations of Funds Flow Statement – Preparation of Funds Flow Statement – Sources and Applications of Funds.

Text and Reference Books:

1. Financial Management: ICFAI University Publication (IUP)
2. Financial Management by I.M. Pandey, Tenth edition, Vikas Publication
3. Financial Management by Prasanna Chandra, McGraw Hill Publication
4. Financial Management: Text & Problems by M Y Khan and P K Jain
5. Financial Management by Berk, Marzo and Thampy, Pearson Education
6. Corporate Financial Management by Arnold and Kumar, Pearson Education
7. Corporate Finance: Principles and practice by Watson and Head, Prentice Hall
8. Financial Management by Sheeba Kapil, First edition, Pearson Publication

Vidoes :

https://www.investopedia.com/ask/answers/what-is-finance/

https://www.youtube.com/watch?v=733mgqrzNKs

https://www.youtube.com/watch?v=46oLXwClvkw

https://www.youtube.com/watch?v=MbJLof3fyi4

https://www.youtube.com/watch?v=6xvagNxLO24

https://www.youtube.com/watch?v=6xvagNxLO24

ICFAI Law School, Hyderabad

Course Hand Out

Academic Year – 2019-20

(Class of - A, B & C)
Course Name: FINANCIAL MANAGEMENT

Course Code: MG231

Semester: III

Faculty Name: K. Rajasekhar Reddy

Mobile No: 9505250410

Email: sekharreddy44@gmail.com

Objectives of the Course:

To enable students to hone their finance sense essential for their professional or business success .Understand the financial and accounting reports used in business.

Course Outcomes:

7. Have an overview of the financial system.
8. Firm grounding in financial statements and financial statement analysis.
9. Understand the key financial concepts, tools and systems for managerial decision making.
10. Appreciate financial implications of a decision.
11. Communicate meaningfully with colleagues in the language of accounting and finance.
12. Understand the key areas of financial management such as capital budgeting, sources of finance and working capital management.

Recommended Text Books and Reference Books

	TEXT BOOK	AUTHOR / PUBLICATION

	Financial Management	Prasanna Chandra
	Financial Management	M Y Khan & P K Jain
	Financial Management	Rajesh Kothari

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1	3	Introduction to Financial Management	Meaning and scope of financial management, Objectives of financial management. Interface of finance function with other functional areas.	MY Khan & PK Jain	Financial Management- An Overview- CHAPTER 1 https://www.investopedia.com/ask/answers/what-is-finance/	Understand what Financial Management is all about. Objectives of financial management.
2	5	Time Value of money	Time Value of Money Compounding and Discounting .Future and Present value of Single Flow , Multiple Flows, Annuity.	MY Khan & PK Jain	Time Value of Money- CHPTER 2. https://www.youtube.com/watch?v=733mgqrzNKs	Understand the importance of Time value of Money and its practical applications.
3	5	Concept and Measurement of Cost of Capital	Meaning of Cost of Capital, Explicit and Implicit costs. Cost associated with Long term sources of finance. Weighted Average Cost of	Prasanna Chandra	Cost of Capital- CHAPTER -14 https://ww	Understand the concept of Cost of Capital and its importance. Cost of specific

			Capital, WMCC.		w.youtube.com/watch?v=46oLXwClvkw	sources of finance and overall Cost of Capital.
4	5	Financial System	Components of Financial system. Money Market, Forex Market, Securities Market, Capital Market, Derivative Markets and Regulatory authorities.	Rajesh Kothari	Contemporary Financial environment- CHAPTER 2 https://www.youtube.com/watch?v=MbJLof3fyi4 https://www.youtube.com/watch?v=6xvagNxLO24 https://www.youtube.com/watch?v=6xvagNxLO24	Understand financial System. To know how the financial system, market, intermediaries and instruments are regulated and operated.
5	4	Leverage Analysis	Concept of Leverage, Meaning of Operating and Financial Leverage- EBIT-EPS Analysis, Combined Leverage	MY Khan & PK Jain	Operating, Financial and Combined Leverage- CHAPTER-18-	Understand the Concept of Operating and Financial Leverage.

					https://www.youtube.com/watch?v=UK3ClpsFKVA	
6	4	Risk and Return	The Concepts of Risk and Return. Types of Risk. The Components of Return. Measurement of Rate of Return. The Relation between Risk and Expected Rate of Return.	Rajesh Kothari MY Khan & PK Jain	Concept of Risk and Return- CHAPTER-5 Risk and Return – CHAPTER-3 https://www.youtube.com/watch?v=mv5zucjq60k https://www.youtube.com/watch?v=sYu8E8kjCT0	Understand the Concept of Risk, Types of Risks. Understand the relation between risk and return.
7	4	Capital Structure, Cost of Capital and Valuation	Importance of Capital Structure Decision. Factors affecting the Capital Structure. Capital Structure Theories.	MY Khan & PK Jain	Capital Structure, Cost of Capital & Valuation- CHAPTER-19 https://www.youtube.com/watch?v=YEZMReBbkP0	Understand the Relationship between Capital Structure, Cost of Capital and valuation.

8	5	Capital Budgeting - Principals & Techniques	Capital Budgeting Decision. Types of Capital Budgeting Decisions. Measurement of Costs and Benefits. Investment Evaluation Criteria	Rajesh Kothari MY Khan & PK Jain	Capital Budgeting Decision- CHAPTER-10 Capital Budgeting: Principles and Techniques - CHAPTER 9 https://www.youtube.com/watch?v=QXoFB4-MV_I	Understand Capital Budgeting process and Evaluation techniques
9	4	Financial Statement analysis	Ratio Analysis. Time series analysis. Common Size analysis. Du Pont analysis.	MY Khan & PK Jain	Financial Statement Analysis- CHAPTER-6 https://www.youtube.com/watch?v=HpdMJaKaXXc	Understand and interpret various Ratios.
10	5	Working Capital management	The Meaning of Working Capital. Components of Working Capital. Objective of working Capital Management- Liquidity vs. Profitability.	Rajesh Kothari	An Overview of Working Capital management- CHAPTER-15 https://ww	Understand the concept of working capital, operating cycle. Factors affecting the composition of working capital.

					w.youtube.com/watch?v=ANl7zkaO5Pg	
11	4	Funds Flow Analysis	Meaning of Flow of Funds. Preparation of Funds Flow Statement – Sources and Applications of Funds.	Prasanna Chandra	Funds Flow Analysis- CHAPTER-5 https://www.youtube.com/watch?v=nt7PAUIZwtU	Understand the concept of Fund. Impact of fund movement on assets, liabilities and equity.
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) 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	9th Sep 2019	28th Sep 2019	10 Marks	Units – 1 to 3
NCP II	Mid Term	30th Sep 2019	20th Oct 2019	20 Marks	Units – 1 to 6
NCP III	Internal Assessment	1st Week – Nov 2019	1st Week - Nov	10	Units-7 to 8
NCP IV	Class Participation	22nd Nov 2019	22nd Nov 2019	5	
NCP V	Attendance	22nd Nov 2019	22nd Nov 2019	5	
End Term	End Term	25th Nov 2019	15th Dec 2019	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

CMA K. Rajasekhar Reddy is an Associate member of ICAI and also a Postgraduate in M.A. (Economics) from Loyola College, Chennai. He has over 20 years of rich experience in Corporate, in India and abroad. He has been a Guest faculty with various Business Management institutes including NIAM, and MANAGE. He has also authored a book titled "Economics" for beginners.

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)

Reference Books

1. Williams Glanville, Text Book of Criminal Law, 4th ed., Sweet and Maxwell, 2015.
2. Ratanlal & Dhirajlal, The Indian Penal Code, 36th ed., Lexis Nexis, 2019.
3. Pillai P. S. A., Criminal Law, 14th ed., Lexis Nexis, 2019.
4. Gaur K. D., Criminal Law- Cases and Materials, 7th ed., Lexis Nexis, 2020.
5. Paranjape N. V., Indian Penal Code, 4th ed., Central Law Publications, 2019.
6. Misra S. N., Indian Penal Code, 22nd ed., Central Law Publications, 2020.
7. Turner J. W. Cecil, Kenny's Outlines of Criminal Law, 18th ed., Cambridge University Press, 2013.
8. Pandey K. A., O.P. Srivastava's Principles of Criminal Law, 7th ed., Eastern Book Company, 2018

Case Laws

1. Rizwan v. State of Chhattisgarh (2003)2 SCC 661
2. Sucha Singh v. State of Punjab (2003)7 SCC 693
3. DPP vs Colloins (2006) AER 602 (HL)
4. Uttam Nandram Somwanshi vs. State of Maharashtra 2017 Cr.L.J 1103
5. Duleshwar vs State Of Mp (Now Chhattisgarh) on 21 January, 2020 [SC Criminal Appeal No. 1813 of 2017]
6. Sonu @ Sunil vs The State Of Madhya Pradesh on 29 May, 2020 [SC Criminal Appeal No. 57 of 2013]
7. Devender Pal Singh Bhullar &Anr vs State Of NCT Of Delhi on 12 April, 2013 [Writ Petition (Criminal) D.NO. 16039 OF 2011]
8. Bharat vs State on 18 April, 2012 [CR.MA/7536/2008]

Articles

1. Levin Benjamin, Mens Rea reform and its discontents, The Journal of Criminal Law and Criminology, Vol. 109, No. 3 (2019), pp. 491-558.
2. Yeo Stanley, Penal Code Defences, National Law School of India Review, Vol. 29, No. 1 (2017), pp. 86-120.
3. Johnson Eric A., Self-mediated Risk in Criminal Law, Law and Philosophy, Vol. 35, No. 6 (December 2016), pp. 537-565.
4. Huang Bert I., Law and Moral Dilemmas, Harvard Law Review, Vol. 130, No. 2 (DECEMBER 2016), pp. 659-699.

5. 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.

6. 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.

7. Shaila Alam Asha (2018) Decolonizing criminal law: a critical appraisal, Commonwealth Law Bulletin, 44:4, 652-667.

8. 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

Mobile No: +918763709315, +916371328533

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) General Principles of Criminal Law-OP Srivastava	Chapter 1 Chapter 1, 2, 3, 4, 15 General Introduction Chapter 3 https://www.youtube.com/watc	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.

					h?v=X_X0wFhlagI&list=PL_a1TI5CC9RGSn67cw5M2dLIQxZdS9lof&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 Principles**	Territorial Jurisdiction, General Explanations, Punishment- Concept, Theories and various forms, General Exceptions, Abetment and Criminal Conspiracy.	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 5-14, 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&ind	In this module, 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.

					ex=24&t=0s https://www.youtube.com/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_a1TI5CC9RGSn67cw5M2dLIQxZdS9lof&index=22&t=0s https://www.youtube.com/watch?v=bB5_IjkBkR8&list=PL_a1TI5CC9RGSn67cw5M2dLIQxZdS9lof&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=3vUd2bs1	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.

					Hm4&list=PL_a1TI5CC9RGSn67cw5M2dLIQxZdS9lof&index=21&t=0s	
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) P S A Pillai's Criminal Law (13th 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 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_a1TI5CC9RGSn67cw5M2dLIQxZdS9lof&index=6&t=0s https://www.youtube.com/watch?v=y4AKwn9rhq0&list=PL_a1TI5CC9RGSn67cw5M2dLIQxZdS9lof&index=7&t=0s https://www.youtube.com/watch?v=ej5iYXfH9pU&list=PL_a1TI5CC9RGSn67cw5M2dLIQxZdS9lof&index	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.

					=8&t=0s https://www.youtube.com/watch?v=5EIHAAHRf4Y&list=PL_a1TI5CC9RGSn67cw5M2dLIQxZdS9lof&index=10&t=0s https://www.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,	P S A Pillai's Criminal Law (13th Edition) The Indian Penal Code- Ratanlal and Dhirajlal (35th 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	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.

			Voyeurism, Staking; Cruelty by Husband or his relatives; Dowry death.	Criminal Law- Cases and Materials – KD Gaur (6th Edition)	modesty, sexual harassment, disrobing, voyeurism, stalking, buying/ selling minor for immoral purposes, sexual 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_a1TI5CC9RGSn67cw5M2dLIQ	

					xZdS9lof&index=13&t=0s https://www.youtube.com/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.yo	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.

					utube.com/watch?v=PjC5u9DZ-Us&list=PL_a1TI5CC9RFqmU4WCANW6ZTT7y4jbmUC&index=4&t=0s	
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 - TD Vadagama 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 Maharashtra AIR 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:

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	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

1. M.P.Jain, Indian Constitutional Law, Wadhwa & Co, Nagpur

2. V.N.Shukla, Constitution of India, Eastern Book Compamy, Lucknow

3. Granville Austin, Indian Constitution-Cornerstone of a Nation, OUP, New Delhi

4. H.M.Seervai, Constitutional Law of India (in 3 Volumes), N.M.Tripathi, Bombay

5. G.C.V.Subba Rao, Indian Constitutional Law, S.Gogia & Co., Hyderabad

6. B.Shiva Rao: Framing of India's Constitution (in 5 Volumes), Indian Institute of Public Administration, New Delhi

7. J.N.Pandey, Constitutional Law of India, Central Law Agency, Allahabad

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

List of Latest cases-

1) Independent Thought Vs Union of India AIR 2017 SC 4904
2) Indira Jaising Vs Supreme Court of India AIR 2017 SC 5017
3) Re: Mohit Chaudhary, Advocate AIR 2017 SC 3836
4) Justice K Puttaswami Vs Union of India AIR 2017 SC4161
5) Binoy Viswam v. Union of India, AIR 2017 SC 2967
6) Shayara Bano v. Union of India, AIR 2017 SC 4609
7) Shreya Singhal Vs Union of India 2015
8) Cricket Association of Bihar v. BCCI C.A. No 4236 of 2014
9) Jitendra Panchal v. Intelligence Officer, NCB AIR 2009 SC 1938
10) Ashok Thakur v. Union of India AIR 2008 SCW 2889
11) Ajay Goswami v. Union of India AIR 2007 SC 493
12) Rajneesh Kapoor v. Union of India AIR 2007 SC 204
13) Ajay Kumar v. UOI AIR 2006 SC 1177
14) Susetha v. State of Tamil Nadu AIR 2006 SC 2893
15) R.D. Upadhyay v. State of Andhra Pradesh AIR 2006 SC 1946
16) State of Gujarat v. Mirzapur Moti Kureshi Kassab Jamat AIR 2006 SC 212
17) Intellectual Forum Tirupathi v. State of Andhra Pradesh AIR 2006 SC 1350
18) Zee Telefilms Ltd. v. Union of India AIR 2005 SC 2677
19) Forum, Prevention of Envn. and Sound Pollution V. Union of India (UOI) and Anr AIR 2005 SC 3136
20) E.V. Chinnaiah v. State of Andhra Pradesh AIR 2005 SC 162
21) P.A. Inamdar v. State of Maharastra AIR 2005 SC 3226
22) Union of India v. Naveen Jindal AIR 2004 SC 1559
23) Union of India v. Naveen Jindal, AIR 2004 SC 1559
24) TMA Pai Foundation v. State of Karnataka AIR 2003 SC 355

25) Islamic Academy of Education v. State of Karnataka AIR 2003 SC 3724

26) Peoples Union for Civil Liberties v. Union of India AIR 2003 SC 2363

27) Surjit Singh Thind v. Kanwaljit Kaur, AIR 2003 P&H 353

28) Union of India v. Association for Democratic Reforms AIR 2002 SC 2112

29) Aruna Roy v. Union of India, AIR 2002 SC 3176

30) BALCO Employees Union v. Union of India AIR 2002 SC 350

31) Murli S. Deora v. Union of India AIR 2002 SC 40

32) Indian Young Lawyers Association v. State of kerala & others

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, Constitutional Law, Principles of Govt., Separation of Constitutional Assembly debates, Sovereignt	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.

		Constitution	y, Unitary, Federal, Citizenship, Adult Suffrage, Democracy, Socialist, Secular, Republic, Justice, Liberty, Equality, Fraternity, Dignity, Integrity.			
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, States Re organization, cession, Origin and Development	R. B. No.1, R.BNo 2,	https://www.youtube.com/watch?v=elm3TwCuvpA Page Nos 17 to 22 and 36 to 42 and Page Nos A1 to A65 and 6 to 14	Students learn different kinds of Constitutions and it's Characteristics and how Indian Constitution is different from that of the other Constitutions
3.	4	**UNIT - III Citizenship (Articles 5 - 11):** Meaning of Citizenship – Citizenship at the Commencement of the Constitution of India	Citizenship, Commencement of the Certification, Single citizenship, Citizenship of	R. B. No.1, R.B No 2,	https://www.youtube.com/watch?v=ZJbWTHa_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

			Emigrants, Domicile, Migrants, Common wealth 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).	Fundamental rights, State, Laws, other Authority Derogation, Severability, Eclipse, Natural Justice, Due proem, Human Rights Jurisprudence, Indian Review	R. B. No.1, R.B No 2,	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 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 -	Rights, Equality, Equal Problems of law, Promotion of Discrimination, Protective	R. B. No.1, R.B No 2	https://www.youtube.com/watch?v=9qzFcVIxaZ4 https://www.youtube.com/watch?v=J7wXhHdo7hU	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

		touchability (Article 17) – Abolition of Titles (Article 18)	Discrimination, Educational and Employment opportunities, Un touch ability, Abolition, Titles.		https://www.youtube.com/watch?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	Judicial approach.
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, Speedy trail, Right to Education, Preventive Detection.	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.
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, Traffickin g, Hazardous employme nt.	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_adIoQ7o 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 –	Positive obligation of State, Directions	R. B. No.1, R.B No	https://www.youtube.com/watch?v=q-	Students learn significance of DPSP and it's Classification, the Relation between

		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)	to the State, Justifiability and Justifiability, Governance, Socio, economic and political justice, community welfare, environmental protection, public health, separation of judiciary, international obligation, access to justice	2 and	UJ0Nw9jd8 https://www.youtube.com/watch?v=aFCWGdECVG4 https://www.youtube.com/watch?v=x0dRKLrDQdo Page Nos 460 to 479 and Page Nos 366 to 386	DPSP and Fundamental Rights and Judicial Interpretation.
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	Students learn nature of Fundamental Duties and it's Significance and Judicial Interpretation.

					388	

List of Latest cases-

33) Independent Thought Vs Union of India AIR 2017 SC 4904

34) Indira Jaising Vs Supreme Court of India AIR 2017 SC 5017

35) Re: Mohit Chaudhary, Advocate AIR 2017 SC 3836

36) Justice K Puttaswami Vs Union of India AIR 2017 SC4161

37) Binoy Viswam v. Union of India, AIR 2017 SC 2967

38) Shayara Bano v. Union of India, AIR 2017 SC 4609

39) Shreya Singhal Vs Union of India 2015

40) Cricket Association of Bihar v. BCCI C.A. No 4236 of 2014

41) Jitendra Panchal v. Intelligence Officer, NCB AIR 2009 SC 1938

42) Ashok Thakur v. Union of India AIR 2008 SCW 2889

43) Ajay Goswami v. Union of India AIR 2007 SC 493

44) Rajneesh Kapoor v. Union of India AIR 2007 SC 204

45) Ajay Kumar v. UOI AIR 2006 SC 1177

46) Susetha v. State of Tamil Nadu AIR 2006 SC 2893

47) R.D. Upadhyay v. State of Andhra Pradesh AIR 2006 SC 1946

48) State of Gujarat v. Mirzapur Moti Kureshi Kassab Jamat AIR 2006 SC 212

49) Intellectual Forum Tirupathi v. State of Andhra Pradesh AIR 2006 SC 1350

50) Zee Telefilms Ltd. v. Union of India AIR 2005 SC 2677

51) Forum, Prevention of Envn. and Sound Pollution V. Union of India (UOI) and Anr AIR 2005 SC 3136

52) E.V. Chinnaiah v. State of Andhra Pradesh AIR 2005 SC 162

53) P.A. Inamdar v. State of Maharastra AIR 2005 SC 3226

54) Union of India v. Naveen Jindal AIR 2004 SC 1559

55) Union of India v. Naveen Jindal, AIR 2004 SC 1559

56) TMA Pai Foundation v. State of Karnataka AIR 2003 SC 355

57) Islamic Academy of Education v. State of Karnataka AIR 2003 SC 3724

58) Peoples Union for Civil Liberties v. Union of India AIR 2003 SC 2363

59) Surjit Singh Thind v. Kanwaljit Kaur, AIR 2003 P&H 353

60) Union of India v. Association for Democratic Reforms AIR 2002 SC 2112

61) Aruna Roy v. Union of India, AIR 2002 SC 3176

62) BALCO Employees Union v. Union of India AIR 2002 SC 350

63) Murli S. Deora v. Union of India AIR 2002 SC 40

64) Indian Young Lawyers Association v. State of kerala & others

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	**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)

Objective: 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.

Learning 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

1.Paras Diwan : Modern Hindu Law, 13th Edition 2000, Allahabad

Agency, Delhi.

2.Paras Diwan : Family Law, 1994 Edition, Allahabad Agency, Delhi.

3.Mayne: Hindu Law - Customs and Usages, Bharat Law House, New Delhi.

Videos :

a) h t t p s : / / w w w . y o u t u b e . c o m / w a t c h ? v = Y 6 vIX Z - W p E s - Div o r c e b y M u t u al Conse n t w w w . y o u t u b e . c o m / w a t c h ? v = H u k B R 2 Y E y d 0 – R e s tit u tio n o f C o n j u g al rights
b) w w w . y o u t u b e . c o m / r e s ul ts?search_q uery=succe ssion+act+1 956–Hindu Succession
c) www.youtub e.com/resul ts?search_q uery=guardi anship+act +1956– Hindu Minorityand Guardianship
d) www.youtub e.com/watc h?v=cVzjqs XXA-kProtection ofWomen from domestic violence

List of Articles :

1.Women'sexperienceswithdomesticviolenceandtheirattitudesand expectationsregardingmedicalcareofabusevictims.PVCaralis,RMusialowskiSouthernmedicaljournal,1997-europepmc.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:Acritiqueofrecentproposalstoreformno-faultdivorcelawsLBradford-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

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.

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.

Unit I Drafting: General Principles of Drafting and Relevant Substantive Rules.

Unit II Pleadings:

1. **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.
2. **Criminal:** Complaint, Criminal Miscellaneous Petition, Bail Application, Memorandum of Appeal and Revision.
3. **Conveyance:** Sale Deed, Mortgage Deed, Lease Deed, Gift Deed, Promissory Note, Power of Attorney, Will, Trust Deed.
4. Drafting of Writ Petition and PIL Petition.

Text and Reference Books

1. R.N. Chaturvedi : Pleadings and Conveyancing, Central Law Publications.
2. De Souza : Conveyancing, Eastern Law House.
3. Tiwari : Drafting, Pleading and Conveyancing, Central Law Agency.
4. Mogha: Indian Conveyancer, Eastern Law House.
5. Mogha: Law of Pleadings in India, Eastern Law House.
6. Shiv Gopal: Conveyancing, Precedents and Forms, Eastern Book Company
7. Narayana P.S.: Civil Pleadings and Practice, Asia Law House.

8. Narayana P.S.: Criminal Pleadings and Practice, Asia Law House.

9. Noshirvan H.Jhabvala: Drafting, Pleadings, Conveyancing & Professional Ethics. Jamhadar & Companes.

10. R.D.Srivastava: The Law of Pleadings, drafting and Conveyancing, Central Law Agency.

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 Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
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	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

			rules with respect to pleadings in civil matters.			
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, 1882. **Unit 4** aims at discussing the principles of conveyancing with reference to different	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.

			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:

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 allotted
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	Component Number	Expected slot / due date	Marks declaration by	Weigh tage	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.

Indian Penal Code – II (LL212)

Course 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.

Reference Books

1. Williams Glanville, *Text Book of Criminal Law*, 4th ed., Sweet and Maxwell, 2015.
2. Ratanlal & Dhirajlal, *The Indian Penal Code*, 36th ed., Lexis Nexis, 2019.
3. Pillai P. S. A., *Criminal Law*, 14th ed., Lexis Nexis, 2019.
4. Gaur K. D., *Criminal Law- Cases and Materials*, 7th ed., Lexis Nexis, 2020.
5. Paranjape N. V., *Indian Penal Code*, 4th ed., Central Law Publications, 2019.
6. Misra S. N., *Indian Penal Code*, 22nd ed., Central Law Publications, 2020.
7. Turner J. W. Cecil, *Kenny's Outlines of Criminal Law*, 18th ed., Cambridge University Press, 2013.
8. Pandey K. A., *O.P. Srivastava's Principles of Criminal Law*, 7th ed., Eastern Book Company, 2018.

Case Laws

1. Jai Bhagwan vs State (Govt. Of N.C.T. Delhi)
2. Mukesh v. State (NCT of Delhi) (2018) 8 SCC 149
3. Tukaram v. State of Maharashtra, (1979) 2 SCC 143
4. Naz Foundation v. Govt of NCT of Delhi (2009 Delhi H C)
5. Navtej Singh Johar v. Union of India [WRIT PETITION (CRIMINAL) NO. 76 OF 2016]
6. State of Maharashtra v. Flora Santuno Kutinho &Ors (2007, Bombay HC)
7. Joseph Shine v. Union of India [WRIT PETITION (CRIMINAL) NO. 194 OF 2017]
8. M.K.Prabhakaran v. T.E.Gangadharan, 2006 CrLJ 1872 (Ker)
9. SanatanSanstha v. State, 2007 CrLJ 2216 (Bom)
10. Kalabai vs. State of Madhya Pradesh AIR 2019 SC 2120

Articles

1. Lal Neeta, Addressing Rape in India, The Diplomat, January 21, 2020, available at https://thediplomat.com/2020/01/addressing-rape-in-india/.
2. 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.
3. DhonchakAnupriya, Standard of Consent in Rape Law in India: Towards an Affirmative Standard, Berkeley Journal of Gender, Law & Justice, Vol. 34, No. 1, 2019.
4. 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.

5. 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
6. Benedict John Anstey (2017) Criminal defamation and reputation as 'honour': a cross-jurisdictional perspective, Journal of Media Law, 9:1, 132-153.
7. Neihoff Len, Soft-core Perjury, Litigation, Vol. 36, No. 3, TRUTH OR CONSEQUENCES (Spring 2010), pp. 8-12.
8. 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.
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.

Videos :

https://www.youtube.com/watch?v=X_X0wFhlagI&list=PL_a1TI5CC9RGSn67cw5M2dLIQxZdS9lof&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

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: Ms. Charu Modi

Mobile No: 9711982673

Email: charumodi@ifheindia.org

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.

Learning 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	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Learning Outcome
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	Indian Penal Code - N.V. Paranjape	3rd Edition reprint 2018 chapter 9-A p-260-226. Chapter 15 p.392-401	

			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 – K.D. Gaur	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+Religions+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	Indian Penal Code – K.D. Gaur Indian	6th Edition reprint 2018 chapter 17 p-937-1003.	Knowledge about the kinds of transgressions against the property and analyzing it

			of Property –Cheating – Mischief – Criminal Trespass	Penal Code - N.V. Paranjape	3rd Edition reprint 2018 chapter 17 p-635-742. https://www.youtube.com/results?search_query=Offences+Relating+to+Property https://www.youtube.com/watch?v=Q1VfTVQ6gWM	effects.
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	Indian Penal Code – K.D. Gaur	6th Edition 2018 chapter 20 p1034-1057	Knowledge about the Offences against the Marriage. Analyzing its

			Fraudulently	Indian Penal Code - S.N Misra.	14th Edition Chapter 20 p-713-723. https://www.youtube.com/watch?v=0XlziPN6xel --	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. https://www.yo+utube.com/results?search_query=defamation+in+IPC	Understanding how reputation is important and knowledge pertaining to its exceptions.
	12	**Tutorial**	Case Law will be discussed			
Total	**60**					

CASES

1. *Laxman v. State of Kerala* **(2019) 3 SCC (Cri) 760**

2. *Baba Vishwakarma v. Sttate of M.P***. (2019) 9 SCC (Cri) 768**

3. *Jagdish Khatta v. State of H.P***.(2019) 3 SCC (Cri) 839**

4. *Prabash Kumar Singh v. State of Bihar* **(2019) 3 SCC (Cri) 847**

5. *Sudam / Rahul Kaniram Jadhav v. State of Maharastra* **(2019)3 SCC 851**

6. *Joseph Shine v. Union of India* **2018 SC 1676**

7. *State of U.P. v. Tribhuwan* **(2018)1 SCC 90**

8. *Naresh Chaubey v. CBI* **(2018) 1 SCC 142**

Articles

1. 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/

2. Electoral Process and Political Parties available at
https://legalaffairs.gov.in/sites/default/files/chapter%204.pdf

3. **Kavya Jhawar, OFFENCES AGAINST HUMAN BODY, Indian Legal Solution available at** https://indianlegalsolution.com/offences-against-human-body/

4. Violence against women in India, International centre for Research on Women available at https://india.unfpa.org/sites/default/files/pub-pdf/435.pdf

5. 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

6. Srishti John, Offences relating to documents & property marks, Law Times Journal available at http://lawtimesjournal.in/offences-relating-to-documents-property-marks/

7. Shivi, DEFAMATION LAWS AND JUDICIAL INTERVENTION: A CRITICAL STUDY available at http://ili.ac.in/pdf/paper10.pdf

Expectations from Students:

qq. 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.

rr. 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.

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

tt. 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.

uu. 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.

vv. 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.

ww. 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.

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

yy. 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.

zz. 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			15	
NCP II	Mid Term			20	

NCP III	Internal Assessment			15	
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

Ms. Charu Modi, Assistant Professor in Law, has about 4 years of online teaching experience. A gold medalist in LL.M. specialises in criminal law. Teaching area includes Criminal Law. Interest of Research areas are Criminology and Penology, Juvenile Delinquency, Prisoners' Rights, Human Rights, Third Gender Rights. Presented several research papers at National and International Conferences and has a few publications to his credit.

Human Resource Management (MG222)

Objectives: To help students create an understanding of the importance of human resource management in organization.Understand the strong conceptual framework of Human resource management. Get insights into the roles, functions of human resource management viz., HRP, R&S, T&D, PA, Compensation management. Understand the basic concepts of Industrial relations. Understand the way humanresource management handles indiscipline, grievances, and industrial disputes.

Course Outcomes:

By the end of this course students should be able to:
1. Demonstrate a thorough knowledge and understanding of Human Resource Management.
2. Collaboratively and autonomously research, analyze and evaluate information from a wide variety of sources.
3. Apply relevant contemporary theories, concepts and models in order to analyze o human resource management cases and issues.
4. Communicate their findings clearly and effectively using a variety of media.

Unit I Introduction to HRM: Role of HR Executives, HRM Functions, Scope Of HRM, Traditional v/s Strategic HR, Personnel Management Challenges of Human Resource Management–New Challenges for HR Executives.

Unit II Human Resource Management at Work: Line and Staff aspects, HRM in dynamic environment, workforce diversity, HR's execution role, HR's formulation role.

Unit III Job Analysis and Design: Introduction, Uses of Job Analysis, Process & methods of Job Analysis, Job Description, Job Specification, Role analysis, Modern Management Techniques: Job rotation – job enlargement – Job enrichment.

Unit IV Human Resource Planning (HRP): Introduction, Need and Importance of HRP, Process of HRP, Levels and Types of HRP, Forecasting Demand for employees- Forecasting supply for employees, Balancing supply and demand considerations, HRP Model, Rightsizing, Effective HRP.

Unit V Recruitment: Introduction, Definition and concept of Recruitment - Factors Affecting Recruitment – Sources of recruitment, Methods of recruitment– Information technology and HR recruiting on the net (E-recruitment).

Unit VI Selection: Introduction, Definition, Process- Person Job Fit - Person Organization Fit, Elements of Selection Process - Steps in the Selection Procedure – Various types of Tests – Selection Interview: Methods and Process (including reference check and medical examination) - Placement and induction.

Unit VII Employee Training and Management Development: Need for Training, Distinction between Training and Development, Principles of Learning, Types of training and development, Methods of Training, Systematic approach to Training and Development, Evaluation of Training.

Unit VIII Performance and Potential Appraisal: Introduction, Concept of performance management and performance appraisal, Objectives of Performance Appraisal, The Appraisal Process, Traditional Methods and Modern Methods of Appraisal, (including MBO, 360 degree, Assessment Centre, Balance Scorecard, etc), Problems with Performance Appraisal, Characteristics of Effective Appraisal, Potential Appraisal.

Unit IX Managing Careers: Concept, Career stages, Career Anchors, Career planning, Career Development, Benefits of career planning to individual as well as organization - Internal mobility: promotions, transfers, Separation and Succession planning.

Unit X Compensation Management: Objectives, components of Pay structure, in India, Methods of Job evaluation, Factors determining compensation and pay rates Current trends in compensation-Pricing managerial and professional jobs, Competency based pay, Other compensation trends.

Unit XI Grievance Handling: Grievance - Causes/Sources of Grievances - Grievance Redressal Machinery

Unit XII Employee Relations and Collective Bargaining: Concept and purpose of Industrial Relations, Collective Bargaining, Types, Process, Pre-requisites, Issues Involved - Worker Participation in Management.

Text and Reference Books

1. David Decenzo, Stephen Robbins, Personnel/ Human Resource Management, Prentice Hall-India
2. Gary Dessler, Human Resource Management, Prentice Hall- India

ICFAI Law School, Hyderabad

ONLINE Teaching Format

Course Hand Out

Academic Year – (2021-22)

(Class of BBALLB (Hon.) – A/B/C Section's)

Course Name: *Human Resource Management*

*Course Code:*MG221

Semester: III[rd] Sem.

Faculty Name: Dr. Yaduvamsi Sai Krishna C

Mobile No: 9849121283

Email: saikrishna@ifheindia.org

Objectives of the Course:

The objective of the course is to sensitize students to various facets of managing people and to focus on the development of knowledge and skills that all managers need. The content of the course is designed to familiarize participants with current human resource practices that apply to their careers regardless of their field. It strives to facilitate the development of better understanding of human resources and the ability of managers and the organization to achieve prescribed goals.

Learning Outcomes:

1: To develop an understanding of the concept of human resource management and to understand its relevance in organizations.
2: To develop the necessary skill set for the application of various HR issues.
3: To analyze the strategic issues and strategies required to select and develop manpower resources.
4: To integrate the knowledge of HR concepts to take correct business decisions.\

Recommended Text Book's and Reference Book's

	TEXT BOOK	AUTHOR / PUBLICATION
1.	**Human Resource Management**	**Robert L.Mathis, John H.Jackson, Manas Ranjan Tripathy, Cengage Learning 2016.**

2.	**Human Resource Management**	**Gary Dessler, Biju Varkkey, 4e, Pearson 2017.**
3.	**Fundamentals of human resource management**	**DeCenzo, D. A., & Robbins, S. P. (2010), 9th edition New York: John Wiley & Sons..**
4.	**Handbook of personnel management and labour relations**	**Yoder D, Heneman H.G., Turnbull J.G. and Stove C.H, New York, McGraw Hill, 1958.**
5.	**Personnel/ Human Resource Management**	**David Decenzo, Stephen Robbins, Prentice Hall-India**
6.	**Human Resource Management**	**Uday Kumar Haldar, Juthika Sarkar, Oxford University Press 2013.**
7.	**e-book**	**https://open.lib.umn.edu/humanresourcemanagement/front-matter/publisher-information/**
8.	**e-book**	**https://www.pdfdrive.com/a-handbook-of-human-resource-management-practice-d24209359.html**
9.	**e-book**	**https://www.pdfdrive.com/human-resource-management-10e-gary-dessler-d18780382.html**

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Learning Outcome
1	7	Introduction to HRM.	. Evolution – Goals - Role of HR Executives, HRM Functions - Scope Of HRM - Traditional v/s Strategic HR, Line and Staff aspects, HRM in dynamic environment, workforce diversity, Emerging Human Resource Challenges.	**B1:** Robert L.Mathis, John H.Jackson, Manas Ranjan Tripathy, Human Resource Management. P.no.-2-29	Prof.Dr.Armin Trost https://www.youtube.com/watch?v=c8_avX9miag Prof.Aradhna Malik https://nptel.ac.in/courses/110/105/110105069/ https://www.youtube.com/watch?v=bdXf	The students are expected to be introduced to the very nature of HRM and the need for HR. They should understand changing patterns of HR Manager, employer and workplace dynamics.

				B2: Human Resource Management By Gary Dessler, Biju Varkkey P.No:02-11	fr0UYG4 https://www.youtube.com/watch?v=avRyR6BEi9I&list= https://www.youtube.com/watch?v=RamtocP6TeU&index= https://www.youtube.com/watch?v=iartz2joeLo&list=	
2	8	**Recruitment and Selection**	**Recruitment and Selection**: Basics of Job Analysis – Methods for Collecting Job Analysis Information – Job Descriptions and specifications – Job Enlargement, Job Enrichment, Job Rotation. HR Planning – Recruitment & Selection Process – Planning & Forecasting of human resources – Sources of Recruitment – Recruitment on Diverse Work Force – Employee Testing and Selection – Basic types of Interviews – Errors in Interviews – Information technology and HR recruiting on the net (E-recruitment).	**B1:** Robert L.Mathis, John H.Jackson, Manas Ranjan Tripathy, Human Resource Management P.no: 166-191; P.no:200-230 **B2: Human Resource Management By** Gary Dessler, Biju Varkkey B2: Human Resource Managem	https://www.youtube.com/watch?v=o2SiQ2EBrs8 https://www.youtube.com/watch?v=StFp44R3Dms&list= https://www.youtube.com/watch?v=NcGtVXmcfTQ&list=	In this chapter the aspirant is going to seek the knowledge how recruitment is sculpted basically? What way the org. workplace to be predicted basing on economies of global trends? What are factors influencing this process ? And dynamics to have better understand of how generally the interview happens and its related studies along with changing scenarios of particular starta.

				ent By P.Subba Rao https://www.citeman.com/7200-line-managers-human-resource-duties.html https://www.citeman.com/11952-hrm-line-and-staff-aspects.html Dr.Rashmi Sharma https://www.youtube.com/watch?v=fon7FXFa4sc		
3	5	**Training and Management Development**	Need for Training, Distinction between Training and Development, Principles of Learning, Types of training and development, Methods of Training, Systematic approach to Training and Development, Evaluation of Training.	**B1:** Robert L.Mathis, John H.Jackson, Manas Ranjan Tripathy, Human Resource Management P.no:306-336 **B2: Human Resourc**	https://www.youtube.com/watch?v=a0Q-Ho27vpU https://www.youtube.com/watch?v=3230WbSdLr4	The present strata of learning bring the seeker to known about various training dimensions how it is articulated and witnessed for efficiency of workplace? And how learning happens the concept paves great scope of cohesiveness in future corporate

				e Management By Gary Dessler, Biju Varkkey p.no:151-158 & P.No:164-167 & P.No:170.		life.
4	7	**Performance Appraisal**	Introduction, Concept of performance management and performance appraisal, Objectives of Performance Appraisal, The Appraisal Process, Traditional Methods and Modern Methods of Appraisal, (including MBO, 360 degree, Assessment Centre, Balance Scorecard, etc), Problems with Performance Appraisal, Characteristics of Effective Appraisal, Potential Appraisal.	**B1:** Robert L.Mathis, John H.Jackson, Manas Ranjan Tripathy, Human Resource Management P.no:354-386 **B2: Human Resource Management By** Gary Dessler, Biju Varkkey p.no:177-179 & P.No:180-188 & P.No:194.	https://www.youtube.com/watch?v=kJo79AMwgrM https://www.youtube.com/watch?v=H-OKGoxdrYA	This section is pivotal for learner to know the basic motives of any appraisal and assessment towards work and his performance. The research findings of this chapter are very significant in present days too in corporate for framing various strategies and policies of HR.
5	5	**Career and Compensation**	Career planning, Career Development, Benefits	**B1:** Robert L.Mathis	https://www.youtube.com/	It is very important to apply the various

		planning:	of career planning to individual as well as organization - Internal mobility: promotions, transfers, Separation and Succession planning – Compensation Objectives - components of Pay structure - Methods of Job evaluation, Factors determining compensation and pay rates Current trends in compensation- Pricing managerial and professional jobs, Competency based pay, Other compensation trends.	, John H.Jackson, Manas Ranjan Tripathy, Human Resource Management P.no: 220-236 & 414-437 **B2: Human Resource Management By** Gary Dessler, Biju Varkkey p.no:198-205 & 212-238.	watch?v=sVM1_XN1Nfk https://www.youtube.com/watch?v=Ls1_MffNwC4 https://www.youtube.com/watch?v=vRTPeQZfp_A https://www.youtube.com/watch?v=wZoRId6ADuo https://www.youtube.com/watch?v=OKTn2tAzmV8	motivational concepts to the organizations so that organizational effectiveness can be achieved. Various compensation techniques and programs have gained varying degrees of acceptance in organizations. Some of applications of compensation strategies and succession planning and their linking with motivational theories as depicted by early Psychologists, Industrial Leaders and Academicians have been discussed below.
6	5	**Employee Welfare**:	Employee Welfare facilities -.Salient features of Workmen - Compensation Act & Minimum Wages Act.	**B1: HUMAN RESOURCE MANAGEMENT** by K ASWATHAPPA P.NO:473,492 **B2: Human Resource Management By** Gary Dessler, Biju Varkkey p.no:26-	https://www.youtube.com/watch?v=KRjsEQXeBvo https://www.youtube.com/watch?v=m3GH9t12DZ0 https://www.youtube.com/watch?v=0Ld78M3hfjo https://www.youtube.com/watch?v=rfzRsJ04EmI	This session is exclusively to know How do employee welfare activities came? What are the acts enforced in welfare activities and importance, contribution for the well functioning of organization resulting is discussed?

				29 https://www.citehr.com/314532-employee-welfare-social-security-doc-download.html#post1427005		
7	5	**Grievance Handling**	Grievance - Causes/Sources of Grievances - Grievance Redressal Machinery.	**B1: HUMAN RESOURCE MANAGEMENT** by K ASWATHAPPA P.NO:581-583 **B2: Human Resource Management By** Gary Dessler, Biju Varkkey p.no:295-296 https://www.citehr.com/80670-grievance-model-grievance-procedure-doc-downloa	https://www.youtube.com/watch?v=H2gunRq4A5E https://www.youtube.com/watch?v=f-OBLEkdFZQ https://www.youtube.com/watch?v=qX_viXNkf4E https://www.youtube.com/watch?v=DvqNvLd51nk	During this episode, you are presented with the basics of grievance, methods and tools used in organization to handle it, barriers to to maintain, laws and legal procedure of Redressal Machinery.. This lesson drives seeker examine challenges of effective handling and maintenance to decision making.

				d.html#post324366		
8	7	**Employee Relations and Collective Bargaining**	Concept and purpose of Industrial Relations, Collective Bargaining, Types, Process, Pre-requisites, Issues Involved - Worker Participation in Management.	**B1: HUMAN RESOURCE MANAGEMENT** by K ASWATHAPPA P.NO:406, 530 & 539; 572-578. **B2: Human Resource Management By** Gary Dessler, Biju Varkkey p.no:417, 607,610 & 630; 675-676;735	https://www.youtube.com/watch?v=6J-VvleH06k https://www.youtube.com/watch?v=PuT1isa7P7s https://www.youtube.com/watch?v=QEODboQMuKc https://www.youtube.com/watch?v=8cW2wZj7o80	This section is pivotal for learner to know the basic Industrial Relations which is significant in this function and mechanisms of handling different disturbances towards work and his performance. The research findings of this chapter are very significant in present days too in corporate for framing various strategies and policies of HR.
Total	48					

Expectations from Students:

aaa. 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.

bbb. 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.

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

ddd. The participation must 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.

eee. 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.

fff. 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.

ggg. 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.

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

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

jjj. Students must 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 can enter or exit the classroom 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.

Compone nt	Component	Expected slot / due date	Marks declara	Weight age	Syllabus

Number			tion by		
NCP I					
NCP II	**Mid Term**	March 1st ,2021 (Tentative dates)	March 7th,2021 (Tentative dates)		50%
NCP III					
NCP IV	**Class Participation**				
NCP V	**Attendance**			5	
End Term	**End Term**	3rd May, 2021 (Tentative dates)	One week from the date of completio n 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

Dr. KRISHNA C.Y.S, working as a Asst.Professor, since July, 2019 in Center For Management Studies, ICFAI LAW SCHOOL. Over all **20 Years** of Academic Experience Journey to till date. Holding an academic career as **Doctorate** in the year **2011** and **Master of Business Administration** , **2000**, from Sri Krishna Devaraya University University, A.P. He started career with passion to teach, as a lecturer in Business School 2000 to 2002 at SJECS College of Management, Bangalore and dealt with the OB, CB, HRM subjects. He was been visiting faculty to ICFAI franchise located in Mahabubnagar, T.G and during this period July 2002 to July 2006, dealt with Principles of Management Subject, MIS for MBA/MCA Students. Later, shifted permanently to Mahabubnagar and started to work as Asst.Professor (H&S Dept.,) in the Jayaprakash Narayan College of Engineering, Mahabubnagar, TG from February 2002 to July 2006. By observing my going, dedication and achievement of continuing education the institution promoted him as Asst.Professor and Inc.H.O.D of MBA Dept., in the same institution and in meantime secured enough experience, and got promoted as Associate Professor (2009-2011) .when he was with same institution, later days Doctoral Degree was achieved from SriKrishna Devaraya University in 2011 and institute promoted me as PROFESSOR OF MBA Dept., worked in this position from 2011 to 2018. Recently, as part of his continuing education, he too procured **M.Sc(psychology)** from Dr.B.R.Ambedkar University via Distance Mode of Education. He also had B.L degree from Gulbarga University (2008) and several other PG Diplomas in various Management and Psychology and in IT Starta. As part of his research ample published papers of his Doctoral thesis in various renowned journals like **ABDC, SCOPUS, ELSEVIER** etc., published and some are in process. To have enriched understanding and contribution he networks with academicians and building approach of interdisciplinary research and associated with **AGBA, NFED, NHRD, MTC** consortiums, associations to sculpt in excellence according to changing dynamics and demands of sector as continuing process…

Marketing Management (MG232)

Objectives: On completion of this module the students should be able to understand the core concepts of marketing - encompassing the importance of the customers, competitors and the macro-environment of the firm. Appreciate contemporary issues by considering the changes in market place. Understand the difference between B2B and B2C marketing. Appreciate the role of TQM in profitability of the company. Device strategies to face the competition. Understanding the role of marketing information systems.

Course Objectives & Course Outcomes:

On completion of this module the students should be able to:

- Understand the core concepts of marketing - encompassing the importance of the customers, competitors and the macro-environment of the firm.
- Appreciate contemporary issues by considering the changes in market place
- Understand the difference between B2B and B2C marketing
- Appreciate the role of TQM in profitability of the company
- Device strategies to face the competition
- Understanding the role of marketing information systems

Cognitive

- Appreciate how the central theories, practices, processes and frameworks support effective and efficient market and business growth.
- Demonstrate an ability to investigate and evaluate a range of marketing issues and problems and construct appropriate solutions.
- Demonstrate an ability to use a wide range of marketing resources in addressing marketing issues.
- Demonstrate an ability to effectively communicate marketing proposals and solutionsboth in writing and orally

Unit I: Overview of Marketing: The Development of a Concept: Definition of Marketing: Concept of Exchange. Needs and Wants. Economic Utility - Evolution of Marketing: Production Era, Sales Era, Marketing Era, Societal Marketing Concept (SMC) -Marketing Myopia. Delivering Values, Satisfaction and Retention: Business Components -Stakeholders. Processes, Resources, Organization - Customer Satisfaction - Concept of Value: Value Chain - Attracting and Retaining Customers: Attracting Customers. Cost of Losing a Customer, Need for Retention - Relationship Marketing.

Unit II: Marketing Environment: Competitive Forces - Types of Competitive Structures, Monitoring Competition, Macro Environmental Factors - Demographic Environment, Political Environment, Economic Environment. Socio-Cultural, Technology, Natural and Legal.

Unit III : Understanding Consumer Behavior: Factors Influencing Consumer Buying Behavior: Cultural Factors. Subculture, Social Class, Social Factors, Personal Factors, Psychological Factors - Buying Decisions: Buying Roles. Buying Behavior -Buying Decision Process: Problem Recognition. Information Search.Evaluation of Alternatives. Purchase Decision, Post Purchase Behavior.

Unit IV : Organizational Markets and Organizational Buying Behavior: The Concept of Organizational Buying: Differences between Organizational Markets and Consumer Markets - The Classification of Organizational Markets: Producer Markets, Reseller Markets, Government Markets, Institutional Markets - Factors Influencing Organizational Buying: Environmental Factors, Organizational Factors, Social Factors, Personal Factors - Participants in Organizational Buying - Procurement Process: Buying, Supply Management Orientation - Stages of Buying: Problem Recognition, General Need Recognition, Product Specification, Searching for Potential Suppliers. Value Analysis, Vendor Analysis, Order Routine Specification, Multiple Sourcing, Performance Review.Marketing Research, MIS and Demand Forecasting: Meaning and Scope of Marketing Research - The Marketing Research Process: Research Instruments, Data Collection Techniques - Meaning & Scope of Marketing Information System (MkIS): MkIS Components - Demand Forecast and Measurement: Market Classification, The Concept of Market Demand for Marketing, Market Potential, Company Demand, Company Sales Forecast. Sales Quota and Sales Budget, Current Demand Estimation, Future Demand Estimation.

Unit V: Market Segmentation, Targeting and Positioning: Need for Segmenting Markets - Market Segmentation Levels - The Selection of Segmentation Variables: Criteria for Segmenting Consumer Market, Criteria for Segmenting Organizational Markets - Effective Segmentation: Measurable, Substantial, Accessible, Differentiable, Actionable - Target Market Selection Process: Evaluating the Market Segments, Selecting the Market Segments, Other Considerations -Positioning.Strategic Planning Process in Marketing: Scope and Importance of Strategic Planning - Defining Strategic Market Planning - Corporate and Divisional Strategic Planning: Corporate Mission, Establishment of SBUs, Resource Allocation to SBUs - Strategic Business Planning - Business Mission, Swot Analysis - Marketing Process: Value Delivery Sequence, Steps in the Planning Process -Marketing Plan.

Unit VI : Marketing and Competitive Strategies: The Concept of Competitive Advantage - Porter's five forces model - Analysis of Competitors - Porter's generic competitive strategies: Cost Leadership Strategy, Differentiation Strategy, Focus Strategy, Generic Strategy Mix - Designing competitive strategies - Competitive Intelligence System: Setting up the System, Data Collection, Analysis and Evaluation of Data, Information Communication and Response.

Unit VII : Product: Product Personality: Nature of the Product, Product Hierarchy - Product Classification; Durability and Tangibility, Usage - Product Policy: Product Mix, Product Mix Strategies - Product Life Cycle: Introduction. Growth, Maturity, Decline - Stages of New Product Development: Idea Generation, Idea Screening, Concept Testing and Analysis, Product Development, Test Marketing, Commercialization - Branding: Brand as a Concept, Value and Significance of a Brand, Types of Brands, Brand Equity - Packaging: Importance of Packaging in Marketing - Labeling.

Unit VIII : Channels of Distribution: Nature of Marketing Channels - Role of Marketing Channels: Channel Flow. Channel Levels, Service Sector Channels -Functions of Marketing Channels: Facilitating the Exchange Process, Alleviating Discrepancies, Standardizing Transactions, Matching Buyers and Sellers, Providing Customer Service - Designing Distribution Channels: Analyzing Customer Expectations of Service Output, Formulating Objectives, Evaluation of Distribution Environment, Evaluating Channel Alternatives - Channel Management: Channel Member Selection, Channel Members' Training. Member Motivation and Evaluation. Modifying Channel Arrangement, Legal and Ethical Issues in Channel Management -Channel Dynamics: Horizontal Marketing System, Vertical Marketing System. Multichannel Marketing System - Channels and Conflicts: Types of Channel Conflicts, Causes of Channel Conflicts, Managing Channel Conflicts.Logistics, Wholesaling and

Retailing: Objectives of Market Logistics: Delivering Customer Service, Reducing Total Distribution Costs. Reducing Cycle Time - Market Logistic Decisions: Order Processing, Inventory Management, Transportation - Functions of Warehousing - Types of Warehousing - Classification of Wholesalers - Retailing - Types of Retailers: Ownership, The Extent of Product Lines Handled, Retailing Based on the Service Vs. Goods Retail Strategy Mix, Non-Store Based Retailing - Franchising: Major Types of Franchising, Advantages and Disadvantages of Franchising.

Unit IX : Price: Significance and Importance of Price to a Marketer - Price and Non-Price Competition - The Process of Setting Prices: Setting Pricing Objectives, Factors Affecting Demand Determination, Analyzing Competitors' Pricing. The Selection of a Pricing Method, The Selection of a Pricing Policy - Approaches to Price Adjustment: Geographical Pricing. Promotional Pricing, Discriminatory Pricing, Discounts and Allowances, experience curve pricing and product mix pricing.

Unit X : Marketing Communication: Communication and Promotion Process: The Communication Process - Types of Communication Channels: Personal Channels, Non-Personal Channels - Developing a Communication Program: Target Audience Identification, Determination of Communication Objectives, Developing Marketing Communication Budget, Factors Influencing the Designing of Communication Message - Marketing Communication Mix - Product Market Type, Pull-Push Strategy, The Product Life Cycle, Effectiveness of Advertising - Marketing Communication Integration and Coordination - Future of Marketing Communication.

Text and Reference Books

1. Lamb, Hair, Sharma & McDaniel ,MKTG: A South Asian Perspective , Cengage Learning (Latest Reprint/ Edition)

2. Kotler, Keller, Koshy and Jha Marketing Management-A south Asian Perspective (14e), Pearson

ICFAI Law School, Hyderabad

Course Hand Out

Academic Year – 2019-20

(Class of 2024)

Course Name: Marketing Management

Course Code: MG232

Semester: IV

Faculty Name: Dr. K. Hariharan

Mobile No: 9884612320

Email: hariharan@ifheindia.org

Objectives of the Course:

On completion of this module the students should be able to understand the core concepts of marketing - encompassing the importance of the customers, competitors and the macro-environment of the firm. Appreciate contemporary issues by considering the changes in market place. Understand the difference between B2B and B2C marketing. Appreciate the role of TQM in profitability of the company. Device strategies to face the competition. Understanding the role of Marketing Information Systems

Learning Outcomes:

- Understand fundamental marketing concepts, theories and principles in areas of marketing policy; of market and consumer behavior; of product, distribution, promotion and pricing decisions.
- Understand the role of marketing as a fundamental organizational policy process.
- Analyze the interaction of marketing and environmental forces through an understanding of marketing decisions and practices with social, technological, economic, and political forces
- Apply the knowledge, concepts, tools necessary to understand challenges and issues of marketing in a growing international and global context.
- Appreciate the importance of cultural adaptation of international business and marketing through appraisal and critical analysis of the social, technological, political, legal and economic forces that affect business performance

Recommended Text Books and Reference Books

	TEXT BOOK	AUTHOR / PUBLICATION
1	Principles of Marketing	Philip Kotler 13th Ed, PHI publications
2	Marketing Management	Rajan Saxena, 3rd Ed, Tata McGrow Hill
3	Marketing Management	Ramaswamy, 3rd Ed, Namakumari

4	Marketing Management-A south Asian Perspective	Kotler, Keller, Koshy and Jha, Pearson (14 e)

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Learning Outcome
1	5	**Overview of Marketing**	The Development of a Concept: Definition of Marketing: Concept of Exchange. Needs and Wants. Economic Utility - Evolution of Marketing: Marketing Myopia. Delivering Values, Satisfaction and Retention: - Concept of Value: Value Chain - Attracting and Retaining Customers: Attracting Customers. Cost of Losing a Customer, Need for Retention - Relationship Marketing.	Principles of Marketing Philip Kotler 13th Ed, PHI publications	https://www.youtube.com/watch?v=wZSXdjjH04c Pages:4-28	Helps the students understand how the marketplace addresses customer wants and needs by creating opportunities for the exchange of products, services and experiences
2	5	**Marketing Environment**	Competitive Forces - Types of Competitive Structures, Monitoring Competition, Macro Environmental Factors - Demographic Environment, Political Environment, Economic Environment. Socio-Cultural, Technology, Natural and Legal.	Principles of Marketing Philip Kotler 13th Ed, PHI publications	https://www.youtube.com/watch?v=Dc3wS_Ozlas Pages:56 -79	Helps the students understand the Environmental Factors, PESTEL concepts
3	5	**Understanding Consumer Behavior**	Factors Influencing Consumer Buying Behavior: Cultural Factors. Subculture, Social Class, Social Factors, Personal Factors, Psychological Factors - Buying Decisions: Buying Roles. Buying Behavior - Buying Decision Process: Problem Recognition. Information Search.	Principles of Marketing Philip Kotler 13th Ed, PHI publications	https://www.youtube.com/watch?v=60eRK7AwgwM Pages:114 to 156	Helps students understand different buying processes for low-involvement and high-involvement products, psychological factors that influence what and when consumers buy, including motivation, perceptions, beliefs and learning

			Evaluation of Alternatives. Purchase Decision, Post Purchase Behavior.			
4	6	**Organizational Markets and Organizational Buying Behavior**	The Concept of Organizational Buying: Differences between Organizational Markets and Consumer Markets - The Classification of Organizational Markets: Producer Markets, Reseller Markets, Government Markets, Institutional Markets - Factors Influencing Participants in Organizational Buying - Procurement Process: Buying, Supply Management Orientation - Stages of Buying: Marketing Research, MIS and Demand Forecasting: Meaning and Scope of Marketing Research -Market Classification,	Principles of Marketing Philip Kotler 13th Ed, PHI publications	https://www.youtube.com/watch?v=03O9UXcU9Dc Pages: 140 to 156	Helps students understand B2B buying process and key factors influencing B2B purchasing decisions
5	7	**Market Segmentation, Targeting and Positioning**	Need for Segmenting Markets - Market Segmentation Levels - Evaluating the Market Segments, Selecting the Market Segments, Other Considerations -Positioning. Strategic Planning Process in Marketing: Scope and Importance of Strategic Planning - Defining Strategic Market Planning - Corporate and Divisional Strategic Planning: Corporate Mission, Establishment of SBUs, Resource Allocation to SBUs - Strategic Business Planning - Business Mission, Swot Analysis -Marketing Process: Value Delivery Sequence, Steps in the Planning Process -Marketing Plan.	Principles of Marketing Philip Kotler 13th Ed, PHI publications	https://www.youtube.com/watch?v=0srjdRDh99Y Pages:160 to 186	Helps students understand the purpose of segmentation and targeting in marketing, several segmentation approaches and how targeting influences each element of marketing mix

6	7	**Product & Pricing**	Product Personality: Nature of the Product, Product Hierarchy - Product Classification; Durability and Tangibility, Usage - Product Policy: Product Mix, Product Mix Strategies - Product Life Cycle: Introduction. Growth, Maturity, Decline - Stages of New Product Development: Idea Generation, Idea Screening, Concept Testing and Analysis, Product Development, Test Marketing, Commercialization - Branding: Brand as a Concept, Value and Significance of a Brand, Types of Brands, Brand Equity - Packaging: Importance of Packaging in Marketing - Labeling. **Pricing**: Significance and Importance of Price to a Marketer - Price and Non-Price Competition - The Process of Setting Prices: Setting Pricing Objectives, Factors Affecting Demand Determination, Analyzing Competitors' Pricing. The Selection of a Pricing Method, The Selection of a Pricing Policy - Approaches to Price Adjustment: Geographical Pricing. Promotional Pricing, Discriminatory Pricing, Discounts and Allowances, experience curve pricing and product mix pricing.	Principles of Marketing Philip Kotler 13th Ed, PHI publications	https://www.youtube.com/watch?v=qutavZTkFeY Pages: 188 to 216 Pages: 246 to 260; 266 to 285	Helps students understand the product marketing decisions based on product life cycle and product portfolio structure / Use pricing strategies to enhance marketing of products and services
7	7	**Channels of Distribution**	Nature of Marketing Channels - Role of Marketing Channels -Channel Dynamics: Horizontal Marketing System, Vertical Marketing System. Multichannel Marketing System - Channels and Conflicts: Types of Channel	Principles of Marketing Philip Kotler 13th Ed, PHI publicatio	https://www.youtube.com/watch?v=kKLHEnuS__0 Pages:288 to 310	Helps students to evaluate how to use distribution channels to market an organization's products and services effectively

			Conflicts, Causes of Channel Conflicts, Managing Channel Conflicts. Logistics, Wholesaling and Retailing: Reducing Total Distribution Costs. Reducing Cycle Time - Market Logistic Decisions: Order Processing, Inventory Management, Transportation - Functions of Warehousing - Types of Warehousing - Classification of Wholesalers - Retailing - Types of Retailers: Ownership, The Extent of Product Lines Handled, Non-Store Based Retailing - Franchising: Major Types of Franchising, Advantages and Disadvantages of Franchising.	ns		
8	6	**Marketing & Competitive Strategies** **Marketing Communication**	The Concept of Competitive Advantage - Porter's five forces model - Analysis of Competitors - Porter's generic competitive strategies: Cost Leadership Strategy, Differentiation Strategy, Focus Strategy, Generic Strategy Mix - Designing competitive strategies - Competitive Intelligence System: Setting up the System, Data Collection, Analysis and Evaluation of Data, Information Communication and Response Marketing Communication: Communication and Promotion Process: The Communication Process - Types of Communication Channels: Personal Channels, Non-Personal Channels - Developing a Communication Program: Target Audience Identification, Determination	Principles of Marketing Philip Kotler 13th Ed, PHI publications	https://www.youtube.com/watch?v=mZeNOaO3Pzk Pages:442 to 461; 340 to 360	Helps students understand how organizations use integrated marketing communication (IMC) to support their marketing strategies and the importance of Competitive Advantage

			of Communication Objectives, Developing Marketing Communication Budget, Factors Influencing the Designing of Communication Message - Marketing Communication Mix - Product Market Type, Pull-Push Strategy, The Product Life Cycle, Effectiveness of Advertising - Marketing Communication Integration and Coordination - Future of Marketing Communication.			
Total	48					

Expectations from Students:

kkk. 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.

lll. 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.

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

nnn. 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.

ooo. 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.

ppp. 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.

qqq. 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.

rrr. 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.

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

ttt. 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

uuu. 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	15/02/2020	25/02/2020	10	**Units 1,2**
NCP II	Mid Term	9/03/2020	31/03/2020	20	Units 1 to 4
NCP III	Internal Assessment	15/04/2020	15/04/2020	10	Units 5, 6
NCP IV	Class Participation	Ongoing		5	
NCP V	Attendance	Ongoing		5	
End Term	End Term	04/05/2020	31/05/2020	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.Hariharan, an MBA in Marketing and PhD in Business has over 25 years of Experience in Corporate, Consulting and Teaching. Has worked in FMCG, Telecom Products, Education and Logistics. His Core Competencies include Business Development, P&L, Operations Management, Human Capital Management and Projects.

Law of Evidence (LL242)

Objective: The Course on Law of Evidence, the Lexi Fori is designed to acquaint the students with the conceptual connotation and significant sights of Evidence. Law of Evidence, being the eyes and ears of the justice dispensation system, expounds the history and evolution of concept of Evidence. This course is meant to provide hands-on information about the principles of Evidence. The Indian Evidence Act, 1872 highlights the legislative intendment on rules of Evidence. The broad area of the subject matter includes the meaning and introduction to Evidence, classification of Evidence, the relevancy and admissibility, presumptions, the role of expert evidence, the meaning of approver, admissions and confessions, who can be a witness and so on. It also helps to understand the role of evidence in both civil and criminal law.

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.

Unit – I: Introduction to Law of Evidence: Purpose of the Law of Evidence – History of the Law of Evidence – The British Principles of Evidence – Salient Features of the Indian Evidence Act, 1872 – Kinds of Evidence.**Theory of Relevancy:** Presumptions – Facts in Issue – Relevant Facts – Relevant Facts – Admissibility and Relevancy.

Unit – II: Facts, Relevancy: Doctrine of Res Gestae – Proof of Conspiracy – Problems of Relevancy of Facts not Otherwise Relevant – Proof of Custom – Facts Concerning State of Mind and Body.**Admissions and Confessions:** 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.

Unit – III: Statements by Persons who cannot be called as Witnesses: 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: Relevance of Previous Judgments – Judgments as Conclusive Proof; Judgments When Irrelevant – Fraud or Collusion in Obtaining Judgment.**Relevancy of Opinion and Character:** Expert Evidence – Opinion in Other Cases when Relevant – Relevance of Character.

Unit – V: Oral and Documentary Evidence: Oral Evidence; Documentary Evidence – Public and Private Documents.**Exclusion of Oral Evidence:** Exclusion of Oral Evidence by Documentary Evidence – Rules for Interpretation or Construction of Documents.

Unit – VI: Presumptions: Presumption as to Documents – Presumption as to Public Documents – Presumption as to Ancient Documents.

Unit – VII: Burden of Proof and Onus of Proof: Facts which need not be proved – Principles of Burden of Proof – Standard of Proof in Civil and Criminal Proceedings; Presumptions.

Unit – VIII: Estoppel: Doctrine of Estoppel – Classification of Estoppel – Estoppel, Res Judicata and Waiver.

Unit – IX: Competency and Compellability of Witnesses: Competency of Witnesses – Compellability of Witnesses (Privileged Communications) – Accomplice Evidence.

Unit – X: 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, 13th Edition, Central Law Agency, Allahabad, 1998.
- M. Munir: Principles and Digest of the Law of Evidence, 10th Edition (in 2 vols), Universal Book Agency, Allahabad, 1994.
- Vepa P. Saradhi: Law of Evidence 4th Edn. Eastern Book Co., Lucknow, 1989.
- Avtar Singh: Principles of the Law of Evidence, 11th Edn. Central Law Publications.
- V. Krishnama Chary: The Law of Evidence, 4th Edn. S.Gogia & Company,

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.	Ram Jethmalani, D. S. Chopra: Thomson Reuters Publications

	2016.	
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	Learning Outcome
1.	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	e Law of Evidence, 22nd Edition, 2018. Avtar Singh:Principles of the Law of Evidence, 22nd Edn., 2013.	Chapter 1 Introduction 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.
2.	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.

3.	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. Persons who cannot be called as Witnesses – Dying Declaration; Other Statements – Statements made in Judicial Proceedings; Statements made under Special Circumstances.	e Law of Evidence, 22nd Edition, 2018. Avtar Singh:Principles of the Law of Evidence, 22nd Edn., 2013.	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 witnesses such as Dying Declarations and statements under section 21 (1) shall also be discussed with the help of various landmark judgments.
4.	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	e 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.
5.	4	On Proof I	Proved, Disproved, Not proved, Facts which need not be proved, Oral Evidence; Documentary Evidence – Public and	e Law of Evidence, 22nd Edition, 2018.	Chapter III, Chapter IV, Chapter V	In this unit the student will get to know the broad categories of evidence i.e. oral

			Private Documents	Avtar Singh:Principles of the Law of Evidence, 22nd Edn., 2013.	Chapter 3, Chapter 4, Chapter 5 https://youtu.be/wsf3kC4iLzQ?list=PL_a1TI5CC9RH98Z-yQ1_0vcgzFDLm06n6	evidence and documentary evidence. Besides, there will be discussions regarding the inclusion of electronic evidence with the advent of the Information Technology Act, 2000.
6.	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.	e Law of Evidence, 22nd Edition, 2018. Avtar Singh:Principles of the Law of Evidence, 22nd Edn., 2013.	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 only documentary evidence is acceptable. The exception to such cases will also be discussed.
7.	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.	e Law of Evidence, 22nd Edition, 2018. Singh:Principles of the Law of	Chapter VII Chapter VIII	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

				Evidence, 22nd Edn., 2013.	Chapter 7 Chapter 8	(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
8.	5	Competency and Compellability of Witnesses	Kinds of witnesses - Competency of Witnesses – Compellability of Witnesses (Privileged Communications) – Accomplice Evidence	e Law of Evidence, 22nd Edition, 2018. Avtar Singh:Principles of the Law of Evidence, 22nd Edn.,	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 compelled to give evidence and its exceptions (privileged

				2013.		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.
9.	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.	e Law of Evidence, 22nd Edition, 2018. Avtar Singh:Principles of the Law of Evidence, 22nd Edn., 2013.	Chapter X, Chapter XI Chapter 10, Chapter 11 https://youtu.be/Zc0yGQbL9qY	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

1. Mason, S., & Seng, D. (Eds.). (2017). *Electronic Evidence*. School of Advanced Study, University of London

2. Hunt, I., & Mostyn, J. (2020). Probability reasoning in judicial fact-finding. *The International Journal of Evidence & Proof*, *24*(1), 75–94.

3. 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

4. Mike Redmayne, The Structure of Evidence Law, *Oxford Journal of Legal Studies*, Volume 26, Issue 4, Winter 2006, Pages 805–822

Recent Case Laws:

1. Mukundakam Sharma, C.K. Prasad, S. Arul Raja vs. State of Tamil Nadu [(2010) 8 SCC 233]
2. Doraiswamy Raju, Arijit Pasayat, P.V. Radhakrishna vs. State of Karnataka [(2003) 6 SCC 443]
3. Md. Jamiluddin Nasir vs. State of West Bengal [AIR 2014 SC 2587]
4. Sanjay Dutt (A-117) and Ors. vs. State of Maharashtra, through CBI (STF) [AIR 2013 SC 2687]
5. State of Uttar Pradesh vs. Ravindra and Ors. [MANU/SI/0097/2019]
6. Amarjeet Singh vs. State of Himachal Pradesh [MANU/HP/2250/2019]
7. Manoharan vs. State [MANU/SC/1526/2019]
8. Gurjit Singh vs. State of Punjab [MANU/SC/1625/2019]
9. Natarajan vs. State [MANU/TN/8902/2019]
10. Su-Kam Power Systems Ltd. vs. Kunwer Sachdev and Ors. [MANU/DE/3503/2019]

Expectations from Students:

vvv. 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.

www. 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.

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

yyy. 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.

zzz. 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.

aaaa. 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.

bbbb. 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.

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

dddd. 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.

eeee. 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	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	R. B. No.1and Page Nos 191 to 296 R. B. No.2and	https://www.youtube.com/watch?v=hXJ6U7xduks https://ww	Students learn constitution and composition of Supreme Court, and it's jurisdiction and the office of the

			- in respect of Constitutional matters, Civil, Criminal and Special Leave to Appeal, Comptroller and Auditor General of India. Arts. 124 to 151.	Page Nos501 to 572 R. B. No.3 and Page Nos 528 to 576	w.youtube .com/watch?v=KB MMwagv zs http://nlud elhi.ac.in/ moocs.asp x c	Comptroller and Auditor General of India
4.	6	State Executive	Governor - Appointment, Powers, Council of Ministers, Conduct of Government Business, Advocate General for the State. Arts. 152 to 153 to 167	R. B. No.1and Page Nos 337 to 378R. B. No.2and Page Nos573 to 592 R. B. No.3 and Page Nos 577 to 592	http://nlud elhi.ac.in/ moocs.asp x	Students learn the office the Governor, Advocate General and their powers, functions and 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://ww w.youtube .com/watc h?v=bxW mzbphAu 8	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	http://nlud elhi.ac.in/ moocs.asp x https://ww w.youtube .com/watc h?v=KB MMwagv zsc https://ww w.youtube	Students learn constitution and composition of High Court, and it'sjurisdiction.

				652	.com/watch?v=XC5zRwpYbmY	
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=x8GIYvJ6Sks https://www.youtube.com/watch?v=uDOCGrucN7M https://www.youtube.com/embed/yAnmCvfJoVU https://www.youtube.com/watch?v=9URc9OT_llw	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.
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://ww	Students learn the liability of the State in respect of contracts and torts entered and committed by it.

					w.youtube .com/watch?v=0Oubxm JPPKs	
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_lM https://www.youtube.com/watch?v=JpJOHB2iATE	Students understand kinds of emergencies and it's effect.

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.
- 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 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**	**Weigh tage**	**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 Mid Term class test)	III	27-04-2021	30-04-2021	15	**9 Units**
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.No 1-31	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 Marriage – Irregular Marriage –	Types of Marriages	RB-1,2&7 Pg.No 107-148	RB-1-Chap -7 https://youtu.be/Dfm4b7M_2i8/	The Chapter signifies the essentials of a valid marriage and enlightens the students and gives

		Void Marriage – Muta Marriage	Muta Marriage		https://youtu.be/AA6XE0fWJus/ https://youtu.be/mri9ffXyIiU	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.No 165-198	RB-1-Chap -9/ https://youtu.be/lQg8VqIUEiY/ 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.No 231-250	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	Paternity – Maternity Acknowledgement	RB-1,2&7 Pg.No 199-210 & 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

		Shia and Sunni Law				
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.No 251-280 & 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 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	RB-1,2&7 Pg.No 363-419 & 294-326	RB-1-Chap -18&19/ https://youtu.be/pH7k5wPZjzM RB-1-Chap -15/ https://youtu.be/FYd7tq5PEjk	The chapter makes the students understand the 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	Christian Marriage Act, 1872	RB-7 Pg.No 888-969 RB-5 Pg.No-	RB-7 Notes&Online Material/ https://youtu.be/PbK	The chapter educates the students in understanding the concept of Marriage 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	Indian Divorce Act of 1869 – Indian Succession Act, 1925 Parsi Marriage and Divorce Act, 1936, Succession among Parsis under Indian Succession Act, 1925	26-32, 54-57,199-202	eQqY-ZhE	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: 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 Outcomes:

- Ability to engage in informed critical reflection on the nature of professionalism and ethical challenges inherent legal profession.
- Awareness of types of ethical challenges and dilemmas confronting members of legal professions (business, media, police, law, research)
- Ability to research appropriate material in relation to set questions in writing essays meeting the highest standards of rigor and clarity

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.

Reference Books

a. Myneni S.R.: Professional Ethics, Accountancy for Lawyers and Bench-Bar Relation, Asia Law House, Hyderabad.
b. Gupta S.P.: Professional Ethics, Accountancy for Lawyers and Bench-Bar Relation, Asia Law House, Hyderabad.
c. Kailash Rai: Professional Ethics, Accountancy for Lawyers and Bench-Bar Relation, Allahabad Law Agency.
d. Siroh: Professional Ethics, Central Law Publications, Allahabad.
e. Ramachandra Jha: Selected Judgements on Professional Ethics published by Bar Council of India Trust, 2002.
f. Dr. G.B. Reddy: Practical Advocacy of Law, 2nd Ed. 2005. Gogia Law Agency. Hyderabad

SUPPLEMENTARY READINGS:

1. A critical morality for lawyers: Four approaches to lawyers' ethics Christine Parker, Monash University Law Review (Vol 30, NO 1 '04)

2. Nurturing Caring Lawyers: Rethinking Professional Ethics and Responsibility in India —Ipshita Sengupta, JOURNAL OF INDIAN LAW AND SOCIETY [Vol. 5 : Winter]

3. Professional Ethics and the Lawyer's Duty to Self by John J. Flynn, Washington University Law Review Volume 1976 | Issue 3 January 1976.

4. Legal Ethics from the Lawyer 's Point of View Daniel Markovits, Yale Journal of Law & the Humanities Volume 15 | Issue 2 Article 1 5-8-2013

Business Strategy (MG311)

Objective: This course is designed to introduce the concepts of Strategy Formulation, Strategy Implementation and Evaluation and other advanced topics in Business Strategy.At the end of the course a student will comprehend the process of strategic management, how firms attain Competitive advantage by developing Strategic capability etc. In addition, a student will be exposed to the strategic choices made by an organization and the directions & methods it pursues to achieve future growth.

Course Outcomes: At the end of the course a student will comprehend the process of strategic management, how firms attain Competitive advantage by developing Strategic capability etc. In addition, a student will be exposed to the strategic choices made by an organization and the directions & methods it pursues to achieve future growth.

Unit I Introduction to Strategic Management: Evolution of the Concept of Strategic Management – Importance of Strategic Management – Components of Strategic Management – Levels of Strategy Planning – Making Strategic Decisions.

Unit IIStrategic Management Process: TheProcess of Strategic Management – Strategic Decision-making – Practical Limitations of the Strategic Management Model.

Unit III Company Mission and Vision: VisionMission Statements – Social Responsibility – Stakeholders Approach to Social Responsibility – Guidelines for a Socially Responsible Firm.

Unit IV Analysis of Business Environment: Remote Environment – Planning Environment – Social Environment – Political Environment – Economic Environment – Legal Environment – Operating Environment – Environmental Scanning – Five Forces Model – Structural Analysis and Competitive Strategy – Structural Analysis and Industry Definition – Designing Opportunistic Strategies – Formulation of Strategy.

Unit V Analysis of Internal Environment: Value of Systematic Internal Assessment – Strategy and Internal Analysis – Analyzing Departments and Functions – Analyzing Management – The Human Side of Enterprise – Quantitative Approach for Evaluating Internal Factors.

Unit VI Organizational Culture: Meaning of Culture – Culture and the Organization – Culture and Strategy Creation – Culture and Organizational Structure – Culture and Style of Management – Culture and Power – Determinants of Culture – Aspects and Levels of Culture – Change of Culture – Culture and Values – Cultural Influences on Organizational Life.

Unit VII Mergers, Acquisitions and Joint Ventures: Rationale for Mergers and Acquisitions – Mergers and Industry Life Cycle – Reasons for International Mergers and Acquisitions – Joint Ventures in Business Strategy – Rationale for Joint Ventures – Reasons for Failure of Joint Ventures.

Unit VIII Analysis of Choice: Criteria for Evaluating Strategic Alternatives – Strategic Analysis at Corporate Level – Strategic Analysis at Business Unit Level – Behavioral Considerations Affecting Strategic Choice – Contingency Approach to Strategic Choice.

Unit IX Long-term Objective and Strategy Formulation: Defining Objectives – The Need for Objectives – The Nature of Objectives – Levels of Objectives: Strategic to Operating – The Hierarchy of Objectives – Grand Strategies – Setting Long-term Objectives and Strategy Sets.

Unit X Strategy Implementation and Monitoring: Identification of Annual Objectives – Developing Functional Strategies – Structural Considerations – Organizational Structure and Systems – Corporate Resource Planning – Functional Resource Planning – Allocation of Resources Strategic Controls – Operational Control Systems – Reward Systems – Crisis Management.

Unit XI Business Strategy: The Road Ahead: Defining Value Chain – Value Chain and Buyer Value – Competitive Scope and the Value Chain – Value Chain and Industry Structure – Value Chain and Organization Structure – Change of Strategy and Organizational Change – Forces and Types of Change – Resistance to Change Strategies for Implementation and Change – Role of the Strategist – Global Competitiveness.

Text and Reference Books:

1. Thomas L.Wheelen and J.David Hunger, Concepts in Strategic Management and Business Policy: Toward Global Sustainability, 13th edition, Pearson Education**,** 2013.
2. Crafting and Executing Strategy – The Quest for Competitive Advantage – Concepts & Cases, 16th edition by Arthur Thompson, A. J. Strickland III and John Gamble - 2007
3. Competing for the Future - CK Prahalad and Gary Hamel, Free Press - 1996
4. Managing Across Borders: The Transnational Solution- Christopher Bartlett and Sumatra Ghoshal, HBS Press, 2002.
5. Fortune at the bottom of the pyramid: Prahalad CK, Pearson, 2006.
6. Blue Ocean strategy: W.Chan Kim & Renee Mauborgne, Harvard Business School Press, 2005.
7. Exploring Corporate Strategy – Kevan Scholes ,Gerry Johnson and Richard Whittington, 7th edition, Pearson Education,2008

Course Hand Out
Academic Year – 2019-20
Class of 2022

Course Name: **Business Strategy**

Course Code: MG311

Semester: V

Faculty Name: Dr. M. Ravindranath

Mobile No: 9491883900

Email: ravindraphd@gmail.com

Course Objective: This course is designed to introduce the concepts of Strategy Formulation, Strategy Implementation and Evaluation and other advanced topics in Business Strategy.

Course Outcomes: At the end of the course a student will comprehend the process of strategic management, how firms attain Competitive advantage by developing Strategic capability etc. In addition, a student will be exposed to the strategic choices made by an organization and the directions & methods it pursues to achieve future growth.

Recommended Text Books and Reference Books

	TEXT BOOK	**AUTHOR / PUBLICATION**
1.	Crafting and Executing Strategy – The Quest for Competitive Advantage – Concepts & Cases	Arthur Thompson, A. J. Strickland III and John Gamble, 16th edition, 2007
2.	Competing for the Future	CK Prahalad and Gary Hamel, Free Press - 1996
3.	Managing Across Borders: The Transnational Solution	Christopher Bartlett and Sumatra Ghoshal, HBS Press, 2002.
4.	Fortune at the bottom of the pyramid	Prahalad CK, Pearson, 2006
5.	Blue Ocean strategy: W.Chan Kim & Renee Mauborgne,	Harvard Business School Press, 2005
6.	Exploring Corporate Strategy	Kevan Scholes ,Gerry Johnson and Richard Whittington, 7th edition, Pearson Education,2008
7.	Concepts in Strategic Management and Business Policy: Toward Global	Thomas L.Wheelen and J.David Hunger, 13th edition, Pearson Education, 2013

	Sustainability	

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1.	**1-4** **4**	**Introduction to Strategic management**	Evolution of the concept of Strategic management—importance of strategic management—components of strategic management—levels of strategy planning	Strategic management-Hitt, Ireland-	Chap-1 ***CASE:*** *What is strategy? By Michael E porter*	Understanding the meaning and nature of strategy and strategic mgmt
2.	**5-7** **3**	**Strategic management process**	The process of strategic management—strategic decision making—practical limitations of the strategic management model	Strategic mgmt.-R.Srinivasan Crafting and executing strategy-Arthur thopson	Chap 1.14 Chap 1.11	Able to know the process of strategic management, understand a model,limitations.knowing vision,mission,
3.	**8-11** **4**	**Company Mission and Vision**	Vision Mission statements—social responsibility—stakeholders approach to social responsibility—guidelines for a socially responsible firm.	Strategic mgmt.-R.Srinivasan Strategic mgmt.-Hitt,Ireland	Chap 1.5,1.7 Chap -1 ***CASE:***	knowing vision,mission,statements,social responsibility of businessw

4.	**12-17 6**	**Analysis of business environment**	Remote environment—planning environment—social environment—political environment—economic environment—legal environment—operating environment—environmental scanning—five forces model—structural analysis and competitive strategy—structural analysis and industry definition—designing opportunistic strategies—formulation of strategy	Strategic mgmt.-R.Srinivasan Strategic mgmt.-Hitt,Ireland-	Chap-5 Chap -2	Understanding the external factors and their influence on business firm. Micheal porter's five forces and their application to analyse the competition
5.	**18-22 5**	**Analysis of internal environment:**	Value of systematic internal assessment—strategy and internal analysis—Analyzing departments and functions—analyzing management—the human side of enterprise—quantitative approach for evaluating internal factors	Strategic mgmt.-R.Srinivasan- ,Strategic mgmt.-Hitt,Ireland-	Chap -6 Chap -3	Knowing various factors of internal factors and their evaluation

6.	**23-27** **5**	**Organizational culture:**	Meaning of culture—culture and the organization—culture and strategy creation—culture and organizational structure—culture and style of management—culture and power—determinants of culture—aspects and levels of culture—change of culture—culture and values—cultural influences on organizational life.	Org culture&leadership-Edgar H Schein, Org culture change-Marcella Bremer, OB-Fred Luthans		Kable to understand the organization's culture, its determinants, levels and values of culture and its influence on organization.,
7.	**29-32** **5**	**Mergers, Acquisitions and joint ventures:**	Rationale for mergers and acquisitions—mergers and industry life cycle—reasons for international mergers and acquisitions—joint ventures in business strategy—rationale for joint ventures—reasons for failure of joint ventures.	Strategic mgmt.-Hitt, Ireland— Strategic mgmt.-VSP Rao—	Chap -7 Chap -9	The meaning of mergers, acquisitions, joint ventures, integration , strategies applied .
8.	**33-37** **5**	**Analysis of choice:**	Criteria for evaluating strategic alternatives—strategic analysis at corporate level—strategic analysis at business unit level—behavioral considerations affecting strategic choice—contingency approach to strategic choice.	Strategic mgmt.—VSP Rao- Exploring corporate strategy-Gerry jhonson-	Chap -12 Chap 111 **CASE:** will be conducted in class	Understanding choice, alternatives at different levels of an organization. Contingency strategic choice and its application.

9.	**38-45** **8**	**Long term objective and strategy formulation :**	Defining objectives—the need for the objectives—the nature of objectives—levels of objectives: strategic to operating—the hierarchy of objectives—grand strategies—setting long term strategies and strategy sets.	Strategic mgmt.—Jhon A Pearce- Richard B Robinson jr-	Chap 11 Part11-6	Setting of Long term objectives and firm's grand strategy
10.	**46-53** **8**	**Strategy implementation and monitoring:**	Identification of annual objectives—developing functional strategies—structural considerations—organizational structure and systems—corporate resource planning—functional resource planning—allocation of resources strategic controls—operational control systems—reward systems—crisis management	Strategic mgmt.-R.Srinivasan-, Strategic mgmt.-Hitt,Ireland-	Chap-8 Chap -10 **CASE:** will be conducted in class	Understanding organization's structure, various resources planning, crisis management
11.	**54-60** **7**	**Business strategy: The road ahead:**	Defining value chain—value chain and buyer value—competitive scope and value chain—value chain and industry structure—value chain and organization structure—change of strategy and organizational change—forces and types of change—resistance to change strategies for implementation and	Strategic mgmt.-Hitt, Ireland- Exploring corporate strategy-Gerry jhonson-	Chap,11 Chap 10	Knowing value chain , analysis, organization structure, change management, managing resistance to change, strategies For meeting global competitiveness.

			change—role of strategist—global competitiveness.			
Total	**60**	Including 12 tutorials and 2 guest lectures				

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 Name	**Component Detail**	**Expected slot / due date**	**Marks declaration by**	**Weightage**	**Syllabus**
NCP 1	Internal assessment	11-9-19	17-9-19	10	**Unit 1 and 2**
NCP 2	Mid term	30th September, 2019	8th October 2019	20	Upto 4th unit
NCP 3	Internal Assessment	15-10-19	15-10 19	10	5,6 units
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

Dr. M. Ravindranath, received doctorate from Commerce and Business Management department, Kakatiya university,Warangal. Worked as faculty for more than 20 years in India and abroad. Guided many masters students, MPhil, PhD scholars for their research and projects. Was in charge for Entrepreneur development cell and guided many students for promotion of entrepreneurship. Interested areas are Marketing management, consumer behavior, marketing research, services marketing.

Project Management (MG321)

Objective: Project Management is an art. To that extent what counts for success in managing projects is a combination of experience and improvisation. However, the management of most projects can be complex due to the intrinsic nature of projects and the need to satisfy the multiple stakeholders involved, not to mention that, frequently, the resources required for completion by a fixed deadline are in flux.The use of frameworks assist the project manager/(s) and his/her team to bring order to the chaos by systematizing the processes needed for planning, executing and tracking projects which must be done afresh for each project. This course helps students to explore relevant frameworks, methodologies, techniques and tools that can help in planning, organizing, motivating and controlling processes as well as material and human resources. Project Management is an art. The scientific framework provides a systematic approach that enables and supports this art.

Course Outcomes: By the end of this course, the learner is expected to:

- Define project and project management; and understand Project Initiation, Resource allocation, Planning, Organizing, and Staffing the project.
- Elaborate on Project Scheduling, Monitoring and Controlling; and Terminating the Project
- Explain Market and Demand Analysis, Technical Analysis, Financial Projections, and Risk Analysis.
- Understand Project Appraisal, Social-Cost Benefit Analysis and Environmental Implications of Projects.

Unit I Introduction to Project Management: Definition of Project – Meaning of Project Management – Need for Project Management – The Life Cycle of a Project – Managing the Project Scope – Who should be the Project Manager – Project Manager vs Line Managers – Project Communication Management – The Growth of Project Management – Project Management in India – Ethics in Project Management – Management of International Projects.

Unit II Project Initiation and Resource Allocation: Process of Resource Allocation at the Corporate Level – Process of Resource Allocation at the Business Unit Level – Generation of Project Ideas and Creativity.

Unit III Market and Demand Analysis: Identification of the Target Market – Choice of the Market Strategy – Projection of Demand using Primary Data and Secondary Data – Projection of Demand using Qualitative Models.

Unit IV Technical Analysis: Project Procurement Management – Solicitation – Vendor Selection – Contract Administration – Purchasing Equipment and Materials – Plant Location – Project Design – Work Schedule.

Unit V Financial Projections: The Cost of the Project – Estimation of Banking Finance and Margin Money – The Means of Finance – Estimation of Revenue Expenses and Profits – Projection of Financial Statements – Projection of Cash Flows.

Unit VI Appraisal Criteria: Define the Cash Flows from Long-Term Equity and Total Funds Point of View – Appraise a Project by Discounting and Non-Discounting Criteria – Appraise Projects with Special Features.

Unit VII Risk Analysis in Capital Investment Decisions: Definition of Risk – Project Risk Management – Types of Risk – Measurement of Risk – Methods of Risk Adjusted Investment Appraisal –Advanced Techniques of Risk Analysis – Decision Tree Analysis.

Unit VIII Environmental Appraisal of Projects – Meaning of Environment and Pollution – Pollution Created by Different Industries – Methods of Preventing Pollution – Environmental Regulations in India – Environmental Impact Assessment for Projects.

Unit IX Social Cost Benefit Analysis: The Rationale for SCBA – UNIDO Approaches for SCBA – Little-Mirrlees Approach – SCBA Methods Followed by Financial Institutions – Public Sector Investment in India.

Unit X Project Planning: Meaning and Objectives of Project Planning – The Process of Planning – Components of a Good Plan – Project Life Cycle Planning – Informational Inputs for Project Planning – Reasons for Project Failure.

Unit XI Project Organization: Meaning of Organizational Structure – Traditional Organization – Line-Staff Organization – Product Organization – Matrix Organization.

Unit XII Project Staffing: Characteristics of Project Staffing Environment – The Mechanics of Staffing Process – Selection of the Project Manager – Qualities of a Project Manager – Setting up the Project Office.

Unit XIII Project Budgeting: Types of Estimating Process – Project Cost Management – The Budgeting Processes – Pricing the Project – Budgeting Techniques.

Unit XIV Project Scheduling: Meaning of Project Scheduling – Program Evaluation and Review Technique (PERT) – Gantt Charts – Critical Path Method (CPM) – Resource Loading and Resource Leveling.

Unit XV Project Monitoring and Control: The need for Monitoring and Control – The Planning – Scheduling – Monitoring – Control Cycle – Design of Project Information System for Monitoring – Data Collection – Report Generation – Performance Measurement – Project Control – Types of Control Systems – Features of a Good Control System – Managerial Perspectives in Control Project Quality Management – Project Auditing.

Unit XVI Project Termination: Issues in Project Termination – Methods of Project Termination – The Process of Project Termination.

Unit XVII Future of Project Management: Current Trends in Project Management – Collaborative Project Management – Contemporary Issues in Project Management.

Text and Reference Books

1. Project Management - Core Text Book, by Mantel, Jr., Meredith, Shafer, Sutton & Gopalan, 2nd Ed.
2. Project Management - The Managerial Process, Clifford F. Gray, Erik W. Larson and Gautam V. Desai, 6th ed., McGrawHill Education

Supplementary Readings (SR):

1. Hall, S., Musters, R., and Lovallo, D. (2017), "Resource Allocation", McKinsey Special Collection, Mc Kinsey & Co, https://www.mckinsey.com/~/media/mckinsey/business%20functions/strategy%20and%20corporate%20finance/our%20insights/strategy%20and%20corporate%20finance%20special%20collection/final%20pdfs/mckinsey-special-collections_resourceallocation.ashx

2. Almquist, E., Leiman, M., Rigby, D., and Roth, A. (2013), "Taking the measure of your innovation Performance", Bain & Company, https://www.bain.com/contentassets/02d5f8491b914ce6a994c22a76e31298/bain_brief_taking_the_measure_of_your_innovation_performance.pdf

3. PWC (2014), "Project Management: Improving Performance, Reducing Risk", *Price Waterhouse Coppers,* https://www.pwc.com/jg/en/publications/ned-presentation-project-management.pdf

4. Arup (2017), "The Future of Project Management", UCL-APM-ARUP,

https://www.arup.com/-/media/arup/files/.../arup_future-of-project-management2.pdf

5. BCG-PMI (2013), "Strategic Initiative Management: The PMO Imperative", Boston Consulting Group & Project Management Institute, http://image-src.bcg.com/Images/Strategic_Initiative_Management_Nov_2013_tcm9-92303.pdf

6. Nptel (2012), "Environmental Impact Assessment", NPTEL https://nptel.ac.in/courses/120108004/module3/lecture3.pdf

7. NA (2019), "BREATHE India: An Action Plan for Combating Air Pollution", NITI Aayog, http://cerca.iitd.ac.in/files/reports/BreatheBooklet-%20Niti%20Aayog%20(consulting%20paper).pdf

8. Ates, G and Haliscelik,E. (2017), "Cost & Benefit Analysis of Industrial Projects Financed by The World Bank", and Near Eastern Journal of Social Sciences, Vol. 3, No.4, pp. 106-116, http://www.ibaness.org/bnejss/2017_03_04/11_Ates_and_Haliscelik.pdf

Video Learnings (VL):

1. "A Sixth Sense of Project Management", https://www.youtube.com/watch?v=3zqwlr8sp2Y (Unit-1)

2. "Five Best Practices for Project Management in Your Business", https://www.youtube.com/watch?v=rWPQQ6f6xkI (Unit-1)

3. "Organization Structure", https://www.youtube.com/watch?v=glpoAKPrixw (Unit-2)

4. "Setting up a PMO Tips to Implementing a Value-add PMO - Overview", https://www.youtube.com/watch?v=XXBlSwB6knY (Unit-3)

5. “Fix Price Contract for Software Development Project”, https://www.youtube.com/watch?v=OaGAPIEFoiU (Unit-3)
6. “Project Scheduling”, https://www.youtube.com/watch?v=Rq19ga0U_jQ (Unit-4)
7. “Top-10 Project Management Tools”, https://www.youtube.com/watch?v=rGMfjv4te48 (Unit-4)
8. “Project Close-Out”, https://www.youtube.com/watch?v=Ok3ZgW6Zk2c (Unit-5)
9. “Project Appraisal: Economic Analysis - Market and Demand Analysis”, https://www.youtube.com/watch?v=EH3GOpScD_o (Unit-6)
10. “Selection of Plant location and Layouts”, https://www.youtube.com/watch?v=-AC6Y9Leyak (Unit-6)
11. “Estimation of Project Cost”, https://www.youtube.com/watch?v=GGikveOcaJw (Unit-7)
12. “Project Appraisal”, https://www.youtube.com/watch?v=F-2Kfzv2lqM (Unit-7)
13. “Quantitative Risk Analysis for Overall Project Risk”, https://www.youtube.com/watch?v=tSQvZlUdRTM (Unit-8)
14. “SCBA – UNIDO Analysis”, https://www.youtube.com/watch?v=ZOVi07733_Y (Unit-8)

Course Hand Out
Academic Year – 2019-20
(Class of 2022) - BBA. LLB. (Hons.) - Sem. V.

Course Name: **Project Management**

Course Code: **MG321**

Semester: **V**

Faculty Name: **Dr.G.P.Sudhakar, PhD, PMP**

Mobile No: 9959738774

Email: purna24@hotmail.com

Objectives of the Course: This course helps students to explore relevant frameworks, methodologies, techniques and tools that can help in planning, organizing, motivating and controlling projects as well as material and human resources. It introduces projects, project management; and explains growth of project management, some of the Indian aspects and International projects. The specific learning objectives of the course are as follows:

Course Outcomes: By the end of this course, the learner is expected to:

- Define project and project management; and understand Project Initiation, Resource allocation, Planning, Organizing, and Staffing the project.
- Elaborate on Project Scheduling, Monitoring and Controlling; and Terminating the Project
- Explain Market and Demand Analysis, Technical Analysis, Financial Projections, and Risk Analysis.
- Understand Project Appraisal, Social-Cost Benefit Analysis and Environmental Implications of Projects.

Recommended Text Books and Reference Books (RB):

SL.No.	TEXT BOOK	AUTHOR / PUBLICATION
1.	*Project Management – Core Text Book*	Mantel, S.J., Meridith, J.R., Shafer, S.M., Sutton, M.M. and Gopalan, M.R.; 2nd ed., Wiley India Edition
2.	*Projects: Planning, Analysis, Selection, Financing, Implementation, and Review*	Prasanna Chandra; 6th ed., Tata McGraw-Hill;
3.	*A Guide to Project Management Body of Knowledge (PMBOK)*	Project Management Institute (PMI) – PMBOK. 4th Edition;

Supplementary Readings (SR):

9. Hall, S., Musters, R., and Lovallo, D. (2017), "Resource Allocation", McKinsey Special Collection, Mc Kinsey & Co,

https://www.mckinsey.com/~/media/mckinsey/business%20functions/strategy%20and%20corporate%20finance/our%20insights/strategy%20and%20corporate%20finance%20special%20collection/final%20pdfs/mckinsey-special-collections_resourceallocation.ashx
10. Almquist, E., Leiman, M., Rigby, D., and Roth, A. (2013), "Taking the measure of your innovation Performance", Bain & Company, https://www.bain.com/contentassets/02d5f8491b914ce6a994c22a76e31298/bain_brief_taking_the_measure_of_your_innovation_performance.pdf
11. PWC (2014), "Project Management: Improving Performance, Reducing Risk", *Price Waterhouse Coppers,* https://www.pwc.com/jg/en/publications/ned-presentation-project-management.pdf
12. Arup (2017), "The Future of Project Management", UCL-APM-ARUP, https://www.arup.com/-/media/arup/files/.../arup_future-of-project-management2.pdf
13. BCG-PMI (2013), "Strategic Initiative Management: The PMO Imperative", Boston Consulting Group & Project Management Institute, http://image-src.bcg.com/Images/Strategic_Initiative_Management_Nov_2013_tcm9-92303.pdf
14. Nptel (2012), "Environmental Impact Assessment", NPTEL https://nptel.ac.in/courses/120108004/module3/lecture3.pdf
15. NA (2019), "BREATHE India: An Action Plan for Combating Air Pollution", NITI Aayog, http://cerca.iitd.ac.in/files/reports/BreatheBooklet-%20Niti%20Aayog%20(consulting%20paper).pdf
16. Ates, G and Haliscelik,E. (2017), "Cost & Benefit Analysis of Industrial Projects Financed by The World Bank", and Near Eastern Journal of Social Sciences, Vol. 3, No.4, pp. 106-116, http://www.ibaness.org/bnejss/2017_03_04/11_Ates_and_Haliscelik.pdf

Video Learnings (VL):

15. "A Sixth Sense of Project Management", https://www.youtube.com/watch?v=3zqwlr8sp2Y (Unit-1)
16. "Five Best Practices for Project Management in Your Business", https://www.youtube.com/watch?v=rWPQQ6f6xkI (Unit-1)
17. "Organization Structure", https://www.youtube.com/watch?v=glpoAKPrixw (Unit-2)
18. "Setting up a PMO Tips to Implementing a Value-add PMO - Overview", https://www.youtube.com/watch?v=XXBlSwB6knY (Unit-3)
19. "Fix Price Contract for Software Development Project", https://www.youtube.com/watch?v=OaGAPIEFoiU (Unit-3)
20. "Project Scheduling", https://www.youtube.com/watch?v=Rq19ga0U_jQ (Unit-4)
21. "Top-10 Project Management Tools", https://www.youtube.com/watch?v=rGMfjv4te48 (Unit-4)
22. "Project Close-Out", https://www.youtube.com/watch?v=Ok3ZgW6Zk2c (Unit-5)
23. "Project Appraisal: Economic Analysis - Market and Demand Analysis", https://www.youtube.com/watch?v=EH3GOpScD_o (Unit-6)
24. "Selection of Plant location and Layouts", https://www.youtube.com/watch?v=-AC6Y9Leyak (Unit-6)
25. "Estimation of Project Cost", https://www.youtube.com/watch?v=GGikveOcaJw (Unit-7)
26. "Project Appraisal", https://www.youtube.com/watch?v=F-2Kfzv2lqM (Unit-7)
27. "Quantitative Risk Analysis for Overall Project Risk", https://www.youtube.com/watch?v=tSQvZlUdRTM (Unit-8)

28. “SCBA – UNIDO Analysis”, https://www.youtube.com/watch?v=ZOVi07733_Y (Unit-8)

Course Outline:

Sl. No	No. of Sessions	Unit	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1.	6	**Unit-1: Introduction to Project Management, Project Initiation and Resource Allocation**	Definition of Project – Meaning of Project Management – Need for Project Management – The Life Cycle of a Project – Managing the Project Scope – Who should be the Project Manager – Project Manager vs Line Managers – Project Communication Management – The Growth of Project Management – Project Management in India – Ethics in Project Management – Management of International Projects- Process of Resource Allocation at the Corporate Level – Process of Resource Allocation at the Business Unit Level – Generation of Project Ideas and Creativity.	RB:1 RB:2 RB:3	SR:1 SR:2 VL:1 VL:2	On completion of this unit, the students will be able to define project, project management and understand the initiation of projects.
2.	6	**Unit-2: Project Planning and Organization**	Meaning and Objectives of Project Planning – The Process of Planning – Components of a Good Plan – Project Life Cycle Planning – Informational Inputs for Project Planning – Reasons for Project Failure- Meaning of Organizational Structure – Traditional Organization – Line-Staff Organization – Product Organization – Matrix Organization	RB:1 RB:3	SR:3 VL:3	On completion of this unit, the students will be aware of the project planning process and different organizational structures.
3.	6	**Unit-3: Project Staffing and Budgeting**	Characteristics of Project Staffing Environment – The Mechanics of Staffing Process – Selection of the Project Manager – Qualities of a Project Manager – Setting up the Project	RB:1 RB:3	VL:4 VL:5	On completion of this unit, the students will be able to explain project manager selection process

			Office- Types of Estimating Process – Project Cost Management – The Budgeting Processes – Pricing the Project – Budgeting Techniques			and project budgeting.
4.	6	**Unit-4: Project Scheduling, Monitoring and Controlling**	Meaning of Project Scheduling – Program Evaluation and Review Technique (PERT) – Gantt Charts – Critical Path Method (CPM) – Resource Loading and Resource Leveling - The need for Monitoring and Control – The Planning – Scheduling – Monitoring – Control Cycle – Design of Project Information System for Monitoring – Data Collection – Report Generation – Performance Measurement – Project Control – Types of Control Systems – Features of a Good Control System – Managerial Perspectives in Control Project Quality Management – Project Auditing	RB:1 RB:3	VL:6 VL:7	On completion of this unit, the student will understand the project scheduling techniques and controlling mechanisms.
5.	5	**Unit-5: Project Termination and Future of Project Management**	Issues in Project Termination – Methods of Project Termination – The Process of Project Termination - Current Trends in Project Management – Collaborative Project Management – Contemporary Issues in Project Management	RB:1 RB:3	SR:4 SR:5 VL:8	On completion of this unit, the students will know how to terminate a project and get to know the future of project management.
6.	6	**Unit-6: Market, Demand, and Technical Analysis**	Identification of the Target Market – Choice of the Market Strategy – Projection of Demand using Primary Data and Secondary Data – Projection of Demand using Qualitative Models - Project Procurement Management – Solicitation – Vendor Selection – Contract Administration – Purchasing Equipment and Materials – Plant Location – Project Design – Work Schedule.	RB:2 RB:3	VL:9 VL:10	On completion of this unit, the students will be able to analyse the market demand, and technical aspects of project.

7.	6	**Unit-7: Financial Projections and Appraisal Criteria**	The Cost of the Project – Estimation of Banking Finance and Margin Money – The Means of Finance – Estimation of Revenue Expenses and Profits – Projection of Financial Statements – Projection of Cash Flows- Define the Cash Flows from Long-Term Equity and Total Funds Point of View – Appraise a Project by Discounting and Non-Discounting Criteria – Appraise Projects with Special Features.	RB:2	VL:11 VL:12	On completion of the unit, the students will be able to able to assess and estimate a project from finance point of view.
8.	7	**Unit-8: Risk Analysis, Environmental Appraisal and Social Cost Benefit Analysis**	Definition of Risk – Project Risk Management – Types of Risk – Measurement of Risk – Methods of Risk Adjusted Investment Appraisal –Advanced Techniques of Risk Analysis – Decision Tree Analysis - Meaning of Environment and Pollution – Pollution Created by Different Industries – Methods of Preventing Pollution – Environmental Regulations in India – Environmental Impact Assessment for Projects- The Rationale for SCBA – UNIDO Approaches for SCBA – Little-Mirrlees Approach – SCBA Methods Followed by Financial Institutions – Public Sector Investment in India.	RB:2 RB:3	SR:6 SR:7 SR:8 VL:13 VL:14	On completion of this unit, the students will be able to analyse risks of projects and aware of social cost benefit aspects of projects.
Total	**48**					

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) 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.

s) 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.

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

u) 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

v) 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	09-Sep-2019	20-09-2019	10	**Unit-1 & Unit-2**
NCP II	Mid Term	30-Sep-2019	01-10-2019	20	**Unit-1 to Unit-3**
NCP III	Internal Assessment	21-Oct-2019	15-11-2019	10	**Unit-4 & Unit-5**
NCP IV	Class Participation		25-11-2019	5	
NCP V	Attendance		25-11-2019	5	
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.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, Human Aspects of Project Management, Conflict Resolution in Projects, and Top Management Teams.

Law of Property and Easement (LL331)

Objectives: To give conceptual understandings of types or property, transfer of property, benefits of unborn person, rule against perpetuity, doctrine of election, and apportionment.To 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 – by the end of the course would be in a position to understand, and analyze the conceptual understandings of property and easement law.

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

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

1. Mulla : Transfer of Property, Butterworths Publications.
2. Subba Rao GCV: Commentaries on the Transfer of Property Act.
3. Krishna Menon: Law of Property.
4. 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

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*	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.

			Pendens – Doctrine of Part Performance.			
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.	8	**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 – **Marshalling and Contribution:** Doctrine of Marshalling – Doctrine of Contribution.	RB 1,	Chapter 8, 224-280 Chapter 11, 152-242	Understanding mortgage, charge, 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/rEKdltIjA9o 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.be/cz40GNlJxCc	Understanding the relevance on exchange under the transfer of property. What gets exchanged in lieu of property and 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		https://www.youtube.com/watch?v=8S1xYNIhrS0	Understanding the law on easements, different kinds of easement, various

			Easements – Natural Rights and Customary Rights – Licenses – Imposition, Acquisition and Transfer of Easement – Incidents of Easement – Extinction, Suspension, Revival of Easements – Termination of Easement.			rights attached to easement
Total	**60**					

List of Latest cases-

1. Tata Chemicals Ltd. v. M/s. Khistish Bardhan Chunilal Nath and Others, G.A. No. 725 of 2019.
2. Esoof S. Contractor And Ors v. Mridangraj Hiralal Suchak Alias, on 15 July, 2019
3. Jagmohan Behl v. Col Ks Gupta & Anr on 4 July, 2018- mortgage
4. Muthupandi v. Thangapandian on 5 June, 2018- doctrine of l*is pendens*
5. Shantabai v. Ratanbai on 6 July, 2018- lease
6. Ravi Luthra v. M.A.K. Lall & Anr on 4 July, 2018- easement
7. Renikuntla Rajamma (D) by LRS. v. K. Sarwanamma- execution of gift deed- 2014

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 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: 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.

Unit – I: Introduction: – Intellectual Property **International Conventions** on IPR: WIPO Convention-Treaties on Copyright- Treaties on Industrial Property

Unit – II: 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

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-Design: Overview of the Act

Unit – IX: Confidential Information: - Introduction-Jurisdictional Bases of the Law of Confidence-Trade Secrets- Actions for the Breach of Contract- Conditions

Unit – X :Licensing Contract- Advantages for Licensor- Licensee- Licensing from nation **IPR**: - Licensing- Difference from Assignment- Licensing

Project work: Identification of new inventions and verifying the satisfaction of required 3 factor-test.

Text and Reference Books

1. P. Narayanan: Patent Law, Eastern Law House, 1995.
2. David Brain Bridge, Intellectual Property, Pearson International
3. N.S.Gopalakrishnan and T.G.Agitha ,Principles of Intellectual Property, Eastern Book Company
4. W.Cornish, D Llewelyn and T. Aplin,Intellectual Property :Patents, copyright Trademarks and allied rights: Sweet and Maxwell
5. Richard Stim, Intellectual Property: Patents, Trademarks and Copyright: West Thomson Learning
6. Dr. Raghbir Singh, Law relating to Intellectual Property: Universal Law publications
7. Dr. Vikas Vashishth, Law and Practice of Intellectual Property in India: Bharat Law House
8. Roy Chowdhary, S.K. & Other: Law of Trademark, Copyrights, Patents andDesigns, Kamal Law House, 1999.
9. Dr. G.B. Reddy, Intellectual Property Rights and the Law 5th Ed. 2005 Gogia Law Agency.
10. John Holyoak and Paul Torremans: Intellectual Property Law.
11. B.L. Wadhera: Intellectual Property Law, Universal Publishers, 2nd Ed. 2000.
12. W.R. Cornish: Intellectual Property Law, Universal Publishers, 3rd Ed. 2001.

Videos :

a) https://www.youtube.com/watch?v=Bj1_z56VEJ0
b) https://www.youtube.com/watch?v=3KKm6uRSf9E
c) https://www.youtube.com/watch?v=f85XLLVOj6A
d) https://www.youtube.com/watch?v=7U6xxTrt_iQ
e) Introduction to Intellectual Property: https://nptel.ac.in/courses/109106137/2
f) Copyright: https://nptel.ac.in/courses/109106137/48
g) Trademarks: https://nptel.ac.in/courses/109106137/39
h) Patents: https://www.youtube.com/watch?v=GKqOWCK71K4
i) Designs: https://nptel.ac.in/courses/109106137/58
j) Geographical Indications: https://nptel.ac.in/courses/109106137/57
k) Confidential Information and Trade Secrets: https://www.youtube.com/watch?v=4EPhPyuTWyY

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	P Narayanan Tenth Revised Impression – Chapter	Intellectual property rights have grown from time to time and now they play a key role in

				www.wipo.org	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	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, Geographical 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 understanding 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	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	In this unit students are able to understand the conceptual and legal framework, procedural requirements relating to the registration 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		Edition Chapter VI Pages 256-341 https://www.youtube.com/watch?v=f85XLLVOj6A	trademarks; transfer of 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	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	In this unit the students come to know the meaning of Geographical Indication; legal position relating to geographical indications of goods in

			Procedures- Miscellaneous		Chapter VIII Pages 372-379	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-Surrender, Revocation of Certificate and Rectification of Register- Farmer Rights- Compulsory License- Plant Varieties Protection Appellate Tribunal-Infringement, Offences and Penalties- Miscellaneous	P Narayanan Tenth Revised Impression Dr G B Reddy 9th Edition www.wipo.org www.plantauthority.gov.in	P Narayanan Tenth Revised Impression – Chapter 45 Pages 392-398 Dr G B Reddy 9th Edition Chapter VIII Pages 387-389	In this unit the student is able to understand the law relating to the protection of new plant 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 9th Edition www.wipo.org	P Narayanan Tenth Revised Impression – Chapter 9 Pages 59-70, Chapter 21 Pages 184-190 Chapter 36 pages 294-298, 300-314	In this unit the students are acquainted with the ways and 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:

1. Bigtree Entertainment Pvt. Ltd. v. D. Sharma and Ors. 2019 (77) PTC 411(Del)
2. Raj Rewal v. Union of India & Ors. CS (Comm) No. 3 Delhi 2019
3. L'Oreal vs. Sarvodaya Overseas Private Limited & Another 2018(76) PTC 556
4. Marico Ltd vs Mrs. Jagit Kaur Delhi, 2018
5. Araku Valley Arabica Coffee Andhra Pradesh's &Odisha, 2019 & Banglar Rasogolla Food Stuff West Bengal, 2018 - Case Studies.
6. Nuziveedu Seeds Limited and Ors. vs Monsanto Technology LLC 2018 SC
7. 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
8. M/S. Cello Household Products vs M/S. Modware India And Anr Bombay, 2017
9. Cipla Limited vs Novartis AG and another 2017 (70) PTC 80 Delhi
10. 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:

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 allotted
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	**Component Number**	**Expected slot / due date**	**Marks declaration by**	**Weigh t age**	**Syllabus**
NCP	I	5-09-2019	16-9-2019	10	Unit – I - III
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 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. 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: Civil Procedure Code 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. True is that it is through experience one gets expert knowledge of civil procedure. However, it is necessary to have good grounding in the subject before one enters the profession. While the substantive law determines the rights of parties, procedural law sets down the norms for enforcement.

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.

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

1. Mulla: Code of Civil Procedure: Tripathi (Abridged Edition), 11th Edn. (StudentEdition) Edited by P.M. Bakshi, Bombay, 1985.

2. A.N. Saha: Code of Civil Procedure.

3. C.K. Takwani: Civil Procedure, 4th Edn. Eastern Book Co., Lucknow, 1974.

4. B.B. Mitra: Limitation Act, 17th Edn. Eastern Law House, Calcutta, 1974, Allahabad.

5. Sanjiva Row: Limitation Act, 7th Edn. (in 2 Vols), Law Book Co., Allahabad, 1973.

6. Sanjiva Row: Code of Civil Procedure, 3rd Edn. (in 4 Vols), Law Book Co.,Allahabad.

7. AIR Commentaries on Limitation Act, W.W. Chitaley, AIR Ltd., Nagpur.

SUPPLEMENTARY READINGS (SR)

Sl.No	TITLE
1.	http://www.lawctopus.com/academike/civil-procedure-code-1908-effective-justice-oriented/
2.	Scope and Extent of Amendment of Pleadings By Kanthi Kiran Mamidanna, NALSAR University, Hyderabad
3.	Arrest and Detention under Civil Law: By Harpreet Kaur, UILS, Chandigarh
4.	Inherent Powers of the Court under the CPC: By Rishi Jain, Vasu Jain & Shaurya Singh Rathore, GNLU Editor's Note.
5.	Foreign Judgments in the context of Indian Law and Enforcement of Arbitral Awards: By Shreesha Bhatt, Shivansh Agarwal & Ashutosh Gondli, GNLU Editor's Note.
6.	Making CPC effective & justice oriented: Prakhar Maheshwari, West Bengal National University of Juridical Sciences Editor’s note
7.	http://shodhganga.inflibnet.ac.in/bitstream/10603/26666/12/12_chapter%206.pdf
8.	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
9.	Res Judicata and Foreign Country Judgments CH Peterson - Ohio St. LJ, 1963 – HeinOnline
10	http://www.legalservicesindia.com/article/article/suits-by-indigent-person-1279-1.html
11	http://www.legalservicesindia.com/article/article/order-37-cpc-summary-suits-1514-1.html
12	http://www.legalservicesindia.com/article/article/award-of-cost-under-cpc-480-1.html
13	http://www.legalservicesindia.com/article/article/jurisdiction-of-civil-court-and-place-of-suing-1780-1.html

14	http://www.legalservicesindia.com/article/article/condonation-of-delay-in-case-appeals-1531-1.html

Videos:

a) www.youtube.com/watch?v=aBhqf4AOwp4 - Speech by Justice R.F. Nariman on civil practice
b) www.youtube.com/watch?v=3sZoL9P8sV8 - Quick view on CPC
c) www.youtube.com/watch?v=5pzOtkLj7BU - Introduction of CPC
d) www.youtube.com/watch?v=oJ5EPFrg3c4 - Difference between Decree and Judgment
e) www.youtube.com/watch?v=cyW-aNe4OBA - Res-judicata and Res-subjudice

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)

Sl.No	TITLE
15.	http://www.lawctopus.com/academike/civil-procedure-code-1908-effective-justice-oriented/
16.	Scope and Extent of Amendment of Pleadings By Kanthi Kiran Mamidanna, NALSAR University, Hyderabad
17.	Arrest and Detention under Civil Law: By Harpreet Kaur, UILS, Chandigarh
18.	Inherent Powers of the Court under the CPC: By Rishi Jain, Vasu Jain & Shaurya Singh Rathore, GNLU Editor's Note.
19.	Foreign Judgments in the context of Indian Law and Enforcement of Arbitral Awards: By Shreesha Bhatt, Shivansh Agarwal & Ashutosh Gondli, GNLU Editor's Note.
20.	Making CPC effective & justice oriented: Prakhar Maheshwari, West Bengal National University of Juridical Sciences Editor’s note
21.	http://shodhganga.inflibnet.ac.in/bitstream/10603/26666/12/12_chapter%206.pdf
22.	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
23.	Res Judicata and Foreign Country Judgments CH Peterson - Ohio St. LJ, 1963 – HeinOnline
24.	http://www.legalservicesindia.com/article/article/suits-by-indigent-person-1279-1.html
25.	http://www.legalservicesindia.com/article/article/order-37-cpc-summary-suits-1514-1.html
26.	http://www.legalservicesindia.com/article/article/award-of-cost-under-cpc-480-1.html
27.	http://www.legalservicesindia.com/article/article/jurisdiction-of-civil-court-and-place-of-suing-1780-1.html
28.	http://www.legalservicesindia.com/article/article/condonation-of-delay-in-case-appeals-1531-1.html

List of case laws:

1. **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.
2. **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.
3. **State of U.P v. Nawab Hussain. AIR 1977 SC 1680,** the principle of constructive resjudicata was applicable to writ petitions also.
4. **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.
5. **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.
6. **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.
7. **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.
8. **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.
9. **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.
10. **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.

11. **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.
12. **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.
13. **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 and O.19) Adjournment (O.17) Death, marriage-Insolvency of the parties (O.22)	RB:1 RB:2 RB:3	SR 2 SR 13 SR 12 CL 7 www.youtube.com/watch?v=m67OsolzED4 Ord. IX of CPC www.youtube.com/watch?v=HUsusVmd0nQ&t=4s Ord V 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

			Withdrawal and compromise of suits (O.23) Judgment and Decree (O.20); Interest and Costs (Sec. 34, 35, 35A,			
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 Limitation**	Introduction – Limitation and Prescription, Laches – Limitation Act, 1963. - Condonation of Delay, - Legal Disability, Computation of period of Limitation.		SR 8 SR 14 CL 10 CL 11 www.youtube.com/watch?v=bkBwO3XAZLM The Limitation Act, 1963	On completion of this Unit students will be able to compute the periods of limitation in a given hypothetical case
Total	**48**					

Expectations from Students:

w) 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.

x) 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.

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

z) 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.

aa) 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.

bb) 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.

cc) 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.

dd) 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.

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

ff) 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

gg) 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**	**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

Text and Reference Books

1. Srivastava: Law of Trade Unions, Eastern Book Company, Lucknow

2. .Goswami : Labour and Industrial Law, Central Law Agency.

3. R.F. Rustomji : Law of Industrial Disputes : Asia Publishing House, Mumbai

4. S.N. Misra : Labour and Industrial Law

5. J.N. Malik : Trade Union Law

6. Khan& Khan: Labour Law, Asia Law House, Hyderabad

7. 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

Course Hand Out
Academic Year – 2018-19
(Class of 2021)

Course Name: Labour Laws

Course Code: LL361

Semester: V

Faculty Name: Dr.P.L.Jayanthi Reddy

Mobile No: 9949466244

Email: jayanthireddy@ifheindia.org

Course Objective: The objective of the Labour Law I course in the era of liberalization, globalization, and privatization, is to enable the students to understand 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.

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 Relations	Dr. S.C. Srivastava
2.	Labour and Industrial Law, 6th Edition, Universal Law Publications,	Dr.H.K.Saharay: Labour and Industrial Law, 6th Edition, Universal Law Publications,
3.	Labour and Industrial Law, Central Law Agency, Allahabad	Dr. V.G.Goswami, Labour and Industrial Law, 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	1 2 3 4 5 6	**Industrial Jurisprudence and principles of labour legislation**	Historical Perspective on Labour, slave labour, guild system, division on class basis. Labour conflicts: Reasons of conflict, Role of Governments- Transition from exploitation to protection and from contract to status, Labour Policy in India, International Labour Standards and their implementation.	Dr.H.K.Saharay: Labour and Industrial Law	**General Introduction of S,N.Mishra, Internet-** **H.K.Saharay- Chapter1** https://www.youtube.com/watch?v=EmIcRHlqwWU	**Transition of labour laws from ancient period to modern era and development of labour policy in India and the role of ILO in the labour legislations in India.**
2	7 8 9 10 11 12	**The Trade Union Act 1926 and the Concept of collective bargaining**	**Trade Unionism** 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.	S.N. Mishra, Labour and Industrial Law, Dr. S.C. Srivastava, Labour Law and Industrial Relations. Dr.H.K.Saharay: Labour and Industrial Law, Internet -	Trade Union Act –chap1,2,3- S.N.Mishra, H.K.Saharay – chapter 5 https://www.youtube.com/watch?v=u1VUJ-DYMRg&t=48s https://www.youtube.com/watch?v=7IJ5VpgRI20	Well versed with objectives of trade union movement and importance of registration of trade unions and rights and obligations of trade unions and the immunities of members of registered trade union against legal proceedings and concept of amalgamation.
3.	13 14 15 16 17	**Collective bargaining**	Bargaining process: Negotiation Pressurization techniques: Strike and lockout, go-slow, work to rule, gherao Recognition of trade union for collective bargaining Registration of TU	shodhganga.inflibnet.ac.in. www.nishithdesai.com	https://www.youtube.com/watch?v=gSX5IVJ1R7I https://www.youtube.c	Student will understand the process of collective bargaining, its importance , negotiation,mediation conciliation, rules regarding strikes and lockouts, levels of

	18		Under Indian Trade Union Act of 1926 Rights and Liabilities of TU Stages of collective bargaining, levels of collective bargaining, collective bargaining agtreements and landmark cases.		om/watch?v=uDCMJHMznfI	collective bargaining and collective agreements.
4.	19 20 21 22 23 24 25 26 27	**Industrial Disputes Act, 1947**	Concepts of industry, industrial dispute, workmen; Dispute settlement machinery: Conciliation officers, Board of Conciliation, labour court, Industrial Tribunal and National Tribunal – duties and powers; Reference for adjudication and Voluntary Arbitration Award and its judicial review 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	S.N. Mishra, Labour and Industrial Law, Dr. S.C. Srivastava, Labour Law and Industrial Relations. Dr.H.K.Saharay: Labour and Industrial Law	S.N.Mishra-Chapter 1-11 Saharay-chapter 3 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	Student will understand the employer and employee disputes and methods to solve the disputes and the different authorities existing under the Act to resolve the disputes etc.

5	28 29 30 31 32 33 34 35	**Industrial Employment (Standing Orders) Act, 1946**	- Scope and object Model standing orders Submission of draft standing order, certification and modification Interpretation of standing orders Misconduct, disciplinary action and punishment for misconduct	H.L.Kumar: Law Relating to Disciplinary Proceedings in Industries. Dr.H.K.Saharay: Labour and Industrial Law.	Chapter -6 – H.K.Saharay	Student will understand about misconduct ,disciplinary action and punishment for misconduct of worker.
6.	36 37 38 39 40	**Discipline in industry**	Doctrine of hire and fire & Significance of Discipline Fairness in disciplinary process- charge sheet, right of hearing Domestic enquiry – notice, evidence, cross-examination, representation Inquiry officer and reasoned decision	H.L.Kumar: Law Relating to Disciplinary Proceedings in Industries		
7.	41 42	**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	Dr.H.K.Saharay: Labour and Industrial Law,	Chapter-7	Student will understand about minimum wage, fair wage and living wage, theories of wages etc.
8	43 44	**Minimum Wages Act, 1948**	Objectives and Constitutional validity of the Act; Procedure for fixation and revision of minimum rates of wages Exemptions and exceptions	Dr.H.K.Saharay: Labour and Industrial Law,	**Chapter-9** **Chapter -7 S.N.Mishra**	Student will be acquainted with legal provisions governing wages fixation of wages and minimum rates of wages.

9.	45 46	**Payment of Wages Act, 1936**	Regulation of payment of wages Authorized Deductions, Unauthorized deductions.	S.N.Mishra SC Srivatsa Dr.H.K.Saharay	Chapter 8-saharay. Chapter 8-S.N.M ishra	Student will understand authorized and unauthorized deductions and payment of wages on a particular time to be paid to workmen.
10.	47 48	**Payment of Bonus Act**	Object and historical background, present position and exemptions Payment of Bonus (Amendment) Act, 2007	S.N.Mishra SC Srivatsa Dr.H.K.Saharay	Chapter-7 H.K.Saharay	Student will be well versed with the concept of bonus
Tutorials	12					
Total	**60**					

List of Latest cases-

1. Bangalore water supply and Sewerage Board v. A.Rajappa , AIR 1978 SC 548(triple test)
2. Tata Memorial Hospital Workers Union v. Tata Memorial Centre, AIR 2010 SC, 2943(appropriate govt)
3. Shantaram Khudai v. Kimatrai Printers, AIR 1978 SC 202
4. General Secretary, S.I.C.F.W.Union v M.D.K.S.C.D Corporation Ltd.,AIR 2006 SC 2208
5.Bhogpur Co-op.Sugar Mills Ltd. V.Harmesh Kumar,AIR 2007 SC 288
6. Radhakrishna Mani Tripathi v. L.H.Patel,2009 2SCC 81
7. Atlas Cycle (Haryana) Ltd.v.Kitab Singh, AIR 2013 SC 1172
8.U.B.Gadhe v. G.M.Gujarat Ambuja Cement Pvt.Ltd., AIR 2008 SC 99
9. Hal Employees' Union vs. Presiding Officer and Anr.
10. Punjab Land Development and Reclamation Corporation Ltd., Chandigarh vs. Presiding Officer, Labour Court, Chandigarh and Ors
11.B. Srinivasa Reddy v. Karnataka Urban Water Supply & Drainage Board Employees' Association (2006) 11 SCC 731 (2)
12. MRF United Workers Union rep. by its General Secretary v. Respondent: Government of Tamil Nadu rep. by its Secretary, Labour and Employment Department and Ors [2010(124)FLR386], (2009)IVLLJ685Mad, 2009WritLR881

13. Food Corporation of India Staff Union vs. Food Corporation of India and Others AIR 1995 SC 1344

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

hh) 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	Weigh tage	Syllabus
NCP	I	18.9.2018	26.9.2018	10	Trade Union Act collective bargaining and half portion of ID Act
Mid term (NCP-II)	II	24.9.2018	30.9.2018	20	Introductio n, Trade Union Act ,Collective bargaining ID Act
NCP-	III	22.10.2018	23.10.2018	10	ID Act, Minimum Wages Act
NCP	IV			5	
NCP	V			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

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.

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:

1. The Arbitration and Conciliation Act by O.P. Tiwari (2nd Edition): Allahabad Law Agency.

2. An introduction to ADR Mechanism by KSR Murthy Gogia Law Agency,Hyderabad
3. Alternate Dispute Resolution by S.D. Singh: 2001 Edition. Universal Book Traders,New Delhi.
4. An Introduction to Alternative Dispute Resolution by Dr. Anupam Kurlwal (Central Law Publications)
5. The Law and Practice of Arbitration and Conciliation by O. P. Malhotra (Lexis Nexis Butterworth)
6. Alternate Dispute Resolution by P.C. Rao (ed) Universal Book Traders, New Delhi.
7. Arbitration, Conciliation and ADR, by S.C. Tripathi Central Law Agency, Allahabad.
8. Arbitration and Conciliation by Avatar Singh, Eastern Law Book House, Lucknow

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 – Judicial Settlement and ADR – Emerging Trends in Dispute resolution.	Arbitration, Conciliation and ADR,	Chapter 7, pp.335-374.	The students will be able to learn the compelling situations which forced us to 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	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.

				Kr. Gupta.		
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. Malhotra	Chapter III, pp.339-451.	The student will become familiar with the process of appointment of arbitrators and composition of the Arbitral Tribunal.
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:

ii) 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.

jj) 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.

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

ll) 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.

mm) 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.

nn) 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.

oo) 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.

pp) 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.

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

rr) 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

ss) 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	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.

Leadership and Entrepreneurship (MG312)

Objectives: To incorporate current research on leadership and real-world business events. Students can relate to various segments and leadership profiles. Students will be able to inculcate the basics of entrepreneurship and confidence to set a start-up.

Unit I : 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 understanding leadership; skill development in leadership.Traits, Motives and Characteristics of Leaders: Personality traits of effective leaders; Leadership motives; Cognitive factors and leadership; influence of heredity and environment on leadership; strengths and limitations of the trait approach.

Unit II: 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.

Unit III: Charismatic and Transformational Leadership: Meaning of charisma; types of charismatic leader; characteristics of charismatic leaders; vision component of charismatic leadership; communication style of charismatic leader; development of charisma; transformational leadership; concerns about charismatic leadership.

Unit IV: Leadership Ethics & Social Responsibility: Principles of ethical and moral leadership; Guidelines for evaluating the ethics of a decision; Leadership and social responsibility; Ethical behavior and organizational performances.

Unit V: Power, Politics and Leadership: Sources and types of power; Tactics for becoming an empowering leader; Factors that contribute to organizational politics; Political tactics and strategies; Exercising control over Dysfunctional Politics.Influence Tactics of Leaders: Model of power and influence; Relative effectiveness and sequencing of influence tactics.

Unit VI: 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; Behavior 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.

Unit VII: Introduction: 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.

Unit VIII: People: learning teams and network: Creating entrepreneurial teams; Managing the growing team; Creating entrepreneurial networks; 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.

Unit IX: 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 of finance; financing an ongoing venture; securing return on investment..

Unit X: Reflections: learning from entrepreneursEntrepreneurial process revisited; Entrepreneurial opportunity business model revisited; Entrepreneurial learning; Learning from experience.

Text and Reference Books

1. Andrew J. Dubrin, Leadership: Research Findings, Practice & Skills Biztantra publishers
2. Rajeev Roy, Entrepreneurship, Oxford Publication

Leadership and Entrepreneurship

Program:	**BBA.LLB. (Hons.)**	**Course Code:**	**MG312**
Semester:	**VI**	**Sessions :**	**48**
Class :	**2012-2017**	**Credit :**	**3**

Objective:

To discuss the framework of leadership and Entrepreneurship, leadership theories, styles, behaviors, models, etc. To understand Entrepreneurship models, frameworks, types and importance.

TEXT BOOK	AUTHOR / PUBLICATION
Leadership: Theory and Practice Sixth Edition	Peter G. Northouse. – Sage Publications
Entrepreneurship	Robert Hisrich, Michael Peters, Dean Shepherd – McGraw hill Eductaion

Curriculum:

Unit I

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 understanding leadership; skill development in leadership.Traits, Motives and Characteristics of Leaders: Personality traits of effective leaders; Leadership motives; Cognitive factors and leadership; influence of heredity and environment on leadership; strengths and limitations of the trait approach.

Unit II

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.

Unit III

Charismatic and Transformational Leadership: Meaning of charisma; types of charismatic leader; characteristics of charismatic leaders; vision component of charismatic leadership; communication style of charismatic leader; development of charisma; transformational leadership; concerns about charismatic leadership.

Unit IV

Leadership Ethics & Social Responsibility: Principles of ethical and moral leadership; Guidelines for evaluating the ethics of a decision; Leadership and social responsibility; Ethical behavior and organizational performances.

Unit V

Power, Politics and Leadership: Sources and types of power; Tactics for becoming an empowering leader; Factors that contribute to organizational politics; Political tactics and strategies; Exercising control over Dysfunctional Politics.Influence Tactics of Leaders: Model of power and influence; Relative effectiveness and sequencing of influence tactics.

Unit VI

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; Behavior 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.

Unit VII

Introduction: 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.

Unit VIII

People: learning teams and network: Creating entrepreneurial teams; Managing the growing team; Creating entrepreneurial networks; 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.

Unit IX

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 of finance; financing an ongoing venture; securing return on investment.

.

Unit X

Reflections: learning from entrepreneursEntrepreneurial process revisited; Entrepreneurial opportunity business model revisited; Entrepreneurial learning; Learning from experience

Scheme of Evaluation

Assessments and Evaluations:

- Pre-mid term Assessments 15%
- Mid-term Examination 20% (2 hour examination)
- Post-mid term Assessments 15%
- End Semester Comprehensive Examinations 50% (3 hour examination)

Pre-mid term Assessments:

- First Assignment 5%
- Second Assessment 10%

Post-mid term Assessments:

- Third Assignment/Project 5%
- Fourth Assessment 10%

Session Plan

Topic	Sessions
Introduction to Leadership	6
Leadership Styles and Theories	6
Leadership Ethics and Social Responsibility	6
Power Politics and teamwork	6

Mid-term Examination	
Introduction to Entrepreneurship, Types and frame works	6
Creating Entrepreneurial teams, Learning, Managing Networks	6
Accounts Integration, financial performance and funding	6
Entrepreneurial Process, reflections and stories	6
Total	**48**

Faculty: Rajesh Prabhakar Kaila

Contact: 90009 61141 **email: rajesh.prabhakar@gmail.com**

-o0o-

Management Control and Information Systems (MG322)

Objectives: To introduce the students to the importance of control systems in management and corporate environment in the current corporate world. To equip the students with an in-depth qualitative and quantitative knowledge about the principles of decision-making.To develop the decision-making skills among students in various specific aspects of a corporate firm.

Course Outcomes:

Students should be able to identify the various control mechanisms implemented by organizations. They should also know about different types of variances and ways to reduce them. Further, they should be able to appreciate the concepts learnt in this course in a macro corporate environment.

Unit – I: Introduction to Management Control System - Overview of Management Control System**-** Nature of Organization and need for Management Control **-** The Subsystems and the Components of Control Systems.

Unit – II: Organizational Strategies - Importance of "Strategies" for an organization. Strategies, Tactics and Operational Tasks.

Unit – III: Behavior and Culture for Control Systems - Managerial Styles & Design of the Control Systems - Corporate Culture & its significance for design of the Control Systems**Organization Structure & Control -** Decentralization vs. Centralization **-** Evolution of the Matrix Structure - Matrix vs. Functional - Divisional Autonomy **-** Responsibility Structure - Overall Effectiveness Measures - Standard Cost Center - Revenue Center - Profit Center - Investment Center.

Unit – IV: Transfer Pricing – Objectives – Methods and simple problem in Transfer Pricing - Budgeting as Control tool.

Unit – V: Variance Analysis - reporting financial performance – analysis of variances. Types of variances.

Unit – VI: Performance Measurement - Interactive Control- Target Costing – Activitybased costing. Ratio Analysis.

Unit – VII: Management Compensation & Communication – Rewards as a control tool- Characteristics of Incentives-Communication Structures in Support of the Control Process.

Unit – VIII: Cost concepts - Objectives – types of costs and their apportionment. ABC - Ratio Analysis.Inventory valuation methods.

Unit – IX: Management Control in Service Organizations - Introduction – Nature of Control in service organizations Control systems in Financial Institutions **Management Control in Multinational Corporations –** Cultural differences and resulting structural design problems - Transfer Pricing **Management Control in Projects** - Nature of Planning and Control in Projects – control environment in projects – reporting – project auditing – Evaluation of projects

Unit – X: Optimization - Linear Programming concepts

Text and Reference Books

1. Ghosh N. Management Control Systems Publisher: Phi Learning Pvt Ltd (2009)
2. Govindrajan V.Anthony R.Management Control Systems

ICFAI Law School, Hyderabad

ONLINE Teaching Format
Course Hand Out
Academic Year – 2020-21
(Class of BBA, LLB)

Course Name: **Management Control and Information Systems**
Course Code: **MG322**
Semester: **VI**
Faculty Name: **Dr. A. Arun Kumar**
Mobile No: **9848360036**
Email: **arunkumar@ifheindia.org**

Objectives of the Course: To introduce the students to the importance of control systems in management and corporate environment in the current corporate world. To equip the students with an in-depth qualitative and quantitative knowledge about the principles of decision-making. To develop the decision-making skills among students in various specific aspects of a corporate firm.

Learning Outcomes: Recognize contemporary MIS theory and how information systems support business strategy, business processes, and practical applications in an organization. Explain complex software within the context of business user needs through training presentations and written documentation. Effectively utilize database and database management systems to organize, store and retrieve data. Support and defend an original proposal for the operation and maintenance of an enterprise-level database system, including policies for audits, security, backup, repair and replication. Perform basic and moderate system configuration and server administration tasks to a network operating system.

Recommended Text Books and Reference Books

S.No	TEXT BOOK	AUTHOR / PUBLICATION
1	Management Control Systems	N. Ghosh
2	Management Control Systems	Govindrajan. V, Anthony. R
3	Management Control Systems	Sadagopan

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Learning Outcome
1	3	Introduction to Management Control System	Introduction	Management Control System by Sadagopan Page No. 1-7	https://www.youtube.com/watch?v=qZCMUAfSMNw	Basic functions of Business, Role of Management Control System, Planning, Organizing the Human, Financial and Information.
2	2	Overview of Management Control System- Nature of Organization and need for Management Control	Introduction	Management Control System by Sadagopan Page No. 12-15	https://www.youtube.com/watch?v=qZCMUAfSMNw	Fundamentals in Management Control Systems
3	2	The Subsystems and the Components of Control Systems.	Introduction	Management Control System by Sadagopan Page No. 22-26	https://www.youtube.com/watch?v=sF88DdDCrRA	Black Diagram Representation, Closed loop control system, Basic elements of Control Systems
4	2	Importance of "Strategies" for an organization. Strategies, Tactics and Operational Tasks.	Importance of "Strategies" for an organization. Strategies, Tactics and Operational Tasks.	Management Control System by Sadagopan Page No. 40-65	https://www.youtube.com/watch?v=8BC0pXYTwUc	Nature and characteristics of business organization, organization Systems, organization Strategies, Tactics and Operational Tasks

5	1	Behavior and Culture for Control Systems	Behavior and Culture for Control Systems	Management Control System by Sadagopan Page No. 67-91	https://www.youtube.com/watch?v=w29syFeNpxk	Nature, Behavior and Culture for Control Systems
6	4	Managerial Styles & Design of the Control Systems - Corporate Culture & its significance for design of the Control Systems	Managerial Styles & Design of the Control Systems - Corporate Culture & its significance for design of the Control Systems	Management Control System by Sadagopan Page No. 101-123	https://www.youtube.com/watch?v=DAhM2EmkaSo https://www.youtube.com/watch?v=6EqZ8nqAdOg	Managerial Styles & Design of the Control Systems - Corporate Culture & its significance for design of the Control Systems
7	1	Organization Structure & Control	Organization Structure & Control systems	Management Control System by Sadagopan Page No. 130-141	https://www.youtube.com/watch?v=ntZUu0t5jTw	Organizational structure specifications, Organization strctucture to firms strategy
8	1	Decentralization vs. Centralization	Decentralization vs. Centralization	Management Control System by Sadagopan Page No. 151-153	https://www.youtube.com/watch?v=jviFsd4hhfE	Decentralization vs. Centralization power and authority, Classic hierarchy
9	3	Evolution of the Matrix Structure - Matrix vs. Functional - Divisional Autonomy - Responsibility Structure	Matrix Structure - Matrix vs. Functional - Divisional Autonomy - Responsibility Structure	Management Control System by N. Ghosh Page No. 188-230	https://www.youtube.com/watch?v=pPE9F34KPeI https://www.youtube.com/watch?v=LEO1nVff96M https://www.youtube.com/watch?v=3Lv8Joy_jlo&t=183s https://www.youtube.co	Project Management Organizational Structures, Functions of Administration, Authority, Responsibilities, Matrix Strctucture, Functional Parts

					m/watch?v=tTFr62SG07Y	
10	2	Overall Effectiveness Measures - Standard Cost Center - Revenue Center - Profit Center - Investment Center.	Overall Effectiveness Measures - Standard Cost Center - Revenue Center - Profit Center - Investment Center.	Management Control System by Sadagopan Page No. 170-183	https://www.youtube.com/watch?v=UYIfyZpva7s	Overview on investment centres
11	3	Transfer Pricing Objectives – Methods and simple problem in Transfer Pricing - Budgeting as Control tool.	Transfer Pricing Objectives – Methods and simple problem in Transfer Pricing - Budgeting as Control tool.	Management Control System by Sadagopan Page No. 201-205	https://www.youtube.com/watch?v=n5oJINq-oLw	Actual Cost, Cost Pricing method, Market price, Negotiable pricing, Pricing based on opportunity cost
12	2	Variance Analysis - reporting financial performance – analysis of variances. Types of variances	Variance Analysis Types of Variances	Management Control System by Sadagopan Page No. 214-225	https://www.youtube.com/watch?v=s3OShqxKSX4 https://www.youtube.com/watch?v=SMTa1lZu7Qw	Variance Analysis Types of Variances
13	3	Performance Measurement - Interactive Control- Target Costing – Activity based costing. Ratio Analysis	Performance Measurement - Interactive Control- Target Costing – Activity based	Management Control System by Sadagopan Page No. 244-271	https://www.youtube.com/watch?v=lr4n6t64Ca8 https://www.youtube.com/watch?v=Fk0IEWhP4w	Performance of measurement, Target costing and its benefits, Implications of target costing, Measurement of financial accounting,

			costing. Ratio Analysis		4 https://www.youtube.com/watch?v=4roeado7Zhc https://www.youtube.com/results?search_query=Ratio+Analysis	Control Ratios, Performance management Accounting
14	3	Management Compensation & Communication – Rewards as a control tool- Characteristics of Incentives- Communication Structures in Support of the Control Process.	Management Compensation & Communication, Rewards as a control tool, Characteristics of Incentives, Communication Structures in Support of the Control Process.	Management Control System by N. Ghosh Page No. 97-127	https://www.youtube.com/results?search_query=Management+Compensation+%26+Communication+%E2%80%93+Rewards+as+a+control+tool-+Characteristics+of+Incentives-Communication+Structures+in+Support+of+the+Control+Process.	Compensation, Incentives, Human resource Management basics, Bonus strctucture, efficiency plan
15	3	Cost concepts - Objectives – types of costs and their apportionment. ABC - Ratio Analysis. Inventory valuation methods.	Cost concepts Objectives, types of costs and their apportionment. ABC - Ratio Analysis. Inventory valuation	Management Control System by N. Ghosh Page No. 214-227	https://www.youtube.com/watch?v=Pd7uMZHDudE https://www.youtube.com/watch?v=laACWO2Z5Ak https://www.youtube.co	Inventory Management, Bills of material, ABC ratio analysis, Valuation Methods

			methods.		m/watch?v=XgeyVTnWYZ0	
16	3	Management Control in Service Organizations - Introduction – Nature of Control in service organizations Control systems in Financial Institutions	Management Control in Service Organizations - Introduction – Nature of Control in service organizations Control systems in Financial Institutions	Management Control System by N. Ghosh Page No. 299-304	https://www.youtube.com/watch?v=3feMFiyaQso https://www.youtube.com/watch?v=S7yRKVDcI8o https://www.youtube.com/watch?v=qMS95M6RBW4	MIS in service organizations
17	3	Management Control in Multinational Corporations – Cultural differences and resulting structural design problems - Transfer Pricing	Management Control in MNCs, Cultural differences and resulting structural design problems, Transfer Pricing	Management Control System by Sadagopan Page No. 301-321	https://www.youtube.com/watch?v=S7yRKVDcI8o	Management Control in MNCs, cultural differences, Problems
18	5	Management Control in Projects - Nature of Planning and Control in Projects – control environment in projects – reporting – project auditing – Evaluation of projects	Management Control in Projects, Nature of Planning and Control in Projects, control environment in projects	Management Control System by Sadagopan Page No. 330	https://www.youtube.com/watch?v=lfIX8VwZpPE https://www.youtube.com/watch?v=wtlneOTQVU0 https://www.youtube.com/watch?v=jvuIUy_iSFM	CRM, Project management Audit Tips, Project Control, Project control Environment, project Monitoring controls

19	2	Optimization - Linear Programming concepts	Linear Programming concepts	Management Control System by N. Ghosh Page No. 320 Problems Part	https://www.youtube.com/watch?v=_Ddvrjpmeol	Optimization Problems
Total	48					

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. 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.

s. 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.

t. Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
u. 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.
v. 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	18/2/2021	20/2/2021	10	**Portion Covered till date**
NCP II	Mid Term	1/03/2021	10/3/2021	20	**Till unit V**
NCP III	Internal Assessment	2/04/2021	5/04/2021	10	**Portion Covered till date**
NCP IV	Class Participation	02/05/2021	02/05/2021	5	
NCP V	Attendance	02/05/2021	02/05/2021	5	
End Term	End Term	03/05/2021	18/05/2021	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

Dr. A. ARUN KUMAR is Assistant Professor at Centre for Management Studies, ICFAI Law School, Hyderabad. He has eight years of experience in teaching and Industry. His area of interest is Knowledge Management and Operations Management. He has published several papers in Social Sciences Citation Index, Scopus and ABDC ranked journals to his credit. He is an editorial and review board member in various research foundations, journals. He is the associate member from India in International Association for Knowledge Management.

Company Law – I (LL332)

Objectives: 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.

Unit I: Introduction and Meaning: Meaning of Company – Various theories of Corporate Personality – Essential Characteristics of a company.

Unit II: 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.

Unit III: Formalities of a Company: 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.

Unit IV: 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 V: Prospectus: Issue – contents - liability for misstatements - Statement in lieu of Prospectus – Allotment of Securities.

Unit VI: 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 VII: **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 VIII: **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 IX: 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 X: **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 XI: **Corporate Social Responsibility**: The need and importance -Provisions related to CSR under the companies Act 2013.

Project Work: Project on ROC-1

Text and Reference Books

1. J.M. Thomson: Palmer's Company Law
2. Gower: Principles of Modern Company Law
3. Avatar Singh: Principles of Company Law
4. A. Ramaiya : Guide to Companies Act.
5. J.C. Verma : Corporate Mergers, Amalgamations
6. A.M. Chakraborthi: Company Notices, Meetings and Resolutions
7. L.V.V.Iyer : Guide to Company Directors
8. S.M. Shah : Lectures on Company Law
9. Dr. N.V. Paranjape: Company Law 4th edition Central Law Agency, 2007
10. Dr. S.C. Tripathi : Modern Company Law, Second edition , 2006

Vidoes :

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.

Learning 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.

Learning Outcomes:

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	Learning 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 Incorporation - Prospectus: Issue – contents - liability for misstatements - Statement in lieu of Prospectus – Allotment of Securities.	**Singh Avtar** **Tripathi S.C**	**Registration & Incorporation,Memorandum of Association, Articles of Association, Prospectus & Promoters** **Pages 35- 131** **Registration & Incorporation,Memorandum of Association, Articles of Association, Prospectus & Promoters, Doctrine of Constructive Notice and Indoor**	The students will be able to understand the legal formalities to be completed to incorporate the company the documents used to raise finance.

					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, loans – Remunerations of directors, additional, nominee, and alternate director, Role of independent	**Singh Avtar**	**Directors** **Pages 248- 356**	The student will gain knowledge about the composition of management of a company.

			directors, compensation for loss of office, managing directors and other managerial personnel – Directors Identification Number (DIN): Nomination and Remuneration Committee and Stakeholders Relationship Committee.			
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:

1. Barron v Potter [1914] 1 Ch 895
2. Ruben vs. Great Fingall Consolidated (1906)
3. Erlanger vs. New Sombrero Phosphate Co. (1878)

4. PNB Case Study.
5. Mukut Pathak vs. UOI [2019] 111 taxmann.com 41 (Delhi)
6. Sunil Ratnaparkhi vs. Official Liquidator of Satwik Electric Controls (P.) Ltd. [2019] 107 taxmann.com 158 (Bombay)
7. Yashodara Shroff vs. UOI [2019] 106 taxmann.com 297 (Karnataka)
8. Nimish H. Shah vs. SEBI [2019] 108 taxmann.com 359 (Delhi)
9. Arun Kumar Goyal vs. Aar Kay Chemicals (P) Ltd. [2019] 106 taxmann.com 27 (NCL-AT)
10. Man Industries (India) Ltd vs. State of Maharashtra [2019] 106 taxmann.com 123 (Bombay)
11. ***Shiv Kumar Jatia v. State of NCT of Delhi, (***Criminal Appeal No. 1263 of 2019)
12. ***Sunil Bharti Mittal v. Central Bureau of Investigation (***2015) 4 SCC 609)

Expectations from Students:

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

bb. 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.

cc. 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.

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

ee. 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.

ff. 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	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 Procedure Code (LL342)

Objectives: 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.

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, Bail , fair trial, different types of trial procedure, execution of sentence, probation, plea bargaining and juvenile justice concepts.

Unit – I Introduction - Object and Importance of Criminal Procedure, the importance of fair trial, territorial divisions, Hierarchy of Criminal Courts, classification of offences, importance of fair trial — Constitutional Perspectives

Unit – II Functionaries under the Criminal Procedure Code: 1973 - The organization of Police, Prosecutor and Defense Counsel, prison authorities and their duties, functions and powers.

Unit – III Pre-trial process – Arrest - Meaning and purpose, Steps to ensure accused's presence at trial: warrant and summons. Arrest with and without Warrant, after arrest procedure, Rights of arrested persons under Criminal Procedure Code - Ss. 41-41D, 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,- the absconder status (Section 82,83,84 and 85)

Unit – IV Police Investigation, Search and Seizure (Sections 154-176 with focus on 154, 160, 161, 162, 164, 165,166, 167, 173, 176 Cr PC)- essentials of F.I.R and its evidentiary value, police officer's powers to investigate cognizable cases, procedure for investigation, police officer's powers to require attendance of witnesses, examination of witnesses by the police, recording of confessions and statements and report of police officer on completion of investigation, Inquiry- Search with and without warrant — Police search during investigation — General Principles of Search — Seizure — Constitutional aspects of validity of Search and Seizure proceedings.

Unit – V 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.

Unit – VI Cognizance of Offence and Commencement of judicial Proceedings (190-199,200,201-210) - Meaning- pre cognizance stage (scrutiny of the complaint)- limitations- Dismissal of complaints (Section 203, 204)- Issue of process.

Unit – VII Charge - Farming of charge- Form and content of charge (Section 211, 212, 216) - Separate charges for distinct offence (Section 218, 219, 220, 221,223) - Discharge-pre-charge evidence.

Unit – VIIIBasic Features of Fair Trial - S.273 - Evidence to be taken in presence of accused (Section 221-224) - Presumption of innocence- Venue of trial- Right of the accused to know the accusation (Section 221-224)- Principle of Autrifois acquit Autrifois Convict(300)- Power to examine the 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.

Trial - Trial before a Court of Session: Trial of Warrant cases - Trial of Summons cases - Summary Trial.

Unit – IX 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).

Unit – X Law Relating to Bail: (Sections 436-439 Cr PC) - principles governing grant of bail in bailable and non-bailable offences - The concept of anticipatory bail- Appellate bail powers ((389(1), 395(1), 437(5) cancellation of bail- General Principles concerning Bail Bond.

Unit – XI Judgment: Form and content- Post conviction orders (Section 360, 361, 31) - Compensation and Costs (Section 357,358) - Pronouncement of Judgment.

Unit – XII Appeal, Review, Revision: No appeal in certain cases (Section 372,375,376)- The rationale of appeals, review revision- The multiple range of appellate remedies: Supreme Court of India (Section 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).

UnitXIII Execution of Sentence - Suspension- Remission and Commutation of Sentences.

Maintenance – Wife, Children and Parents.

Unit – XIV 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.

Unit – XV Procedure under Probation of Offenders Act, 1958 -- Salient features of the Act. Probation and Parole: Authority granting Parole — Supervision — Conditional release -- suspension of sentence.

Reaerch Work: Study of the approach of Supreme court cases on decriminalisation of Adultery and religious decisions.

Text and Reference Books

1. Kelkar R.V.: Criminal Procedure, 3rd Edn. Eastern Book Co., Lucknow, 1993.

2. Ratanlal and Dhirajlal: The Code of Criminal Procedure, 15th Edn. Wadhwa & Co.,

3. Padala Rama Reddi: The Code of Criminal Procedure, 1973, Asia Law House, Hyderabad.
4. Prof. S.N. Misra: The Code of Criminal Procedure, Central Law Agency.
5. M.P. Tandon: Criminal Procedure Code, Allahabad Law Agency.
6. Shoorvir Tyage: The Code of Criminal Procedure, Allahabad Law Agency.

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**Learning 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	Learning 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,l and humanrightsI UDHR .The Rights of the Accused. Conducting proceedings Independent, impartial	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 accused (S.313) - No influence to be used to induce disclosure(S.316)- Provision for inquiries and trial being held in the	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.

		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	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	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 .

		Bond.	cancellation of bail			
UNIT III-	7	**Pre trial process II (continued)** **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.**	-Search with and without warrant — Police search 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.	Dr.N.V. Paranjape Ratanlal & Dhirajlal R.V.Kelkar	Chap-VI -79-99 Chap-12 Pages 226-290 Chap-XII Pages246-383. Chap.-5 Pages.46-79	The students are expected to 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 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	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 Dhirajlal.	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 498	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 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	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	R.V.Kelkar- Dr.N.V.Paranjape Dr.V.N 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 Chap-17-pages-352 to 378 Chap-11- pages 154 to 162	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

		360, 361, 31) - Compensation and Costs (Section 357,358) - Pronouncement of Judgment. **Execution of Sentence**- Suspension- Remission and Commutation of Sentences. **Maintenance** – Wife, Children and Parents	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	Chap-17- pages 493-498- 224 Chap-16,17,and 18 Pages 212-252- Cha.20 Page.283-294	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 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	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-29,30,31and32 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 .

		power in disposal of appeals (Section 368)- Legal aid in appeals- Revisional jurisdiction (Sections 397-405)- Transfer of cases(Section 406-407) .				
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 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	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 on good behavior, conduct of accused, Parole Supervision — Conditional release -- suspension of sentence
TOTAL	60					

Supreme court Cases

1. Bacchan singh Vs State of Punjab --AIR 1980 SC 893.
2. Maryti Sripati Dubal Vs State of Maharassra ---1987 CRLJ 120
3. State of Bombay Vs Kathikalu Oghad –AIR 1961 SC 1808
4. Sudhir Choudhary Vs State of (NCT OF Delhi)-(2016)8 SCC 307
5. D.K.Basu Vs State of West Bengal –AIR 1997SCSC 610
6. Prof.R.K. Vijayasaradhi and another Vs Sudha Seethan and another 16(2019)3 SCALE 563.
7. 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
8. Youth BAR association of India Vs Union Of India AIR 2016 SC 4136.
9. State of Maharastra Vs Sukhdeo Singh AIR 1992 SC 2100.
10. Dadu Vs state of Maharastra 2000Cri.LJ 4619 (SC)
11. Smt.Gargi Vs State of Haryana.—AIR 2019 SC 4864
12. Sanjay Dutt Vs State of Maharastra -- 2009 Cri LJ2785(SC)
13. Navjot Singh Sidhu Vs State of Punjab –AIR 2007SC 1003.
14. Joginder Kumar VS State of UP ---1994 Cri.LJ 181(SC),1994(4)SCC260
15. Arnesh Kumar Vs State of Bihar ---2014 Cri.LJ3707(SC)
16. Hema Mishra (km) Vs State of UP.2014 Cri.LJ 107 (SC)
17. Kasturilal Vs State of UP –AIR 1965 SC 1039
18. Selvi Vs State -----2004(7)Kar LJ 501
19. Sanjay Chandra Vs CBI –2012 Cri.LJ 702(SC)
20. Rasiklal Vs Kishori Khanchand Wadhwani ---2009 CriLJ1887 (SC)
21. Re:Inhuman conditions in 1382 prisons---2016 CriLJ 589 (SC)
22. Gurubaksh Singh Vs State of Punjab ---AIR 1980 SC 1632.
23. CBI Vs Vijay Sai Reddy ----2013Cr LJ 3016(SC)
24. Ponnuswamy Vs State of Tamilnadu ===2008 CriLJ 2553 (SC)
25. Surendra Kaushik Vs State of UP 2013CriLJ 1570(SC)
26. Union of India Vs W N Chadha -----AIR 1993 SC 1082
27. Anand Prakash sinha Vs Statye of Haryana –2016 Cri LJ 1836(SC)
28. Mohd.Yusuf v. Afaq Jahan AIR 2006 SC 765- (about format of complaint).
29. Prakash Singh Badal vs State of Punjab-AIR 2007 SC 1274(1295)
30. *A.Subash Babu vs State of A.P. and Anr-AIR2011SC3031*
31. Bathula Nagamalleswara Rao & Ors. V. State Rep. By Public Prosecutor2008(2) CRIMES 188 (SC). (delay in FIR)
32. State of Rajasthan V. Om Prakash AIR 2002 SUPREME COURT 2235(FIR)
33. Munna @ Pooran Yadav V. State of Madhya Pradesh AIR 2009 SUPREME COURT 1344(FIR).
34. State of Himachal Pradesh V. Gian Chand AIR 2001 SUPREME COURT 2075
35. Satypal V. State of Haryana AIR 2009 SURPEME COURT 2190
36. 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.
37. State of Himachal Pradesh V. Prem Singh AIR 2009 SUPREME COURT 1010
38. Ashok Kumar Chaudhary & Ors. V. State of Bihar AIR 2008 SUPREME COURT 2436

39. Lalita Kumari vs Government of UP 2008 wp 68/2008- Registration of FIR –SC
40. Dr.Subramanian Swamy VS Raju the member Juvnile Justice 2014(8)SCC390
41. Sampurna Behrua Vs Union of India. 2011 (9) SCC 801
42. Jodhraj and anr. Vs. State of Rajasthan 2019 (3) ALT (Crl) 525 SC

Expectations from Students:

gg. 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.

hh. 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.

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

jj. 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.

kk. 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.

ll. 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.

mm. 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.

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

oo. 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.

pp. 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	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:

1. C.K.Takwani: Lectures on Administrative Law, 5th Edn, 2012, Eastern Book Company

2. I.P.Massey: Administrative Law, Eastern Book Company, 5th Edn. 2001.

3. Griffith and Street: Principles of Administrative Law.

4. H.W.R.Wade: Administrative Law, Oxford Publications, 8th Edn. 2000, London.

5. De Smith: Judicial Review of Administrative Action, Sweet and Maxwell, 1998.

6. S.P. Sathe: Administrative Law, Butterworth's, 6th Edn. 1998.

Journal Articles:

1. S. N. Jain, "New Trends of Judicial Control of Administrative Discretion" , (1969) 11 Journal of Indian Law Institute 544.
2. H.W. R. Wade, "Quasi-judicial and its background", (1949) 10 Cambridge Law Journal 216.
3. Treves, "Administrative Discretion and Judicial Control", (1946) 10 Modern Law Review 276.
4. E.C.S. Wade, "Administration under the Law" , (1957) 73 Law Quarterly Review 470.
5. Simon, "Administrative Tribunals and the Rule of Law", (1954) 1 British Journal of Administrative Law 1-19.
6. S.A. de Smith, "The Right to a Hearing in English Administrative Law", (1955) 68 Harvard Law Review 509.
7. V.S. Deshpande, "The One Who Decides Must Hear", (1959-60) 2 Journal of Indian Law Institute 423.
8. C. K. Thakker, "From Duty to Act Judicially to Duty to Act Fairly", (2003) 4 Supreme Court Cases, Journal 1.
9. M.P. Singh, "Administrative Action in Violation of Natural Justice Affecting Fundamental Rights: void or Voidable?" (1979) 2 Supreme Court Cases, Journal 1.
10. Upendra Baxi, "Taking Suffering Seriously: Social Action Liigation in the Supreme Court of India" (1982) 29 International Commission of Jurists Review 37-49.
11. Blackshield, "Tortious Liability of Government: A Jurisprudential Case Note", (1966) 8 Journal of Indian Law Institute 643.
12. M.P.Jain, "The Legal Status of Public Corporations and their Employees" (1976) 18 Journal of Indian Law Institute 1.

Videos:

1. What is Administrative Law?

https://www.youtube.com/watch?v=ow5hZmU7Yfw

2. **Difference between Constitutional Law and Administrative Law**

https://www.youtube.com/watch?v=rogGr0lQLY4

3. Judicial Review

https://www.youtube.com/watch?v=AXtl4zRa8l8

4. **Foundations of UK Administrative Law: The Common Law Method, Values and Contestation**

https://www.youtube.com/watch?v=w59dlk9LqyY

5. **Introduction to Administrative Law**

https://www.youtube.com/watch?v=9a-bT84l8p0

6. Administrative Discretion and Judicial Control of Administrative Action

https://www.youtube.com/watch?v=-IsSQ3WS3nY

7. Judicial Control of Administrative Action through Writs

https://www.youtube.com/watch?v=Vb02VLbQwvE

8. Legislative control over administration (CH-03)

https://www.youtube.com/watch?v=Lcir3vbWhvo

9. Control over Administration: Legislative, Executive and Judicial

https://www.youtube.com/watch?v=xGQsk7Vm7fg

10. Judiciary control over administration (CH-03)

https://www.youtube.com/watch?v=3qsub8RpSRU

11. Delegation Legislation Administrative Tribunals

https://www.youtube.com/watch?v=UlpaXd-lxbE

12. Legislative, Executive and Judicial Control over Administration

https://www.youtube.com/watch?v=csgbc84rUuE

13. Judicial Review (LAW)

https://www.youtube.com/watch?v=554A3rH-Trs

14. Judiciary under the Indian constitution (powers, jurisdiction and procedure) (LAW)

https://www.youtube.com/watch?v=XC5zRwpYbmY

15. Working of Administrative Tribunals in India Judicial Functions of Administration

https://www.youtube.com/watch?v=PYuCY9gsORQ

16. Constitutional design: separation of powers (Law)

https://www.youtube.com/watch?v=58o45McFJRQ

17. **Control over Administration: Legislative, Executive and Judicial**

https://www.youtube.com/watch?v=xGQsk7Vm7fg&list=PLuJ3ZKuTiDooMq_p7y5LFe2TpYMU-a9Pn

18. **Administrative Law: Wednesbury Unreasonableness and Judicial Review (Lecture)**

https://www.youtube.com/watch?v=8wErS1ewIBQ

19. **Administrative Law: Judicial Review Remedies**

https://www.youtube.com/watch?v=7CJ-nahBZ0A

20. **Tribunals and the Rule of Law: Natural Justice and Procedural Fairness**

https://www.youtube.com/watch?v=xI-IVIJf_qk

21. Administrative Discretion and Judicial Control of Administrative Action

https://www.youtube.com/results?search_query=Administrative+Discretion+and+Judicial+Control+of+Administrative+Action

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 doctrine, Laying on the table, Substantive and Procedural ultra vires, Sub-delegation	C. K. Takwani, Lectures on Administrative Law I.P. Massey, Administrative Law	Chapters 4: Delegated Legislation – General Principles (pages 63- 116) Chapter 5: Delegated Legislation – Controls and Safeguards (pages 117 – 178) Chapter 4: Rule-making power of the Administration (pages 79-150)	An exposure to the concept of delegated legislation, reasons for the growth of it, constitutionality of delegated legislation, and controls over delegated legislation.
5.	2	**Administrative Tribunals**	Administrative adjudication, Administrative Tribunals, Domestic Tribunals	C. K. Takwani, Lectures on Administrative Law	Chapter 7: Administrative Tribunals (pages 239-284)	Students will be in a position to know the merits and demerits of administrative adjudication, to distinguish between courts and tribunals,

				I.P. Massey, Administrative Law	Chapters 5: Decision-making or Adjudicatory power of the Administration (151-168) Chapter 6: Tribunalisation of justice (pages 169-186)	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 power, Wednesbury unreasonableness, Doctrine of legitimate expectation, Doctrine of proportionality.	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.

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	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		545-586)	
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:

1. Indian Hotel and Restaurant Association (AHAR) v. State of Maharashtra (2019) 3 SCC 429.
2. Bihar State Housing Board v. Radha Ballabh Health Care & Research Institute (p) Ltd. (2019) 10 SCC 483.
3. Sarvepalli Ramaiah v. District Collector, Chittoor (2019) 4 SCC 500.
4. Serious Fraud Investigation Office v. Rahul Modi (2019) 5 SCC 266.
5. State of Bihar v. Riga Sugar Co. Ltd. (2019) 10 SCC 310.
6. Kantabai Vasant Ahir v. Slum Rehabilitation Authority (2019) 10 SCC 194.
7. Kerala State Beverages (M&M) Corporation Ltd. V. P P Suresh (2019) 9 SCC 710.
8. Ganeshan v. T N Hindu Religious & Charitable Endowments Board (2019) 7 SCC 108.
9. Digi Cable Network (India) Private Limited v. Union of India (2019) 4 SCC 451.
10. Public Interest Foundation v. Union of India (2019) 3 SCC 224.
11. S. Sreesanth v. BCCI (2019) 4 SCC 660.

Journal Articles:

13. S. N. Jain, “New Trends of Judicial Control of Administrative Discretion” , (1969) 11 Journal of Indian Law Institute 544.
14. H.W. R. Wade, “Quasi-judicial and its background”, (1949) 10 Cambridge Law Journal 216.
15. Treves, “Administrative Discretion and Judicial Control”, (1946) 10 Modern Law Review 276.
16. E.C.S. Wade, “Administration under the Law” , (1957) 73 Law Quarterly Review 470.
17. Simon, “Administrative Tribunals and the Rule of Law”, (1954) 1 British Journal of Administrative Law 1-19.

18. S.A. de Smith, “The Right to a Hearing in English Administrative Law”, (1955) 68 Harvard Law Review 509.
19. V.S. Deshpande, “The One Who Decides Must Hear”, (1959-60) 2 Journal of Indian Law Institute 423.
20. C. K. Thakker, “From Duty to Act Judicially to Duty to Act Fairly”, (2003) 4 Supreme Court Cases, Journal 1.
21. M.P. Singh, “Administrative Action in Violation of Natural Justice Affecting Fundamental Rights: void or Voidable?” (1979) 2 Supreme Court Cases, Journal 1.
22. Upendra Baxi, “Taking Suffering Seriously: Social Action Liigation in the Supreme Court of India” (1982) 29 International Commission of Jurists Review 37-49.
23. Blackshield, “Tortious Liability of Government: A Jurisprudential Case Note”, (1966) 8 Journal of Indian Law Institute 643.
24. M.P.Jain, “The Legal Status of Public Corporations and their Employees” (1976) 18 Journal of Indian Law Institute 1.

Videos:

22. What is Administrative Law?
https://www.youtube.com/watch?v=ow5hZmU7Yfw

23. Difference between Constitutional Law and Administrative Law
https://www.youtube.com/watch?v=rogGr0lQLY4

24. Judicial Review

https://www.youtube.com/watch?v=AXtl4zRa8l8

25. Foundations of UK Administrative Law: The Common Law Method, Values and Contestation

https://www.youtube.com/watch?v=w59dlk9LqyY

26. Introduction to Administrative Law

https://www.youtube.com/watch?v=9a-bT84l8p0

27. Administrative Discretion and Judicial Control of Administrative Action

https://www.youtube.com/watch?v=-IsSQ3WS3nY

28. Judicial Control of Administrative Action through Writs

https://www.youtube.com/watch?v=Vb02VLbQwvE

29. Legislative control over administration (CH-03)

https://www.youtube.com/watch?v=Lcir3vbWhvo

30. Control over Administration: Legislative, Executive and Judicial

    https://www.youtube.com/watch?v=xGQsk7Vm7fg

31. Judiciary control over administration (CH-03)

    https://www.youtube.com/watch?v=3qsub8RpSRU

32. Delegation Legislation Administrative Tribunals

    https://www.youtube.com/watch?v=UlpaXd-lxbE

33. Legislative, Executive and Judicial Control over Administration

    https://www.youtube.com/watch?v=csgbc84rUuE

34. Judicial Review (LAW)

    https://www.youtube.com/watch?v=554A3rH-Trs

35. Judiciary under the Indian constitution (powers, jurisdiction and procedure) (LAW)

    https://www.youtube.com/watch?v=XC5zRwpYbmY

36. Working of Administrative Tribunals in India Judicial Functions of Administration

    https://www.youtube.com/watch?v=PYuCY9gsORQ

37. Constitutional design: separation of powers (Law)

    https://www.youtube.com/watch?v=58o45McFJRQ

38. Control over Administration: Legislative, Executive and Judicial

    https://www.youtube.com/watch?v=xGQsk7Vm7fg&list=PLuJ3ZKuTiDooMq_p7y5LFe2TpYMU-a9Pn

39. Administrative Law: Wednesbury Unreasonableness and Judicial Review (Lecture)

    https://www.youtube.com/watch?v=8wErS1ewIBQ

40. Administrative Law: Judicial Review Remedies

https://www.youtube.com/watch?v=7CJ-nahBZ0A

41. Tribunals and the Rule of Law: Natural Justice and Procedural Fairness
https://www.youtube.com/watch?v=xI-IVIJf_qk

42. 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:

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 allotted
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	Component Number	Expected slot / due date	Marks declaration by	Weigh tage	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.

Industrial and Labour Laws – II (LL362)

Objectives : To acquire knowledge on the concepts of different labour laws. To know about the importance and applicability of labour laws in India. To know the prevailing regulatory systems in various labour laws. To know the existing compliances under different labour laws.

Course Outcomes:

Learn the various labour laws existing in India

Understand the various concepts in different labour laws

Explore the various requirements of industrial work environment

Understand the various social security measures provided under various legislations

Learn the compliances in labour 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.

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 : The Plantations Labor Act, 1951-Scope and Coverage of the Act, Registration of Plantations,

Powers and functions of inspectors, Health and Welfare Provisions, Working Conditions, Procedure for Receipt of Compensation

Unit – IV: The Motor Transport Workers Act, 1961, Definitions, Registration of Motor Transport Undertakings, Powers of the Inspectors, Welfare and Health Provisions

Unit – V: The Shops and Establishments Act, 1953 –Definitions, registration, health and safety conditions, Inspecting officers duties

Unit – VI: The Sales Promotion Employees (Conditions of Service) Act, 1976- Definition, provision for leave, Obligations of Employer, Appointment and Powers of Inspectors

Unit – VII: 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

Unit – VIII: 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

Unit – IX: Payment of Gratuity Act, 1972- 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

Unit – X: Workmen'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

Unit – XI : Maternity Benefit Act, 1961- 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 – XII: 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

Unit – XIII: The Apprentices Act, 1961 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

Unit – XIV: The Employment Exchanges (Compulsory Notification of Vacancies) Act, 1959- Definitions, Employment exchanges , Establishments , Establishment in private sector, Obligations of Employers

Unit – XV: 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

Unit – XVI: 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.

Project Work: Simulations and role play of the students as conciliators and mediators in settlement of disputes of informal.

Text and Reference Books

1. S.N.Misra, Labour and Industrial Laws, Central law publication-22nd edition. 2006.
2. N.G. Goswami, Labour and Industrial Laws, Central Law Agency.
3. Khan & Kahan, Labour Law-Asia Law house, Hyderabad
4. K.D. Srivastava, Payment of Bonus Act, Eastern Book Company
5. K.D. Srivastava, Payment of Wages Act
6. K.D. Srivastava, Industrial Employment (Standing Orders) Act 1947
7. S.C.Srivastava, Treatise on Social Security
8. Jidwitesukumar Singh, Labour Economics, Deep& Deep, New Delhi
9. V.J.Rao, Factories Law

Videos:

https://www.youtube.com/watch?v=aD5xAqx7ItM
https://www.youtube.com/watch?v=nLYHQQUTurQ
https://www.youtube.com/watch?v=I6nnbuzQr-M
https://www.youtube.com/watch?v=gLZ1QXXarJ0
https://www.youtube.com/watch?v=L6360sUjqiU
https://www.youtube.com/watch?v=9hGkZnO9S5w
https://www.youtube.com/watch?v=_MO2280N8bo
https://www.youtube.com/watch?v=Cj4ws5BUN_c

Suggested Readings:

An Empirical Study of Employees Health Perception in Select small and Medium manufacturing concerns with special reference to provisions of Factories Act, 1948: Indian Bar Review Vol. XLIV(1) 2017
A Critical Study of the liability to pay compensation under the Employees Compensation Act, 1923: Indian Bar Review Vol. XLIV(1) 2017
Social Security System: An approach for the protection of the rights of elderly: Nyaya Deep Vol. XVIII , 2017
An overview of Industrial and Labour Policies in India: http://docs.manupatra.in/newsline/articles/Upload/1A0ED454-010F-4D09-B375-06C2F475F550.pdf
Bonded Labour: https://www.manupatrafast.com/articles/ArticleSearch.aspx?sub=Labour%20And%20Industrial
Examining The Scope And Regulatory Framework Concerning Employees' Benefit Schemes In India https: //www.manupatrafast.com/articles/ArticleSearch.aspx?sub=Labour%20And%20Industrial
Labour and Employment Laws of India: http://unpan1.un.org/intradoc/groups/public/documents/apcity/unpan029043.pdf
Labour Law Reform in India: https://www.questia.com/library/journal/1G1-382085727/labour-law-reform-in-india
Labour Law in India: Structure and Working: https://www.researchgate.net/publication/260276132_Labour_Law_in_India_Structure_and_Working
How Should India Reform Its Labour Laws?: https://papers.ssrn.com/sol3/papers.cfm?abstract_id=2601039

Course Hand Out
Academic Year – 2018-19
(Class of 2021)

Course Name: Industrial and Labour Law – II
Course Code: LL362
Semester: VI
Faculty Name: Dr. S V Damodar Reddy
Mobile No: 9440238077
Email: drsvdamodarreddy@gmail.com

Objectives of the Course:

To acquire knowledge on the concepts of different labour laws
To know about the importance and applicability of labour laws in India
To know the prevailing regulatory systems in various labour laws
To know the existing compliances under different labour laws

Course Outcomes:

Learn the various labour laws existing in India
Understand the various concepts in different labour laws
Explore the various requirements of industrial work environment
Understand the various social security measures provided under various legislations
Learn the compliances in labour laws

Recommended Text Books and Reference Books

	TEXT BOOK	AUTHOR / PUBLICATION
1	Labour and Industrial Law	S.N. Mishra, , Central Law Agency, Allahabad
2	Labour and Industrial Laws	Dr. S.K.Puri, Allahabad Law Agency
3	Labour and Industrial Law	Dr. V.G.Goswami, , Central Law Agency, Allahabad.
4	Treatise on Social Security and Labour Law	S.C.Srivastava, State Mutual Book & Periodical Service, Limited
5	Labour and Industrial Law	Dr. H R Saharay, Universal Publications, New Delhi
6	Introduction to Labour and Industrial Law	Dr Avtar Singh, LexisNexis, Nagpur
7	Handbook of Labour and Industrial Law	P L Malik, EBC, Lucknow

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1	5	Laws related to Working Hours, Conditions of Service and Employment	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.	S N Misra 27th Edition 2014 Dr H R Saharay 8th Edition 2014	S N Misra 27th Edition – Chapters I-VII: Preliminary, Inspecting Staff, Health, Safety, Provisions relating to Hazardous processes, welfare, working hours of adults, employment of young persons. Pages 789 – 583 and Chapters= IX to XI – Special provisions, penalties and procedures and supplemental. Pages 859-873 Dr H R Saharay Chapter – 15: Factories Act, 1948 Pages 792-840	At the end students are able to demonstrate the various obligations and duties of the workers and manufactures Demonstrate various health, safety and welfare provisions have to be complied by factories.

					Video: https://www.youtube.com/watch?v=aD5xAqx7ItM	
2	3	Laws related to Working Hours, Conditions of Service and Employment	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 27th Edition 2014	S N Misra 27th Edition – Chapters I-IX – Preliminary, Inspectors and Certifying Surgeons, Committees, Mining operations and Management, Provisions as to Health and Safety, Hours and Limitation of Employment, Leave with wages, Regulations and Penalties and procedure Pages 1120-1161. Video: https://www.youtube.com/watch?v=nLYHQQUTurQ	Students come to know the duties and responsibilities of the mine owners Demonstrate methods to protect mining workers.

3	2	Laws related to Working Hours, Conditions of Service and Employment	The Plantations Labor Act, 1951-Scope and Coverage of the Act, Registration of Plantations, Powers and functions of inspectors, Health and Welfare Provisions, Working Conditions, Procedure for Receipt of Compensation	P L Malik-12th Edition 2009	P L Malik - The Plantations Labor Act, 1951Pages 1021-1041 https://www.youtube.com/watch?v=nLYHQQUTurQ	Demonstrate the compliances in plantation estates.
4	3	Laws related to Working Hours, Conditions of Service and Employment	The Motor Transport Workers Act, 1961, Definitions, Registration of Motor Transport Undertakings, Powers of the Inspectors, Welfare and Health Provisions	P L Malik-12th Edition 2009	P L Malik-The Motor Transport Workers Act, 1961 Pages 898-913	Understand welfare provisions of the motor transport workers and their regulation
5	2	Laws related to Working Hours, Conditions of Service and Employment	The Shops and Establishments Act, 1953 –Definitions, registration, health and safety conditions, Inspecting officers duties	The Telangana Shops and Establishments Act, 1988 Print, 2017 Asia Law House	https://labour.telangana.gov.in/content/ActsRules/TELANGANASHOPSANDESTABLISHMENTSACT1988.htm	Demonstrate the statutory obligation and rights of employees and employers of shops and establishments. Identify the regulating conditions.
6	2	Laws related to Working Hours, Conditions of Service and Employment	The Sales Promotion Employees (Conditions of Service) Act, 1976-Definition, provision for leave, Obligations of Employer, Appointment	P L Malik-12th Edition 2009	P L Malik-The Sales Promotion Employees (Conditions of Service)	Identify and demonstrate the regulating conditions of service of sales promotion employees.

			and Powers of Inspectors		Act, 1976 Pages 1053-1059	
7	5	Laws related to Social Security	Employee'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	S N Misra 27th Edition 2014 Dr H R Saharay 8th Edition 2014	S N Misra 27th Edition – Chapters I-III - Preliminary , Employees Compensation and Commissioners Pages 402 - 501 Dr H R Saharay Chapter – 11- Employee's Compensation Act, 1923 Pages 609-673 Video: https://www.youtube.com/watch?v=I6nnbuzQr-M	Identify and demonstrate the liability of employer in payment of compensation to the employees in cases of injury by accident.
8	2	Laws related to Social Security	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 Malik- 12th Edition 2009	P L Malik- The Interstate Migrant Workmen (Regulation of Employment and Conditions of Service) Act, 1979 Pages -750-	To demonstrate the appointment and management of employment of inter-State migrant workmen.

					767	
9	5	Laws related to Social Security	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 27th Edition 2014 Dr H R Saharay 8th Edition 2014	S N Misra 27th Edition – Chapters I, IV,V – VII – Preliminary, Contributions, Benefits and Penalties. Pages 504-545,558-605. Dr H R Saharay Chapter – 12- Employees' State Insurance Act, 1948 Pages 674-721 https://www.youtube.com/watch?v=gLZ1QXXarJ0	Identify and demonstrate the benefits given to workers in contingencies.
10	5	Laws related to Social Security	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 Misra 27th Edition 2014 Dr H R Saharay 8th Edition 2014	S N Misra 27th Edition – Chapters I-III – Preliminary, Employees Provident Fund Scheme and Authorities & Miscellaneous	Identify the various schemes provided to the employees and demonstrate the compliances of the employers.

					Pages – 615-677 Dr H R Saharay Chapter – 13- Employees' Provident Funds and Miscellaneous Provisions Act, 1952 Pages 724-784 https://www.youtube.com/watch?v=L6360sUjqiU	
11	3	Laws related to Social Security	Payment of Gratuity Act, 1972- 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	S N Misra 27th Edition 2014 Dr H R Saharay 8th Edition 2014	S N Misra 27th Edition – The Payment of Gratuity Act, 1972 Pages 1012-1044. Dr H R Saharay Chapter – 16- Payment of Gratuity Act, 1972 Pages 842-863 https://www.youtube.com/watch?v=9hGkZnO9S5w	Understand and demonstrate the scheme for the payment of gratuity to employees engaged in factories, mines, oilfields, plantations, ports, railway companies, shops or other establishments.

12	3	Laws related to Social Security	Maternity Benefit Act, 1961- 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.	S N Misra 27th Edition 2014	S N Misra 27th Edition – Maternity Benefit Act, 1961 Pages 1002-1010. https://www.youtube.com/watch?v=_MO2280N8bo	Demonstrate the maternity benefits provided to the working women under confinement before and after the child birth.
13	2	Laws related to Deprived and Disadvantaged Sections of the Society	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 Misra 27th Edition 2014 P L Malik- 12th Edition 2009	S N Misra 27th Edition – Chapters I-VI – Preliminary , Abolition of Bonded Labour System, Extinguishment of Liability to Repay Bonded Debt, Implementing Authorities, Vigilance Committees and Offences and Procedural of Trial Pages 1105-1118. P L Malik- Bonded Labor System (Abolition) Act, 1976 Pages – 73-83	Know the provisions relating to the abolition of bonded labour, extinguishment of liability relating to repayment of bonded debt and punishments for enforcement of bonded labor.

14	2	Laws related to Deprived and Disadvantaged Sections of the Society	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 Misra 27th Edition 2014 Dr Avtar Singh 2nd Ed 2008	S N Misra 27th Edition –Parts I-IV- Preliminary , Prohibition of Employment of Children in certain Occupations and Processes, Regulation of Conditions of Work at Children and Miscellaneous. Pages 1048-1060. Dr Avtar Singh - Child Labor (Prohibition and Regulation) Act, 1986 Pages 760-765 https://www.youtube.com/watch?v=Cj4ws5BUN_c	Understand the provisions made for the prohibition and regulation of child labour and demonstrate the penalties.
15	2	Law relating to Apprentices	The Apprentices Act, 1961 Definitions, Obligations of Employers, Period for Practical Training, Working Hours, Leave and Holidays for the Apprentices, Employers Liability for Accident	S N Misra 27th Edition 2014 Dr H R Saharay	S N Misra 27th Edition – Chapters I-III – Preliminary , Apprentices and their Training	Demonstrate the obligations of the employers employing the apprentices and rights of the apprentices.

			Compensation, Compensation for Termination of Apprenticeship, Obligations of Apprentices, Rights of Employers and Apprentices	8th Edition 2014	and Authorities. Pages 972-996. Dr H R Saharay Chapter – 17- The Apprentices Act, 1961 Pages 866-879	
16	2	Law relating to Employment Exchanges	The Employment Exchanges (Compulsory Notification of Vacancies) Act, 1959-Definitions, Employment exchanges , Establishments , Establishment in private sector, Obligations of Employers.	P L Malik-12th Edition 2009	P L Malik-The Employment Exchanges (Compulsory Notification of Vacancies) Act, 1959 Pages – 370-375	Understand the procedure of compulsory notification of vacancies to employment exchanges and obligations of employers
Lecture Total	48					
Guest Lectures	2					
Tutorials	12					
Total	60					

Case Laws:

1. Employees State Insurance Corporation vs Hindustan Milk food Manufacturers Limited and others 2017-IV-LLJ-257 Supreme Court
2. Daya Kishan Joshi and another vs Dynemech Systems Private Limited 2017-IV-LLJ-168 Supreme Court
3. Sri Eregowda @ Vasu vs Divisional Manager, United India Insurance Company Limited and another 2017-IV-LLJ-1077 Supreme Court
4. Central Bank of India vs M. Sethumadhavan and others 2017-III-LLJ-178 Supreme Court
5. Yeshwant Gramin Shikshan Sanstha vs Assistant Provident Fund Commissioner and others 2017-II-LLJ-257 Supreme Court
6. Uttar Pradesh State Sugar Corporation Limited vs Kaushal Kumar Sinha 2017-II-LLJ-170 Supreme Court
7. R.C. Gupta &others vs. Regional Provident Fund Commissioner & Ors. Civil Appeal Nos. 10013-10014 of 2016 Supreme Court
8. General Manager, B. E. S. T vs Mrs. Agnes 1964 AIR 193
9. Praveenbhai S Khambhayata vs United India Insurance Company Limited and Ohters 2015 Tax Pub 0122 Supreme Court
10. Jorsingh Govind Vanjari vs Divisional Controller Maharashtra Corporation, Jalgoan 2017-I-LLJ-258 Supreme Court

Videos:

https://www.youtube.com/watch?v=aD5xAqx7ItM

https://www.youtube.com/watch?v=nLYHQQUTurQ

https://www.youtube.com/watch?v=I6nnbuzQr-M
https://www.youtube.com/watch?v=gLZ1QXXarJ0

https://www.youtube.com/watch?v=L6360sUjqiU

https://www.youtube.com/watch?v=9hGkZnO9S5w

https://www.youtube.com/watch?v=_MO2280N8bo

https://www.youtube.com/watch?v=Cj4ws5BUN_c

Suggested Readings:

An Empirical Study of Employees Health Perception in Select small and Medium manufacturing concerns with special reference to provisions of Factories Act, 1948: Indian Bar Review Vol. XLIV(1) 2017

A Critical Study of the liability to pay compensation under the Employees Compensation Act, 1923: Indian Bar Review Vol. XLIV(1) 2017

Social Security System: An approach for the protection of the rights of elderly: Nyaya Deep Vol. XVIII , 2017

An overview of Industrial and Labour Policies in India:
http://docs.manupatra.in/newsline/articles/Upload/1A0ED454-010F-4D09-B375-06C2F475F550.pdf

Bonded Labour:
https://www.manupatrafast.com/articles/ArticleSearch.aspx?sub=Labour%20And%20Industrial

Examining The Scope And Regulatory Framework Concerning Employees' Benefit Schemes In India
https: //www.manupatrafast.com/articles/ArticleSearch.aspx?sub=Labour%20And%20Industrial

Labour and Employment Laws of India:
http://unpan1.un.org/intradoc/groups/public/documents/apcity/unpan029043.pdf

Labour Law Reform in India: https://www.questia.com/library/journal/1G1-382085727/labour-law-reform-in-india

Labour Law in India: Structure and Working:
https://www.researchgate.net/publication/260276132_Labour_Law_in_India_Structure_and_Working

How Should India Reform Its Labour Laws?:
https://papers.ssrn.com/sol3/papers.cfm?abstract_id=2601039

Expectations from Students:

tt) 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.

uu) 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.

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

ww) 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.

xx) 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.

yy) 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.

zz) 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.

aaa) 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.

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

ccc) 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

ddd) 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	04-02-2019	15-02-2019	10	SL. 1 - 4
NCP II	Mid Term	04-03-2019	15-03-2019	20	SL. 1 - 8
NCP III	Internal Assessment	22-04-2019	22-04-2019	10	SL. 9 - 12
NCP IV	Class Participation	03-05-2019	07-05-2019	5	SL. 1 - 16
NCP V	Attendance	03-05-2019	07-05-2019	5	
End Term	End Term	06-05-2019	16-05-2019	50	SL. 1 - 16

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 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. 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).

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.

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

1. Avtar Singh :Arbitration and Conciliation and ADR
2. PC Rao:Alternative Dispute Resolution
3. SC Tripathi: Arbitration and Conciliation including ADR
4. 176th law commission Report
5. 246th La commission Report

Course Hand Out
Academic Year – 2018-19

(Class of 2021)

Course Name: Clinical – IV -Alternative Dispute Resolution

Course Code: LC372

Semester: Semester-VI

Faculty Name: M.Geetha Priyadarsani

Mobile No: 9866587599

Email: geethap@ifheindia.org

Objectives of the Course: The course aims to develop skills related to various ADR mechanism among students, to provide a platform of deliberations and discussion related to ADR; to encourage interested students in advancing their studies towards this subject; to conduct Practical Training Workshops for the student.

Course Outcomes: The students will get knowledge of ADR though various events like Panel Discussion, Symposium, Seminar, Client Counseling Competition, Negotiation Competition etc. on the subject.

Recommended Text Books and Reference Books

	TEXT BOOK	AUTHOR / PUBLICATION
1	Alternative Dispute Resolution	Sridhar Madabhushi, Butterworth Publishers,2010
2	Mediation Practice and Law – the path to successful dispute resolution	Sriram Panchu, Lexis Nexis, 2015
3	Law and Practice of Arbitration & Conciliation	Indu Malhotra, O.P. Malhotra, Thomas Sweet and Maxwell, 2014.
4	The Principles and Practice of International Commercial Arbitration	M. Moses, Cambridge University Press, 2012.
5	Law of Arbitration and Conciliation and ADR	Avtar Singh, Eastern Book Company, 2018
6	Alternative Dispute Resolution	PC Rao & William Sheffield,Universal Law Publishing Co Ltd., 2014

7	Arbitration and Conciliation Act including ADR	SC Tripathi, Central Law Publications, 2015.
8	International Commercial Arbitration-Practice & Procedure	A.K.Bansal, Shivani Sidhu and Kanika Bansal, Universal Law Publishing Co., 2012
9	Law of Arbitration and Conciliation	B.P.Saraf and M.Jhunjhunuwala, Snow white, 2012

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1	6	Unit 1: Introduction to Alternative Dispute Resolution Meaning of ADR – importance of ADR – Modes of ADR – Advantages and Disadvantages of Adjudication – Diverse methods of ADR: Informal, Advance, Hybrid – UNCITRAL Model Laws on Arbitration, Mediation and Conciliation	ADR, adjudication, arbitration, mediation	Law of Arbitration and Conciliation and ADR Avatar Singh Arbitration and Conciliation Act including ADR Dr.S.C.Tripathi	Arbitration Pg- 11-16,26-27,43-44 Alternative Disputes Redressal Pg-507-515 Arbitration and Conciliation Act, 1996 Pg- 2-12 https://www.youtube.com/watch?v=H0_h1BDOhtw	Knowledge of ADR, adjudication, UNCITRAL model laws
2	6	UNIT 2: Negotiation and Conciliation Introduction to Negotiation – Theories and models of negotiation – Early Neutral Evaluation-BATNA-WATNA – MLATNA-Skills of	Negotiation, conciliation, conciliators, parties	Law of Arbitration and Conciliation and ADR Avatar Singh	Conciliation Pg-471-479 https://www.youtube.com/watch?v=4TyHNhnGeIw	Knowledge of negotiation, conciliation, drafting, qualities of a good conciliator.

		Negotiation – Challenges of Negotiation – Drafting Strategy paper for Negotiation- Practical Exercises – mock negotiation sessions in the class room. Meaning of Conciliation – Different kinds of conciliation – Qualities of a Conciliator – Duties of a Conciliator – interaction between conciliators and parties – communication and confidentiality – building trust of parties – costs - Conciliation under various legislations: Industrial Disputes Act 1947, Family Courts Act 1984, Hindu Marriage Act 1955, Arbitration and Conciliation Act 1996 along with Amendments of 2015 –case laws - Practical Exercises – Drafting Conciliation Proceedings and Conciliation Report, Settlement Agreements.				

3	7	UNIT 3: Mediation Meaning – Qualities of a Mediator- Role of a Mediator – Essential characteristics of mediation process– code of conduct for mediators– confidentiality agreement – Med-Arb advantages – Admissibility of mediation proceedings – Mediator as Witness–case studies –practical exercises: mock mediation sessions - Drafting mediation proceedings, mediators report, confidentiality agreement, settlement agreement in the mediation process, etc.	Mediator, agreement, mock mediation	Law of Arbitration and Conciliation and ADR Avatar Singh	Mediation Pg-523-536 https://www.youtube.com/watch?v=5IfPqPIPSmI	Knowledge of mediation, role of mediator, code of conduct for mediators.
4	6	UNIT 4: ADR and Litigation Common propositions between ADR and litigation – client interviewing – client counseling –	Litigation, client counseling, simulation	Alternative Dispute Resolution PC Rao & William Sheffield	Alternatives to Litigation Pg-24-67 Need for more ADR centers and Training for Lawyers and Personnel Pg-103-142	Knowledge of ADR, litigation, client counseling, simulation.

		analytical skills – development of skills and techniques to filter the relevant facts – court annexed ADR and litigation – Section 89 of CPC, 1908 – case studies – Simulation exercises – mock client counseling sessions			https://www.youtube.com/watch?v=jCPiqZA0UM4	
5	7	UNIT 5: Arbitration Meaning of Arbitration – essentials of Arbitration – types of arbitration: commercial, domestic, international, online, etc.– Arbitration vs Mediation – Hybrid Arbitration –validity of Arbitration agreement –Beyond the scope of Arbitration - Arbitration and conciliation Act 1996: core concepts – seat of arbitration, commencement of arbitration, the arbitration agreement, and the law applicable to the arbitration proceedings – interim measures by court and arbitral tribunal - case laws -	Arbitration, commercial and domestic arbitration, Hybrid arbitration	Arbitration and Conciliation Act including ADR Dr.S.C.Tripathi	Arbitration Pg-24-66 https://www.youtube.com/watch?v=UWeh-nk6Cdg	Knowledge of commercial and domestic arbitration, arbitration proceedings, interim measures, drafting of arbitration agreements.

		Practical Exercises: Drafting of kinds of Arbitration Agreements, Arbitration proceedings, claim statement, Reply, Written submission, Award, etc				
6	6	UNIT 6: Practical Record and Viva-Voce Examination The students are required to participate and learn practical aspects of a) Arbitration, Conciliation, Negotiation, and Mediation etc. by simulation programs and case studies. The component of this paper will be Viva Voce examination on all the above aspects in addition to submission of practical record	Arbitration, conciliation, negotiation, mediation			Knowledge of drafting and practical aspects of arbitration, conciliation, negotiation, mediation.
Total	38					

Latest Case Laws:

1. The Motor & General Finance L T D vs Bravo Hotels Pvt. Ltd. on 17 January, 2018 IN THE HIGH COURT OF DELHI AT NEW DELHI Reserved on: 09th January, 2018 Pronounced on: 17th January, 2018 Arb.P. 221/2016, u/s 11 of the Arbitration and Conciliation Act, 1996)

2. Coastal Marine Constructions and Engineering Ltd vs Garware Wall Ropes Ltd., 9 March, 2018,U/s 11 of Arbitration and Conciliation Act 1996, ARBITRATION PETITION NO.24 OF 2017, Bombay High Court
3. Venture Global Engineering Ltd vs Satyam Computers Services Ltd., CIVIL APPEAL NO…… OF 2010 (Arising out of SLP (Civil) No.9238 of 2010), 11 August, 2010
4. The General Manager M.P.R.R.D.A vs M/S Raisingh And Company, on 13 March, 2018 A. R. No.7/2016 HIGH COURT OF MADHYA PRADESH : JABALPUR (Division Bench) Arbitration Revision No.7/2016
5. GMR Ambala Chandigarh Expressways Pvt. Ltd.vs. National Highway Authority of India, IN THE HIGH COURT OF DELHI AT NEW DELHI, ARB.P. 824/2017, Pronounced on: 09th March, 2018
6. Louis Dryfuss Commodities Ltd vs Sakuma Exports Ltd., Bombay High Court , 6 October, 2015, foreign award, ARBITRATION PETITION NO.47 OF 2015
7. M S.AfconsInfrastructure.Ltd.&Anr vs M S Cherian Varkey Constructions Pvt Ltd. On 26th July, 2010.Supreme Court of India, CIVIL APPEAL NO.6000 OF 2010 (Arising out of SLP (C) No.760 of 2007)
8. Smriti Madan Kansagra vs Perry Kansagra on 11 December, 2017 IN THE HIGH COURT OF DELHI AT NEW DELHI Decided on: 11.12.2017 + C.M. APPL. 42790/2017 & 42791/2017 IN MAT. APP. (FC) 67/2016

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					
NCP II					
NCP III					
NCP IV	Class Participation	03-05-2019	03-05-2019	5	
NCP V	Attendance	03-05-2019	03-05-2019	5	
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

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.

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:

1) Avatar Singh, Company Law, Eastern Book Company, 2015.
2) Taxman's Master guide to companies Act 2013 and company rules,2014
3) Avatar Singh, Company Law, Eastern Book Company, 2009.

Vidoes :

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

Course Hand Out
Academic Year – 2018-19
(Class of 2021)

Course Name: Company Law
Course Code: LL411
Semester: VI
Faculty Name: Monisha Gade
Mobile No: 9652115092
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

Sl.no.	TEXT BOOK	AUTHOR / PUBLICATION
1.	**Principles of Modern Company Law**	**Gower & Davies/ Sweet & Maxwell**
2.	**Principles of Company Law**	**Avtar Singh / Eastern Book Company**
3.	**Company Law**	**Dr. N.V. Paranjape/ Central Law Agency**

4.	**Modern Company Law**	**Dr. S.C. Tripathi/ Central Law Publications**
5.	**Company Law and Competition Act**	**K S Anantaraman / Lexis Nexis**
6.	**Company Law**	**H.K. Sahary/ 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.	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 Incorporation - Prospectus:	**Singh Avtar**	**Registration & Incorporation,Memorandum of Association, Articles of Association, Prospectus & Promoters**	The students will be able to understand the legal formalities to be completed to incorporate the company the documents used to raise finance.

			Issue – contents - liability for misstatements - Statement in lieu of Prospectus – Allotment of Securities.	**Tripathi S.C**	**Pages 35- 131** **Registration & 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, 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.	**Singh Avtar**	**Directors** **Pages 248- 356**	The student will gain knowledge about the composition of management of a 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:

13. Saloman v. Saloman & Co. Ltd.(1895-99)AllER Rep.33

14. Lee v. Lee's Air Farming Ltd.(1960)3 AllER 420

15. Daimler Co. Ltd. v. Continental Tyre & Rubber Co. Ltd. (1916-17) AllER Rep. 191

16. Royal British Bank vs. Turquand (1856) 6 E&B 327

17. Ashbury Rly Carriage and Iron Co Ltd v Riche (1875) LR 7 HL 653

18. Barron v Potter [1914] 1 Ch 895

19. Ruben Vs. Great Fingall Consolidated (1906)

20. Mackinnon Mackenzee & Co. Re, (1967)

21. Erlanger Vs. New Sombrero Phosphate Co. (1878)

22. PNB Case Study.

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	14-02-2019	19-02-2019	10	Modules 1
NCP II	Mid Term	04-03-2019	15-03-2019	20	Modules 1-4
NCP III	Internal Assessment	18-04-2019	18-04-2019	10	Modules 5-6
NCP IV	Class Participation	05-05-2019	05-05-2019	5	
NCP V	Attendance	05-05-2019	05-05-2019	5	
End Term	End Term	06-05-2019	16-05-2019	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 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

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 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

1. P. Rama Reddi and P. Srinivasa Reddy : Land Reform Laws in A.P., Asia Law House. 5th Ed. Hyderabad.
2. P.S. Narayana: Manual of Revenue Laws in A.P., Gogia Law Agency, 6th Ed. 1999, Hyderabad.
3. Land Grabbing Laws in A.P., Asia Law House, 3rd Ed. 2001, Hyderabad.
4. G.B. Reddy: Land Laws in A.P., Gogia Law Agency, Hyderabad, 1st Edition, 2001.

Videos:

1. https://www.youtube.com/watch?v=xSlAp-Ddfsc
2. https://www.youtube.com/watch?v=m5pULFSDAH4
3. https://www.youtube.com/watch?v=18Za0mRXe4E
4. https://www.youtube.com/watch?v=m5pULFSDAH4
5. https://www.youtube.com/watch?v=T8SpDzd5PMQ
6. https://www.youtube.com/watch?v=WyPoMO30Kog
7. Land Reforms in India: https://www.youtube.com/watch?v=m5pULFSDAH4
8. Land Reforms Post Independence: https://www.youtube.com/watch?v=T8SpDzd5PMQ
9. The Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013: https://www.youtube.com/watch?v=33aEZiiLfvc
10. Land Ceiling: https://www.youtube.com/watch?v=AdsUhZ0q0NI
11. Assigned Lands Prohibition of Transfer: https://www.youtube.com/watch?v=WyPoMO30Kog
12. Scheduled Areas Land Transfer Regulation and Land Ceiling: https://www.youtube.com/watch?v=N8pI4Y7VKfE
13. Scheduled Tribes and Other Traditional Forest Dwellers (Recognition Of Forest Rights) Act, 2006: https://www.youtube.com/watch?v=F8OrsBcW2Z4

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 India	Dr. N. Maheshwara Swamy: Asia Law 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 Summary	At the end of this unit the student will be acquainted with the various land reforms taken place after the Independence in India.

					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– The Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 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	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.

					Act Chapters and case law Pages 11-83	
7	7	Law relating to Ceiling on Land Holdings:	Law relating to Ceiling on 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)	N. Maheswar Swamy 1st Edition Dr.G.B Reddy 5th Edition	N. Maheswar Swamy 1st Edition Part – III Chapter I Pages 165-235 Dr.G.B Reddy 5th Edition Chapter-VI pages 122-142	At the end of the unit students 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=WyPoMO30K	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.

					og	
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 Chapter- VII pages 163-167, 175-177, 178-192	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.
Total Sessions	48					
Tutorials	12					
Total	60					

List of cases

1. Delhi Development Authority vs Virender Lal Bahri SC 2019
2. Wildlife First vs Ministry of Forest & Others SC 2019
3. Indore Development Authority vs Shailendra (Dead) Through its LRS & Others, 2018 SC
4. State Of Haryana And Others vs M/S G.D. Goenka Tourism Corporation Limited & another, 2018 SC
5. 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
6. Kedar Nath Yadav vs. State of west Bengal & Others Civil appeal NO.8438 OF 2016 SC
7. **Delhi Development Authority vs Sukhbir Singh 2016 SCC online SC 929**
8. Pune Municipal Corporation & Anr. v. Harakchand Misirimal Solanki & Ors., 2014 SC
9. Orissa Mining Corporation Limited vs Ministry of Environment & Forest & Others 2013 SC
10. 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 Resettlement Act, 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:

qq. 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.
rr. 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.
ss. In the class discussions student is expected to participate actively and contribute to individual and group learning. Evaluation is based on active meaningful participation.
tt. 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.
uu. 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.
vv. 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.
ww. 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.
xx. 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.
yy. Utilize the scheduled consultation hour to meet the faculty time and clarify doubts if any, seek explanations and get mentored if needed.
zz. 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

aaa. 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	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 is having 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 (LL431)

Objective: At the end of the course a students will be able to understand the basic concepts underlying in international law.to draw a distinction between the binding force of International and domestic law. To understand the relationship between International and domestic law. To enlighten on the issue whether international law is still remain as positive morality or law. To analyse the law of nations and its binding effect on the contemporary nations.

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.

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 likeRealistic 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 and Reference Books

1. Griffith and Street: Principles of Administrative Law.
2. H.W.R.Wade: Administrative Law, Oxford Publications, 8th Edn. 2000, London.
3. De Smith: Judicial Review of Administrative Action, Sweet and Maxwell, 1998.
4. S.P. Sathe: Administrative Law, Butterworths, 6th Edn. 1998.
5. I.P.Massey: Administrative Law, Eastern Book Company, 5th Edn. 2001.

Vidoes :

https://www.youtube.com/watch?v=JTEuWmABRD0

https://www.youtube.com/watch?v=j4Qegb36SWE

https://www.youtube.com/watch?v=thqbjA2DC-E

https://www.youtube.com/watch?v=h6AWAoc_Lr0

https://www.youtube.com/watch?v=kLkvnLjYmg8

https://www.youtube.com/watch?v=iC4z3MdvacE

https://www.youtube.com/watch?v=cAViU7acf3A

https://www.youtube.com/watch?v=od_CDKcLlB8

https://www.youtube.com/watch?v=0ViSYjt-wGw

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
1.	International Law and Human Rights, 20th Edn., 2016	Dr. S.K. Kapoor / Central Law Agency, Lucknow
2.	International Law and Human Rights, 20th Edn., 2014	Dr. H.O. Agarwal/ Allahabad Law Publishers, Allahabad

3.	International Law, 8th Edition, 2017	Malcolm N. Shaw/ Cambridge University Press
4.	International Law, 3rd Edition, 2015	Dr. Gurdip Singh/ EBC Webstore, New Delhi
5.	Introduction to International Law, 10th Edition, 2007	Starke, J.G./Butterworths, London
6.	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_CDKcLlB8	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** **&** **Human Rights Convention**	Nationality, Extradition, Asylum – Concepts and Definitions UNO and Human Rights, UDHR, Covenant on Civil Political Rights, 1966, and Covenant on Economic, Social and Cultural Rights, 1966	R.B. No. 1 R.B No. 2 R.B No. 2	Pages: 343 to 373 Pages: 242 to 299 Pages: 753 to 802 https://www.youtube.com/watch?v=35F_Y8v38R8	Students will be able to practically apply the Individual related 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://ww	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

					w.youtube.com/watch?v=cAViU7acf3A	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	R.B No 1	Pages: 321 to 331	This is one of the emerging topic in International law with various grey area. The basic

			Legal Regime of Outer space – Important Conventions such as Outer space Treaty.	R.B No. 1	Pages: 333 to 342 https://www.youtube.com/watch?v=thqbjA2DC-E https://www.youtube.com/watch?v=h6AWAoc_Lr0	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	R.B No. 2	Pages: 350 to 527	The Student will be familiarized

			Purposes-Organs of United Nations-Specialized Agencies of United Nations- ILO, WHO, UNESCO,	R.B no. 1	Pages: 489 to 633 https://www.youtube.com/watch?v=JTEuWmABRD0	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:

1. **Corfu Channel Case (UK V. Albania);** ICJ Reports 1949, p.4
2. **Continental Shelf (Tunisia/Libyan Arab Jamahriya) Case**; ICJ Reports 1982, p. 17
3. **Nottebohm, (Liechtenstein v. Guatemala), Judgment**; 1953 I.C.J. 111 (Nov. 18)
4. **Case Concerning United States Diplomate And Consular Staff In Tehran (United States of America v. Iran);** [1980] ICJ Rep 3
5. **Right of passage over Indian territory (Portugal V. India)** ;ICJ Reports 1960, p.6

6. **Arrest and Return of Savarkar (France v. Great Britain);** PCA, 1911

7. **Asylum Case (Columbia V. Peru);** ICJ Reports 1950, p. 266

8. **Anglo-Norwegian Fisheries Case;** ICJ Reports, 1951, p.116

9. **North Sea Continental shelf Cases ;** ICJ Reports, 1969, p.3

10. **Reparations for Injuries suffered in the Service of the United Nations Case-Advisory Jurisdiction of ICJ;** I.C. J. Reports 1949, p. 174

11. **SS Lotus Case (France v. Turkey);** P.C.I.J. (ser. A) No. 10 (1927)

12. **Appeal Relating to the Jurisdiction of the ICAO Council (India V. Pakistan);** 1971 I.C.J. 347 (Order of Sept. 16)

13. **In Re Berubari Union** (I) Special Reference No. 1 of 1959; (1960) 3 SCR 250

14. **Kulbhushan Jadhav Case**: **(India v. Pakistan)** (2019) ICJ – *Judgment pronounced on 17th July, 2019.*

15. **In re Meunier**, United Kingdom: (1894) 2 QB 415

16. **Re Castioni Case**; [1891] 1 Q.B. 149

17. **Luther v. Sagor**; [1921] 1 K.B 456

18. **Legal Status of Eastern Greenland (Den. v. Nor.)**; 1933 P.C.I.J. (ser. A/B) No. 53 (Apr.5)

19. **Temple Of Preah Vihear Case (Cambodia v. Thailand)**; ICJ Reports 1962, p. 6

20. **Advisory Opinion of Legality of the Threat or Use of Nuclear Weapons;** ICJ Reports 1996, p. 226

21. **Jolly George Verghese & Anr. v The Bank of Cochin;** AIR 1980 SC 470

22. **Vellore Citizens' Welfare Forum v. Union of India**; (1996) 5 SCC 647

23. **Vishaka v. State of Rajasthan**; (1997) 6 SCC 241

24. **Military And Paramilitary Activities In And Against Nicaragua (Nicaragua v United States of America), Merits** ; ICJ Reports, 1986, p.14

25. **LaGrand Case (Germany v. United States of America);** ICJ Reports 2001, p.466

26. **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

27. **Case Concerning The Factory at Chorzow** - (1928) PCIJ Series A No 17

28. The Paquete Habana and Lola; The Lola, 175 U.S. 677 (1900)

29. The Arantzazu Mendi Case; (1938) 61 Ll.L.Rep. 309 – Admirality Division

Expectations from Students:

eee) 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.

fff) 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.

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

hhh) 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.

iii) 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.

jjj) 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.

kkk) 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.

lll) 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.

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

nnn) 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

ooo) 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	24-09-2019	30-09-2019	**10**	**2 Units**
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)

Objective: Environmental problems have attained alarming proportions. It is essential to sensitize the students to environmental issues and the laws. The important principles in the field like inter-generation equity, carrying capacity, sustainable development, and precautionary principle, polluter pay principles are to be appreciated. The law in practice is to be analyzed and evaluated. The course is designed towards these objectives.

Course Outcomes: After successfully completing this course, the student should be able to

1. Demonstrate knowledge and understanding of the basic principles of environmental law.
2. Apply the principles of environmental Law to practical problems.
3. Be able to integrate theory, doctrine and practice.

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

1. Paras Diwan: Studies on Environmental Cases.
2. S.N. Jain (ed.): Pollution Control and the Law.
3. Armin Rosencranzand Shyam Divan: Environmental Law and Policy in India.
4. A.Agarwal (ed.): Legal Control of Environmental Pollution
5. Chetan Singh Mehta: Environmental Protection and Law
6. V.K. Krishna Iyer: Environment Pollution and Law
7. Shah : Environmental Law
8. Paras Diwan : Environmental Law and Policy in India,1991
9. Dr. N. Maheshwara Swamy, Environmental Law, Asia Law House, 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:

1. To sensitize the students about environment issues and relevant laws.
2. To make students aware about the alarming environmental issues and the existing legal framework for them.
3. 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

4. Demonstrate knowledge and understanding of the basic principles of environmental law.
5. Apply the principles of environmental Law to practical problems.
6. 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 environmental protection	1. Environment and Development 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 1 –** Ch – 15**, TB 8 –** Ch – 12 & 13, **TB 4 –** Ch – 4 & 5.	1. Divya Soni1, The Scope and limits of Environmental Laws and International Treaties in India. 2. Singhal, Vipin, Environment and Sustainable	The students will be able to understand the international initiatives and developments to address the upcoming environmental issues.

					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	
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	The students will get an insight about various legal provisions and authorities to address the issue of water pollution.

					back at India's water conservation practices.	
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 Solvable Challenge of Air Pollution in India, Available at - https://scholar.harvard.edu/files/rpande/files/ipf_201	The students will get an insight about various legal provisions and authorities to address the issue of air pollution.

					7_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/Environmental%20Go	To make students familiar with the laws related to conservation of forest.

					vernance.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	The students will be able to understand the available legal framework to address the issue of noise pollution.

					Jan-Mar; 39(1): 8–12, https://www.ncbi.nlm.nih.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 & others in Writ Petition (PIL) No. 123 of 2014.

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 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**	**Weigh tage**	**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 Calendar	50%	**Unit 1 - 10**
	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.

Corporate Governance & Business Ethics (LL412)

Objective: To discuss the framework of business values, ethics and attitudes for exercising professional judgement and acting in an ethical manner, that is in the best interests of society and the business. To explain importance of good corporate governance, the interaction of corporate governance with business ethics and company law and the evolution of good practice

Unit I : Business Ethics – An Introduction, Traditional Theories in Ethics , Personal Ethics & Business Ethics, Morality & Standards, Management & Ethics, Normative Theories, Ethical Theories in relation to Business

Unit II: Ethical Decision making process , Ethical Dilemmas, Sources & Resolutions, Shareholder Affect, Sources of Ethical Problems, Ethical Work Environment, Company Establish Ethical Standards, Resolve Ethical problems & Dilemmas

Unit III: Corporate Ethical Leadership ,Corporate Social Responsibility Cross holder conflicts and competition, Corporate Values & Ethical Decision making, Personal Values & Ethical decision making process, making good decisions. Multi-National Companies, current ethic clout, International business, issues, benefits, and disadvantages of MNCs in host countries, Corporate Governance is prerequisite for MNCs

Unit IV: Ethics in HRM, Ethics in Marketing , Ethical implications of Technology, Ethics in Finance and Accounting, Environmental Ethics, Consumer Ethics.

Unit V: Theory & practice of Corporate Governance - Theoretical basis of Corporate Governance, Mechanisms, Systems, Indian Model, Good Corporate Governance, Obligations to shareholders, etc.. Combined Code on Corporate Governance, Indian Committees and Guidelines, SEBI Initiatives, Various Committees like Kumar Mangalam Birla, Narayana Murthy, SOX Act 2002,

Unit VI: Board of Directors - Power of Boards, Role in Ensuring Corporate Governance, Governance Issues, Role of Directors, Independent Directors, Remuneration, Family Owned Business & Corporate Governance, Companies Act 2013 various sections related to directors

Unit VII: Role, Duties & Responsibilities of Auditors- Types of Auditors, Indian Situation, Naresh Chandra Committee report, Bills & Acts, Corporate Governance and Internal Auditors, Companies Act 2013 various sections related to Auditors

Unit VIII: Role of Government in Ensuring Corporate Governance Different roles of government, Public & corporate governance - Comparison, political governance and restraints, Emergence, issues in India, Efforts to Initiate corporate Governance in companies, Birla Committee report implementation, pioneers, need for accounting standards, Ratings & India Performance

Unit IX: Handmaid of Corporate Governance: Corporate Social responsibility, CSR responsibility, CSR models, Justification, Advantages, Scope, Indian perspective, Future of CSR

Unit X: SEBI: The Indian capital Market Regulator, Role in promoting corporate governance, shortcomings, Indian capital markets, record of performance, suggestions

Project Work: Project on performance of Audit Committees in Private sector companies

Reference Book: Fernando A.C : Business Ethics and Corporate Governance, Pearson Education India, Edn 2010.

Corporate Governance and Ethics

Program:	**BBA.LLB. (Hons.)**	**Course Code:**	**MG332**
Semester:	**VI**	**Sessions :**	**48**
Class :	**2012-2017**	**Credit :**	**3**

Objective:

To discuss the framework of business values, ethics and attitudes for exercising professional judgement and acting in an ethical manner, that is in the best interests of society and the business. To explain importance of good corporate governance, the interaction of corporate governance with business ethics and company law and the evolution of good practice

TEXT BOOK	AUTHOR / PUBLICATION
Business Ethics & Corporate Governance	AC Fernando – Pearson Education India
Perspectives in Business Ethics	Laura Hartman and AbhaChatterjee – Tata McGraw-Hill
Corporate Governance in India; An Evaluation	S.C.Das-PHI Learning Pvt. Ltd.

Curriculum:

Unit I

Business Ethics – An Introduction, Traditional Theories in Ethics , Personal Ethics & Business Ethics, Morality & Standards, Management & Ethics, Normative Theories, Ethical Theories in relation to Business

Unit II

Ethical Decision making process , Ethical Dilemmas, Sources & Resolutions, Shareholder Affect, Sources of Ethical Problems, Ethical Work Environment, Company Establish Ethical Standards, Resolve Ethical problems & Dilemmas

Unit III

Corporate Ethical Leadership ,Corporate Social Responsibility Cross holder conflicts and competition, Corporate Values & Ethical Decision making, Personal Values & Ethical decision making process, making good decisions.Multi-National Companies, current ethic clout, International business, issues, benefits, and disadvantages of MNCs in host countries, Corporate Governance is prerequisite for MNCs

Unit IV

Ethics in HRM, Ethics in Marketing , Ethical implications of Technology, Ethics in Finance and Accounting, Environmental Ethics, Consumer Ethics

Unit V

Theory & practice of Corporate Governance - Theoretical basis of Corporate Governance, Mechanisms, Systems, Indian Model, Good Corporate Governance, Obligations to shareholders, etc.. Combined Code on Corporate Governance, Indian Committees and Guidelines, SEBI Initiatives, Various Committees like Kumar Mangalam Birla, Narayana Murthy, SOX Act 2002

Unit VI

Board of Directors - Power of Boards, Role in Ensuring Corporate Governance, Governance Issues, Role of Directors, Independent Directors, Remuneration, Family Owned Business & Corporate Governance, Companies Act 2013 various sections related to directors

Unit VII

Role, Duties & Responsibilities of Auditors- Types of Auditors, Indian Situation, Naresh Chandra Committee report, Bills & Acts, Corporate Governance and Internal Auditors, Companies Act 2013 various sections related to Auditors

Unit VIII

Role of Government in Ensuring Corporate Governance Different roles of government, Public & corporate governance - Comparison, political governance and restraints, Emergence, issues in India, Efforts to Initiate corporate Governance in companies, Birla Committee report implementation, pioneers, need for accounting standards, Ratings & India Performance

Unit IX

Handmaid of Corporate Governance: Corporate Social responsibility, CSR responsibility, CSR models, Justification, Advantages, Scope, Indian perspective, Future of CSR

Unit X

SEBI: The Indian capital Market Regulator, Role in promoting corporate governance, shortcomings, Indian capital markets, record of performance, suggestions

Scheme of Evaluation

Assessments and Evaluations:

- Pre-mid term Assessments 15%
- Mid-term Examination 20% (2 hour examination)
- Post-mid term Assessments 15%
- End Semester Comprehensive Examinations 50% (3 hour examination)

Pre-mid term Assessments:

- First Assignment 5%
- Second Assessment 10%

Post-mid term Assessments:

- Third Assignment/Project 5%
- Fourth Assessment 10%

Session Plan

Topic	Sessions
Business Ethics – An Introduction, Traditional Theories in Ethics	6
Ethical Decision making process , Ethical Dilemmas, Sources & Resolutions	6
Corporate Ethical Leadership , Corporate Social Responsibility	6
Ethics in HRM, Ethics in Marketing , Ethical implications of Technology, Ethics in Finance and Accounting, Environmental Ethics, Consumer Ethics,	6
Mid-term Examination	
Theory & practice of Corporate Governance, Committees on Corporate Governance	6
Board of Directors - Power of Boards&Role, Duties & Responsibilities of Auditors	10
Role of Government in Ensuring Corporate Governance&Handmaid of Corporate Governance: Corporate Social responsibility	4
SEBI: The Indian capital Market Regulator	4
Total	**48**

Faculty: Rajesh Prabhakar Kaila

Contact: 90009 61141 **email: rajesh.prabhakar@gmail.com**

Mergers and Acquisitions (LL422)

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.

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

Project Work: Study of merger of nations bank in India w.r.t. global trust bank with oriental bank of commerce

Text and Reference Books

1. H. R. Machiraju :Mergers, Acquisitions and Takeovers
2. Andrew J. Sherman and Milledge A. Hart: Merger and Acquisitions from A to Z
3. Donald M. DePamphilis :Mergers, Acquisitions, and Other Restructing Activities
4. J. Fred Weston, Kwang S. Chung and Susan E. Hoag: Mergers, Restructuring, And Corporate Control

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	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Course Outcome
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'.	Ramaiya's Commentaries on the Companies Act, Part-3 (17th Edn) Ss. 230 -	At the end of the unit students will be able to understand mergers and acquisitions

			293(1)(a) S. 180(1)a of the Companies Act 1956 and 2013, Section 2(19)AA of the IT Act.	237 of the Companies Act 2013.	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- SEBI(Substantial Acquisition of Shares and Takeovers)Regulations,2011**	History of Takeover Regulations 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.	Securities And 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'	Students shall 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:

1. Miheer H Mafatlal v. Mafatlal Industries Ltd. (1996) 4 Comp. LJP. 124

2. Sadanand S. Varde v. State of Maharashtra [(2001) 30 SCL 268 (Bom.)]

3. Oceanic Steam Navigation Co., Re, (1939) Com Cases 229

4. Bombay Gas Co. Pvt. Ltd. v. Regional Director (1996) 21 CLA 269 (Bom)

5. Vishnu Chemicals (P) Limited, In Re [2002] 35 SCL 459 (AP)

6. Alembic Ltd. v. Dipak Kumar J. Shah (2003) 41 SCL 145: (2003) 52 CLA 272: (2002)

6 Comp LJ 513 (Guj)

7. Hind Lever Chemicals Limited In Re [2004] 61 CLA 32 (P&H)/[2004] XXXIV CS LW

85

8. TCI Industries Limited In Re [2004] 118 Comp Cas 373 (AP)

9. Larsen & Toubro Limited In re [2004] 60 CLA 335 (Bom) [2004] XXXIV CS LW 72

10. Union of India v. Sterlite Industries (India) Limited [2002] 113 Comp Cas 273 (Bom)

11. Mercury Containers (P.) Ltd., [2010] 98 SCL 43 (ALL.)

12. Gallops Realty (P.) Ltd., In re [2010] 97 SCL 93 (GUJ.)

13. S Viswanathan v. East India Distilleries & Sugar Factories Limited(1957) 27 Com Cases 175:AIR 1957 Mad 341

14. Benarasi Das Saraf v. dalmia Dadri Cement Ltd(1958)28 Com cases 435(Punj)

Case Studies

1. Demerger - Larsen & Toubro Limited
2. Overseas Acquisition – Tata-Corus Deal
3. Merger of ICICI with ICICI Bank
4. ICICI Bank with Bank of Rajasthan
5. Multiple Corporate Restructuring – Reddy Laboratories Limited
6. Jet-Ethihad Deal – Concept of Control
7. Porsche – Volkswagen Deal
8. Yahoo – Microsoft Deal - Bear Hug/ Concept of Tender Offer.
9. Leveraged buy- out – Bharti-Zain

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	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

a) To enhance the cyber knowledge and lay a path for the students to understand the technical concepts.

b) To enlighten various legal implications of cyber law

c) 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

1. Kamlesh N. & Murali D.Tiwari(Ed), IT and Indian Legal System, Macmillan India Ltd, New Delhi

2. K.L.James, The Internet: A User's Guide (2003), Prentice Hall of India, New Delhi

3. Chris Reed, Internet Law-Text and Materials, 2nd Edition, 2005, Universal Law Publishing Co., New Delhi

4. Vakul Sharma, Hand book of Cyber Laws, Macmillan India Ltd, New Delhi

5. S.V.Joga Rao, Computer Contract & IT Laws (in 2 Volumes), 2005 Prolific Law Publications, New Delhi

6. T.Ramappa, Legal Issues in Electronic Commerce, Macmillan India Ltd, New Delhi

7. Indian Law Institute, Legal Dimensions of Cyber Space, New Delhi

8. Pankaj Jain & Sangeet Rai Pandey, Copyright and Trademark Laws relating to Computers, Eastern Book Co, New Delhi

9. Farouq Ahmed, Cyber Law in India

10. S.V.Joga Rao, Law of Cyber Crimes and Information Technology Law, 2007, Wadhwa & Co, Nagpur

Videos:
https://www.youtube.com/watch?v=agjCIkPa_Ow
https://www.youtube.com/watch?v=QrD3umzBUSs Pathshala
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

Course Hand Out
Academic Year – 2018-19
(Class of 2020)

Course Name: Cyber Law
Course Code: **LL432**
Semester: VIII
Faculty Name: Annapurna Devi Munaganti
Mobile No: 9963166950
Email: annapurnadevi@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.

Course Outcomes:

The main objectives of the course are as follows

d) To enhance the cyber knowledge and lay a path for the students to understand the technical concepts.
e) To enlighten various legal implications of cyber law
f) 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.
g) To train the students with specialized knowledge in cyber laws.

Recommended Text Books and Reference Books

	TEXT BOOK	**AUTHOR / PUBLICATION**
SB I	**Student Edition:** "*Law relating to Computers Internet and E- Commerce*"	Nandan Khamat, , Universal Law Publishing, New Delhi (2010).
SB II	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, 5th edn 2016
SB III	*Cyber law in India*	Dr. Farooq Ahmed, New Era Law Publications 2008
SB IV	Cyber Law & Crimes	Barkha and U Ram Mohan, 3rd End Asia Law House 2011

RB I	**Reference Books:** Guide to Cyber Laws,	David Johnson, Cyber Law, Stoddart, 1997
RB II	Online Law	Thomas J. Smedinghoff, , Addisson Wesley Developers Press, 1999.
RB III	Introduction to Internet Law and Policy	Rodney D. Ryder, , 1st Edition, Wadhwa Nagpur, 2001.
RB IV	Law Relating to Right to Information- A comprehensive Insightful Commentary with Comparative Perspectives	S.V. Goja Rao, Wadhwa (2009).

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
I	SIX	**Unit I: 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	RB III 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 OXFORD university Press 2012 Chapter II page 29 to 100 SB I *Law relating to Computers Internet and E- Commerce*" Universal Publishers 2015 5TH EDN Chapter 2 page 17 to 43	Wilske, Stephan and Schiller, Teresa (1997) "International Jurisdiction in Cyberspace: Which States May Regulate the Internet?," Federal Communications Law Journal: Vol. 50: Iss. 1, Article 5. Available at: http://www.repository.law.indiana.edu/fclj/vol50/iss1/5 Dan Hunter, Cyberspace as Place and the Tragedy of the Digital Anticommons, 91 Cal. L. Rev. 439 (2003). Available at: http://scholarship	Learn the historical evolution of Internet and Convergence of Technology

					.law.berkeley.edu /californialawreview/vol91/iss2/4	
2.	SIX	**Unit II: 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	Jurisdiction in Persona and In Rem Civil Criminal Active Passive transactions Long Arm Statute	SB I *Law relating to Computers Internet and E- Commerce*" Universal Publishers 2015 5TH EDN Chapter 2 page 17 to 43 RB III Introduction to Internet Law and Policy. Rodney D. Ryder, , 1st Edition, Wadhwa Nagpur, 2001. Chapter III Page 51-90	A.S. Dalal, "Jurisdiction in Cyberspace", 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	Students understand various principles and can apply in practical issues

3.	SIX	**Unit III: 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	**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: 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	SB I *Law relating to Computers Internet and E- Commerce*" Universal Publishers 2015 5TH EDN Chapter 5 -7 PAGE123 TO 206 For Domain Names SB: III Cyber Law, Dr. Farooq Ahmed, New Era Publications 2008 Chapter 7 Pp150 to 236 Chapter 9 in SB III 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
V.	SIX	**Unit V: Information Technology Act, 2000 and Information Technology (Amendment) Act, 2008:** E-Governance-Digital	Digital Signature Electronic Signature Certifying	SB I *Law relating to Computers Internet and E- Commerce*" Universal Publishers 2015 5TH EDN Chapter 5	Shiuh-JengWang Measures of retaining digital evidence to prosecute computer-based cyber-crimes	Students learn various provisions and its application

		Signature/Electronic Signature- Certifying Authorities – Cyber Appellate Tribunal – Electronic Evidence- Nodal Agencies- CERT-In - Related Rules	Authority DSC Controller CYAT	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, 5th edn 2016 Chapter III to XI Page 30 to 158	*Computer Standards & Interfaces* Volume 29, Issue 2, February 2007, Pages 216-223	
VI.	SIX	**Unit VI: Internet Service Providers:** Civil Liability – Criminal Liability-International and National Perspectives - Cyber/Computer Crimes: Meaning: Classification of Cyber Crimes: Various Cyber Crimes: Challenges	ISP Liability Good faith Reasonableness	SB I *Law relating to Computers Internet and E- Commerce*" Universal Publishers 2015 5TH EDN Chapter 4 page 90-120 SB IV: 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 SB II: 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, 5th edn 2016 Chapter XII to XV Page 160 TO 178 Chapter XVIII	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 Niva Elkin Koren 9 N.Y.U. J. Legis. & Pub. Pol'y 15 (2005-2006) Making Technology	Students can understand liability of ISP

					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 Legal principles of international intellectual property regime https://www.youtube.com/watch?v=QrD3umzBUSs Pathshala 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	
VII.	SIX	**Unit VII: Social Issues in Cyberspace:** Data as Property: Personal Data: Data Collection and Privacy- Data Privacy Protection Laws (Recent Bill 2018)- Applicable Laws: Pornography: Obscenity: Defamation: As a Tort and Crime- Requirement of Proof- Defences: Internet and	Data Protection Data Privacy Defamation Pornography Obscenity	SB II: 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	C. Satapathy, "Law for Computer Misuse and Data Protection", Economic and Political Weekly, October, 1998 Berman, Paul Schiff,	Students can gain knowledge in various social issues

		Information Security-Requirement of Secure communications and networks-Goals of Information in Internet Security: Methods of achieving Security: Cryptography: Challenges		Nov, 5th edn 2016 Chapter XVI to XVII Page 188 to 220 Privacy: SB IV: Barkha and U ram mohan, Cyber Law & Crimes 3rd End Asia Law House 2011 Chapter 15 164-211	"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	
VIII.	SIX	**Unit VIII: 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	Cyber Forensics and Cybersecurity	SB IV: Barkha and U ram mohan, Cyber Law & Crimes 3rd End Asia Law House 2011 Chapter 3, 4 and 5 from page 75 to 87	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 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 Hemraj Saini, Yerra Shankar Rao, T.C.Panda /	Students learn global issues and can learn technical inputs

					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	
Total						

Cases:

A. CASES

1. State By Basaveshwarnagar vs For The Offences Punishable Under ... on 16 May, 2018 CASE NO C.C.No.4599/2014

2. Facebook. Inc vs The State Of West Bengal & Anr on 3 January, 2018
3. Shreya Singhal vs U.O.I on 24 March, 2015
4. Gaurav Sureshbhai Vyas vs The Petitioner Who Is A Law Student on 15 September, 2015 C/WPPIL/191/2015
5. Sanjay Kumar vs State Of Haryana on 10th Jan, 2013 CRR No.66 of 2013 (O&M) 1
6. Vinod Kaushik v. Madhvika Joshi
7. Amit D. Patwardhan v. Rud India Chains
8. Anwar PV VERSUS Baheer RK
9. Achchaelaw Yadav V. State
10. Priti Jain V. Kunal Jain& Others
11. Cybersell v. Cybersell 130 F.3d 414 (9th Cir. 1997).
12. Zippo Manufacturing v. Zipp Dot Com 326 U.S. 310 (1945)
13. ALS Scan v. Digital Service 293 F.3d 707 (2002)
14. Yahoo! v. La Ligue Contre Le Racisme et L'Antisemitisme 433 F.3d 1199 (9th Cir. 2006
15. Panavision International v. Toeppen 945 F. Supp. 1296 (1996)
16. People for the Ethical Treatment of Animals v. Doughney 263 F.3d 359 (4th Cir. 2001)
17. Shields v. Zuccarini 254 F.3d 476 (2001
18. Lamparello v. Falwell 420 F.3d 309, 2005 U.S. App
19. Brookfield Communications v. West Coast Entertainment 174 F.3d 1036 (9th Cir. 1999)
20. Playboy Enterprises v. Welles 78 F. Supp. 2d 1066 (S.D. Cal. 1999)
21. Rescuecom v. Google 562 F.3d 123 (2nd Cir. 2009)
22. Tiffany v. Ebay 600 F.3d 93 (2nd Cir. 2010),
23. Religious Technology Center v. Netcom On-line 907 F. Supp. 1361 (N.D. Cal. 1995)
24. Perfect 10 v. Amazon.com 508 F.3d 1146 (9th Cir. 2007)
25. American Booksellers v. Strickland 60 F.3d 443 (6th Cir. 2009)

Expectations from Students:

ppp) 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.

qqq) 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.

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

sss) 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.

ttt) 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.

uuu) 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.

vvv) 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.

www) 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.

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

yyy) 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

zzz) 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				
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.

Banking and Insurance Law (LL442)

Objectives: The modern society functions, contrary to the old barter system, on monetary transactions. In a developing society country like India, the banking system takes off and becomes quite common even among the common people. The services banks render to the general public do have a significant contribution to the development of the economy. Pari passu, the security to the assets money as we all other valuable belonging to individuals and family units is to a large extent assured through the service to the banks. The variety of assistance tended by the banks to the common people and business community cannot be overemphasized in this context. The process of the working of the banks and the legal control over them as well as the protection to the consumers of banking services are areas which a student of law is necessarily familiar with. Appreciating the importance, the Government has enacted several enactments to direct, regulate and control the banks and banking operations, through Reserve Bank of India and Ministry of Finance. The course is designed to primarily acquaint the students with operational parameters of banking law, and to teach the general principles of banking law, recent recovery modules adopted by bankers without intervention of the Court/Tribunals and to develop appreciative faculties of the students in statutory as will as well as case – law in this area.

Course Outcomes: At the end of the course a student will be conversant 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.

Project Work: Project on NPA

Text and Reference Books

1. K.S.N. Murthy and KVS Sharma: Modern Law of Insurance in India, 1995, edn.New Tripathi Pvt. Ltd. Bombay.

2. Ravi Pulirani and Mahesh Pulirani : Manual of Insurance Law, 2001 Ed. Bharat Law House Ltd. New Delhi.

3. Brij Nandan Singh: Insurance Law, University Book Agency, Allahabad

4. Michael Parkington: Insurance Law, 6th edn, 1975, Sweet and Maxwell, London.

5. M.N. Srinivasan : Law of Insurance

6. Bhattacharya: Law of Insurance

7. Dr. M.N. Mishra : Law of Insurance

8. Harding and Eveanly : General Principles of Insurance

9. Banerji : Law of Insurance, Asia Law House

10 Avatar Singh: Law of Insurance, Eastern Book Company, Lucknow

11. B.C.Mithra: The Law relating to Marine Insurance, The University Book Agency, Allahabad

12. Gyanendra Kumar: Hand book on Insurance Law, Delhi Law House

13. J.V.N. Jaiswal : Law of Insurance, Eastern Book Company ,Luknow

14. Tannan: Banking Law & Practice in India, 18th Edn., Orient Law House, New Delhi.

15.Avtar Singh: Negotiable Instruments, 3rd Edn., Eastern Book Company, Lucknow, 1997.

16.P.N.Varshney: Banking Law & Practice, 17th Edn. Sultan Chand & Sons, New Delhi.

17.Taxman: Law of Banking, India Law House

18.B.R. Sharma and Dr.R.P. Nainta: Principles of Banking Law and Negotiable Instruments Act, Allahabad Law Agency.

19.Mukherjee's Banking Law and Practice, Premier Publications Company.

20.Bashyam and Adiga: Negotiable Instruments Act, Bharat Law House.

Course Hand Out
Academic Year – 2018-19
(Class of 2020)

***Course Name*: Banking and Insurance Law**

***Course Code:* LL442**

Semester: **VIII**

Faculty Name: **Salaka Ravi**

Mobile No: 9441566151

Email: **ravi_salaka@rediffmail.com**

Objectives of the Course:

Course Outcomes: At the end of the course a student will be conversant 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.

Recommended Text Books and Reference Books

	TEXT BOOK	AUTHOR / PUBLICATION
1.	Taxman's : Banking Law and Practice in India	India Law House, New Delhi
2.	Negotiable Instruments	Avtar Singh, Eastern Book Company
3.	Bank Frauds – Prevention and Detection	B.R.Sharma, Universal Law Publishing.
4.	MN Srinivasan's Principles of Insurance Law	S.V.Joga Rao, LexisNexis Butterworths Wadhwa, Nagpur

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
I	4	**Indian Banking Structure** - Origin – Evolution of Banking Institutions – Types and functions of banks - Commercial banks – Functions – Banking	Unit I is designed to disseminate the evolution of banking institutions and concepts of banking.	Ref. Book 1	Chapter I, II, IV, V and VI - pages 1-82, and 87-209	At the end of this Unit, students would be in a position to understand the legal perspectives of banking and overview of laws

		Companies in India – RBI - Constitution, Management and Functions - Banking Regulation Act, 1949 – State Bank of India- UTI, IDBI, RRBs'-Local banks.				related to banking
II	7	**Law relating to Negotiable Instruments Act, 1881 (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	In this Unit, relevant provisions under Negotiable Instruments Act, 1881 will be dealt with along with practical aspects.	Ref. Book 2	Chapters to 18, pages 1 to 494.	On studying this Unit, students will be conversant with the characteristics and kinds of negotiable instruments and the rights and duties of the parties as well as the legal conditions to complete the negotiable instrument.
III	5	**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,	In this chapter importance of loans and advances, safety, liquidity, security, advances by Indian Banks secured by collateral securities will be discussed.	Ref. Book 1	Chapter XIII to XVII, pg. 450 to 650	This Unit enables the students to know the classification of securities and their regulatory framework.

		2002.				
IV	4	**Banker and customer Relationship** - Definition of banker and customer – General relationship – Special relationship - Banker's duty of secrecy, banker's duty to honor cheques, 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.	This Chapter deals with the gamut of customer-banker relationship, banker's obligation towards its customer, and special types of customers	Ref. Book 1	Chapters VII and VIII, pg. 210 – 291.	The students will be able to explore the special features of the relationship between the banker and its customers; and the obligation / limitation of banker as borrower.
V	4	**Ancillary Services and E- Banking**: Remittances - General, DD, MT, TT, Traveler's cheques, bank orders, credit card, debit/smart cards, safe deposit vaults,	This Chapter will enlighten about various bank remittance services – net banking, mobile banking, ATMs.	Ref. Book 3	Chapters 20 to 25, pg. 381 to 499	The students will be conversant with the use of electronics in money transfer in various situations with varied modes of transactions and their implications.

		gift, cheques, and 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.				
VI	4	**Insurance Law**: 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.	This chapter highlights historical background of insurance and the recent legislative changes.	Ref. Book 4	Chapters I to 4, pg. 1 - 201	From this chapter, the students will be acquainted with the development and expansion of various insurance laws and their classification; and the role and functions of IRDA Act, 1999.
VII	5	**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.	This chapter deals with essential elements of insurance contract, formation, performance and discharge of contract.	Ref. Book 4	Chapter 5 to 10, pg. 207 to 365	After going through this chapter, the students will be conversant with the principle involved in insurance contracts

VIII	5	**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.	This chapter explains the nature and scope of life and motor insurance and the procedure laid down for assignment and transfer of policies.	Ref. Book 4	Chapters 40 to 47, pg. 1041 to 1187	The students will know the special aspects of life and motor insurance and settlement of claims.
IX	4	**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	In this Chapter the special features of fire insurance will be dealt with.	Ref. Book 4	Chapters 30 to 35, pg. 683 to 771.	After reading the chapters, the students will be conversant with nature of fire insurance contract and the legal implications in case of non-disclosure and misrepresentation.

		Underwriting, Claims and Problems associated with Crop Insurance – Cattle Insurance in India.				
X	6	**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.	This Chapter deals with scope and classification of marine policies.	Ref. Book 4	Chapters 17 to 29; pg. 481 - 667	The students will be acquainted with the concept of marine insurance regarding coverage of risks, warranties and disclosures, loss assessment and claims settlement.
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) 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	13-02-2019	20-02-2019	10	Chapters 1 to 3

NCP II	Mid Term	04-03-2019	15-03-2019	20	Chapters l to 5
NCP III	Internal Assessment	17-04-2019	24-04-2019	10	Chapters 6 to 8
NCP IV	Class Participation	03-05-2019	13-05-2019	05	-
NCP V	Attendance	03-05-2019	13-05-2019	05	-
End Term	End Term	06-05-2019	16-05-2019	50	Chapters 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

Mr. S. Ravi is Asst. Professor at Faculty of Law. 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.

International Investment Law (LE411)

Objectives: The course makes the student to understand the importance of International Investments in the era of globalization. It enables the student to study various laws governing international investments and the existing dispute resolution mechanism. It helps the student to analyse the remedies available for the parties in investment contracts and the effectiveness of the same. The course also makes the student to understand the external issues relating to investment treaties and contracts.

Course Outcome: At the end of the course, the student would identity the basic concepts and their practical application in the international investment law. The course could enhance student's learning capacity in multiple segments under International Investment Laws. The student would be in a position to analysevarious international conventions and their relevance. The course willmotivate the students to opt for practice in the specialized field of investment. With the help of the input in the course, students could start consultancy firm as a recipient of knowledge from the said course.

Unit I: Introduction, History, Nature and Scope: Meaning and Evolution of Investment and International Investment Laws – Conflicting Economic Theories on Foreign Investment – Sources of Laws in International Investments – Definition of Investor and Investment in Investment Agreements – Actors in Field of Foreign Investments – Risks in International Investments.

Unit II: Principles of International Investments and State Liability: The Fundamental Principles of the Law of Foreign Investment – Fair and Equitable Treatment – Full Protection and Security – National Treatment – The MFN Treatment – Non-Discrimination and Fairness – Emergency, Necessity, Armed Conflict – Arbitrary or Discriminatory Measures – Nature of Control by the Host States in International Investments – State Responsibility for Injury to Aliens – The Liability of Multinational Corporations and Home State Measures.

Unit III: Principle of Expropriation: Expropriation –Expropriation Doctrines –Lawful and Unlawful Expropriation – Indirect and Direct Expropriation – Legitimate Expectations in Expropriation – Protection against Expropriation – "Right to Regulate" – Compensation – Role of UNCTAD.

Unit IV: Model Laws and Treaties for International Investments: The International Norms on Multinational Corporations – The UNCTC Code on Multinational Corporations – International Investment Agreement Draft Model – OECD Model, World Bank Model - The Regional Trade Agreements: NAFTA, The ASEAN Agreements – The WTO and Foreign Investment – TRIMS – IndonesiaAutos Case –Relationship with MFN and National Treatment and TRIPS.

Unit V: Modes of Foreign Investment and Bilateral Investment Treaty: Modes of Foreign Investment – Investment Contracts, State and Private Contracts, FDI, Portfolio Investment – Bilateral Investment Treaty:Origin, Content, Significance, Reasons and Features – Repatriation of Profits – Nationalisation and Compensation – Preferential Trade Agreement – Human Rights– Indian ModelLaws andLaw Commission Report.

Unit VI: Obligations on Investors in International Investment: Principle of Corporate Social Responsibility – Concept of 'Public Interest' in Investment Treaties and Arbitration – Glamis Gold Case – Human Rights Obligations of the Investor – Stabilisation Clauses in Investment Contracts – Labour Rights Protection – Environmental Safety Considerations – Concept of Sustainable Development – Defence of Necessity.

Unit VII: Disputes and Jurisdiction: Contract Disputes and Treaty Disputes – Umbrella Clauses – Purpose or Effect of Umbrella Clauses – Jurisdiction and Admissibility –Concept of "Investment" under a Treaty – Criteria to Determine Investment under a Treaty-"Continuing Violation" – Jurisdiction Ratione Personae & Third-Party Participation

Unit VIII: Dispute Resolution: Arbitration and Exhaustion of Legal Remedies – Consent to Investment Arbitration – Advantages of Investor-state Dispute and State to State Dispute Resolution – "Fork-in-the –Road" Clause – Waste Management I and II – Iran-US Claims Tribunal – Investment Arbitration – ICSID, The International Centre for the Settlement of Investment Disputes – Energy Charter Treaty – AFTA – CAFTA – Political Risk Insurance – MIGA – National Insurance Programmes – Private Investment Insurance –Bilateral Investment Promotion and Protection Agreements – Succession of Governments and BIT – Position in India – White Industries Ltd. v. The Republic of India.

Unit IX: Damages and Enforcement of Arbitral Awards: Award of Damages in International Law:Principles –Chorzow Factory Case – Injury to Support Moral Damages – Concept of Double Dipping – Attorney Fees and Costs – Enforcement of Arbitral Award under ICSID Convention – New York Convention on the Recognition and Enforcement of Arbitral Awards – Concept of Sovereign ImmUnit y in Investor State Arbitration Regime.

Project work- Flow of FIIS into Agriculture chair and retail industry.

Reference Books

1. David Collins, 'An Introduction to Investment Laws', Cambridge University Press, 2016.
2. Zachary Douglas, JoostPauwelyn, and Jorge E. Viñuales, 'The foundations of International Investment Law: Bringing Theory into Practice', Oxford University Press, 2014.
3. Rudolf Dolzer and Christoph Schreuer,'Principles of International Investment Law', 2nd edition, Oxford University Press, 2012.
4. Stephan W. Schill, Christian J. Tams, Rainer Hofman, 'International Investment Law and History', Edward Elgar Publishing,2018.
5. Andrew Newcombe & Lluis Paradell, 'The Law and Practice of Investment Treaties', Kluwer International, 2008.
6. M. Sornarajah, 'The International Law on Foreign Investment', 2nd ed. Cambridge University Press, 2004.
7. Andrew New Combe &LluisParadell, 'The Law and Practice of Investment Treaties' Kluwer 2008.
8. Odore Moran, 'Harnessing Foreign Direct Investment forDevelopment',Center for Global Development, 2006.
9. Christopher f. Dugan, don Wallace Jr., Noah D. Rubins&BorzuSabahi, 'Investor-State Arbitration' Oxford University Press, 2008.
10. John H. Dunning and SariannaM. Lundan,' Multinational Enterprises and the Global Economy' 2nd ed., Edward Elgar, 2008.
11. Campbell Mclachlan, Laurence Shore & Matthew Weiniger, 'International Investment Arbitration: Substantive Principles', Oxford University Press, 2007.

12. TaidaBegic, 'Applicable Law in International Investment Dispute's, Eleven International Publishing, 2005.

Articles

1. Andrea K. Bjorklund, "Reconciling State Sovereignty and Investor Protection in Denial of Justice Claim"s, Virginia Journal of International Law 45,,2005.
2. Yuka Fukunaga, "Abuse of Process under International Law and Investment Arbitration ICSID Review" Foreign Investment Law Journal, Volume 33, Issue 1, 1 February 2018, Pages 181–211
3. Shihata, I.F.I., 'The Settlement of Disputes Regarding Foreign Investment: The Role of the World Bank, with Particular Reference to ICSID and MIGA", (1986) 1 (1) American University International Law Review 97
4. Kulick, A., "Investment Arbitration, Investment Treaty Interpretation, and Democracy", (2015) 4 (2) Cambridge Journal of International and Comparative Law 441–60
5. Van Harten, G. and Scott, D.N., "Investment Treaties and the Internal Vetting of Regulatory Proposals: A Case Study from Canada", 7 (1) Journal of International Dispute Settlement 92–116, 2016.
6. Cotula, L. "Democracy and International Investment Law" 30(2), Leiden Journal of International Law, 2017.
7. Jason Yackee, "Controlling the International Investment Law Agency", 53 Harvard International Law Journal 2012.
8. Jeswald W. Salacuse, "TheTreatification of International Investment Law", 13 Law &Business Review. America. 155, 2007.
9. Catherine A. Rogers, "The Politics of International Investment Arbitrators", 12 Santa Clara Journal of International Law, 223, 2014.
10. Catherine M. Amirfar, "Dispute Settlement Clauses in Investor-State Arbitration: An Informed Approach to Empirical Studies About Law A Reponses to Professor Yackee", 12 Santa Clara Journal of International Law, 303, 2014.
11. Guiguo Wang, "China's Practice in International Investment Law: From Participation to Leadership in the World Economy", 34 Yale Journal of International law 2009.

Videos

1. Surya Subedi, International Investment Law, University of London, Published on June 2017at www.londoninternational.ac.uk/
2. Introduction to International Law available at https://www.youtube.com/watch?v=MB4noD7pH7E
3. Evolution of Investment Law https://www.youtube.com/watch?v=K00keyuUX44
4. History and Sources of Investment Law available at https://www.youtube.com/watch?v=R9YZKrNPru4

Course Hand Out
Academic Year – 2019-20
(Class of 2020)

Course Name: International Investment Laws
Course Code: LL511
Semester: VII
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/READINGS	AUTHOR / PUBLICATION
1	THE LAW AND PRACTICE OF INVESTMENT TREATIES (Kluwer 2008).	ANDREW NEWCOMBE & LLUIS PARADELL,
2	THE INTERNATIONAL LAW ON FOREIGN INVESTMENT	M. SORNARAJAH, (CAMBRIDGE 3RD ED)
3	Harnessing foreign direct investment for development (Centre for global development)	Theodore Moran
4	UNCTAD Series on Issues in International Investment Agreements II	UNCTAD
5	Investor obligation-investment treaties by International Institute for Sustainable development.	IISD
6	Interpreting Public Interest Provisions in International Law (Chicago Journal of International Law)	Alison Giest

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1	4	**Introduction-** History, nature and scope	Meaning and evolution of the term 'investment', history of International Investments Law-conflicting economic theories on foreign investment-sources of laws in international investment-definition of investor and investment in Investment Agreements-Actors in field of foreign investments-Risks in International Investments	**The International Law on Foreign Investment**	Chapter 1 and 2. Pgs 1-87	The students will learn about the evolution of investment theories and various perspectives on international investments.
2.	5	**Principles of International Investments and State Liability**	The fundamental principles of the law of foreign investment- Fair and equitable treatment-full protection and security-National Treatment-The MFN treatment- non-discrimination and fairness- Emergency, necessity, armed conflict-Arbitrary or Discriminatory Measures- Nature of control by the host states in international investments-State responsibility for injury to aliens-The liability of multinational	**The International Law on Foreign Investment**	Chapter 7 pgs 267-272 Chapter 12. Pgs 453-473 Chapter 4. pgs 144-169	The students will get to understand the basic premises on which investment agreements are entered into and roles/duties of the different parties to an investment.

			corporations and home state measures			
3.	5	**Principle of Expropriation**	Expropriation – Expropriation doctrines-lawful and unlawful expropriation-Indirect and Direct Expropriation-Legitimate expectations in expropriation-Protection against Expropriation- "right to regulate"-Compensation-Role of UNCTAD	**UNCTAD Series on Issues in International Investment Agreements II**	www.unctad.org	A student will understand how investments are protected from unlawful expropriations and the remedies available. The student should be able to understand whether any act of the host nation would amount to expropriation of investment rights or not.
4	10	**Model Laws and Treaties for International Investments**	The international norms on multinational corporations-The UNCTC Code on Multinational Corporations-International investment agreement Draft Model-OECD Model, World Bank Model, The regional agreements, NAFTA, The ASEAN Agreements- The WTO and foreign investment-TRIMS-Indonesia-Autos Case-Committee on TRIM-Relationship with MFN and National Treatment and TRIPS	**UNCTC Code on Multinational Corporations, TRIMS Agreement text.**	www.oecd.org www.wto.org	The students would get an overview of standard International Investment Treaties and thereby understand the basic components or universally accepted investment law mandates.

5	5	**Modes of Foreign Investment and BITs**	Modes of foreign investment-Investment Contracts, State and Private Contracts, FDI, Portfolio investment-Bilateral investment Treaty-Its origin, content, significance-Reasons and features of BIT-Repatriation of profits-Nationalisation and compensation-Preferential trade agreement-Critique of BIT- Human Rights, ineffectiveness-Indian Model laws and Law Commission Report	**The International Law on Foreign Investment** **Theodore moran, Harnessing foreign direct investment for development (centre for global development)**	Chapter 5 Pgs 172-234	The student would get to know further about Investment Laws after studying several Bilateral Treaties, more so with specific reference to foreign direct investment in India. A student would be able to identify basic issues concerning investments with reference to India.
6	6	**Obligations on Investors in International Investment**	Principle of Corporate Social Responsibility-Concept of 'public interest' in Investment treaties and arbitration-*Glamis Gold* case-Human Rights obligations of the investor-Stabilisation clauses in investment contracts-labour rights protection-environmental safety considerations-Concept of Sustainable Development-Defence of Necessity	**Investorobligation-investment treaties by International Institute for Sustainable development.** **Interpreting**	www.iisd.org https://investmentpolicy.unctad.org/	Through this unit student will understand a different perspective of investments also that is increasing with increase in CSR and Human rights issues.

				Public Interest in International Investment Treaties		
7	5	**Disputes and Jurisdiction**	Contract disputes and Treaty disputes-Umbrella clauses-Purpose or effect of umbrella clauses-Jurisdiction and admissibility- concept of *"investment"* under a treaty-criteria to determine investment under a treaty-"continuing violation"-Jurisdiction *Ratione Personae* & Third-Party Participation	**The International Law on Foreign Investment**	Chapter 7 Pgs276-307	The student would understand various clauses and their interpretation in cases of disputes.
8	8	**Dispute Resolution, Damages and Enforcement of Arbitral Awards**	.Arbitration and Exhaustion of Legal remedies-Consent to Investment Arbitration-Advantages of investor-state dispute and state to state dispute resolution-"fork-in-the –road" clause- *Waste Management I and II*-Iran-US Claims Tribunal-Investment Arbitration- ICSID, the International Centre for the Settlement of Investment Disputes-Energy Charter Treaty-	**The International Law on Foreign Investment**	Chapter 8 Pgs 306-322	The student will understand how disputes are international investments arise and how they are resolved through the dispute settlement mechanism.

			AFTA-CAFTA-Political Risk Insurance-MIGA-National Insurance Programs-Private Investment Insurance – Bilateral Investment Promotion and Protection Agreements-Succession of governments and BIT-Position in India-White Industries Ltd. v. The Republic of India, UNCITRAL b. Principles of Award of Damages in International law-*Chorzów Factory* case-injury to support moral damages-concept of double dipping-attorney fees and costs-Enforcement of Arbitral Award under ICSID Convention-New York Convention on the Recognition and Enforcement of Arbitral Awards-concept of sovereign immunity in investor state arbitration regime			
9	10	Tutorials				

10	2	Guest lectures				
Total	60					

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 allotted
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				
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.

Financial Law and Policy (LE412)

Objectives of the Course: To help the students understand the role and importance of finance in the economy and guide them to understand the regulatory measures that manage financial system of a country through policies and laws. To make the emerging law practioners develop their practical knowledge over financial market, which is the backbone of any country's economy and also guide them in analysing and understanding various laws that regulate the Indian financial market to manage the economy of the country.

Course Outcomes: At the end of the course, the student is expected to have an overview of the various financial laws that control, regulate and manage the financial system of a country. Understanding the laws, the student also will be able to analyse how economy is regulated through various policies, importance and need of the financial policies for a country, sanctions and regulations that bind the financial market under the laws and the practical aspects of the working of financial system in the form of policies and laws for an economy to sustain.

Unit I :Introduction to Indian Financial System - Evolution of Indian Financial System, Pre Independence, 195-1990, 1990 till present

Unit II: RBI Act, 1934: Structure, Organization & Governance, Main activities like Monetary Authority, Issuer of Currency, regulator, Banker & debt manager to Govt of India, Banker to Banks, etc.

Unit III: Indian Monetary policy: Objectives of Monetary Policy, Monetary Management, Credit Control methods, short Term Liquidity management, etc

Unit IV: Banking Regulation Act, 1949: Interpretation, Forms of business, Capital requirements, Financials, control over Management by RBI, Acquisition, Suspension and winding up of banks, etc.

Unit V: Government Securities Act, 2006: Meaning of Government Securities, issuance and eligibility criteria, process, documentation, transfer, etc.

Unit VI: Foreign Exchange and Management Act, 1999: Regulation and Management of Foreign Exchange, Contravention and Penalties, Adjudication and Appeal, Directorate of Enforcement, etc.

Unit VII: Prevention of Money Laundering Act, 2002- Offence of Money Laundering, Attachment, adjudication, confiscation, obligations of banks, FI & intermediaries, Special courts, etc.

Unit VIII: Insurance Regulatory and Development Authority Act, 1999 - IRDA, Transfer of Assets & liabilities, duties, powers and functions of Authority, Finance, Accounts and Audits, etc.

Unit IX: Fiscal Policy of India– Basic Concept, India Fiscal Policy Structure, Evolution of Policy till 1991, Liberalization, Growth, inclusion & consolidation 1991 till now, maturing, etc.

Unit X: Fiscal Responsibility and Budget Management Act, 2003 - Key highlights and measures, Financial Sector Legislative Reforms Commission(FSLRC), Committee Recommendations Regulatory Governance,TasksofFinancialLaws,etc.

Text and Reference Books:

1. Dr S C Bihari, Indian Financial System, International Book House Pvt Limited
2. Meir Kohn, Financial Institutions and Markets, Tata Mc Graw-Hill publishing company Limited, Delhi

3. My Khan, Financial Services, Tata Mc Graw-Hill publishing company Limited, Delhi.
4. Dr B R Sharma & Dr. R P Nainta, Banking law & Negotiable Instruments Act, Allahabad Law Agency

Videos

a) http://www.yourarticlelibrary.com/banking/important-methods-adapted-by-rbi-to-control-credit-creation/23490
b) https://www.rbi.org.in/Scripts/AboutUsDisplay.aspx?pg=OrganizationStructure.htm
c) file:///H:/FINANCIAL%20LAWS%20AND%20POLICIES/08_chapter-2.pdf
d) http://www.yourarticlelibrary.com/banking/important-methods-adapted-by-rbi-to-control-credit-creation/23490
e) https://www.rbi.org.in/Scripts/AboutUsDisplay.aspx?pg=OrganizationStructure.htm

Course Hand Out
Academic Year – 2020-21
(Class of 2022)

***Course Name*: FINANCIAL LAW & POLICY**

***Course Code:* (LE411)**

***Semester*: VII (BBA-LLB)**

***Faculty Name*: Sridevi. D. Shet**

***Mobile No*: 8886227411**

***Email*: dsridevi@ifheindia.org**

Objectives of the Course:

The Syllabus is designed to introduce the students to the concepts of financial laws in India. To analyse the importance of regulatory framework in money circulation by way of monetary and fiscal policy and other financial laws for vibrant working of Indian economy. To make the emerging law practitioners develop their practical knowledge over financial market, which is the backbone of any country's economy and also guide them in analyzing and understanding various laws that regulate the Indian financial market to manage the economy of the country

Course Outcomes:

At the end of the course a student is expected to understand the various Financial Laws and policies within which the Indian economic system works . Understanding the laws will enable the students to analyse how economy is regulated through various policies, sanctions and regulations .

Recommended Text Books and Reference Books:

	TEXT BOOK	AUTHOR / PUBLICATION
1.	Indian Financial System	Dr S C Bihari, International Book House Pvt Limited
2.	Financial Institutions and Markets	Meir Kohn, Tata Mc Graw-Hill publishing company Limited, Delhi
3.	Financial Services	My Khan, Tata Mc Graw-Hill publishing company Limited, Delhi.

4.	Tannan's Banking Law and Practice in India.	M L Tannan/ India Law House. New Delhi.
5	Indian Economy	Ruddar Datt & KPM Sundharam
6	Banking law & Negotiable Instruments Act	Dr B R Sharma & Dr. R P Nainta/Allahabad Law Agency
7	Laws of Banking & Negotiable Instruments – An Introduction	Avtar Singh /Eastern Book Company
8	Students guide to corporate laws and secretarial practice.	V S Datey/ Taxmann
9	Modern Law of Insurance in India ,5th Edition	K S N Murthy & K V S Sharma /Lexis Nexis
10	MN Srinivasan's Principles of Insurance Laws,9th Edition	S V Joga Rao /Lexis Nexis-Butterworths Wadhwa-Nagpur.
11	Prevention of Money Laundering Act ,2002.	C A Rajkumar S Adukia & CA Rishabh R Adukia/Bharat law House Pvt ltd, New Delhi.
12	Money banking and international trade	KPM Sundaram /S Chand Publications
13	India's Fiscal Policy -Prescriptions, Pragmatics and Practice	Edited by Supriyo De /Cambridge University Press
14	Money Banking & International Trade	KPM Sundharam/Sultan Chand & Sons
15	Indian Financial system	Barathi V. Pathak/Kindle Edition
16	FEMA Ready Reckoner	Taxman's 12th Edition 2019
17	Treatise on FEMA law and practice	Dilip.K.Sheth/Snow White Publications
18	Commentary on The Insurance Regulatory and Development Authority	Act S.K.Sarvaria/ Universal Law Publications

BARE ACTS -

S.No	*BARE ACTS*
1	FEMA 1999
2	Prevention of Money Laundering Act, 2002
3	Reserve Bank of India Act 1934
4	Banking Regulation Act 1949
5	Government Securities Act 2006
6	Fiscal Responsibility and Budget Management Act, 2003
7	Insurance Regulatory and Development Authority Act, 1999

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1.	7	Introduction to Indian Financial System -	Evolution of Indian Financial System, Pre-Independence, 1950-1990, 1990 till present.	RB-5 RB-1	Chapter-2 Page 14-28 Part -2 Page 156-308. Chapter-1 Page 1- 4 and 31-61 https://www.youtube.com/watch?v=-tJAilUtzHE- (Financial economics)	This module helps in understanding the structure of Indian economy. It also gives an insight into the rationale & philosophical basis of Indian Economic planning and the lessons to be drawn from the experience of such planning and its operations in the Indian economic system.
2.	3	RBI Act, 1934:	Structure, Organization & Governance, Main activities like Monetary Authority, Issuer of Currency, regulator, Banker & debt manager to Govt of India, Banker to Banks, etc.	RB-4 RB-6 RB-1	Chapter-2 Page 78-83 Chapter-2 Page 12-34 Chapter-15 Page 573-593 https://rbidocs.rbi.org.in/rdocs/Content/P	This module gives an insight in to the working of RBI and its impact on Indian economy.

					DFs/FUNCWWE080910.pdf https://www.youtube.com/watch?v=hnwY6tUAyDo- (Role of RBI in Indian economy)	
3.	3	Indian Monetary policy:	Objectives of Monetary Policy, Monetary Management, Credit Control methods, short Term Liquidity management, etc	http://www.igidr.ac.in/pdf/publication/WP-2011-018.pdf	https://www.ccilindia.com/Documents/Rakshitra/2014/jan/Article.pdf	This module provides an understanding as to the importance of monetary policy tools in regulating credit control in the economy.
4.	5	Banking Regulation Act, 1949:	Interpretation, Forms of business, Capital requirements, Financials, control over Management by RBI, Acquisition, Suspension and winding up of banks etc.	RB-4 RB-6 RB-7	Chapter-4 Page 87-157 Chapter-3 Page 36-52 Chapter-2 Page 10-153	This module provides students with the opportunity to explore the legal and regulatory framework governing banking in India.
5.	5	Government Securities Act, 2006:	Meaning of Government Securities, issuance and eligibility criteria, process,	Bare Act	https://rbidocs.rbi.org.in/rdocs/	The module gives an understanding as to what are government

			documentation, transfer, etc.		Publications/PDFs/GOVTSA130312.pdf https://www.indianeconomy.net/splclassroom/why-government-securities-are-called-gilt-edged-securities/	securities and their importance in open market operations.
6.	7	Foreign Exchange and Management Act, 1999:	Regulation and Management of Foreign Exchange, Contravention and Penalties, Adjudication and Appeal, Directorate of Enforcement, etc.	RB-8	Chapter-22 Page 638-719	The impact of FEMA in the liberalization process initiated by Government of India in the year 1991 and its aftermath application.
7.	7	Prevention of Money Laundering Act, 2002-.	Offence of Money Laundering, Attachment, adjudication, confiscation, obligations of banks, FI & intermediaries, Special courts, etc.	RB-11	Chapter-1,2,3,4,5,6, 7,13, 17&26. Annexure 12.	An insight of recording and reporting requirements to be met by banks, FI and Intermediaries in preventing money laundering.

8.	3	Insurance Regulatory and Development Authority Act, 1999 -	IRDA, Transfer of Assets & liabilities, duties, powers and functions of Authority, Finance, Accounts and Audits, etc.	RB- 9 RB-10 RB-1	Chapter-2 Page 10-12 Chapter-3 Page 190-195 Chapter 15 Page-597 - 603	An understanding of statutory principles pertaining to insurance law in constructive and comprehensive manner.
9.	5	Fiscal Policy of India–	Basic Concept, India Fiscal Policy Structure, Evolution of Policy till 1991, Liberalization, Growth, inclusion & consolidation 1991 till now, maturing, etc.	RB-13 RB-14 https://www.jagranjosh.com/general-knowledge/fiscal-policy-of-india-meaning-objectives-and-impacts-on-the-econo	Ch-1 page 1-34 Ch-11 page 2.200-2.214 http://shodhganga.inflibnet.ac.in/bitstream/10603/36474/12/12_chapter4.pdf http://www.yourarticlelibrary.com/india-2/fiscal-policy/fiscal-policy-of-india-definition-objectives-and-evaluation	The module gives an insight into the concept of fiscal policy and its working in indian economic system.

				my-14487 05973 -1 http:// www. nipfp. org.in/ media /medi alibrar y/201 3/04/ wp_20 08_53. pdf	/63282	

10.	3	Fiscal Responsibility and Budget Management Act, 2003 -	Key highlights and measures, Financial Sector Legislative Reforms Commission (FSLRC), Committee Recommendations, Regulatory Governance, Tasks of Financial Laws, etc.	Bare Act	http://www.fpibangalore.gov.in/docs/FPI%20-%20Journal%20-%20Aarthika%20Charche%20-2.pdf Articles- http://kalyan-city.blogspot.com/2011/03/fiscal-responsibility-and-budget.html	The chapter gives understanding as to how the act helps in institutionalizing financial discipline, reduce India's fiscal deficit, improve macroeconomic management and the overall management of the public funds by moving towards a balanced budget and strengthen fiscal prudence
	Total = 48					

Expectations from Students:

aaaa) 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.

bbbb) 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.

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

dddd) 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.

eeee) 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.

ffff) 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.

gggg) 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.

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

iiii) 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.

jjjj) 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	Online test Last week of august	First week of September	15	First 2 units
NCP II	Mid Term	28-09-2020	First week of October	20	Unit 1 to Unit 5
NCP III	Internal Assessment	MCQ Last week of October	First week of November	15	Unit 6 and Unit 7
End Term	End Term	23-11-2020	First week of December	50	All ten 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

Name: 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.

Capital Market Regulations (LE413)

Objectives: In the growing global economy, India must also compete successfully for capital against large dynamic nations and well-developed capital markets. The world have recognized the importance of a securities market regulatory system that protects investors. The continued growth of our capital markets and their potential for accelerated growth over the next decade and beyond, create enormous demands and opportunities for lawyers. Course in Securities Laws seeks to match a select group of India's finest and most accomplished securities lawyers with an equally fine and dedicated group of students to transfer to them the skills necessary to meet those demands and take full advantage of the opportunities they present**.**

Unit I Financial system & Financial markets:Concept of Finance, Savings and Investments – Role of Finance in an Economy – Structure or components of Indian Financial system – Financial system and economic development in India – Financial markets, instruments – Regulatory authorities for different financial markets in India.

Unit II: Reserve Bank of India: Role and functions of RBI – Regulations of Financial markets – Role of RBI – Instruments of monetary and credit control used by RBI and their impact on the economy – Latest Monetary and Credit Policy of RBI – Various measures of monetary and liquidity aggregates.

Unit III: Money Markets in India: The structure and functions of Money markets – Money market instruments – Intermediaries and institutions related to money market – Regulation of Money markets.

Unit IV: Primary Capital Markets: The concept and meaning of primary markets – Capital market instruments and their classification – Different kinds of issues of securities – IPO process – Eligibility conditions – Role of merchant banker, preparation of prospectus and filling with SEBI/ROC, Role of intermediaries, pricing of issues, Allotment formula, Retail investors, QIBs, Green shoe option etc. – SEBI investor protection.

Unit V: Secondary Capital Markets: The concept and meaning of primary markets – Organization and Functions of Stock exchanges and OTCEI – Listing of securities at the stock exchanges – Stock exchanges and the intermediaries in the secondary capital markets – Basics in share trading – opening the 3 in 1 account, the mode of trading and settlement – Role of NSDL and CDSL in share trading – Share price indices – SEBI Regulation of capital markets.

Unit VI: Insurance Market: Insurance sector and economic growth – Types of insurance – Insurance industry in India – Regulation of Insurance by IRDA.

Unit VII: Securities Laws: SEBI Act 1992:SEBI Regulations, Composition, Penalties, Depositories Act, 1996: Depository Regulations, SEBI Merchant Banker Regulations 1992.

Unit VIII: Securities Contracts Regulations Act, 1956:Stock Exchanges and Definition of Securitas, SEBI, SEBI (Issue of Capital & Disclosure Requirements) Regulations 2009.

Unit IX: SEBI Prohibition of Insider Trading, SEBI Mutual Fund Regulations, SEBI Credit Rating Agencies Regulations.

Unit X: Regulatory authorities – RBI, SEBI, PFRDA, DGFT Others – Self Regulatory Bodies in Financial system – AMFI, FIMMDA, FEDAI, IBA Others.

Text and Reference Books

1. Rajesh Kothari : Financial Services in India: Concepts and Application
2. Clifford Gomez :Financial Markets, Institutions and Financial Services, PHI Pub.
3. S.Guruswamy : Financial Services
4. Dr.Vasant Desai: Financial Markets and Financial Services HPH
5. MY Khan: Indian Financial System TMH
6. Nalini Prava Tripathy :Financial Services, PHI Pub.
7. H R Machiraju: International Financial Markets and India
8. Siddhartha Shankar Saha: Indian Financial System & Markets

International Banking and Finance (LE414)

Objectives: The course is structured in such a way to provide the student with an understanding of the basic principles, concepts and terms of International Banking and Finance, various forms of international banking, offshore financial centers etc. International trade and Finance. Global Financial and Regulatory Institutions and Global regulatory environment and International law

Unit I: Introduction: Global trends and developments in International Banking, Wholesale banking, retail banking, private banking, inter-bank business, International financial centers offshore banking units, SEZs, International debt management- Codification of International Banking Law – Eurocurrency Markets – Euro Deposits.

Unit II International Banking Operations - Asset Liability Management, Profitability of International Banking Operations, Investment Banking (BIS), Correspondent Banking, Treasury and Risk Mitigation, Country risk and bank risk management Policies and Practices -(Transfer of Risk the Act of State Doctrine and Sovereign Immunity (*Callejo* v. *Bancomer)*).

Unit III Role of LIBOR –Foreign Corporations -– Financing Foreign Governments - Regulatory Framework, Technology and International Banking - Establishment of Basel committee -BASLE-I, II &III, International loan agreements, covenants and clauses, International accounting standards

Unit IV International Financial Institutions; IMF, IBRD, BIS, IFC, ADB, WTO, Role of IMF and World Bank in International debt crisis management, International competitiveness - implications and effectiveness - International Corporate Finance, Fundamental principles of lending MNC, documentation and monitoring of Corporate Finance, International Bond Market - operations - procedure and significance – Regulation and Deregulation process

Unit V Raising resources and its deployment, ECBs / FCNRs, International credit rating agencies and global capital markets, Syndicated Loans, Project and Infrastructure Finance Regulatory prescriptions, revising undertaking facility, Note issuance facility system and structure, Corporate Treasury Management, Derivatives; Corporate application, Role of FIIs, FDIs and EXIM Bank, Commodity Exchanges - Letter of Credit mechanism and UCPDC / URC / URR Buyer's / Sellers credit, Bilateral trade, counter trade, high seas sales.

Unit V- FEMA and Regulatory Framework in India, Exchange management and controls, Anti-money laundering laws, Maritime frauds, modus operandi and prevention initiatives – Regulatory prescriptions, revising undertaking facility.

Unit VI Legal Issues in International Banking Law I -Governing Law and Choice of Law by Parties - Introduction – Governing Law – Choice of Laws – Concept – Factors influencing Choice of Law – Characterization – Connecting Factor – Proper Law – Principle of *Renvoi* – Aspects of Transaction Controlled by Proper Law- Legal Issues in Trade dispute and Derivative Transactions.

Unit VII Legal Issues in International Banking Law II – Jurisdiction – Against Whom Action may be Filed – Basis of Action – Extended or Discretionary Jurisdiction of English Courts – Basis of Jurisdiction under the convention (*Lex Mercatoria*) – Legal Restrictions on Jurisdiction – Conflicts of Law – Foreign Element

Unit VIII International Aspects of Indian Banks and Banking activities: Legal rules that effect foreign Bank doing business in India (*Daiwa Bank -Case*). Home Bank Liability for Foreign Branch Deposits (*CITI BANK V. WELL FARGO ASIA*) –Swaps - Legal Implications of Swaps and Regulations.

Text and Reference Books

1.Graham Roberts Law relating to International Banking, Wood Head Publishing Ltd, (2003)

2. IIBF, International Banking, Legal and Regulatory Aspects, Mac Millan Publications India 2014

3. George Alexander Walker, International Banking Regulation: Law Policy and Practice, Kluwer Law International, 2001

4. A.W Mullineux, Hnad Book on International Banking,

5. Alfred M. Pollard, Banking Law in United States, Juris Publishing, 4th Edition Volume (1) 2010.

6. Maichael P Malloy, Banking Law and Regulation, Wolters And Kluwers Publication, 2014

7. Bimal N. Patel, India and International Law, Martinos Nijhoff Publishers, 2008.

8. Lazorous O. Panourgious, Banking Regulation and World Trade Law, Hart Publishing 2006.

Course Hand Out
Academic Year – 2019-20
(Class of 2021)

Course Name: International Banking and Finance
Course Code: LE414
Semester: VII
Faculty Name: Mrs. Monisha Gade
Mobile No: 9652115092
Email: monugade@ifheindia.org

Objectives of the Course:

The course is structured in such a way to provide the student with an understanding of the basic principles, concepts and terms of International Banking and Finance, various forms of international banking, offshore financial centers etc. International Trade and Finance. Global Financial and Regulatory Institutions and Global regulatory environment and International law.

Course Outcomes:

After the completion of the course the student will be able to understand and analyse the critical issues involved in International Banking and Finance. They will be in a position to understand about the working of various financial and regulatory institutions at international level. They will also be in a position to understand different modes of banking at international level.

Recommended Text Books and Reference Books

Sl.No.	TEXT BOOK	AUTHOR / PUBLICATION
1.	Hand Book on International Banking	A.W Mullineux/Edward Elgar Publishing Inc.
2.	International Banking Operations	Indian Institute of banking and Finance/ Macmillan Publishers Private Limited
3.	International Trade Finance	Indian Institute of Banking and Finance/ Taxman
4.	International Banking	Pradip K. Pain/ Macmillan Publishers Private Limited
5.	Modern Banking	Shelagh Heffernan/ John Wiley & Sons Ltd.
6.	International banking : legal & Regulatory Aspects	Indian Institute of banking and Finance/ Macmillan Publishers Private Limited

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1.	8	Introduction	Global trends and developments in International Banking, Wholesale banking, retail banking, private banking, inter-bank business, International financial centers offshore banking units, SEZs, International debt management-Codification of International Banking Law – Eurocurrency Markets – Euro Deposits.	International Banking	Module – A International banking and finance pp. 5-51 https://www.youtube.com/watch?v=gXhRJA9Dtv4	The student will learn about the trends in international banking along with different methods of international banking.
2.	8	International Banking Operations	Asset Liability Management, Profitability of International Banking Operations, Investment Banking (BIS), Correspondent Banking, Treasury and Risk Mitigation, Country risk and bank risk management Policies and Practices -(Transfer of Risk the Act of State Doctrine and Sovereign Immunity	International Banking Operations (whole book) International Trade Finance	Forex Risk Management Pp. 97-126 Pp. 209-223 Risk ManagementPp. 131-156	The student will learn about the risk management techniques involved in international banking and finance.
3.	6	International banking	Role of LIBOR – Foreign Corporations – Financing Foreign Governments - Regulatory Framework, Technology and International Banking - Establishment of Basel committee -BASLE-I, II &III, International loan	Hand Book on International Banking International banking : legal & Regulatory	The settlement and financing of international trade Ayse G. Ere Pp. 259-282 The regulation of	The student will learn about various principles which help in regulating the international banking and finance.

			agreements, covenants and clauses, International accounting standards	Aspects	international banking: structural issues Richard Dale and Simon Wolfe Pp. 572-611 https://www.youtube.com/watch?v=v147llKLZzM	
4.	6	International Financial Institutions	IMF, IBRD, BIS, IFC, ADB, WTO, Role of IMF and World Bank in International debt crisis management, International competitiveness - implications and effectiveness - International Corporate Finance, Fundamental principles of lending MNC, documentation and monitoring of Corporate Finance, International Bond Market - operations - procedure and significance – Regulation and Deregulation process	International Banking Operations Handbook on International banking	International Financial Institutions pp. 149-244 The International Monetary Fund: past, present and future Ian W. Marsh and Kate Phylaktis PP.699-720 https://www.youtube.com/watch?v=JFibH9Nctpw	The student will learn about the evolution and importance of financial instutions and their role in regulating international banking and finance.
5.	6	International Financing	Raising resources and its deployment, ECBs / FCNRs, International credit rating agencies and global capital markets, Syndicated Loans, Project and Infrastructure	Hand Book on International Banking	Country risk: existing models and new horizons Sarkis Joseph	The student will learn about various aspects of international finance. They will also understand

			Finance Regulatory prescriptions, revising undertaking facility, Note issuance facility system and structure, Corporate Treasury Management, Derivatives; Corporate application, Role of FIIs, FDIs and EXIM Bank, Commodity Exchanges - Letter of Credit mechanism and UCPDC / URC / URR Buyer's / Sellers credit, Bilateral trade, counter trade, high seas sales.		Khoury and Chunsheng Zhou Pp. 327-365	how international financial instruments are being regulated.
6.	7	Legal Issues in International Banking Law	Governing Law and Choice of Law by Parties -Introduction – Governing Law – Choice of Laws – Concept – Factors influencing Choice of Law – Characterization – Connecting Factor – Proper Law – Principle of *Renvoi* – Aspects of Transaction Controlled by Proper Law- Legal Issues in Trade dispute and Derivative Transactions. Jurisdiction – Against Whom Action may be Filed – Basis of Action – Extended or Discretionary Jurisdiction of English Courts – Basis of Jurisdiction under the convention (*Lex*	International banking : legal & Regulatory Aspects	Whole book PP.1-225	The student will learn about the various legal issues in international banking and finance.

			Mercatoria) – Legal Restrictions on Jurisdiction – Conflicts of Law – Foreign Element.			
7.	3	Other Allied laws	FEMA and Regulatory Framework in India, Exchange management and controls, Anti-money laundering laws, Maritime frauds, modus operandi and prevention initiatives – Regulatory prescriptions, revising undertaking facility.	International Banking Operations	Regulatory framework in India Pp 257-272	The student will learn about various laws which influence international banking and finance.
8.	4	International Aspects of Indian Banks and Banking activities	Legal rules that effect foreign Bank doing business in India. Home Bank Liability for Foreign Branch Deposits –Swaps - Legal Implications of Swaps and Regulations.	International Banking Operations	Inernational Financial Institutions pp.245-254	The student will learn about the impact of international banking and finance upon Indian economy
9.	10	Tutorials				
10.	2	Guest Lectures				
Total	60					

Case Studies:

1. Carney and others v NM Rothschild & Sons Ltd [2018] EWHC 958 (Comm)
2. Lloyds Bank PLC v McBains Cooper Consulting Ltd [2018] EWCA Civ 452
3. Travel Document Service and another v HMRC [2018] EWCA Civ 549
4. Steel and another v NRAM Ltd (formerly NRAM plc) (Scotland)) [2018] All ER (D) 148
5. First Abu Dhabi Bank PJSC (formerly National Bank of Abu Dhabi PJSC) v BP Oil International Ltd [2018] EWCA Civ 14

6. In Citibank, NA, London Branch v Oceanwood Opportunities Master Fund and others [2018] EWHC 448 (Ch)
7. Whitlock and another v Moree (Bahamas) [2017] UKPC 44
8. Singularis Holdings v Daiwa Capital Markets Europe [2018] EWCA Civ 84
9. CITI BANK V. WELL FARGO ASIA 852 F.2d 657 (2d Cir. 1988)
10. Callejo v. Bancomer S.A. 764 F.2d 1101.

Expectations from Students:

kkkk) 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.

llll) 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.

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

nnnn) 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.

oooo) 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.

pppp) 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.

qqqq) 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.

rrrr) 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.

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

tttt) 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

uuuu) 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	12-9-2019	16-09-2019	10	**Modules 1 & 2**
NCP II	Mid Term	3-10-2019	7-10-2019	20	Modules 1 to 4
NCP III	Internal Assessment	13-11-2019	13-11-2019	10	Modules 5 & 6
NCP IV	Class Participation	22-11-20109	22-11-2019	5	
NCP V	Attendance	22-11-2019	22-11-2019	5	
End Term	End Term	28-11-2019	1-12-2019	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 is a Faculty Associate in ICFAI Law School, Hyderabad. She holds Post Graduate Degrees in Law and Commerce. She is specialized in Corporate Laws. She completed her LL.M (Corporate Laws) from Nalsar University of Law, Hyderabad. She has completed her M.Com (Accounting & Finance) from Annamalai University. She has published various articles in recognized journals at both national and international level. She also participated in several seminars on law in various universities at both national and international level.

International Commercial Arbitration and ICC (LE415)

Objectives: The growth of international trade among world countries has resulted in engaging several business dealings. Besides the development, there has been evident about the increased rate of trade disputes. As the adjudication process of redress in Domestic Courts is more in cost, time and less effective of disputes. This gives a way for the emergence and effective implementation of alternative dispute mechanism. Arbitration one of the method of ADR, plays a multidimensional role in International Commercial Contracts. This gives more comfort to parties of the contract choosing their own choice of arbitrators, application of law, limitation of Jurisdiction and enforceability of arbitral awards. The Course of International Commercial Arbitration (ICA) focus on the procedure of international commercial agreements, relevant Conventions that deal with ICA and

highlight the UNCITRAL Model Law. The Course also deals with the meaning of International Arbitral Agreement, nature of *commercial,* Composition, Jurisdiction, *choice of law,* arbitral proceedings, recognition and enforcement of foreign arbitral awards. The course has included online arbitration agreement and their enforceability due to the present condition in the globalised world where every agreement take place through online. Finally the course will sum up with various international arbitration bodies.

Course Outcomes:
At the end of the course a student is expected to
1. be aware of the importance of ICA as an effective informal justice system.
2.understand the binding nature of an award given by the arbitrators.
3.to note that foreign awards are also executed in India

Unit I: Introduction - Dispute Resolution in International Trade –International Commercial Arbitration – Growth and Historical development – Objectives – theories – Legal framework - Concept and Nature of International Commercial Arbitration - International Commercial Agreements – Basic Principles of Interpretation of international commercial arbitration – International Arbitration *versus* Litigation – Institutional Arbitration and *Adhoc* arbitration.

Unit II: **Arbitrability** Nature and Scope of Arbitrability; Arbitration clauses – Agreement to Arbitrate – The Separability Presumption **–** Autonomy - India's Position -Significance of agreement in Arbitration- Forms of arbitration agreement - Functions - Definition and Requirements Arbitrations Agreement - Foreign Arbitration Agreement

Unit III: Meaning and Nature of Commercial – its relevance in International Commercial Arbitration - disputes arising out of legal relationships - Contractual or not - Considered as commercial under the law in force in India- Difference with International and Indian laws

Unit IV: Choice of Law Governing International Commercial Arbitration – Laws applicable – laws governing Arbitration Agreement – Substantive issues – laws of Enforcement and Recognition of arbitral Award – Enforcing the *Choice of law* clause – *Seat* Theory (in Indian and Reciprocating Country)– Formation – Substantial Validity – Non-Arbitrability – Capacity or Authority to Conclude Arbitration Agreement – Interpretation - Party Autonomy – Choice of National law - Conflicts of Rules

Unit V: Appointment of arbitrators - Independence and impartiality of the tribunal - Powers and duties of international arbitrators - Removal of arbitrators – Issues relating to unilateral appointment of arbitrator.

Unit VI: Jurisdiction of arbitral tribunal – Doctrine of competence-Competence – Requirements for national and international arbitrations – Choice of Procedural Law – Conduct of Proceedings – Discovery and disclosure powers – Role national courts in obtaining evidence – Confidentiality – Right to Representation.

Unit VII: Online Dispute Resolutions – E – arbitration – Online Arbitration Agreement – Online Arbitral Award – Regulatory Framework for Online Dispute Resolution - Means – Confidentiality – Publication of Result of online arbitral Resolution – Protection of Electronic Communication of Data.

Unit VIII: Arbitral Awards Recognition and enforcement of Award– Methods and Grounds of challenge -Recognition and enforcement of foreign arbitral awards **-** Reciprocity and commercial reservation - Indian law- scope and applicability - Foreign award- meaning - General policy for review foreign award in India - Grounds for refusal of recognition and enforcement of a foreign award - Recognition and enforcement of annulled awards

Unit IX: UNCITRAL Model Law on International Commercial Arbitration - Objectives and Principles – Structure and Adoption of Model Law – General Provisions – Arbitral Agreement – Composition – Jurisdiction of Arbitral Tribunal – Interim Measures – Preliminary Orders – Conduct of Arbitral Proceedings – Making of Award – Termination of Proceedings – Recourse against Award – Difference between Indian International Commercial Arbitration and UNCITRAL Model Law.

Unit X: Institutional Bodies of Arbitration – International Chamber of Commerce **–** History – Evolution – International Court of Arbitration - Permanent Court of Arbitration (PCA) - International Centre of Settlement of Investment Disputes (ICSID) - WIPO Arbitration and Mediation Center - WTO Dispute Settlement System - Court of Arbitration for Sport (CAC) - Society of Maritime Arbitrators (SMA) - International Centre for ADR - The London Court of International Arbitration

Research Study: Study of Arbitration class in domestic and international Arbitration

Text and Reference Books

1. Sethi Harsh, Arpan Kumar Gupta, International Commercial Arbitration and Its Indian Perspective; 2011 Universal Law Publication, New Delhi.
2. Fouchard, Gaillard Goldman, on International Commercial Arbitration Ed Emmanuel Gailard, John Savage, Kluwer International Law.
3. A.K Bansal, Law of International Commercial Arbitration (Universal Law Publishing 2003).

Course Hand Out
Academic Year – 2018-19
(Class of 2020)

Course Name: International Commercial Arbitration
Course Code:LE415
Semester: VII
Faculty Name: Prof.Dr.TVidyaKumari
Mobile No: 9885674637
Email: tvidyakumari@gmail.com

Course Objective:

1. To trace the development of arbitration in India.
2. To examine the judicial approach in the implementation of the Arbitration and conciliation Act of 1996.
3. To examine the International /National Institutions that promote and protect International commercial arbitration.

Course Outcomes: At the end of the course a student is expected to:

1. Be aware of the importance of ICA as an effective informal justice system.
2.understand the binding nature of an award given by the arbitrators.
3.to note that foreign awards are also executed in India

R**ecommended Text Book**s **and Reference Books**

	TEXT BOOK	AUTHOR / PUBLICATION
1.	International Commercial Arbitration and Its Indian Perspective;	Sethi Harsh, Arpan Kumar Gupta, Universal Law Publication, New Delhi. 2011, Reprint 2014
2.	Law of International Commercial Arbitration	A.K Bansal (Universal Law Publishing 2003).
3.	International Commercial Arbitration Ed Emmanuel Gailard, John Savage	Fouchard, Gaillard Goldman , Kluwer International Law.
4	Law relating to Arbitration and conciliation	Dr.P.C.Markanda,Lexis Nexis

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1.	8	**Introduction -** Dispute Resolution in International Trade – International Commercial Arbitration – Growth and Historical development – Objectives – theories – Legal framework - Concept and Nature of International Commercial Arbitration - International Commercial Agreements – Basic Principles of Interpretation of international commercial arbitration – International Arbitration	ICA growth worldwide, Access to justice-various forms History of arbitration Institutional arbitration, adhoc arbitration, sources of arbitration-private sources and public sources.	76th Report,176 Report,222 and 240 Report Law Commission of India Harsh Sethi Arpan Kr Gupta	Chap-I – Pages 1-9	

2.	8	**Arbitrability** Nature and Scope of Arbitrability; Arbitration clauses – Agreement to Arbitrate	Arbitrability scope and issues	Harsh sethi and Arpan kr Gupta A.K.Bansal Relevant cases	Chapt-5 – p161-186 Pages 147-157 Chap-2-pages 14-26	
3.	4	**Sources Of law**	Various sources	Dr.P.C.Markanda	Pages 861-880	
4.	4	**Choice of Law Governing International Commercial Arbitration**		Harsh Sethi Arpan kr Gupta. A,K,Bansal	Chapter -4- pages 99-142 Chap-12 pages-173-177	
5.	4	**Appointment of arbitrators -** Independence and impartiality of the tribunal - Powers and duties of international arbitrators - Removal of arbitrators – Issues relating to unilateral appointment of arbitrator		Harsh Sethi Arpan kr Gupta.	Chap-3-pages 60-95	
6.	6	**The Separability Presumption – Autonomy - India's Position -Significance of non signatories to an AA**		Harsh sethi and Arpan kr Gupta A.K.Bansal Relevant cases	Chapt-5 – p161-186 Pages 147-157 Chap-2-pages 14-26	
7.	4	**Intervention by the Courts**	Interim Measures 2. Legal Provisions on Intervention by the Courts	Relevant provisions of the Act	**Relevant cases**	
8.	8+2 8	**Arbitral Awards Recognition and enforcement of Award–** Methods and Grounds of challenge - Recognition and enforcement of foreign arbitral awards - Reciprocity and commercial reservation - Indian law- scope and applicability - Foreign award- meaning - General policy for		Harsh Sethi Arpan kr Gupta. *A.K.Bansal* *AK Bansal*	Chap-8-pages-253-273 Chap- 3- pages 28-41 Chap-6-70-96	

	2	review foreign award in India - Grounds for refusal of recognition and enforcement of a foreign award - Recognition and enforcement of annulled awards Recent amendments to the Act				
Tutorials	**12**					
Total	**60**					

List of Latest cases-

1. *Gas Authority of India Ltd. v. Spie Capage S.A.* AIR 1994 Del.75,

2. Bhatia International v. Bulk Trading S.A. AIR 2002 SC 1432,

3. *Centrotrade Mineral & Metals Inc v. Hindustan Copper Ltd* AIR 2006(11) SCC 245

4. *Renusagar Power Co. Ltd. v. General Electric Co. Ltd* AIR 1994 SC 860

5. *Noy Vallesina v Jindal Drugs Limited* 2006 (5) BomCR 155

6. *M/s. Fuerst Day Lawson Ltd v. Jindal Exports Ltd.* 2001 (6) SCC 356

7. *Serajuddin v. Michael Golodetz* AIR 1960 Cal.49

8. *Venture Global Eng. v. Satyam Computer Services* AIR 2008 SC 1061

9. *N.T.P.C. v. Singer Co* AIR 1993 SC 998

10. *Bharat Aluminium Co.* v. *Kaiser Aluminium Technical Services*

11. Union of India v Reliance Industries, 2015 (10) SCALE 149.

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	Component Number	Expected slot / due date	Marks declaration by	Weigh tage	Syllabus
NCP	I	6 SEPTEMBER 2019	10	10	**UNIT 1**
NCP-Mid	II	30 SEPTEMBER 2019	50	20	UNIT 1-4
NCP-	III	31 OCTOBER 2019	10	10	UNIT 5
NCP-	IV	22 NOVEMBER 2019	5	5	
NCP-	V	22 NOVEMBER 2019	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

PROF.T.VIDYA KUMARI

International Financial Institutions (LE416)

Objectives

The course enables the students to understand the mechanics and application of international financial institutions. The course helps to grasp the importance and possible detriment of the regulatory environment provided by domestic and global governments with regard to International Financial Information. To explore the different types of international financial institutions and the services provided by them.

Course Outcome

On completion of the course the students would acquire knowledge of different financial institutions and their contribution. They can attain conceptual understanding of international trade in relation to international financial institutions. Further students are able to identify different categories of operation facilities provided by the IFI's by applying the legal principles WTO with the IFI's.

Unit I: Introduction

Global Economy – First World War – Great Depression of the 1930 – Free Trade Regime – Second World War – Collapse of International Economic System – Trade in Goods – Services and Financial Assets in International Markers – Factors for Growth of Financial Markets – Expansion of Existing Markets, Financial Markets (Derivatives).

Unit II: Historical Evolution of International Financial Institutions

Origin, History and Sources of IFI – Bretton Woods Conference 1944 and Architecture – Evolution of Global Monitoring Authority – Origin of GATT Regime and UNCTAD Implications – Limiting the Sovereignty under WTO – Legal Obligations – Reduction of Trade Barriers in 1970 – Floating Rate Dollar Standard 1973-1984 – The Plaza and Louvre Accords 1985-1999 – Harmonization and Economic Integration – General Principles of International Law Applicable to IFI – Pacta Sunt Servanda – Free Consent – Rebus Sic Stantibus

Unit III: IFI and Financial Affiliates

International Monetary Fund – World Bank Group – International Bank for Reconstruction and Development – International Financial Corporation –International Development Association– International Centre for Settlement of Investment Disputes – Mutual Investment Guarantee Agency

Unit IV: Role of IMF in Financial Stability

IMF: Organization and Structure –IMF and International Financial Stability – International Lender of Last Resort (ILOLR) – Funds Articles Mandate –Bilateral Surveillance –Obligations of Members: Obligation towards Exchange Arrangements – Legal Implications Over Domestic Financial Policies and Role of IMF in Debt Crisis – Sovereign Debt Renegotiation Committee.

Unit V: Role of IBRD and Others in Capital Investment and Development

IBRD: Articles of Agreement 1989 –General Provisions to Loans and Guarantees – Operations and Organization Structure and Immunities and Privileges – International Development Association **(IDA)–** Articles of Association – Regulation on Currencies and value of Currency Holdings – Conditions of Financing Article V – International Financial Corporation **(IFC)–** Articles of Agreement 2012 – Purpose – Operations and Role in International Finance – Immunities and Privileges.

Unit VI: Regional Development Banks

Inter-American Development Bank – The European Bank for Reconstruction and Development – Trade Facilitation Program 1999 – The Council of Europe Development Bank – The Asian Development Bank – The Latin American Development Bank – The Caribbean Development Bank – The Islamic Development Bank – International Investment Banks – MIGA – The Bank of Investment Settlement – European Investment Banks – Nordic Investment Banks

Unit VII: IFI and International Trade

IFI and Economic Policies of Member Countries – Operations as Private Financial Transactions – Promoters in the International Capital Systems – Human Rights Obligations – IFI as a Legal Personality in National Courts – Third Party Interest in IFI Financing and Human Rights Issues.

Unit VIII: International Financial Services

General Agreement on Trade in Services (GATS) and Regulation of Financial Services – Article XI of GATS – Sectoral Classification - GATS and Financial Exception – Fund Jurisdiction and GATS – International Financial Intermediation – Current Accounts, Capital Accounts and Convertibility – Risk Management – FDI & FII.

Text and Reference Books

1. Daniel D. Bardlow and David B. Hunter, International Financial Institutions and International Law, Wolters Kluwer, 2010.
2. Felix I. Lessambo International Financial Institutions and Their Challenges: A Global Guide, Springer, 2011
3. Lazarous E. Ponourgias Banking Regulation and World Trade Law, Hart Publishing, 2006.
4. Roxanna Altholz & Chris Sullivan, Accountability & International Financial Institutions, University of California, 2017.
5. Richa Arora International Financial Systems and Institutions, SPD, 2013.
6. Yema Temouri, International Business and Institutions after the financial crises, palgrade Macmillan, 2014.
7. Arvind K Jain, International Financial Markets and Institutions, 1995.
8. Joseph Gold, the Fund Agreement in the Courts, IMF Publications, 1997.
9. World Bank, Post-Conflict Reconstruction: The Role of the World Bank, 1998.

Articles

1. William Easterly, 'The ghost of financing gap: testing the growth model used in the international Financial institutions', Journal of Development Economics, 1999.
2. Rogoff, Kenneth, 'International Institutions for Reducing Global Finnacial Instability', Journal of Economic Perspectives, 1999, Daniel Hammerschlag,'Morgan v. International Bank for Reconstruction and Development', Maryland Journal of International Law and Trade, 1992.

3. Y V Reddy: Legal Aspects of International Financial Standards – National Law Perspective, BIS Review, 2002.

4. Bruce M. Rich, The Multilateral Development Banks, Environmental Policy, and the United States, Ecology Law Quarterly, 1985.

5. Daniel D. Bradlow, Private Complainants and International Organizations: A Comparative Study of the Independent Inspection Mechanisms in International Financial Institutions, 36 Geo. J. Int'l L. 403 (2005); Suzuki & Nanwani, supra note 13, at 190.

6. Deborah E. Siegel, Legal Aspects The IMF/WTO Relationship: The Fund's Articles Of Agreement And The WTO Agreements, The American Journal Of International Law [Vol.96:561, 2002] available at https://www.imf.org/external/np/leg/sem/2002/cdmfl/eng/siegel.pdf visited on June 12th 2019**.**

Videos

1. Financial Institutions and Markets https://nptel.ac.in/noc/individual_course.php?id=noc19-mg05

2. Utilizing the International Financial Institutions https://www.youtube.com/watch?v=xts2DrDF3Gk

3. International financial institutions https://www.youtube.com/watch?v=ZD3ybZhmvWc

4. Role of International Financial Institution https://www.youtube.com/watch?v=az-rKzi7kro

5. International Finance Institutions and their Impact on People https://www.cenfa.org/videos/international-finance-institutions-and-their-impact-on-people/

Private International Law (LE417)

Objectives: Private International Law 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. It plays a very important in understanding different legal systems and their general principles of due regard to customary practices. It is regarded as soft law due to its dynamic nature in the existing legal systems. It also emphasis on the element of binding force by the courts of various countries at the instance of conflicts of law. The area of conflict of law gives and answer of choosing the appropriate law in the presence of conflicts. The courts mostly apply the principles of private international law in case of individuals of two different nations having contention issues. The private international law fills the gap where the parties have not chosen appropriate law. Finally, it deals with various concept of laws that have been binding elements of private disputes.

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.

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

1.Cheshire, North and Fawcett : Private International Law, 14th Edition Oxford University Press

2.Paras Diwan, Peeyushi Diwan : Private International Law , Deep and Deep Publications

3.Dr. F.E. Noronha :Private International Law, Universal Publications

Videos:

1. https://www.youtube.com/watch?v=oQ0xgxm2R8c
2. https://www.youtube.com/watch?v=kAPpE0V_HNI
3. https://www.youtube.com/watch?v=JPlvRhoMqYU
4. https://www.youtube.com/watch?v=WV-EObzkAeg
5. https://www.youtube.com/watch?v=da0X1V8ZLX4
6. https://www.youtube.com/watch?v=jkfrW12NbBo

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	Cheshire, North and Fawcett: Private International Law	Chapter 1 and 2	To get a basic understanding of the subject

			Theories of PIL	Private International Law, Paras Diwan, Peeyushi Diwan	Chapter 1 and 2 https://www.youtube.com/watch?v=da0X1V8ZLX4 https://www.youtube.com/watch?v=jkfrW12NbBo	
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	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,	Cheshire, North and Fawcett: Private International Law Private International Law,	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

			guardianship and Custody of Minors	Paras Diwan, Peeyushi Diwan		
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,	Chapter 15(6), 17 Chapter 25 https://www.yout	To understand the concepts relating to recognition and enforcement of foreign judgements

				Peeyushi Diwan	ube.com/watch?v=oQ0xgxm2R8c	
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

1. Leroux v. Brown (1852) 12 CB 801
2. Ogden v. Ogden (1908) P 46
3. Re Maldonado's Estate [1954] CLJ 22
4. Schwebel v. Ungar (1963) 42 DLR
5. Luthor v. Sagor [1921] 3 KB 532
6. Bell v. Kennedy (1868) LR 1 Sc & Div 307
7. Antrix Corporation Ltd. v. Devas Multimedia Pvt. Ltd.
8. White Industries Australia Ltd v India, Final award, IIC 529 (2011)

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

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	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.

International Criminal Law and International Criminal Court (LE418)

Objectives: 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.

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:

1. Roger O'Keefe: International Criminal Law 2015, OUP UK Publisher

2. Robert Cryer, Hakan Friman, Darryl Robinson, Elizabeth Wilmshurst: AnIntroduction to International Criminal Law and Procedure, reprinted 2015, Cambridge University Press, United kingdom

3. William A. Schabas: An Introduction to the International Criminal Court, 4th Revised edition, Cambridge University Press

4. Antonio Cassese, International Criminal Law, 2nd Edition, Oxford University Press, United Kingdom.

5. 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

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	Robert Cryer, Hakan Friman, Darryl Robinson ,	Chapter 1 p.3-12,	Understanding the concept, principles of International Criminal Law and differences between other laws.

			Law.	Elizabeth Wilmshurst Douglas Guilfoyle	Chapter 1p.3-28 Video Link: Introduction to International Criminal Law: Part 1- https://www.youtube.com/watch?v=oXixalpLM8Y	
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		Chapter 8 p. 146-179. Video Link: The Court - Inside the International Criminal Court-	Understanding about the jurisdiction of International Criminal Court and International tribunals and the power of their exercise.

			participation in the proceedings of ICC.		https://www.youtube.com/watch?v=PR8qPyCrrsM	
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 Robinson , Elizabeth Wilmshurst	Chapter 15 and 16 p.353-418. Video Links: How The International Criminal Court Works- https://www.youtube.com/watch?v=rTWPgF6bNLA	Knowledge about the principles of criminal liability, procedure followed and grounds for exclusion of criminal 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 Humanity' - William Schabas- youtube.com/results?search_query=Crimes+Against+Humanity	Understanding about the elements of crime of Aggression with reference to Kampala Amendments 2010.
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:

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

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	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: 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.

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

Text and Reference Books

1. J.G. Merrils**,** International Dispute Settlement, 5th ed. Cambridge University Press, 2011.
2. Mary Ellen O'Connell, International Dispute Resolution Cases and Materials, 2nded Carolina Academic Press.
3. S. K. Kapoor: International Law
4. Brownlie's Principles of Public International Law (8th ed 2012), Crawford (ed)

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).

Reference Books

1. Hanchinal R.R. & Raj Ganesh, Plant Varieties & Farmers' Rights, Eastern Law House 2018
2. Viola Prifti, The Breeder's Exception to Patent Rights: Analysis of Compliance with Article 30 of the TRIPS Agreement, 1st ed. 2015, Springer.
3. RajeswariKanniah, Breeders Versus Farmers, VDM Verlag, 2011
4. Farmers' rights Food & Agriculture Organization of the Unit ed Nations (FAO) 2017
5. Ronnie G. Anderson, Breeder's Rights, Createspace Independent Pub, 2017
6. Phundan Singh, IPR & Plant Breeders' Rights,First edition, New Vishal Publications, 2009
7. Elizabeth Verkey, Law of Plant Varieties Protection, Eastern Book Co; 2007 Edition

Cases

1. Prabhat Agri Biotech Ltd. and Anr. Vs. Registrar of Plant Varieties and Ors, W.P.(C) 7102/2011
2. National Seed Association of India and Anr. (through Executive Director vs. The State of Maharashtra, WP.3390/09
3. DcmShriram Consolidated Ltd. vs Union Of India And Anr, W.P.(C) 4366/2012
4. Korra Srinivas Rao vs. State Of Maharashtra andOrs. 2002 (4) MhLj 368
5. Monsanto Holdings Pvt Ltd And Anrvs Union Of India And Anr, W.P.(C) 7853/2012
6. Maharashtra Hybrid Seeds Co Ltd vsUoi And Ors, W.P.(C) 4527/2010
7. Nuziveedu Seeds Ltd. And Ors. vs Monsanto Technology Ltd.and Ors. FAO (OS) (COMM) 86,2017
8. Super Agri Seeds Pvt.Ltd.,Hydvs Department Of Income Tax, ITA.No.909,Hyd,2015
9. 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
10. Prasanthi Breeders Pvt.Ltd. vs Department Of Income Tax, ITA.No.1066 & 1067,Hyd,2015

Articles

1. Pawarit Leterdhamtewe, Reinventing Thailands Plant Protection Regime, Journal of Intellectual Property Rights, Vol.20, 2015, pp.320-329.

2. Sanjeev Saxena, The Protection of Plant Varieties and Farmers' Rights Act of India, Current Science, Vol.86, No.3, 2004, pp.392-398.

3. 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.

4. 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.

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

1. https://youtu.be/_HlTRSnr7zw-e-pathsahala; Plant Variety protection and farmers rights by Yogesh Pai, Assistant Professor, NLU Delhi.

2. https://youtu.be/YP_6X_L06RYFarmers' Right, PPV&FR Authority, New Delhi, India.

3. https://youtu.be/FYqJOR0--9IPlant variety protection act and its impact on Indian seed industry

4. https://youtu.be/UM850yg4bmoOrganic Farming for Sustainable Agriculture

5. https://youtu.be/u-Fp1aiAtCsFarmers rights by Prof. KshishBansal

6. https://youtu.be/9Kg1X3gbmC8Plant Breeders' Rights (short version)

7. https://youtu.be/b8rX5DRusNISilk worm farming in India: how your silk is made

8. https://youtu.be/5iTz9yN4v4kNatural rubber processing

9. https://youtu.be/OMg50TxLWBQPPVFRA

10. https://youtu.be/v5Wrp4RO7KoPlant breeders' rights

Course Hand Out
Academic Year – 2018-19
(Class of 2020)

Course Name: **Farmers and Breeders Rights**
Course Code:
Semester: **VIII**
Faculty Name: **Mr. D.V.N.Murty**
Mobile No: **9121097900**
Email: murtydesiraju@gmail.com

Objectives of the Course:

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.

Recommended Text Books and Reference Books (R.B)

S.No.	TEXT BOOK	AUTHOR / PUBLICATION
1.	Plant Varieties & Farmers' Rights	Hanchinal R.R. & Raj Ganesh, Eastern Law House 2018
2.	The Breeder's Exception to Patent Rights: Analysis of Compliance with Article 30 of the TRIPS Agreement	Viola Prifti, 1st ed. Springer, 2015.
3.	Breeders Versus Farmers	Rajeswari Kanniah, VDM Verlag, 2011
4.	Breeder's Rights	Ronnie G. Anderson, Createspace Independent Pub, 2017
5.	IPR & Plant Breeders' Rights	Phundan Singh, First edition, New Vishal Publications, 2009
6.	Law of Plant Varieties Protection	Elizabeth Verkey, Eastern Book Co; 2007 Edition
7.	Farmers' rights	Food & Agriculture Organization of the United Nations (FAO) 2017.

8.	Agriculture Policies in Developing Countries.	Frank Ellis, Book in American Journal of Agricultural Economics · May 1993
9.	Agriculture Industry interface	PDF Version.

Suggestive Readings: (S.R)

S.No.	TITLE	WEB-LINK
1.	Reinventing Thailands Plant Protection Regime, Journal of Intellectual Property Rights.	https://youtu.be/5iTz9yN4v4k Natural rubber processing https://youtu.be/v5Wrp4RO7Ko Plant breeders' rights
2.	The Protection of Plant Varieties and Farmers' Rights Act of India, Current Science.	https://youtu.be/_HlTRSnr7zw-e-pathsahala; Plant Variety protection and farmers rights by Yogesh Pai, Assistant Professor, NLU Delhi. https://youtu.be/u-Fp1aiAtCs Farmers rights by Prof. Kshish Bansal
3.	Can conventional breeding programmes provide onion varieties that are suitable for organic farming in the Netherlands?	https://youtu.be/UM850yg4bmo Organic Farming for Sustainable Agriculture https://youtu.be/9Kg1X3gbmC8 Plant Breeders' Rights (short version)
4.	The Legal Protection of Public and Private Plant Varieties in India: A Comparative Analysis Journal of Bioremediation & Biodegradation.	https://youtu.be/YP_6X_L06RYFarmers' Right, PPV&FR Authority, New Delhi, India. https://youtu.be/FYqJOR0--9I Plant variety protection act and its impact on Indian seed industry
5.	Understanding of the Farmers' Privilege Concept by Smallholder Farmers in South Africa.	https://youtu.be/b8rX5DRusNI Silk worm farming in India: how your silk is made. https://youtube/OMg50TxLWBQ PPVFRA.
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
1.	4	**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.	**R.B- 1** **S.R.- 2**	https://youtu.be/u-Fp1aiAtCs Farmers rights by Prof. Kshish Bansal	Students will have a firsthand understanding of the evolution of the agriculture in India and what is the position of the farmers in the independent 21st century.
2.	6	**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. **Tutorial 1**	R.B-1 R.B-2 R.B-5 R.B-8 S.R-2 S.R-3 S.R-4 S.R. 6	https://youtu.be/YP_6X_L06RYFarmers' Right, PPV&FR Authority, New Delhi, India. https://youtu.be/UM850yg4bmo Organic Farming for Sustainable Agriculture https://www.researchgate.net/publication/227389162_Agriculture_Policie	On the completion of the unit the students will be having grasp over different policies and schemes the government both present and past has made for the protection of the rights of the farmers and breeders in India.

					s_in_Developing_Countries	
3	6	**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 Germ plasm 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). **Tutorial 2 & 3**	R.B. 4 R.B. 7 R.B-8 S.R. 1 S.R. 3 S.R. 5 S.R. 6	https://youtu.be/5iTz9yN4v4k Natural rubber processing https://youtube/OMg50TxLWBQ PPVFRA https://www.researchgate.net/publication/227389162_Agriculture_Policies_in_Developing_Countries	Students will have an understanding of different conventions and treaties for the farmers and breeders all over the world making them self-sufficient in having a comparative understanding of the national and international perspective of the farmers and breeders rights.

4.	6	**Unit IV: Challenges in the Implementation of Agricultural Policies and Rural Development Programme sin India**	**C**redit linkages under NRLM: Forced or demand Based? Skill Training under NRLM:MNREGA: guidelines vs. Practices, Human Resource Crisis. **Tutorial 4 & 5**	R.B.-8 S.R.-6	https://www.researchgate.net/publication/227389162_Agriculture_Policies_in_Developing_Countries	This unit will enlighten the students with respect to the challenges that the government faces in the implementation of the policies relating to agriculture and finance matters related to agriculture.
5	7	**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). **Tutorial 6 & 7**	R.B-1 R.B-3 R.B-4 R.B-5 R.B-6 R.B-7 S.R-2 S.R-3 S.R-4	https://youtu.be/FYqJOR0--9I Plant variety protection act and its impact on Indian seed industry https://youtu.be/9Kg1X3gbmC8 Plant Breeders' Rights (short version)	Students will be able to get a hold of legislations not only relating farmers and breeders but also other incidental legislations that are having link with the agriculture and the rights of the farmers and breeders.
6	6	**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	R.B-9	**https://youtu.be/N4fDxwOIi9k** Agriculture Industry Interface and Rural	Students will understand the relationship between the agriculture and industry and also they will be able to interpret the necessity of agriculture for the sustenance of

			Non-farm Sector (RNFS), problems of rural industries, support structure for rural industries, evaluation of the government policy. **Tutorial 8 & 9**		Industrialization **https://youtu.be/r2ZR2Czghho** Indian Agriculture and industries	industries in India.
7	6	**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. **Tutorial 10 & 11**	R.B-3 R.B-4 R.B-7	https://youtu.be/u-Fp1aiAtCs Farmers rights by Prof. Kshish Bansal https://youtu.be/9Kg1X3gbmC8 Plant Breeders' Rights	This unit will give a specialised knowledge to the students as regards the rights of the farmers and different plant and livestock breeders at the national and international levels.
8	7	**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).	R.B-5	https://youtu.be/y8bOLMRFpos https://youtu.be/irJvx9pYn54	Students will be able to learn what is traditional knowledge and the linkage of IPR with the traditional knowledge. They will be able to take up IPR research in the Traditional knowledge.
Total	**48**	12 tutorials				

List of Latest Cases :

1. Prabhat Agri Biotech Ltd. and Anr. Vs. Registrar of Plant Varieties and Ors, W.P.(C) 7102/2011
11. National Seed Association of India and Anr. (through Executive Director vs. The State of Maharashtra, WP.3390/09
12. DcmShriram Consolidated Ltd. vs Union Of India And Anr, W.P.(C) 4366/2012
13. Korra Srinivas Rao vs. State Of Maharashtra andOrs. 2002 (4) MhLj 368

14. Monsanto Holdings Pvt Ltd And Anrvs Union Of India And Anr, W.P.(C) 7853/2012
15. Maharashtra Hybrid Seeds Co Ltd vsUoi And Ors, W.P.(C) 4527/2010
16. Nuziveedu Seeds Ltd. And Ors. vs Monsanto Technology Ltd.and Ors. FAO (OS) (COMM) 86,2017
17. Super Agri Seeds Pvt.Ltd.,Hydvs Department Of Income Tax, ITA.No.909,Hyd,2015
18. 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
19. Prasanthi Breeders Pvt.Ltd. vs Department Of Income Tax, ITA.No.1066 & 1067,Hyd,2015

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

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.

Names of the representatives:

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	10/02/2019	17/02/2019	10	**Unit I & II**
NCP II	Mid Term	04/03/2019	12/03/2019	20	**Unit I - IV**
NCP III	Internal	12/04/2019	12/04/2019	10	**Unit V**

	Assessment				**&VI**
NCP IV	Class Participation	03/05/2019		5	-
NCP V	Attendance	03/05/2019		5	-
End Term	End Term	06/05/2019	22/05/2019	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

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.

Law on Micro-finance and Micro-insurance (LE422)

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.

Unit I: 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 brad discussion over various provisions.

Text and Reference Books

1. Debadutta K. Panda : Understanding Microfinance
2. ILO (international Labour Organization): Protecting Poor - Micro InsuranceCompendium II Publication

Videos:

https://youtu.be/u-Fp1aiAtCs Farmers rights by Prof. Kshish Bansal

https://youtu.be/9Kg1X3gbmC8 Plant Breeders' Rights

https://youtu.be/y8bOLMRFpos

https://youtu.be/irJvx9pYn54

https://youtu.be/r2ZR2Czghho

Course Hand Out

Academic Year – 2018-19

(Class of 2020)

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 Wawge Sameer 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	Micro- insurance, social protection, poverty, business innovation.	Micro insurance: Global and Indian	https://www.youtube.com/watch?v=KdJkBjTeq-E	Knowledge of what is micro insurance, social protection and social security.

		for social protection, what is the impact of micro insurance?		Scenario Ravikant S Wawge Sameer A Zodgekar		
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 insurance.	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.

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_TFizzI0	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 various provisions.	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 REGULATION) BILL, 2012 Pg- 1-40	Knowledge about the MICRO FINANCE INSTITUTIONS (DEVELOPMENT AND REGULATION) BILL, 2012.
Total	60					

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	18-02-2019	25-02-2019	10	**Unit-I,II, III**

NCP II	Mid Term	04-03-2019	18-03-2019	20	**Unit-I,II, III, IV**
NCP III	Internal Assessment	16-04-2019	16-04-2019	10	**Unit- V, VI**
NCP IV	Class Participation	03-05-2019	03-05-2019	5	
NCP V	Attendance	03-05-2019	03-05-2019	5	
End Term	End Term	06-05-2019	13-05-2019	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.

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 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.

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:

1. Piyush Joshi: Law Relating to Infrastructure Projects , 2nd Edition, 2003, Lexis Nexis Butterworths Wadhwa Nagpur.
2. P. L. Malik: Handbook on Electricity laws, 17th Edition, 2017, Eastern Book Publishers
3. M V DurgaPrasad: Law relating to Real Estate Regulation in India, 2016, Asia Law House Publications.
4. Aiyar S. Krishnamurthi: Law Relating to Electricity in India, 3ndEdn, 2016, Universal Publications
5. Naushirbharucha: Guide to the Electricity Laws, 5th Edition, 2018, , Lexis Nexis Butterworths Wadhwa Nagpur
6. Alexander T. Wells and Seth Young: Airport Planning and Management, 6th Edition, Jain Book Agency
7. Raymond C Special: Fundamentals of Aviation Law, 1st Edition, 2006, McGraw Hill Professional Publishers
8. S.N. Misra: Labour and Industrial Law, 2013, Central Law Publications, Allhabad.
9. Rodney D Ryder: Drafting Corporate and Commercial Agreements, 2014, Universal Law Publishing Company, New Delhi.
10. Raghuram, G., Jain, R., Sinha, S., Pangotra, P., & Morris, S. (2000). Infrastructure Development and Financing: Towards a Public-Private Partnership: MacMillan.
11. 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.

Videos :

1. Meaning and Definition of Infrastructure: https://www.youtube.com/watch?v=GVC1vwvV9S8
2. DILRMP: https://dolr.gov.in/programme-schemes/dilrmp/digital-india-land-record-modernization-programme
3. Sources of Financing for Infrastructure Projects: https://ppp.worldbank.org/public-private-partnership/financing/mechanisms
4. RERA Act: https://www.youtube.com/watch?v=QNVx33ZADfI
5. Public Private Partnerships (PPP) concept, Benefits and Limitations: https://www.youtube.com/watch?v=WYoXWNm62Zw

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**	**S**ources 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, S., Pangotra, P., &	https://ppp.worldbank.org/public-private-partnership/financing/mechanisms https://www.indianeconomy.net/splclassroom/infrastructure-financing-sources-and-schemes-in-india/	It is understood that what are the various funding agencies and sources of finances available for the infrastructure industry and how to seek them.

				Morris, S. (2000). MacMillan. Pretorius, F., Lejot, P., McInnis, A., Arner, D., & Hsu, B. F.-C. (2008). Oxford: Blackwell Publishing		
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 National Urban Renewal Mission (JNNURM) and Bharat	Piyush Joshi: Paperback, Lexis Nexis Rajasri Majumdar: Rawat Publications	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.

			Nirman program.			
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)	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.

			Act 1986.			
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 Concession Agreements – EPC Contracts – O&M Contracts – Power Purchase Agreement –Non-Disclosure Agreement – Contractors and Sub-Contractors Agreement.	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.
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

1. Mig (Bandra) Realtors vs The Union Of India And 2 Ors on 6 December, 2017

2. LancoAnpara Power Limited vs State of Uttar Pradesh &Ors rendered in Civil Appeal No 6223 of 2016
3. IDBI Bank Limited vs. Jaypee Infratech Limited CP NO. (IB) 77/ALD/2017
4. 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
5. Roshan Ramnath Nawale vs. Lodha Developers, September, 2017
6. Avinash Saraf, Neha Duggar Saraf Vs. Runwal Homes Pvt Ltd October, 2017
7. Mr. Sagar Nigam and Mrs. Sonia Nigam Vs. Spenta Builder Pvt Ltd October, 2017
8. Joan Disouza Vs. Deepak Karnik & others October, 2017
9. Nisar Realtor Vs. Nilofar Mohd. Sami Warsi, & others November, 2017
10. Ganesh More/Mathura More Vs. Lucina Land Development Limited December, 2017

Videos

6. Meaning and Definition of Infrastructure: https://www.youtube.com/watch?v=GVC1vwvV9S8
7. DILRMP: https://dolr.gov.in/programme-schemes/dilrmp/digital-india-land-record-modernization-programme
8. Sources of Financing for Infrastructure Projects: https://ppp.worldbank.org/public-private-partnership/financing/mechanisms
9. RERA Act: https://www.youtube.com/watch?v=QNVx33ZADfI
10. Public Private Partnerships (PPP) concept, Benefits and Limitations: https://www.youtube.com/watch?v=WYoXWNm62Zw

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	Marks alloted

percentage	
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				
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 is having fourteen years of full time teaching experience with qualified 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)

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

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:

1. Navin Kumar, Criminal Psychology, 2015, Nexis Lexis.

2. Robert Forbes, Criminal Psychology: Understanding the Criminal Mind and Its Nature Through Criminal Profiling (Criminal Psychology - Criminal Mind – Profiling, 2016, Kimmers Publishing.

3. Ruth Hatcher, Jessica Woo, Ray Bull, Claire Cooke, Criminal Psychology: A Beginner's Guide, 2010, Oneworld ISBN: 9781851687077, 1851687076.

4. Bartal, Curt R, Criminal Behaviour: A Psychosocial Approach, 1999, 5th edition, Prentice Hall, New Delhi.

5. Bernard Hollander, The Psychology of Misconduct, Vice, and Crime (Classic Reprint) 2017,

Articles :

Articles:

1. Nadine Touzeau (2018) "Transverse Zone": Explanation and Definition in Comparison with Comfort Zones, Journal of Brain, Behaviour and Cognitive Sciences.

2. 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

3. 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

4. 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

5. Jing Liu (2018) A Mental Portrait, Clinical Psychiatry

6. Michael J Figuccio (2017) Predicting Developmental Dyslexia: A Brief Review of Genetics, Language and the Brain, Journal of Childhood & Developmental Disorders

7. J Psychol Psychother - The Thrill-Kill Zone: Some Thoughts on the Psychodynamics of Addictive Behaviors. 2012, 2: e104 DOI: 10.4172/2161-0487.1000e104, Journal of Psychology & Psychotherapy

8. 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

9. 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.

10. 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

11. McGee, Tara Renae, Farrington, David P - Developmental and life-course explanations of offending, Psychology, Crime & Law, 2018

12. Fortune, Clare-Ann, Heffernan, Roxanne - The psychology of criminal conduct: a consideration of strengths, weaknesses and future directions, -Psychology, Crime & Law, 2018

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 –	Robert Forbes, Kimmers Publishing, 2016

	Profiling,	
3.	Criminal Psychology: A Beginner's Guide	Ruth Hatcher, Jessica Woo, Ray Bull, Claire Cooke, Oneworld ISBN: 9781851687077, 1851687076. 2010,
4.	Criminal Behaviour: A Psychosocial Approach	Bartal, Curt R, Prentice Hall, New Delhi, 5th 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. Bartol Anne M. Bartol, Pearson-11th Edition, 2017
9.	Legal and Criminal Psychology Textbook 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	Psychodynamics of criminal behavior –	**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

		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.	Techniques of studying Criminal Behaviour			behaviour.
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 -	Psychotic Disorders Bi-polar Disorders –	**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

		Amnesia of criminal behaviour - Therapy interfering behaviours.	Post traumatic 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	Psychopathic Personality Serial killers &	**RB-1&6**	**RB-1-Chap-3 Pg.No-35-57** https://youtu.be/NNnIGh9g6fA https://youtu.be/3isBKL7NWrk https://yout	The students are made aware of issues relating to Psychopathic Personality like Serial killers Rampage killers - Intimate Partner Violence and Juvenile Delinquency.

		Treatment, Evaluating risk of future sex offending – Serial killers & Rampage killers - Intimate Partner Violence and Assessment – Juvenile Delinquency and Assessment.	Rampage killers		u.be/qSuzLAP3S24	
7.	6	**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	Identification and Psychological assessments of Criminal suspects	**RB-1&6**	**Notes&Online Material/** https://youtu.be/4itAPpG3_lo	The Chapter makes the students learn about Psychological test to measure 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:

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

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	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

1. Kathau rape murder case, 2018
2. 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)
3. Ballan vs The State on 15 April, 1955
Equivalent citations: AIR 1955 All 626, 1955 CriLJ 1448
4. 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
5. Ediga Anamma v.Andhra Pradesh, AIR 1974
6. Thabo Meli v R [1954] 1 All ER 373 (PC)
7. Rabey v. R, [1980] 2 S.C.R. 513(Supreme Court of Canada)
8. People v. McCracken , 39 Cal.2d 336
9. In re Kemmler, 136 U.S. 436 (1889)
10. Dr. Rajesh Talwar And Another V. Central Bureau Of Investigation, 2013 (82) ACC 303

Articles:

13. Nadine Touzeau (2018) "Transverse Zone": Explanation and Definition in Comparison with Comfort Zones, Journal of Brain, Behaviour and Cognitive Sciences.

14. 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

15. 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

16. 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

17. Jing Liu (2018) A Mental Portrait, Clinical Psychiatry

18. Michael J Figuccio (2017) Predicting Developmental Dyslexia: A Brief Review of Genetics, Language and the Brain, Journal of Childhood & Developmental Disorders

19. J Psychol Psychother - The Thrill-Kill Zone: Some Thoughts on the Psychodynamics of Addictive Behaviors. 2012, 2: e104 DOI: 10.4172/2161-0487.1000e104, Journal of Psychology & Psychotherapy

20. 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

21. 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.

22. 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.

23. McGee, Tara Renae, Farrington, David P - Developmental and life-course explanations of offending, Psychology, Crime & Law, 2018

24. 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 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.

to hone knowledge and laboratory skills to assist the judicial system to help solve 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:

1. Richard Saferstein: Criminalistics: Introduction to Forensic Sciences, 11th Edition.
2. Sharma, B. R.: Forensic Science in Criminal Investigation, 4th Edition, 2013, Universal Law Publishing
3. Dr. B.S.Naber : Forensic Science in Crime Investigation, 3rd Edition 2016, Asia Law House.
4. Nanda, B.B. & Tewari R.K : Forensic Science in India: A Vision for the Twenty First Century, Vedam eBooks (P) Ltd (New Delhi, India)
5. Parikh: Text book of Medical Jurisprudence, Forensic Medicineand Toxicology, 6th Edition, 2007, CBS Publishers & Distributors,
6. Dr. Jaising P. Modi:A Textbook of Medical Jurisprudence and Toxicology, 24th Edition, 2012,Lexis Nexis
7. Vakul Sharma : Information Technology Law and Practice, 3rd Edition 2012, Universal Law Publishing Co. New Delhi.
8. Dr. K.S. Narayan: Medicolegal Manual, 6th Edition 2016, Andhra Law Times Publications, Hyderabad.
9. John R. Vacca: Computer Forensics, Computer Crime Investigation,2nd Revised Edition 2005, Charles River

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, Evidences and 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 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 Dr. B.S. Naber Dr. B.S. Naber	Chapter 8 p.155-170. Chapter 13 p.227-239. Chapter 10 p.672-876.	Knowledge about the documents forms of forgeries pertaining to documents and their 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	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.

			viscera for chemical analysis - Narcotic and Psychotropic drugs, - Alcohol and influence of alcohol - Detection and determination of percentage of Alcohol in blood samples.			
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 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	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.
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:

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				
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)

Objective: 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

UnitXI: 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

1. Fraud Auditing and Forensic Accounting, 4th Edition Tommie W. Singleton, Aaron J. Singleton
2. Essentials of Corporate Fraud (Essentials Series) [Paperback] Tracy L. Coenen
3. A Guide to Forensic Accounting & Investigation Thomas W. Golden, Steven L. Skalak, and Mona M. Clayton – Wiley Publication

Course Hand Out
Academic Year – 2018-19
(Class of 2020)

Course Name: Financial and Systemic Frauds
Course Code: LE426
Semester: VIII
Faculty Name: Farzana
Mobile No: 8978383734
Email: farzana@ifheindia.org

Objectives of the Course:

Course Outcomes:

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1.	5	**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.		http://cvc.nic.in/sites/default/files/new1111.pdf file:///C:/Users/user/Downloads/dissertacao_-_paulina_kurant.pdf file:///C:/Users/user/Downloads/dissertacao_-_paulina_kurant%20(1).pdf https://www.bom.mu/sites/default/files/types-of-financial-frauds_4.pdf	Understand the kinds of frauds prevailing.
2.	4	**Psychology of Fraudster**	Calculating Criminals, Situation Dependent Criminal, Power Brokers, Schemes of Fraudsters like Ponzi Schemes, etc. Victim Psychology, Fraud Education and Control Mechanisms.		https://chapters.theiia.org/northeast-florida/ChapterDocuments/Psychology%20of%20Fraud%20-%20Toby%20G	Understands the psychological factor among the victims

					roves.pdf https://www.scribd.com/document/36931578/Psychology-of-a-Fraudster https://www.acfe.com/uploadedFiles/ACFE_Website/Content/rttn/2016/fraud-tree.pdf https://www.mypescpe.com/!PDFdocs/7340TEXT.PDF https://www.bankerstoolbox.com/wp-content/uploads/WPaper-Wire-Fraud.pdf http://www.mpi-fg-koeln.mpg.de/pu/mpifg_dp/dp16-5.pdf http://sectorsource.ca/sites/default/files/james_finlay_oct_2009.pdf http://www.arastl.com/wp-content/uploads/2014/11/Fraud-Schemes.pdf https://www.researchgate.net/publication/259783303_Internal_Control_Mechanism_Framework_for_Fraud_Prevention_in_Small_Medium_Automotive_Indu	

					stry https://ore.exeter.ac.uk/repository/bitstream/handle/10871/20958/OfficeOfFairTrading%202009.pdf;sequence=1 https://pdfs.semanticscholar.org/323c/bb963ebaf4f386fd97c3109fe4cb761b67fd.pdf https://researchportal.port.ac.uk/portal/files/1926122/NFA_report3_16.12.09.pdf file:///C:/Users/user/Downloads/fraud-and-corruption-control-bpg-chapter1.pdf http://archive.ipu.org/cnl-e/191/fraud.pdf https://education.nsw.gov.au/policy-library/associated-documents/CP_Procedures_2013.pdf	
3.	4	**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.		http://shodhganga.inflibnet.ac.in/bitstream/10603/41865/12/12_chapter%203.pdf http://rhdavidson.com/wp-content/uploads/2016/05/David	How frauds happen in financial statements

					son-021616.pdf http://www.aabri.com/manuscripts/121217.pdf https://www.researchgate.net/publication/311130441_Accounting_Manipulation_Practices_in_Financial_Statements_An_Experience_of_an_Asian_Economy http://gtw3.grantthornton.in/assets/Companies_Act-Accounts_and_Audit.pdf http://www.mca.gov.in/Ministry/notification/pdf/AS_21.pdf https://www.sebi.gov.in/acts/act15ac.html https://mpra.ub.uni-muenchen.de/4438/1/MPRA_paper_4438.pdf https://www.pwc.in/assets/pdfs/publications/2015/current-fraud-trends-in-the-financial-sector.pdf	

4.	5	**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.		http://shodhganga.inflibnet.ac.in/bitstream/10603/54474/9/09_chapter%202.pdf **Case laws:** http://www.iosrjournals.org/iosr-jef/papers/vol3-issue6/F0365357.pdf http://www.advocatekhoj.com/library/bareacts/indiancontract/17.php?Title=Indian%20Contract%20Act,%201872&STitle=Fraud%20defined https://www.linkedin.com/pulse/what-fraud-indian-contract-act-tanay-saraf https://wp0.vanderbilt.edu/lawreview/wp-content/uploads/sites/89/2013/11/GoldbergZipursky_66_Vand_L_Rev_1755.pdf https://kuscholarworks.ku.edu/bitstream/handle/1808/20178/02-Lens_Final.pdf?sequence=1 https://www.ijedr.org/papers/IJEDR1702152.pdf https://uk.practicallaw.thomson	Understands the extent of frauds under different branches of law

					reuters.com/w-009-8768?transitionType=Default&contextData=(sc.Default)&firstPage=true&comp=pluk&bhcp=1 https://www.ey.com/Publication/vwLUAssets/EY-Companies-Act-2013-What-will-be-its-impact-on-fraud-in-India/$FILE/EY-Companies-Act-2013.pdf http://www.mca.gov.in/Ministry/pdf/CompaniesAct2013.pdf	
5.	5	**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.		http://www.iosrjournals.org/iosr-jbm/papers/Conf.17037-2017/Volume-1/5.%2024-29.pdf https://www.bis.org/review/r130730a.pdf http://www.iibf.org.in/documents/guide-lines-on-fraud.pdf https://rbi.org.in/Scripts/NotificationUser.aspx?Id=10477&Mode=0	Understand fraud under banking and insurance sector.
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		https://www.nao.org.uk/wp-content/uploads/2017/06/Online-Fraud.pdf	Understand various online frauds happening and prevention and control over it.

			Frauds.		https://www.sas.com/content/dam/SAS/en_us/doc/whitepaper1/online-fraud-107799.pdf http://www.beverlypd.org/pdf/FRAUD%20PREVENTION/INTERNET%20FRAUD.pdf https://www.sas.com/content/dam/SAS/en_sg/doc/whitepaper1/managing-fraud-risk-in-digital-world-103488.pdf http://www.ecoforumjournal.ro/index.php/eco/article/viewFile/412/255 https://www.academia.edu/8353884/CYBER_FRAUD_A_DIGITAL_CRIME https://pdfs.semanticscholar.org/cbae/1df8b365a3ecfeac967ac18ad271fdeef5e6.pdf	
7.	4	**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		https://www.researchgate.net/publication/275246890_Financial_Statement_Fraud_Risk_Mechanisms_and_Strategies_The_Cas	Understand how financial frauds takes place and how to curb them.

			accounting techniques.		e_Studies_of_Malaysian_Commercial_Companies https://www.researchgate.net/publication/256045322_Financial_Statement_Fraud_Detection_An_Analysis_of_Statistical_and_Machine_Learning_Algorithms https://pdfs.semanticscholar.org/0cf9/2757fc83b9b03e9726bdd7e5764b7f7b6f57.pdf https://www.icpak.com/wp-content/uploads/2016/08/DAY-1-SESSION-2-Presentation-on-Asset-Misappropriation-John-Ekadah.pdf https://www.acfe.com/uploadedFiles/Shared_Content/Products/Self-Study_CPE/How%20to%20Detect%20and%20Prevent%20Financial%20Statement%20Fraud%202017_Chapter%20Excerpt.pdf	

					https://www.cimaglobal.com/Documents/ImportedDocuments/cid_techguide_fraud_risk_management_feb09.pdf.pdf https://pure.bond.edu.au/ws/portalfiles/portal/17562246/Financial_statement_fraud_detection.pdf http://www.dbc.wroc.pl/Content/21007/Mackevicius_Ragauskiene_Anatomy_of_frauds_Types_conditions.pdf	
8.	4	**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.		http://facta.junis.ni.ac.rs/eao/eao200903/eao200903-09.pdf http://www.bvimsr.com/documents/publication/2013V5N1/05.pdf https://veteraninvestigation.com/forensic-investigation-and-detective-services?campaignid814270546&adgroupid=42444658979&feeditemid=&targetid=kwd-307025282617&loc_interest_ms=&loc_physical_ms=9061642&matchtype=b&network=g&device=c&creative=193057047011&keyword=%2Bfinancial%	Understands the importance of auditors and forensic accounting investigators in tracing financial fruads

					20%2Bforensic%20%2Binvestigator&placement=&adposition=1o1&gclid=Cj0KCQiAr93gBRDSARIsADvHiOqDMpSic_yhKTYkZicyuYjI0Ij0tz8mSslB2OBHWwZNi2aZ3cucb1IaAkztEALw_wcB	
9.	5	**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.**		http://www.iosco.org/library/pubdocs/pdf/IOSCOPD192.pdf https://www.bom.mu/sites/default/files/types-of-financial-frauds_4.pdf https://pdfs.semanticscholar.org/2d74/ae2ced92b9d6c070bfe76318173f16d4d152.pdf https://www.slideshare.net/AnkitSanghvi1/capital-market-scams https://core.ac.uk/download/pdf/73967919.pdf https://www.acfe.com/uploadedFiles/Shared_Content/Products/Self-Study_CPE/Sec	Understands financial frauds in capital markets and relevant schemes available.

					urities%20Fraud%20TOC.pdf	
10.	3	**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.		https://www.icpak.com/wp-content/uploads/2017/10/Red-Flags-Concepts-and-Techniques.pdf https://chapters.theiia.org/miami/ChapterDocuments/Raise%20the%20Red%20Flag-%20Lynn%20Fountain.pdf https://www.osc.state.ny.us/localgov/pubs/red_flags_fraud.pdf https://www.researchgate.net/publication/4073793_Survey_of_fraud_detection_techniques http://www.dataminingapps.com/wp-content/uploads/2015/08/68614_excerpt-1.pdf https://arxiv.org/ftp/arxiv/papers/1611/1611.06439.pdf	Understands potential red flags system and the fraud detection techniques applied
11.	4	When and Why to Call In Forensic Accounting Investigators	Teaming with Forensic Accounting Investigators, Investigative Techniques, Anonymous Communications		https://www.academia.edu/12293613/WHEN_AND_WHY_TO_CALL_FORENSIC_ACCOUN	Understand the importance of forensic accounting and investigative techniques in financial frauds

					TING_INVESTIGATORS http://shodhganga.inflibnet.ac.in/bitstream/10603/148390/10/10_chapter%201.pdf http://icmai.in/upload/Institute/Journal/Sep-2014-Issue.pdf	
		Building a Case	Gathering Documentary Evidence, Supporting a criminal prosecution, Report of Investigation, Working with Attorneys/Lawyers, Conducting Global Investigations.		http://iced.cag.gov.in/wp-content/uploads/B-01/B-01%20Forensic%20Audititng.pdf https://www.acfe.com/uploadedFiles/Shared_Content/Products/Books_and_Manuals/2015%20Sample%20Chapter.pdf https://www.acfe.com/uploadedFiles/ACFE_Website/Content/review/examreview/05-Inv-Sources-Covert-Analyzing.pdf https://www.acfe.com/uploadedFiles/Shared_Content/Products/Books_and_Manuals/2014%20Sample%20Chapter_Planning%20and%20Conducting%20a%20Fraud%20Exa	

					mination.pdf https://www.jonesday.com/files/upload/CII%20Best%20Practices%20Pitfalls%20to%20Avoid2.pdf https://www.sullcrom.com/files/upload/GIR30.pdf https://www.researchgate.net/publication/286419250_INVESTIGATION_OF_SUSPECTED_FRAUD	
	1					
	12					
Total	60					

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	4-2-2019	10	10	**I & II Units**
NCP II	Mid Term		50	20	I, II, III, IV, V
NCP III	Internal Assessment	15-4-2019	20	10	VI & VII Units
NCP IV	Class Participation		5	5	
NCP V	Attendance		5	5	
End Term	End Term		50	50	VI, VII, VIII, IX, X, 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

Farzana Begum, Specialized in Corporate Laws

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:

1. Monica Chawla: Gender Justice: Women and Law in India, Deep & Deep Publications (1 December 2016)

2. Shri Murlidhar C Bhandare: Struggle for gender justice, Penguin India (5 July 2010)

3. MaitrayeeMukhopadhyay, Navsharan Singh: Gender, Justice, Citizenship And Development; Kali For Women (2007)

4. Poornima Jain Gender Justice And Inclusion; ASIN(2018)

5. Kapur, Ratna, Subversive sites: feminist engagements with law in India/by RatnaKapur and Brenda Cossman.- New Delhi: Sage,1996.

6. RatnaKapur(ed) Feminist terrains in legal domains: interdisciplinary essays on women and law in India; New Delhi: Kali for Women,1996

7. Gupta, Krishna, Women, law and public opinion; Jaipur: Rawat,2001.

8. Pereira, Faustina, The fractured scales: the search for a Uniform Presonal Code; Calcutta: Stree,2002.

9. 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)

10. Rachel Stein: New Perspectives on Environmental Justice: Gender, Sexuality, and Activism ; Marcy Knopf Newman,(2004).

11. , Dr.Anji A, Dr. A. Ranjithkumar: Gender, Caste and Social Justice ; Kalpaz Publications(2019)

12. Ishita Chatterjee: Gender Justice and Feminist Jurisprudence ; Central Law Publications(2017)

13. Dr.N.K.Chakrabarti&Dr.ShachiChakrabarti : Gender Justice; jainbookagency;2006

14. Omid Safi:Progressive Muslims: On justice, gender, and pluralism;Oneworld Publications;2004.

15. SarlaGopalan, Towards Equality – The Unfinished Agenda – Status Of Women In India 2001. National Commission for Women.

16. RatnaKapur and BrendiaCossman, Subversive Sites: Feminist Engagements With Law In India (1996).

17. Towards Equality Report of the Committee of Status in India Government of India (1974).

18. KalapanaKannabhiran (ed), Women And Law Critical Feminist Perspectives (Sage Publications India 2014)

Articles:

1. Moira Gatens, "A Critique of the Sex/Gender Distinction" in A Phillips ed. Feminism And Subjectivity, pp. 139-154

3.. Carol Pateman, "Feminist Critique of the Public and Private" in A Phillips ed. Feminism and Equality, pp. 103-123

4.Nivedita Menon, "The disappearing body and feminist thought" (2011) availavailableathttps://criticalencounters.net/2011/02/19/the-disappearing-body-and-feminist-thought/

5. Kuriakose, Tina, Womens rights movement - International dimensions and national experiences, Women's Link. 11(2); April-June 2005. p. 10-15 ·

6. Seth, Leila, Uniform Civil Code: towards gender justice, Vikasini:The Journal of Women's Empowerment. 20(1); January-March 2005. p. 2 ·

7. Sen, Rukmini, Sociological insight into the private sphere of women's lives, Roshni. January-June; 2006. p.20 ·

8. 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 ·

9. Miglani, Deepak, Some legal provisions to facilitate women's empowerment in India Legal News and Views. 20(11); November 2006. p.15-17 ·

10. Agnes, Flavia, Making laws work for women: the potential of existing laws against domestic violence, Manushi. No. 56; September-October 2006. p.25-31

11.Miglani, Deepak, Role of legislation in women empowerment, MahilaVidhiBharati. 7 No. 48; July-Deptember 2006.p.260-268 ·

12. Rajalakshmi, T K., Seclusion inflicted by insecurity, Frontline. 23(24)2-16 December 2006. p.17-20

13. Jaising, Indira, Through the looking glass- Indira in wonderland, From the Lawyers Collective. 22(5); June 2007. p.8-13 ·

14. Women and the constitution: constitutional provisions pertaining to equality, Legal News and Views. 21(7); July 2007. p.8-9

15. Bhardwaj, Kalpana, National and international legal development of women's human rights, MahilaVidhiBharati. No. 50-51; January-March, April-June 2007. p.215-220 ·

16. 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 ·

17. Sinha, Chitra, Images of motherhood: the Hindu Code Bill discourse, Economic and Political Weekly. 42(43); 27 October-2 November 2007. p.49-57

18. Sharma, Panch Rishi Dev, Eminent women and law relating to women in pre-Vedic period, MahilaVidhiBharati. No. 52; July-September 2007. p.13-17

19. Bright, Madhu, Women and law, Womens Link. 14(4); October-December 2008. p.43-45

20. Jensen, Laura S. (2008) Government, the State and Governance, Polity, 40 (3):379- 385.

CASES:

1. Vishaka and others V. State of Rajasthan and others. (AIR 1997 SC 3011)

2. Mary Roy V. The State Of Kerala. Citation: 1986 AIR 1011, 1986 SCR (1) 371.

3. Lata Singh vs. State Of U.P. & Another (2006) 5 SCC 475

4. Roxann Sharma vs Arun Sharma (17 February, 2015) 8 SCC 318

5. Laxmi vs. Union of India &Ors. (2014 SCC 4 427

6. Centre for enquiry into Health and Allied themes (CEHAT) Vs Union of India (2003)8SCC406

7. Air India Etc. Etc vs NergeshMeerza&Ors 1981 AIR 1829, 1982 SCR (1) 438

8. Apparel Export Promotion Council v. A.K. Chopra, AIR 1999 SC 625

VIdeos:

1. Introduction to Gender Justice:https://www.youtube.com/watch?v=Sf5cBIjwM_w

2. Gender Justice;https://www.youtube.com/watch?v=FKeebTqEeQA

3. Prof.Dr.MukundSarda on Gender Justice and Women Empowerment https://www.youtube.com/watch?v=-Vlg4KD6Euc

4. The Secret Skills Gap Between Men and Women: Chris Largent at TEDxWilmington 2013: https://www.youtube.com/watch?v=iJ8Np5EST3A

5. Rahul Bose: Talking about Gender Justice: https://www.youtube.com/watch?v=ikhz1XTt998

6. Gender Justice Activismhttps://www.youtube.com/watch?v=qxrvLcgWaxw

7. Gender Justice and crime: https://www.youtube.com/watch?v=PF79OuhIWzE

8. India Development Debate | Gender Equity | Is Women Empowerment Just A Fancy Slogan?https://www.youtube.com/watch?v=YcVrUDnVwB0

9. Uniform Civil Code, GenderJustice, Religious Personal Laws And Indian Constitution: https://**www.youtube.com/watch?v=qFUeKcSmzhg**

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".

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

1. Facets of Media Law: Madhavi Garodfia Divan.
2. Law of Expression: Sridhar M
3. Media Law: Dr S R Myneni
4. Law of Electronic Media and Regulation: Dr. Umar Sama,.
5. Freedom of Press, Political –Legal Aspects of Press Legislative in India: Sita Bhatia

COURSE HANDOUT FOR MEDIA LAW

Faculty: Sanu Rani Paul **Section: Class of 2016**

OBJECT AND PURPOSE:

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".

TEACHING METHODOLOGY:

Teaching methodology essentially will comprise combination of descriptive, analytical and cratological evaluation on the subject matter.

UNIT	TOPICS	HOURS
01	**MEDIA AND ITS STRUCTURE**	06
	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	
02	**MEDIA AND THE CONSTITUTION**	06
	Constitutional Provision on Freedom of speech and expression- comparison with US Constitution-facets of freedom of speech and expression- right to privacy, right to information etc-International Conventions-Parliamentary Privileges-Taxation-constitutional restrictions on freedom of speech and expression	
03	**MEDIA AND THE LEGAL FRAMEWORK-I**	06
	Evolution of media legislation- freedom of press-the Press Council Act, 1971; press and registration; laws relating to newspaper-accountability and independence of press	
04	**MEDIA AND LEGAL FRAMEWORK II**	06
	Law of defamation; obscenity-Blasphemy; Sedition-Hate Speech-Parliamentary Proceedings (Protection of Publication) Act 1977-Contempt of Court Act, 1971-Official Secret Act, 1923-Press Councils Act-Working Journalists (Conditions of Service) Act-Media Trial	
05	**LAW OF ELECTRONIC MEDIA**	06

	Constitutionality of Film Censorship-Censorship under Cinematograph Act 1952 – Evolution of Broadcasting- Judicial Recognition of the Right to Broadcasting-Reforms in Broadcasting-Prasar Bharati Act 1990-Broadcasting Bill-Cable Television Networks(Regulation)Act 1995- Internet as new Media; Rules of Cyber Security-Copyrights-IT Act, 2000-Communications Convergence Bill	
06	**MEDIA AND SOCIETY**	06
	Concept of Advertisement-Advertisement as right to advertisement-Advertisement Act, 1954-Indecent Representation (Prohibition) Act, 1986, Drugs and Magic Remedies Act 1954, Issues of Consumer Protection-Competition Act	
07	**RIGHT TO INFORMATION LAW-I**	06
	Effects of T. V on People-Sensationalisation-Colored Reporting-Media Controlled by Political Parties-Communal Writing-Hate Speech- Judicial Decision of Doordarshan Decision-Media and Human Rights (Venerable Groups)-Role and Responsibility of Media during Emergency and Elections.	
08	**RIGHT TO INFORMATION LAW-II**	06
	Right to Information-Silent Features of the Right to Information Act, 2005-Right to Information and Obligations of Public Authorities- Procedure for Seeking Information-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.	

Internal evaluation

Pre-Mid Term: Date

CIA –I	6th January 2015
CIA-II	31st January 2015

Post-Mid Term: Date

CIA –I	28th February 2015
CIA-II	24th March 2015

Recommended cases:

1. Arubdhati Roy, In re (2002) 3 SCC 343.
2. Avinash Bajaj v. State (2005) 3 Comp LJ 364 (Del).
3. Pratibah Naitthani v. U.O.I (2005)

4. Ranjit D . Udeshi v. State of Maharashtra,AIR 1965 SC 881.
5. K.A. Abbas v. U.O.I (1970) 2 SCC 780.
6. Booby Art Internatioanal v. Ompal Singh Hoon, (1996) $ SCC 1.
7. Hamdard Dawakhana v. U.O.I AIR 1960 SC 554.
8. Tata Press Ltd. v. Mahanagar Telephome Nigam ltd. (1995) 5 SCC 139.
9. J.R. Parashar v. Prashant Bhushan (2001) 6 SCC 735.
10. Secy,Ministry of Information & Broadcasting v. Cricket Assn. Bengal (1995)2 SCC 161.
11. Maneka Ghandhi v. U.O.I (1978)1 SCC 248.

Recommended Readings:

6. Facets of Media Law: Madhavi Garodfia Divan.
7. Law of Expression: Sridhar M
8. Media Law: Dr S R Myneni
9. Law of Electronic Media and Regulation: Dr. Umar Sama,.
10. Freedom of Press, Political –Legal Aspects of Press Legislative in India: Sita Bhatia

Judicial Institutions in India: The Law, The Courts and the Judicial Process (LE429)

Objectives: The Constitution, a living document, is said to be always in the making. The judicial process of the constitution involves a technique of adapting the law to meet changing social needs. The notion of a controlling Constitution makes it mandatory upon the courts to eschew the model of leviathan in the study of power. 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. The role of the courts is essential to maintain not only the rule of law, but the basic rights necessary for the functioning of the "Democratic Republic". There have been occasions when the superior court has upheld the sanctity of the controlling Constitution, but on occasions the judicial process has failed to answer all the bands of the power spectrum. Judicial decisions, acquire significance in the light if their role is dispensing 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. In the course more emphasis will be laid on some of the landmark decisions of Indian Judiciary and their legal implications in the light of the controlling Constitution.

Course Outcome:

At the end of the course, a student to be expected to be aware of various kinds of courts and its hierarchy. Students should be well versed with the nature of English and Indian Legal Systems. Students will be able to analyze the process of the judicial system. Students should understand the various conceptions of Judicial Review. This paper enables the student to understands not only the nature of courts and their legal redress mechanisms, but also good governance including transparency and accountability in the making of laws and process of their implementation and administration.

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

1. Benjamin N. Cardozo, The Nature of the Judicial Process
2. 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)
3. S. P. Sathe, Judicial Activism in India (Oxford University Press, 2003)
4. The Supreme Court Versus the Constitution: A Challenge To Federalism (Ed., Pran Chopra) (SAGE Publications, 2006)

Other Suggested References:

1. Christopher Wolfe,. Judicial Activism: Bulwark of Freedom or Precarious Security? (Rowman & Littlefield, 1997)
2. Dr. Swapna Deka Mandrinath, Judicial Activism in Post-Emergency Era, (Notion Press, 2015)
3. E. W. Thomas, The Judicial Process: Realism, Pragmatism, Practical Reasoning and Principles (Cambridge 2005)
4. G. Alan Tarr, Judicial Process and Judicial Policymaking (2014 sixth edition) (Wadsworth)
5. G. Tarr, Without Fear or Favor: Judicial Independence and Judicial Accountability in the States, (Stanford University Press, 2012)
6. Hans Raj Khanna, Judiciary in India and Judicial Process: Tagore Law Lectures (Ajoy Law House)
7. Jerold Waltman, Principled Judicial Restraint: A Case Against Activism (Springer, 2015)

8. 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)
9. Judicial Independence in Transition (Ed., Anja Seibert-Fohr) (Springer Science & Business Media, 2012)
10. Judicial Independence: The Contemporary Debate (Ed., Shimon Shetreet, Jules Deschênes) (Martinus Nijhoff Publishers,1985)
11. Language in the Judicial Process (Ed., Judith N. Levi, Anne Graffam Walker)
12. M. Hidayatullah, Democracy in India and the Judicial Process (Asia Pub. House, 1966)
13. Manas Chakrabarty, Judicial Behaviour and Decision Making of the Supreme Court of India (Deep and Deep Publications, 2000)
14. N. K. Jayakumar, Judicial Process in India: Limitations and Leeways (APH Publishing Corporation, 1997)Bottom of Form
15. R. C. Lahoti, Preamble: The Spirit and Backbone of the Constitution of India (Eastern Book Company, 2004)
16. Shimon Shetreet and Christopher Forsyth, The Culture of Judicial Independence: Conceptual Foundations and Practical Challenges, (Martinus Nijhoff Publishers, 2011)
17. Upendra Baxi, The Indian Supreme Court and politics (Eastern Book Co., 1980)
18. Vijay Kumar Gupta, Decision Making in the Supreme Court of India: A Jurimetric Study (Kaveri Books, 1995)
19. Zia Mody, 10 Judgements That Changed India (Penguin UK, 2013)

Articles :

1.. Nick Robinson, 'Expanding Judiciaries: India and the Rise of the Good Governance Court', Washington University Global Studies Law Review, Vol.8, Issue No.1, 2009.

2.. Vikram Raghavan, 'Working of the Supreme Court of India' Economic & Political Weekly', Vol. 50, Issue No. 36, 2015

3.. S.P.Sathe, 'Judicial Activism: The Indian Experience', Washington University Journal of Law & Policy, Vol. 6, 2001.

4.. T.S.N. Sastry, Judicial Process And Human Rights In India, Indian Law Review, Vol V 2013 pp56 – 69

5.. B.N. Sri Krishna, 'The Indian Legal System' International Journal of Legal Information, Vol. 36, issue No. 2, Article No. 8, Summer-2008

6.. Samirendra Nath Ray, 'The Crisis Of Judicial Review In India' The Indian Journal of Political Science Vol. 29, No. 1 (January-March 1968), pp. 29-35

7.. Doreen Lustig, J H H Weiler 'Judicial review in the contemporary world—Retrospective and prospective', International Journal of Constitutional Law, Volume 16, Issue 2, April 2018, Pages 315–372.

8.. Radhika Gupta, 'State of West Bengal v. Committee for Protection of Democratic Rights: Is Judicial Review the Indian Judiciary's Trump Card?', The Indian Journal of Constitutional law, Constitutional Law Society, Vol.4. Issue No.1, 2010.

9.. Zachary Holladay, 'Public Interest Litigation in India as a Paradigm for Developing Nations', Indiana Journal of Global Legal Studies, Vol. 19, issue No. 2, Summer-2012.

10.. Anuj Bhuwania, Courting the People: Public Interest Litigation in Post-Emergency Indi', International Journal of Constitutional law, Vol.16. Issue No. 2, 2018.

11.. Surya Deva, 'Public Interest Litigation in India: A Critical Review', Civil Justice Quarterly, Vol. 28, pp. 19-40, 2009.

12.. Shalini Seetharam Sumathi Chandrashekaran, 'E-courts In India From Policy Formulation To Implementation, Vidhi –Centre for Legal Policy, July, 2016.

13.. Nurul Aiqa Mohamad Zain, 'Developing Legal Framework For E- Court In Judicial Delivery', International Journal of Engineering & Technology, 7 (3.7) (2018) 202 - 20

Videos :

1..Judiciary System in India by Dr. Vipan goyal, See https://www.youtube.com/watch?v=NIzj4zEsmBU

2..Judicial Review in India by Vani Mehra See https://www.youtube.com/watch?v=Rzlz4hW6qQc

3..Judicial Accountability and Independence by Justice Chalameswar See https://www.youtube.com/watch?v=BmWsbiJT554

4… Social Justice, Public Interest Litigation and Civil Society by Justice Madan B. Lokur, See https://www.youtube.com/watch?v=Cf0CvCJqrfM

5..Role of Judiciary in a Democracy by Justice Jasti Chalameswar See https://www.youtube.com/watch?v=_QjDxbcl788

6..Role of Judiciary in protection of social rights by Justice Dr. Daphne Barak-Erez See https://www.youtube.com/watch?v=jaJ2mnj10vE

7.. e-courts in India launched by Chief Justice Deepak Misra and its procedure by (National Service and Tracking of Electronic Processes, See https://www.youtube.com/watch?v=wtTgFp9oRUs

8..Judicial Process and precedental mechanism in India by Dr. Yogesh Pratap Singh, See https://www.youtube.com/watch?v=rfcg0l946JQ

9..Judicial Review in Indian Constitution by Dr. Aparajitha Kashyap, See https://www.youtube.com/watch?v=Nyx4AGm41cU

10..Judicial Review by Dr. Lakhwinder Singh, See https://www.youtube.com/watch?v=554A3rH-Trs

11..Supreme Court and its functions by Sahil Rajput See https://www.youtube.com/watch?v=8DjH_qVaIIU

Group VI- Constitutional Law
Program : BBA-LLB (Hons.)/B.A-LLB (Hons.)
Semester : VIII
General Elective

Judicial Institutions in India: The Law, the Courts and the Judicial Process (LE429)

Objectives of the Course:

The study of this course is to equip the students to understand the concept of judiciary which provides processes to resolve the disputes. The judiciary administers the law impartially between individuals and between persons and public authorities. Courts are important because they help to protect the constitutional rights to equal protection and due process under the law. The judicial process ensures that all cases are decided in a fair and consistent manner. Courts provide a forum to resolve disputes and to test and enforce laws in a fair and rational manner. Courts exist to do justice, to guarantee liberty, to enhance social order, to maintain the rule of law, to provide for equal protection to all, regardless of background and to ensure the due process of law. Before the Courts of law, judicial review is the inevitable response of the judiciary to ensure proper exercise of powers by the State and prevent any violation of basic rights of the people.

Course Outcome:

At the end of the course, a student to be expected to be aware of various kinds of courts and its hierarchy. Students should be well versed with the nature of English and Indian Legal Systems. Students will be able to analyze the process of the judicial system. Students should understand the various conceptions of Judicial Review. This paper enables the student to understands not only the nature of courts and their legal redress mechanisms, but also good governance including transparency and accountability in the making of laws and process of their implementation and administration.

Unit -1 :

Evolution of English Legal System : Anglo-Saxon era – The Local Courts – Curia Regis And Centralization of Justice – The Common Law Courts - The Conciliar Courts – The High Court of Parliament - Courts Merchant And Maritime Law – Ecclesiastical Courts And the Canon Law - Special Courts of Criminal Jurisdiction - Reorganization of the Judicial System – The Jury System.

Unit -2:

Judicial System in India : Ancient and Medieval Period – Early Administration of Justice in Bombay, Madras And Calcutta – The Mayor's Court - Adalat System – The Regulating Act – Judicial Reforms from 1793 to 1833 - Privy Council - The Federal Court of India – Supreme Court of India

Unit -3 :

Judicial Institutions as Instruments of Legal ordering : Stare Decisis And Social Ordering - Aptitudes of Judicial Institutions - Judgement of Justices – Judicial Self-Restraint - Reasoned elaboration And the Judicial Search for Justice – Elaboration of grounds in judicial fact finding - viability of judicial institutions.

Unit - 4 :

Courts and Judicial Process: History and nature - The Judge as a Legislator – Precedent – *Ratio decedendi* And Structure of Judgement - Judicial law making And Prospective Overruling - Supreme Court and Overruling of the Precedent.

Unit -5 :

Judicial Review : Meaning, Nature, Significance – Concept of Judicial Review in U.K., U.S.A., India – Judicial Review over Judicial decisions – Grounds of Judicial Review – Irregularity, Irrationality, Procedural Impropriety, Proportionality - Limits of Judicial Review

Unit – 6 :

Court System under the Constitution of India : Supreme Court of India – Jurisdiction and Powers - Court of record- Original, Appellate, Advisory, Review –rule making power –

Ancillary power – High Court –Constitution, Appointment of Judges, Jurisdiction and powers - Writ jurisdiction

Unit – 7:

Courts and Access to Justice : Judicial accountability vis-à-vis Judicial Independence - Judicial activism – development in India – concept of locus standi – evolution of Public Interest Litigation in India – socio-economic justice and Public Interest Litigation - limitation and dilemma of Public Interest Litigation

Unit - 8 :

Courts and Justice Delivery: Role of Information Communication Technology in the e-Courts - e-courts in U.S.A., U.K, Malasia, and India – Implementation of e-Courts – recent trends of Information Technology in judicial systems

Text and Reference Books :

1..Anirudh Prasad, 'Judicial Power and Judicial Review - An Analysis of the Supreme Court in Action' 1st edition, Eastern Book Company, Lucknow, 2012.

2.. Julius Stone, 'Social Dimensions of law And Justice', Universal Law Publishing Co. Pvt. Limited, 1st edition, 1999.

3.. Benjamin N. Cardozo, 'The Nature of the Judicial Process' Universal Law Publishing Co. Pvt. Limited, 7th edition, Indian Print, 2008.

4.. Justice M Rama Jois, 'Legal And Constitutional History of India – Ancient, Legal, Judicial And Constitutional System' Universal Law Publishing Co. Pvt. Limited, 1st edition, 2016.

5.. A.K.R. Kiralfy, 'Potters Historical Introduction to English Law, Universal Law Publishing Co. Pvt. Limited, 1st edition, 1999.

6..Sumeet Malik, ' V.D.Kulshreshtha's Landmarks in Indian Legal And Constitutional History', Eastern Book Company, Lucknow, 12th edition, 2017.

7.. Prof. A. Lakshminadh, ' Judicial Process – Precedent in Indian Law' Eastern Book Company, Lucknow, 3rd edition, 2009.

8.. Kailash Rao, 'History of Courts : Legislature And Legal Profession in India, 'Allahabad Law Agency, 3rd edition, 2002.

9.. Dr. Pannalal Dhar, 'Indian Judiciary', The Law Book Company Pvt. Limited, Allahabad, 1st edition, 1993.

10.. Dr. G.B.Reddy, 'Judicial Activism in India', Gogia Law Agenyc, 1st edition, 2001.

11.. Dr. Mamta Rao, 'Public Interest Litigation – Legal Aid & Lok Adalats' Eastern Book Company, Lucknow, 2nd edition, 2004.

12.. Dr. B.L.Wadehra, 'Public Interest Litigation – A Handbook' Universal Law Publishing Co. Pvt. Limited, 1st edition, 2003. .

Articles :

1.. Nick Robinson, 'Expanding Judiciaries: India and the Rise of the Good Governance Court', Washington University Global Studies Law Review, Vol.8, Issue No.1, 2009.

2.. Vikram Raghavan, 'Working of the Supreme Court of India' Economic & Political Weekly', Vol. 50, Issue No. 36, 2015

3.. S.P.Sathe, 'Judicial Activism: The Indian Experience', Washington University Journal of Law & Policy, Vol. 6, 2001.

4.. T.S.N. Sastry, Judicial Process And Human Rights In India, Indian Law Review, Vol V 2013 pp56 – 69

5.. B.N. Sri Krishna, 'The Indian Legal System' International Journal of Legal Information, Vol. 36, issue No. 2, Article No. 8, Summer-2008

6.. Samirendra Nath Ray, 'The Crisis Of Judicial Review In India' The Indian Journal of Political Science Vol. 29, No. 1 (January-March 1968), pp. 29-35

7.. Doreen Lustig, J H H Weiler 'Judicial review in the contemporary world—Retrospective and prospective', International Journal of Constitutional Law, Volume 16, Issue 2, April 2018, Pages 315–372.

8.. Radhika Gupta, 'State of West Bengal v. Committee for Protection of Democratic Rights: Is Judicial Review the Indian Judiciary's Trump Card?', The Indian Journal of Constitutional law, Constitutional Law Society, Vol.4. Issue No.1, 2010.

9.. Zachary Holladay, 'Public Interest Litigation in India as a Paradigm for Developing Nations', Indiana Journal of Global Legal Studies, Vol. 19, issue No. 2, Summer-2012.

10.. Anuj Bhuwania, Courting the People: Public Interest Litigation in Post-Emergency Indi', International Journal of Constitutional law, Vol.16. Issue No. 2, 2018.

11.. Surya Deva, 'Public Interest Litigation in India: A Critical Review', Civil Justice Quarterly, Vol. 28, pp. 19-40, 2009.

12.. Shalini Seetharam Sumathi Chandrashekaran, 'E-courts In India From Policy Formulation To Implementation, Vidhi –Centre for Legal Policy, July, 2016.

13.. Nurul Aiqa Mohamad Zain, 'Developing Legal Framework For E- Court In Judicial Delivery', International Journal of Engineering & Technology, 7 (3.7) (2018) 202 - 20

Videos :

1..Judiciary System in India by Dr. Vipan goyal, See https://www.youtube.com/watch?v=NIzj4zEsmBU

2..Judicial Review in India by Vani Mehra See https://www.youtube.com/watch?v=Rzlz4hW6qQc

3..Judicial Accountability and Independence by Justice Chalameswar See https://www.youtube.com/watch?v=BmWsbiJT554

4… Social Justice, Public Interest Litigation and Civil Society by Justice Madan B. Lokur, See https://www.youtube.com/watch?v=Cf0CvCJqrfM

5..Role of Judiciary in a Democracy by Justice Jasti Chalameswar See https://www.youtube.com/watch?v=_QjDxbcl788

6..Role of Judiciary in protection of social rights by Justice Dr. Daphne Barak-Erez See https://www.youtube.com/watch?v=jaJ2mnj10vE

7.. e-courts in India launched by Chief Justice Deepak Misra and its procedure by (National Service and Tracking of Electronic Processes, See https://www.youtube.com/watch?v=wtTgFp9oRUs

8..Judicial Process and precedental mechanism in India by Dr. Yogesh Pratap Singh, See https://www.youtube.com/watch?v=rfcg0l946JQ

9..Judicial Review in Indian Constitution by Dr. Aparajitha Kashyap, See https://www.youtube.com/watch?v=Nyx4AGm41cU

10..Judicial Review by Dr. Lakhwinder Singh, See https://www.youtube.com/watch?v=554A3rH-Trs

11..Supreme Court and its functions by Sahil Rajput See https://www.youtube.com/watch?v=8DjH_qVaIIU

Law of Securities & Investment (LL511)

Objective: To provide 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

1. Hand book on Indian Securities by Goutam H. Parikh (Bloomsbury Publishing)
2. Banking and Financial Systems by D. M. Mithani and E. Gordan (Himalaya Publishing)
3. Taxmann's Statutory Guide for Non Banking Financial Companies

International Trade Law (LL521)

Objectives: The subject of International Trade Law 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. Prior to its establishment, there was a General Agreement on Tariff and Trade which dealt with optional tariff reductions. In order to make compulsory to take measures regarding tariff reduction, the developed countries insisted the counterpart to make their markets free access as it is one of the major principle of WTO. In addition to this, there are certain international trade aspects which covered both the public international and private international trade law. The course also deals with the steps taken up by India in order to make WTO obligations effective in its domestic economy. The course can analyse the variations between international and national trade laws. Further the course deals with certain customs and usages that adopt in international trade law. It deals with international sale of goods and payment methods and further disputes mechanism, taxation process, dumping and international trade disputes resolutions. Finally the course sum up with certain WTO issues and Indian Foreign Trade Policy. A detailed syllabus of international trade law can help budding law graduate to show their talent in international transaction as India is lacking expertise persons in International Trade law hope this course can help to prove credential at international dais.

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.

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 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.

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 Investments: TRIMS – 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 Resolution: ICD – 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: Work of goods, prohibited for exports for last five years

Text and Reference Books

1. *Principles of International Trade Law* by Indira Carr and Peter stone, Routledge Publishing, 2008
2. Schmitthoff, M. Clive, Halloway, David & Timson-Hunt, Daren, The Law and Practice of International Trade (Sweet & Maxwell, London, 2007).
3. Chuah, J.C.T, Law of International Trade (Sweet and Maxwell, London, 2001)
4. Understanding International Trade Law by Simone Schnitzer
5. Thommem, T. Kochu, Bills of Lading in International Law and Practice (Eastern Book Company,Lucknow, 1984)
6. Palmeter and Mavroids, Dispute Settlement in the World Trade Organisation (Kluwer Law International, 1999).
7. Kevin Holmes, International Tax Policy and Double Taxation Treaties: An Introduction to Principles and Application, (IBFD Publications, Netherlands, 2007)
8. Philip Bentley, Aubrey Silberston, Anti – Dumping and Countervailing Actions, Limits Imposed by Economic and Legal theory, (Edward Elgar Publishing Limited, Northampton, 2007)
9. WTO, From GATT to the WTO-The Multilateral Trading System in the New Millennium (Kluwer Law International, 2000).
10. Moens, Gabriel and Giles, Peter, International Trade and Business Law, Policy and Ethics (Canadian Publishing, London, 1998)
11. Tom-George, Minarbene, International Commercial Arbitration (Institutional Arbitral Rules) UNCITRAL, ICSID, WIPO (Sheriden Book Company, New Delhi, 1996).
12. Tetley, William, Marine Cargo Claims (International Shipping Publications, Canada, 1998)Subsidy Agreements (Kluwer Law International,1998)

Videos:

1. https://www.youtube.com/watch?v=pLj0zq-lAgM
2. https://youtube/mdO-MFv1icw
3. https://www.youtube.com/watch?v=FGwPiKxmpDI
4. https://www.youtube.com/watch?v=Ef0e6bbRRSs

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

1. To provide them fundamental principles of International Trade Law;
2. To make them understand the evolution of WTO;
3. To impart basic understanding of various WTO agreements;
4. To help in building the skill to interpret WTO dispute settlement mechanism;
5. 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
1	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-	Students will have a basic understanding of International Trade

			GATS, WTO, ICC, CISG, UNCITRAL, International Sale of Goods and Payments, Letter of Credit, INCOTERMS		lAgM 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://youtube/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-dumping and allied duties and Investigation Procedure	International Trade Law, Dr. Ishita Chatterjee International Trade Law, Dr. S R Myneni Guide to WTO and GATT, Autar Krishen Kaul	Unit 2, Chapter 8 Chapter 3 Chapter 7	Students will have an understanding about dumping and countervailing measure.
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.vo	Students will have an idea about the double taxation and related treaties/models and conventions

					xprof.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_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:

1. Chile taxes on alcoholic beverages products-arbitration , WT/DS87/15
2. European Communities- Anti Dumping Duties on Imports of Cotton-Type Bed Linen from India, WT/DS141/R
3. European Communities Regime for the importation, Sale and Distribution of Bananas Complaint by Guatemala and Honduras WT/DS27/R/GTM
4. Guatemala Anti-Dumping Investigation Regarding Portland Cement from Mexico, Panel Report WT/DS60/R
5. India Quantitative Restriction on Imports of Agricultural, Textile and Industrial Products, WT/DS90/R
6. Japan Taxes on Alcoholic Beverages, WT/DS8/R

7. 7. Korea-Measures affecting Imports of fresh, chilled and frozen beef, WT/DS161/R
8. US Import Prohibition of certain shrimp and shrimp product, WT/DS58/RW

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) 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.

s) 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.

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

u) 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

v) 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: To provide 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: Project work on filing of individual return of parent

Text and Reference Books

1. Dr. Vinod K.Singhania: Student Guide to Income Tax, Taxman, Allied Service Pvt. Limited.
2. Dr. Vinod K.Singhania: Direct Taxes Law & Practice, Taxman Allied Service Pvt. Limited.
3. Myneni S.R.: Law of Taxation, Allahabad Law Series.
4. Kailash Rai: Taxation Laws, Allahabad Law Agency.
5. Dr. Gurish Ahuja: Systematic Approach to Income Tax, Bharat Law House Pvt Limited.
6. V.S. Datey : Law and Practice Central Sales Tax Act, 2003, TaxmanPublications.
7. Nani Palkivala: Income Tax, Butterworths Publications.

Course Hand Out
Academic Year – 2019-2020
(Class of 2020)
***Course Name*: Taxation Law I**

Course Code: **LL531**

Semester: **IX**

***Faculty Name*: Mr. Salaka Ravi**

Mobile No: **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 the Act.

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 Books 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**

1.	4	Canons of taxation - Constitutional provisions	Features of good tax		http://www.economicsdiscussio	To know evolutio
		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.	system Tax provisions under Indian Constitution, 1950		n.net/government/taxation/canons-of-taxation-meaning-types-and-characteristics/17428	Taxatio understi importa taxatio constitu provisio
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 concept understi applicat further taxes
3.	2	Basic Concepts of International Taxation – Residency Issues (NRIs and MNCs) – Source of Income – Tax Heavens –	Principles of International taxation Double Taxation		https://www.youtube.com/watch?v=N4LZXX8O6K0 https://www.youtube.com/watc	To know of inter taxatio understi ways to

		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.	Agreements Authorities for the International Taxation Importance of Finance Act in India		h?v=AEN53Dtu 4vI	discrepa involvec internat 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 knowlec require liability
5.	7	Income from Salary — Income from Salary – Different forms of salary and allowances – Permissible deductions from salary income – Treatment of Provident Fund	Concept of salary under Income Tax Act, 1961 Basis of charge of salary Treatment/ calculation of different forms of	RB 1 & RB2		To know tax is ch salary w differen benefits To have about th procedu salaries.

		and approved Superannuation fund – Deduction under Section 80C – Rebates to Pensioners and Senior Citizens.	salaries			
6.	7	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 categori head of that con 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. –	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 understo gains ur computa To know taxable falls und categor

		Deductions permission from income from other sources.				
8.	3	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.	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 unde principl the tax income
9.	3	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	Exemptions under the Income Tax Act,1961 Basic principles of	RB 5		To deve on the i concept corpora through differen and cor underst

		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.	taxation on the income from trusts. Provisions under the Income Tax Act, 1961 relating to the general categories of person in relation to Corporate taxation.		https://www.youtube.com/watch?v=6_Xv4XKmZM8 https://www.youtube.com/watch?v=wQg3hN0PBe8&t=488s	
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	Clubbing of income	RB 1 & RB 2	https://www.youtube.com/watch?v=vr8a4jYyv yU https://www.youtube.com/watch?v=7QRr0JMi7FY	To know the way differen one hea underst method collectio Corpora

		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.	Provisions of alternative tax collecting procedures under the Corporate Taxation.	RB 2 & RB 5		
11.	3	Assessment Procedure- 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	Types of assessment. Authorities of Income Tax Act,1961		https://www.youtube.com/watch?v=RHLeTOYQIwg	To unde procedu assessm and also hierarch authorit jurisdict

		Powers.				

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	Compone nt Number	Expected slot / due date	Marks declaratio n by	Weig htage	Syllabus
NCP I (Pre-Mid Term)	**I**	**18-09-2019**	**25-09-2019**	**10**	
Mid term (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 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.

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.

Field work-study of refugees and their conditions in Hyderabad city.

Text and Reference Books

1. Anand, a. S. Justice for women (third edition 2008).
2. Addicott, f jeffrey, (el ed), globalization, international law and human rights (2012)
3. Baxi, upender, human rights in a posthuman world: critical essays (2010)
4. Bhat, p. Ishwara fundamental rights: a study of their interrelationship (2004).
5. Chakrabarti, nirmal kanti dr. (ed), law and child (2011)
6. Chowdhury, rahman azizur, (el ed) issues in human rights (2010)
7. Clapham, andrew human right: a very short introduction (new york: oxford university press, 2007)
8. Ishay, micheline r. The history of human rights: from ancient times to the globalization era (new delhi: orient longman, 2004).
9. Iyer, v. R.krishna the dialectics and dynamics of human rights in india: yesterday, today and tomorrow (2000)
10. Jois, m. Rama legal and constitutional history of india: ancient legal, judicial and constitutional system, (delhi: universal law publishing co. Pvt. Ltd. Reprint 2004).
11. Jois, m.rama seeds of modern public law in ancient indian jurisprudence and human rights-bharatiya values (lucknow: eastern book company, second edition,2000).
12. Koening, mattnias and paul de guchteneire (ed) democracy and human rights in multicultural societies (2007)
13. Lohoti, justice r.c. preamble: the spirit and backbone of the constitution of india (lucknow: eastern book company, first edition, 2004)
14. Mohanty, jagannath, human rights education (2000)
15. N s sreenivasulu dr. Human rights: many sides to a coin (2004)
16. Naikar, n lohit, the law relating to human rights (2004)

17. Ness, peter van debating human rights: critical essays from united states and asia, (london: routledge, first edition, 1999).
18. Nirmal, j human rights in india: historical, social and political perspective, (new delhi: oxford university press, 1999)
19. Patel, n bimal, a comprehensive guide of laws of human rights in common wealth countries (2007)
20. R k narasimham, human rights and social justice (1999)
21. Saksena, k. P human rights and the constitution; vision and reality, (new delhi: gyan publication house, 2003).
22. Saksena, k. P human rights fifty years of independence, new delhi: gyan publication house, 1999).
23. Scolnicor, snat the right to religious freedom in international law: between group rights and individual rights (2011)
24. Shami, nayyar (ed.) Human rights in the new millennium (2003)
25. Sircar, v k, protection of human rights in india (2005)
26. Stone, julius social dimensions of law and justice, (new delhi: universal law publishing co. Pvt. Ltd)
27. Symonides, janusz (ed), human rights: concept and standard (2002)
28. Vijapur, p abdulrahim and suresh kumar (ed) perspectives on human rights (2003)
29. Handbook of human rights and criminal justice in india: the system and procedure (2007)

Articles :

SUPPLEMENTARY READINGS : (S.R.)

1. 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
2. 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
3. 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,
4. 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
5. 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.
6. Dr. Nirupama, 'Right to health : A Myth or Reality in India' All India Reporter, Vol.44, Nov, 2017, pp. 206-213.

7. Alok Prasanna Kumar, ' Right to Choose as a Fundamental Right' Economic & Political Weekly, Vol LI, No. 43, Oct, 2016, pp. 10-11.
8. 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

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.)

9. 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

10. 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

11. 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,

12. 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

13. 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.

14. Dr. Nirupama, 'Right to health : A Myth or Reality in India' All India Reporter, Vol.44, Nov, 2017, pp. 206-213.

15. Alok Prasanna Kumar, ' Right to Choose as a Fundamental Right' Economic & Political Weekly, Vol LI, No. 43, Oct, 2016, pp. 10-11.

16. 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	Students will be able to identify the major international declarations, and its related Covenants for implementation of human rights at universal level.

					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	
3.	4	**Regional Conventions**	European Convention, American Convention, African Charter on Human Rights	**R B : 1** **R B : 2** **R B : 3**	R B : 1 Ch-Appendix-7-American Convention of 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	On conclusion of this Unit, students able to understand the basically at regional level for the 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 Constitution of India https://www.youtube.com/embed/MRnODadNozA - DPSP	On conclusion of this Unit, students will be know their rights under the Constitution of India and the remedies available under the Writ Jurisdiction

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	On completion of this Unit, students will explore rights of vulnerable groups such as children, women etc,

					exploitation (pp.679-687) R B : 2 Ch-59- 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	On completion of this Unit, students will be understand the body of rules applicable in situations of armed conflict, whether international non-

					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 Principles of Humanitarian Law	international.
Total	48					
Tutorials	10					
Total	60					
Guest Lectures	2					

List of Latest Cases :

1. K.S.Puttaswamy & Another v. Union of India & Others 2017(10) SCC 1
2. Rajive Raturi v. Union of India & Others (2018) 2 SCC 413
3. Common Cause (A Regd Society) v. Union of India & Another (2018)5 SCC 1
4. Sampurna Behura v. Union of India and others (2018) 4 SCC 433
5. Vaicom 18 Media Pvt. Limited & Others v. Union of India & Others (2018) 1 SCC 761
6. Dr. Mahmood Nayyar Azam v. State of Chhattisgarh AIR 2012 SC 2573
7. N.R.Sharma v. Chhattisgarh state Power Distribution Co. Ltd AIR 2018 Chhattisgarh 98
8. Shyam Narayan Chouskey v. Union Of India and others (2018) 2 SCC 574
9. K. Saravanan Karuppasamy & Others v. State of Tamil Nadu & Others 2014(8) SCJ 396
10. Jeeja Ghosh & Another v. Union of India & Others 2016(7) SCJ 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

w) 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	Weighta ge	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 paper 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 **Government**Health **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:

1. Dr. Lilly Srivastava, Law and Medicine, Central Law Publications 2nd Edition 2013
2. Dr. Nandita Adhikari, Law and Medicine central Law Publications3rd Edition 2013
3. Dr. Omprakash S. Chokhani Text Book on Law and Medicine , Hind Law House 2007 Edition
4. Bag, R.K Law of Medical Negligence and Compensation, Eastern Law House, 2001
5. Shulka, V.N., Constitution of India, Eastern Book Company, Lucknow, 2010
6. Ratan Lal and Dhirajlal, The code of Criminal Procedure, 2000
7. Dr. U. Chandra, Human Rights, Allahabad Law Agency Publications, 2003
8. D. Banerji, Health in Industry, Pelican Book, 1989
9. Austen Garwood - Gowers, Living Donor Organ Transplantation : Key Legal and Ethical Issues(1999) Dart Month Publishing Company, England
10. S.V.Jogarao, Current Issues in Criminal Justice and Medical law (1999) eastern, Calcutta Jonathan Montgomery, Health Care Law, (1997), Oxford.
11. 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
12. 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
13. Edward P.Richards, and Katharine C.Rathbun, Medical Care Law (1999) Aspen Publishers, MaryLand
14. R.K.Nayak(ed.), The Indian Law Institute, Global Health Law, (1998), World Health Organization,Regional Office for South East Asia, New Delhi.
15. Mason and Mc Call Smith, Law and Medical Ethics (1991) Butterworths, London.
16. Anoop K. Kaushal, Medical Negligence and Legal Remedies with Special reference to Consumer Protection Act, (1999), Universal Publications

LAW OF MEDICINE AND HEALTH

Date of commencement-22rd JAN 2019

Xth SEM, 5th Year BB.A LL.B (H)

Faculty: Ms. Madhuri Irene **Section: Class of 2019**

Mobile: +91 9247133349 **e-mail id: madhuriirene@ifheindia.org**

OBJECTIVE:

This subject mainly introduces the basic legal principles underlining the doctor patient relationship, concept of medical negligence , remedies provided and focus on the impact of law on medical profession , It further deals with legal, social and ethical issues that are developed to deal with the nuances of contemporary of medicine and evolving jurisprudence.

The Constitution of India has certain norms to be operative in the field of health care. Coupled with these constitutional norms, there have been many legislative measures. The judiciary had a leap forward and contributed significantly in the area. But there are gaps to be filled. While law aims at just society by adjusting and balancing the rights and duties of individuals, medicine aims at creating a healthy society by concentrating on the health of individual. Law and medicine are thus areas of high social concern. The law in its relation to medicines is significant as justice and fairness in health care.

This course is designed to expose the students with various problems of medicine and law and to acquaint them with the existing law and its missing links. Those taking up this should acquire the capability to evaluate the adequacy of law in solving the problems with comparative perspectives.

SYLLABUS

UNIT– 1: 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– 2: 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- 3: 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 4: 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 5: 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- 6: 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 - Drugs and Magic Remedies Act, 1954

UNIT – 7: 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 – 8: Government : Healthcare Schemes: The Central Government Health 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 9: WHO and Healthcare Schemes: Role of WHO in world healthcare – Malaria eradication – Polio eradication – HIV-AIDS eradication – Swine flu prevention schemes – Ebola prevention – Subsidies and financial help – Healthcare assistance to developing and least development countries

UNIT 10: 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

COURSE HAND OUT

Unit	Topic	No of Hours	Pre requisites Readings	Methodology	Supplementary readings
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	**7Hrs**	**RB: 1, 2, 3 &10**	Lecture/ PPT / Discussions.	**SR 19, 21, 22**
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.	**4Hrs**	**RB: 1, 2, 3 & 10**	Lecture/ PPT / Discussions.	**SR 15, 20, 22**
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	**4Hrs**	**RB: 1, 2, 3 &10**	Lecture/ PPT / Discussions.	**SR, 20, 22**
IV	**Medical Ethics:** Importance of medical profession - Code of medical ethics - professional relationships:	**4Hrs**	**RB: 1, 2, 3 10 &15**	Lecture/ PPT / Discussion	**SR 15, 18, 22**

	Patient-Doctor, Doctor-Doctor, Doctor-State – Medical malpractices – Human rights and healthcare			s.	
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.	**6Hrs**	**RB: 1, 2, 3, 13 &**	Lecture/ PPT / Discussions.	**SR: 26, 27, 28, 29, 30**
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 - Drugs and Magic Remedies Act, 1954	**6Hrs**	**RB 1, 2, 3, 6 & 10**	Lecture/ PPT / Discussions.	**SR:26, 1 – 7,**
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	**4Hrs**	**RB: 1, 2, 3 16, & 10**	Lecture/ PPT / Discussions.	**SR : 18, 25, 22, 27**
VIII	**Government : Healthcare Schemes:** The Central Government Health 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.	**4Hrs**	**RB: 1, 2, 3 & 10**	Lecture/ PPT / Discussions.	**SR: 13, 22, 23**
IX	**WHO and Healthcare Schemes:** Role of WHO I world healthcare – Malaria eradication – Polio eradication	**4Hrs**	**RB 1, 2, 3, 10 & 14**	Lecture/ PPT / Discussion	**SR: 15, 16, 17,**

	– HIV-AIDS eradication – Swinflue prevention schemes – Ebola prevention – Subsidies and financial help – Healthcare assistance to developing and least development countries			s.	
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	**5Hrs**	**RB: 1, 2, 3 & 10**	Lecture/ PPT / Discussions.	**SR: 8, 15, 16, 19, 20**

REFERENCE BOOKS:

1. Dr. Lilly Srivastava, Law and Medicine, Central Law Publications 2nd Edition 2013
2. Dr. Nandita Adhikari, Law and Medicine central Law Publications3rd Edition 2013
3. Dr. Omprakash S. Chokhani Text Book on Law and Medicine , Hind Law House 2007 Edition
4. Bag, R.K Law of Medical Negligence and Compensation, Eastern Law House, 2001
5. Shulka, V.N., Constitution of India, Eastern Book Company, Lucknow, 2010
6. Ratan Lal and Dhirajlal, The code of Criminal Procedure, 2000
7. Dr. U. Chandra, Human Rights, Allahabad Law Agency Publications, 2003
8. D. Banerji, Health in Industry, Pelican Book, 1989
9. Austen Garwood - Gowers, Living Donor Organ Transplantation : Key Legal and Ethical Issues(1999) Dart Month Publishing Company, England
10. S.V.Jogarao, Current Issues in Criminal Justice and Medical law (1999) eastern, Calcutta Jonathan Montgomery, Health Care Law, (1997), Oxford.
11. 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
12. 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

13. Edward P.Richards, and Katharine C.Rathbun, Medical Care Law (1999) Aspen Publishers, MaryLand

14. R.K.Nayak(ed.), The Indian Law Institute, Global Health Law, (1998), World Health Organization,Regional Office for South East Asia, New Delhi.

15. Mason and Mc Call Smith, Law and Medical Ethics (1991) Butterworths, London.

16. Anoop K. Kaushal, Medical Negligence and Legal Remedies with Special reference to Consumer Protection Act, (1999), Universal Publications

SUPPLEMENTARY READINGS:

1. Indian Penal Code, 1860,
2. Drugs and Cosmetic Act, 1940
3. Drugs and Magic Remedies Act, 1954
4. The Medical Termination of Pregnancy Act and Rules, 1971
5. The Pre-Natal Diagnostic Techniques (PNDT) Act and Rules
6. The Prevention of Food Adulteration Act, 1954
7. Drugs and Cosmetics Act, 1940
8. Bio-Medical Waste (Management and Handling) Rules, 1998
9. The Transplantation of Human Organs Act and Rules,1994
10. Environmental Acts and Rules
11. Mental Health Act, 1987
12. Consumer Protection Act, 1986
13. Predictors of Availing Maternal Health Schemes: A community based study in Gujarat, India KS Vora, S Yasobant, D Mavalankar -Journal of Community Health, 2014 - iapsmupuk.org
14. An analysis of mental health law Stephen J. Morse Crazy Behavior, Morals, and Science: An analysis of mental health law SJ Morse - S. Cal. L. Rev., 1977 – HeinOnline
15. Public health law: power, duty, restraint LO Gostin, LO Gostin - 2000 - books.google.com
16. The Ebola epidemic: a global health emergency LO Gostin, D Lucey, A Phelan - Jama, 2014 - jama.jamanetwork.com
17. Law, Values and Practice In Mental Health Nursing: A Handbook: A Handbook T Williamson, R Daw - 2013 - books.google.com
18. A Cultural criticism of childbirth practice in the US from a medical-legal pluralistic perspective: Limitation of Medicalization and reconstruction of the cultural …CY Jung - Korea University Law Review, 2012 - papersearch.net
19. AALS symposium articles: imagining the next quarter century of health care law: Donabedian's Legacy: The Future of Health Care Quality Law …K Madison - Ind. Health L. Rev., 2013 - litigation-essentials.lexisnexis.com
20. Bayesian methods and ethics in a clinical trial design JB Kadane - 2011 - books.google.com
21. What we talk about when we talk about health care costs PJ Neumann - New England Journal of Medicine, 2012 - Mass Medical Soc

22. A consumer-choice health plan for the 1990s. Universal health insurance in a system designed to promote quality and economy (1). A Enthoven, R Kronick - The New England Journal of Medicine, 1989 - europepmc.org
23. Improving the quality of health care for chronic conditions JE Epping-Jordan, SD Pruitt… - … safety in health care, 2004 - qualitysafety.bmj.com
24. Use of diagnostic imaging studies and associated radiation exposure for patients enrolled in large integrated health care systems, 1996-2010 R Smith-Bindman, DL Miglioretti, E Johnson… - Jama, 2012 - archpsyc.jamanetwork.com
25. Ratan Lal and Dhirajlal, The Code of Criminal Procedure, 2000
26. Shulka, V.N., Constitution of India, Eastern Book Company, Lucknow, 2010
27. Scope of consumer protection act in medical profession in India SR Shrivastava, PS Shrivastava… - Journal of Clinical …, 2014 - jcsjournal.org
28. Indian Medical Council Act, 1956
29. Indian Medical Association, Regulations under Medical Degrees Act, 1948,
30. The Pharmacy Act, 1948.

CASES:

1. Hira Mahaldar v. The State Of Bihar on 30 November, 2017
2. Smt. Jayoti Kumari Sharma v. Sh. Shashi Pal on 23 November, 2017
3. Dr. K.C. Vidyarthi v. The State Of Bihar 5 May, 2016
4. Dr. Nirmala Agarwal vs 1. Medical Council of India, on 24 April, 2015
5. Dr. (Mrs.) Indu Sharma v. Indraprastha Apollo Hospital on 22 April, 2015
6. Mohd. Ahmed (Minor) v. Union of India & Ors. on 17 April, 2014
7. Rama Pandey v. Union of India & Ors. on 17 July, 2015
8. P.Geetha v. The Kerala Livestock Development ... on 18 June, 2014
9. V. Kishan Rao v. Nikhil Super Specialty Hospital ... on 8 March, 2010
10. All India Lawyers Union Delhi v. Govt. of NCT of Delhi & Others on 22 September, 2009

****

Tax Laws – II (LL532)

Objectives: To 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 Outcomes:

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:

1. Dr.Vinod K.Singhania and Dr. Monica Singhania: *Student Guide to Income Tax*, Taxman Publications Pvt. Ltd.
2. V. S. Datey : Service Tax Ready Reckoner; Taxmann Publications, 59/32, New RohtakRoad, New Delhi
3. 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.
4. 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.
5. Dr. Sanjeev Kumar: Systematic Approach to Indirect Taxes, Bharat Law House
6. Indirect Taxation, V. Balachandran, Sultan Chand Publications.
7. CENVAT Law & Practice, Taxmann, Taxmann Allied Services
8. Customs Valuation – Law and Practice, S D Majumdar, Centax Publications
9. 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

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/ Circulars/Notifications & Case Laws	Dr.Arpit Haldia & Mohd.Salim – Taxmann Publications Pvt.Ltd., New 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 -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	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 & Mohd.Salim – Taxmann Publications Pvt.Ltd., New Delhi, 2021 (Edn)	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_GST_Flyer_Chapter19.pdf,	To understand the concepts of GST and to gain an insight to supply, input tax credit, tax invoices and maintenance of accounts.
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,**	Provisions regarding initiation of search and	GST Search Seizure and Arrest,	Litmus Test of Section 67 (2),	To learn the essential concepts

		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	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.	Dr.Arpit Haldia & Prateek Gattani, Taxmann Publications Pvt.Ltd., New Delhi, 2020 (Edn)	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.	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 – Supreme Court – Appeal to Supreme Court - Advance ruling – Offences and penalties	Definitions, Authority for advance ruling, Application for advance ruling, Procedure on receipt of application, Appellate authority for advance ruling, orders 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	GST Law & Practice – A Compendium of CGST/IGST Acts along with relevant Rules/ Circulars/Notifications & Case Laws, GST Search Seizure and Arrest, Dr.Arpit Haldia & Prateek Gattani, Taxmann Publications Pvt.Ltd., New Delhi, 2020 (Edn)	Advance Ruling – Page 1.612 to 1.625, Page 1.626 to 1.633, Appeals and Revisions Page 1.634 to 1.661, Offences, http://meggst.gov.in/PDF/acts/CHAPTER_X.pdf,	To understand the concept of appeals, compliances and role of advance rulings, appellate authorities and Supreme Court Rulings with reference to offences under the GST Act.

			Authority and National Appellate Authority.			
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 – Administration of customs duty: imports and exports – Duty Draw Back - Foreign Trade Policy	Types of custom duties, IGST in case of import, safe guard and protective duty, methods for valuation of customs duty, over invoicing, assessment of exports and imports	Students Guide to GST & Customs Law - Dr. Vinod K Singhania, Taxmann Publications Pvt.Ltd., New Delhi, 2021 (Edn)	Custom duties Page 1.22 to 1.60, Valuation for customs duty Page 1.105 to 1.108, Methods for valuation and Assessment Page 1.142,	To understand the origin of customs duty under the Customs Act and its applicability through CGST.

					1.148 to 1.160.	
Total : 60						

Expectations from Students:

x) 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.

y) 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.

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

aa) 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.

bb) 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.

cc) 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.

dd) 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.

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

ff) 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.

gg) 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.

Legal and Constitutional History of India (LH511)

Objectives: 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.

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

1. Herbet Cowall: The History and Constitution of the Courts and Legislature Authorities in India, 1936.
2. M.Y. Pylee: Constitutional History of India, 1600-1950.
3. M.P. Jain: Outlines of Indian Legal History.
4. A.B. Keith: A Constitutional History of India, 1600-1935
5. Rama Jois: Legal and Constitutional History.

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 history of India.	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	Outlines of Indian legal and constitutional history ,M.P Jain ,7TH ed. 2015, Lexis Nexis	Chapter -1-5 pp. 1-60	To introduce the students to the legal and constitutional 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	Landmarks in Indian Legal and Constitutional history, B.M Gandhi,10th ed. 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	Landmarks in Indian Legal and Constitutional history, B.M Gandhi,10th ed. EBC	Chapter -4 – Inaugration 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.

			administrations of Criminal Justice.			
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 constitutional 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 constitutional history ,M.P Jain ,7TH ed. 2015, Lexis Nexis	Chapter-14 Charter Act , 1833 & Codification . 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,10th ed. 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,10th ed. 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,10th ed. 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:

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	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 Assessment	November 4, 2019	November 6 , 2019	10	Units: VI 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: 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

1. D.D.Basu, Comparative Constitutional Law, (2nd ed., Wadhwa Nagpur, 2008)
2. 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)
3. Michel Rosenfeld, Andras Sajo The Oxford Handbook of **Comparative Constitutional Law (**Oxford University Press 2012)
4. Aalt Willem Heringa, Philipp Kiiver, Constitutions Compared: An Introduction to Comparative Constitutional Law (2012)
5. Aparajita Baruah, Preamble of the Constitution of India: An Insight and Comparison with Other Constitutions (Deep and Deep Publications, 2007

Course Hand Out
Academic Year – 2018-19
(Class of 2020)

Course Name**: Comparative Constitutional Law**

BA LLB (Hons.) & BBA LLB (Hons.)

Course Code: (LH512)

Semester: Ninth Semester

Faculty Name: Dr. Md Akbar Khan

Mobile No: 8503004786

Email: mdakbarkhan@ifheindia.org

Course Objective:

- 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.

Course Outcomes:

This course is designed to examine from a comparative perspective –legal structure and concepts that are found in Constitutions across the world, percepts such as basic rights, rule of law, systems of governance, judicial review, to name a few. Comparative Constitutional Law course is intended to make students familiar with the constitutional systems of a few countries, in particular the constitution of United States of America, UK, France, Canada and few other emerging constitutions along with the Indian Constitution. Students will be

benefitted from deeper understanding of the doctrines and values underlying the provisions and principles from various constitutional systems.

Suggested/Recommended Text Books:

	TEXT BOOK	AUTHOR / PUBLICATION
1.	Comparative Constitutional Law	D.D.Basu, (3rd. ed., Wadhwa Nagpur, 2014)
2.	World Constitutions: A Comparative Study	Vishnoo Bhagwan, Vidya Bhushan, 11th Edition, 2017 Sterling Publications.
3.	Select Constitutions	Anup Chand Kapur, K.K. Misra, S. Chand, 2010
4.	Introduction to the Constitution of India	D.D.Basu, 21st Edition, 2013.
5.		
6.	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.	Sachindra Nath Datta, (Indian Research Institute, 1969)
7.	*The Oxford Handbook of* Comparative Constitutional Law	Michel Rosenfeld, Andras Sajo *(*Oxford University Press 2012)
8.	Constitutions Compared: An Introduction to Comparative Constitutional Law	Aalt Willem Heringa, Philipp Kiiver, (2012)
9.	Preamble of the Constitution of India: An Insight and Comparison with Other Constitutions (Deep and Deep Publications, 2007)	Aparajita Baruah, (Deep and Deep Publications, 2007)

Reference Books:

	TEXT BOOK	AUTHOR / PUBLICATION
1.	Constitutional and Administrative Law	John, (8th ed., Palgrave Macmillan, 2011).
2.	World Constitutions	B.D. Usmani, Ist Edition 2016, Wisdom Press
3.	Select Constitutions of the World	M.V.Pylee , 4th Edition, Universal Law Publishing
4.	Administrative Law	I.P. Massey (9th ed., Eastern Book Company, 2017)
5.	Principles of Administrative Law	M P Jain & S N Jain, (7th ed., Lexis Nexis Butterworths, 2017).
6.	Indian Constitutional Law	M.P Jain, (8th ed., Lexis Nexis Butterworths, 2018)
7.	Administrative Law	S.P Sathe, (7th ed., Lexis Nexis Butterworths, 2010)
8.	Textbook on Administrative Law	P. Leyland and G.Anthony, (7th ed., 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.		**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	Classification of modern Constitutions Functions and aims of comparative constitutions	RB 01,02,03, & 04 ST 01,02,03 & 04	Lecture/ Discussion/ Using PPT	Discussion and Explanation in order to have an insight into the various nuances and shades of classification of modern Constitutions.

2.		**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	Separation of Power; judicial review; Rule of Law;	RB-01,02,03, & 04 ST-01, 02,03,& 04	Lecture/ Discussion/ Using PPT	To discuss and find out the effectiveness and significance as well as the decisive role played by the concept of Theory of Separation of Power as explained by Montesquieu in different types of Governments.
3.		**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	An appraisal of working of British Parliament; the Crown and the Judiciary	RB 01, 02, 04 & 05, ST 01, 02, 03 & 04	Lecture/ Discussion/ Using PPT	To discuss the salient features of British Constitution and powers and functions of the organs of Govt. Besides knowing the significance of Rule of Law; Scope of Judicial Review in UK; Emergency Powers; and Amendment.

4.		**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 Droit Administratif; Emergency Powers; Amendment Powers; An appraisal of working of French Constitutional system	Powers and functions of the Legislature, Executive and the Judiciary;	RB - 01,02,03, & 04 ST-1, 2, 4& 5,	Lecture/ Discussion/ Using PPT	To discuss the salient features of the Constitution, powers and functions of the organs of French Govt. and also to give a brief account of Droit Administratif; Emergency Powers; and Amendment Powers.
5.		**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	Structure, powers and functions of Congress, the President and the Judiciary.	RB-01,02,03, & 04 ST-01, 02,03,& 04	Lecture/ Discussion/ Using PPT	To discuss and analyse the Historical perspective of US Constitution, Salient features of US Constitution, powers and functions of Congress, the President and the Judiciary; Emergency Powers and Amendment Powers.

6.		**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	Powers and functions of the Legislature, Executive and the Judiciary.	RB-01,02,03, & 04 ST-01, 02,03,& 04	Lecture/ Discussion/ Using PPT	To explain and analyse the concept Repatriation of Canadian Constitution; structure, powers and functions of the Legislature, Executive and the Judiciary; Distribution of Powers;
7.		**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.	Fundamental Right; Directive Principles of State Policy	RB-01,02,03, & 04 ST-01, 02,03,& 04	Lecture/ Discussion/ Using PPT	To explain the significance of Fundamental Right; Directive Principles of State Policy besides explaining the concept of Division of Powers, Emergency and Amendment.

8.		**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	Judicial accountability role and distinctive features of the judicial institutions,	RB-01,02,03, & 04 ST-01, 02,03,& 04	Lecture/ Discussion/ Using PPT	To analyse and compare the judicial Institutions, jurisdiction, role and distinctive features of the judicial institutions apart from learning judicial accountability; Due Process and Procedure, judicial activism
9.		**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.	Rule of Law; Judicial Review; Fundamental Rights and Freedoms; Division of Power;	RB-01,02,03, & 04 ST-01, 02,03,& 04	Lecture/ Discussion/ Using PPT	To analyse and compare the concept of Rule of Law; Judicial Review; Fundamental Rights and Freedoms; Division of Power; Forms of Government; Supremacy of Constitution and Emergency powers.
10.		**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	PIL, Judicial Activism and Accountability; Doctrine of Public Trust; Welfare State; Constitutionalism	RB-01,02,03, & 04 ST-01, 02,03,& 05	Lecture/ Discussion/ Using PPT	To explain the general principles of PIL and analyse the concept of Judicial Activism and Accountability; Doctrine of Public Trust; Welfare State and Constitutionalism

		Constitutionalism				
Total	**48+12 =60**	**Tutorial Classes -12**				

List of Latest cases-

Case studies:

1. **A.G. vs. Times Newspaper, (1973)3 All ER 54 (77) (HL).**
   The House considered the bringing of contempt proceedings by the Attorney General.
   Held: The Attorney General must prove to the criminal standard of proof that the respondent had committed an act or omission calculated to interfere with or prejudice the due administration of justice; conduct is calculated to interfere with or prejudice the due administration of justice if there is a real risk, as opposed to a remote possibility, that interference or prejudice would result.

2. **A.D.M. Jabalpur vs. Shivkant Shukla, AIR 1976 SC 1207.**
   The Presidential Order referred to was the one issued during Emergency declaring that the right of any person to move any Court for any enforcement of the rights conferred by Articles 14, 21 and 22 of the Constitution and all proceedings pending in any Court for the enforcement of the above mentioned rights shall remain suspended for the period during which the Proclamation of Emergency are in force.

3. **Baker vs. Carr, (1962) 369 US 186(217, 229-36)**
   It was a landmark United States Supreme Court case that decided that redistricting (attempts to change the way voting districts are delineated) issues present justiciable questions, thus enabling federal courts to intervene in and to decide redistricting cases. The defendants unsuccessfully argued that redistricting of legislative districts is a "political question", and hence not a question that may be resolved by federal courts.

   In the State legislature of Tennessee, representation was determined by a 1901 law setting the number of legislators for each county. Urban areas, which had grown greatly in population since 1901, were underrepresented. Mayor Baker of Nashville brought suit, saying that the apportionment denied voters of urban areas equal protection of the law as guaranteed by the 14th Amendment. The federal court refused to enter the “political thicket“of State districting, and the case was appealed to the Supreme Court.

   In a 6-2 ruling, the Supreme Court held that federal courts have the power to determine the constitutionality of a State's voting districts.

4. **McGee vs. A.G.,(1974) IR 284**

It was a case in the Irish Supreme Court in 1974 that referenced Article 41 of the Irish Constitution. A court ruling 4 to 1 conferred upon spouses a broad right to privacy in marital affairs.

The Supreme Court ruled by a 4 to 1 majority in favor of Mary McGee, after determining that married couples have the constitutional right to make private decisions on family planning.

5. **Minerva Mills vs. Union of India, AIR 1980 SC 1789.**

The Supreme Court provided key clarifications on the interpretation of the basic structure doctrine. The court unanimously ruled that the power of the parliament to amend the constitution is limited by the constitution. Hence the parliament cannot exercise this limited power to grant itself an unlimited power. In addition, a majority of the court also held that the parliament's power to amend is not a power to destroy. Hence the parliament cannot emasculate the fundamental rights of individuals, including the right to liberty and equality.

The ruling struck down section 4 and 55 of the Constitution (Forty-second Amendment) Act, 1976 enacted during the Emergency imposed by Prime Minister Indira Gandhi.

6. **Arvind Kejriwal vs Delhi LG Anil Baijal: SC: July 2018**

The Supreme Court ruled that Arvind Kejriwal-led government is the final authority in Delhi, ruling that the Lieutenant Governor Anil Baijal has no independent power to take decisions and is bound by the elected government's advice. The top court today said that the elected government is the boss of Delhi and warned that the Lieutenant Governor cannot function as "an obstructionist"; it said "there is no room for absolutism and there is no room for anarchism also.

7. **U.S. v . Nixon, (1974) 418US 683**

The Watergate scandal began early in the morning of June 17, 1972, when several burglars were arrested in the office of the Democratic National Committee, located in the Watergate complex of buildings in Washington, D.C. This was no ordinary robbery: The prowlers were connected to President Richard Nixon’s reelection campaign, and they had been caught wiretapping phones and stealing documents. Nixon took aggressive steps to cover up the crime afterwards, and in August 1974, after his role in the conspiracy was revealed, Nixon resigned.

8. **Lily Thomas vs. Union of India & Ors**. **(2013) 7 SCC 653**

The Supreme Court ruled that any MP, MLA or MLC who is convicted of a crime and awarded a minimum of two year imprisonment, loses membership of the House with immediate effect. This is in contrast to the earlier position, wherein convicted members held on to their seats until they exhausted all judicial remedy. Further, Section 8(4) of the Representation of the People Act, which allowed elected representatives three months to appeal their conviction, was also declared unconstitutional.

9. **Right to Privacy Case - (Justice K.S. Puttaswamy v. Union of India) (2017) 10 SCC 1**

Settling the decade’s long debate on the issue of the right to privacy being a fundamental right, the Supreme Court held that right to privacy is protected under Article 21 of the Constitution of India. In a unanimous decision, a nine -Judge Constitution Bench overruled the judgments in MP Sharma and Kharak Singh cases. **…**

10. **Krishna Kumar Singh vs. State of Bihar SC, 2017**.

A seven-judge Constitution Bench of the Supreme Court in Krishna Kumar Singh vs. State of Bihar has held that re-promulgation of ordinances is a fraud on the Constitution and a subversion of democratic legislative processes. The court also held that the satisfaction of the

President under Article 123 and of the Governor under Article 213 while issuing ordinances is not immune from judicial review....

Suggested Video Links:

1. https://www.youtube.com/watch?v=06xpkxScNdA (Santiago Legarre) - A Natural Law Theory of Comparative Constitutional Law?

2. https://www.youtube.com/watch?v=Z-f8GzM7JZo - Why Compare? Value of Comparative Law

3. https://www.youtube.com/watch?v=nzu6EXmc6I4 - **Comparative Constitutional Law Perspectives**

4. https://www.youtube.com/watch?v=wyB9S21kark - Frame work to understand Australian Constitution.

5. https://www.youtube.com/watch?v=GwfgtZ-SC-4&list=PLkAgvN5JrLTG7McEZofLqm0AhHcYGhn6o - The British Constitution.

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	**Component Number**	**Expected slot / due date**	**Marks declaration by**	**Weigh tage**	**Syllabus**
NCP	I				
Mid term (NCP-II)					

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.

Local Self-Governments, Gram Panchayath and Municipal Administration (LH513)

Objectives: A detailed syllabus of this subject aims at making 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. Its objective also is 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 understand the local self-government system in different other countries and make a comparative study with that of India's.

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

1. M.P.Jain, Indian Constitutional Law, Wadhwa & Co, Nagpur

2. V.N.Shukla, Constitution of India, Eastern Book Company, Lucknow

3. R.N.Prasad: Urban Local Self Government in India, Mittal Publications

4. J.N.Pandey: Constitutional Law of India, Central Law Agency, Allahabad

5. B. Shiva Rao, Framing of India's Constitution (in 5 Volumes), Indian Institute of Public Administration, New Delhi

6. S.S.Dhaliwal: Good Governance in Local Self Governance, Deep and Deep Publications

7. Pardeep Sachdeva: Local Government in India, Dorling Kindersley India Pvt. Limited

8. G. Palani Thurai: Dynamics of New Pancayat Raj System in India, Concept Publishing Company

9. Mootheni Raghavan Viju: Panchayat Raj System in India, Kanishka Publishers

10. N.V. Inamdar: Panchayat Raj Act, Concept Publishing Company

Course Hand Out
Academic Year – 2018-19
(Class of 2019)

Course Name: Local self- governments, Gram panchayat and Municipal administration.
Course Code: LH513
Semester: IX
Faculty Name: Dr. Y. Gangi Reddy
Mobile No: 9440386133
Email: ygreddy1975@gmail.com

Course Objective: A detailed syllabus of this subject aims at making 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 amendments. Its objective also is 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 understand the local self-government system in different other countries and make a comparative study with that of India's.

Course Outcomes: At the end of the course a student is expected to be able to know:

- The history of local self government in India right from the Vedic age to pre 73rd 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 different countries.
- The importance of local self-government in nation building.
- The limitations faced by the panchayat Raj Institutions, their reasons and possible solutions.

Recommended Text Books and Reference Books

	TEXT BOOK	AUTHOR / PUBLICATION
1.	Local government in India	S R Maheshwari
2.	Indian Constitutional Law	M.P.Jain / Wadhwa & Co, Nagpur
3.	Local self government	S.R Myneni / Allahabad Law Agency

4.	Panchayat Raj Act,	N.V. Inamdar / Concept Publishing Company

Course Outline:

As a sort of definition, Local Self-Government may be said to involve the conception of a territorial, non-sovereign community possessing the legal right and the necessary organization to regulate its own affairs. This, in turn, presupposes the existence of a local authority with power to act independently of external control as well as the participation of the local community in the administration of its own affairs.

The term "Local Self-Government", generally means the administration of a locality - a village, a town or a city or any other area smaller than the State - by a body representing the local inhabitants, possessing a fairly large amount of autonomy, raising at least a part of its revenue through local taxation and spending its income on services which are regarded as local and therefore, indistinct from the State and Central services.

When people begin to live together in a locality, communal living requires certain civic amenities like water-supply, drainage, sanitation, roads, markets and prevention of epidemics. With the increase in population expansion follows in other field like trade and commerce, education, public health and public works. The provision of these basic amenities becomes the added responsibility of the local government.

Local Self-government has essential attributes such as statutory status, power to raise finance by taxation in the locality, participation of the local community in decision making in specified subjects, and their administration, freedom to act independently of control and its general purpose character.

The course would cover the following topic:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1.	7	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	To make the students understand the concept of local self-government and how has in evolved in India through various

						historical ages.
2.	5	**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	To know about the different Constitutional Governmental Initiatives on Strengthening LGS, the important committees and their recommendations.
3.	6	**LSG in Rural India**	Panchayath Raj Institutions: Past and Present; 73rd Constitutional Amendment and its Salient Features; Gram Sabha and	Indian Constitutional Law - M P Jain Local Self Government	pp. 526, 527 UNIT V Ch. 2 pp. 366-375	To make the students understand the various aspects of the 73rd constitutional amendment and

			Gram Panchayat- Composition, Powers and Functions; 11th Schedule to the Constitution of India; Related State Laws	– Dr. S R Myneni		the importance of the 11th schedule.
4.	6	**LSG in Urban India**	Nagarpalikas; Municipal Corporations; Municipalities: Composition, Powers and Functions; 12th Schedule to the Constitution of India and Related State Laws	Local Self Government – Dr. S R Myneni	UNIT V Ch. 2 pp. 377- 387	To make the students understand the various aspects of the 74rd constitutional amendment and the importance of the 12th schedule.
5.	4	**Other Forms of LSG in India.**	Cantonment Boards: Laws and Regulations; Port Trust: Law and Regulation; Urban Development Authority: Laws and Regulations; Special	Local Self Government – Dr. S R Myneni http://pdpu.ac.in/cce/downloads/LOCAL	UNIT V Ch. 2 pp. 377- 387	To make the students understand what are the various other types of local self-government in India and their

			Authorities (Zilla Parishad, Regional Development Forces etc)	%20GOVERNMENT.pdf		workings.
6.	4	**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	To make the students understand the Election process and others related various aspects in rural local self-government .
7.	4	**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	To make the students understand the Election process and others related various aspects in Nagarpalika elections.
8.	3	**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	To make the students understand how accounts and finances of the Panchayats is maintained**.**

9.	3	**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	To make the students understand how accounts and finances of the urban local self-government bodies is maintained
10.	6	**Role of LSG in National Developmen t**	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; capability approach .	New Panchayati Raj System by V. Sudhakar Local Self Government – Dr. S R Myneni https://www.iep.utm.edu/sen-cap/	UNIT –V ch. 6 pp. 407 , 408.	To make the students understand the role of local self-government in nation building by carrying out their various functions effectively. To make them understand the concept of capability approach in context of local self-government.
Tota l	**48**					

List of Latest cases-

1. Krishna Kumar Mishra and anr. Etc. v. State of Bihar and ors. Etc. AIR 1996 Pat.112.
2. Lakshmappa Kallapha v. State , AIR 2000 kant 61.
3. Prashant Bansilal Bamb and ors. Etc. v. the State of Maharashtra ...AIR 2008 Bom 53
4. Sharadamma and ors. v. State of Karnataka and ors .ILR2005KAR3710
5. ***B. Rajesh Kumar v. State of A.P. and Ans****. 2000(5) ALD 339*

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	Component Number	Expected slot / due date	Marks declaration by	Weigh tage	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

I did ML with specialization in Constitutional Law and Ph.D from Sri Krishna Devaraya

University, Anantapur and having experience 17 years in teaching and 1 year in industry.

Law of Education (LH514)

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 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

1. Supreme Court Cases on Education, Asia Law House : Dr. Maheshwara Swamy

2. AJ Shah, Supreme Court cases on Education cases

3. Dr.VJ Rao., S.Gogia & Company: Law on Education

Vidoes:

https://www.youtube.com/watch?v=qxlN23EvC8c

https://www.youtube.com/watch?v=aP78P4HawBw

https://www.youtube.com/watch?v=rFQjNJf74T8

https://www.youtube.com/watch?v=UXhes3ugyzU

https://www.youtube.com/watch?v=cZoR-Fyqba4

https://www.youtube.com/watch?v=1yUFWHAn2tA

https://www.youtube.com/watch?v=8JyfLxnYrFU

https://www.youtube.com/watch?v=U2GLHm3JpcA

https://www.youtube.com/watch?v=L1iQxhZVRTw

Right to Information and Law (LH515)

Objectives: Right to information is sine qua non for 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

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

1. KM Shrivastava, The Right to Information: A Global Perspective (2013)
2. Sairam Bhat, Right to Information (2012)
3. Rajvir S Dhaka, Right to Information and Good Governance (2010)
4. J N Barowalia, Commentary on the Right to Information Act (2010)

COURSE: Right to Information (LH 515) **Annapurna Devi Munaganti,**
SEMESTER: IX **Faculty Associate -9963166950**
E-mail: annapurnadevi@ifheindia.org

Right to Information

UNIT I

Introduction: Evolution of Right to Information In India –Important terms and Concepts under Right to Information – Right to Information under International Scenario - Freedom of Speech and expression and its 'Territorial Extent - Right to Information - Philosophy and Background of Legislative Process of Right to Information Act 2005 – Salient Features of the Act.

UNIT II

Public Authorities and their Obligations under the Act: Meaning and Scope of Public Authority – Ambit and Exemptions of Public Authorities – Obligations of Public Authorities.

UNIT III

Composition and Role of Public Information Officer: Qualifications of Information Officers – PIO's under Public Authority – Specific Duties and Responsibilities of Information Officers – Liability of PIO's For Non – Compliance – Procedure for Acceptance of Information Request – Process for Disposal of Requests – Time Limit for the Disposal of Cases – Fees and Costs – Grounds for rejection of Information Request and Procedure for such Rejection Process.

UNIT IV

Exemption from Disclosure of Information: Provisions Exempt certain kinds of information - - the Classification Exempted Information - Application of *Public Interest Test* with respect to exempted information - Grounds for partial Disclosure of Information - The concept of '*Third Party*' - Issues and Considerations - Limitations on the right to information under Information Technology Laws - The approach of the judiciary.

UNIT V

The Appellate Authorities: Process of first appeals to designated Appellate Officers - Timelines for making a first appeal and disposal of the appeal - First Appeals and Appellate Officers -Important Provisions

UNIT VI

Central and State Information Commission: Powers and Functions: -The Role and Responsibilities of the Information Commissions - Provisions dealing with Complaints to the Information Commission – specifications - The "Second Appeal" process - Commissions' Mandate – The power of Information Commissions to enforce - Imposing Penalty - Recommending Disciplinary Action.

UNIT VII

RTI and Good Governance: Role of Civil Society Organisations and Media - Records - Management for Effective Information Management - Implementation of the Act - Records management - Issues of Keeping – Maintaining - Managing - Destructing.

UNIT VIII

Right to Information and Power of Judicial Review

Reference Books

1. S P Sathe, Right to Information
2. Sarbjit Sharma, Right To Information.

Legislative Drafting (LH516)

Objectives: 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.

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 .

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

1. Indian law Institute, The Drafting of Laws (1980)
2. Allen, Law in the making, Sweet and Max Well
3. Renton C' Hee Report, Preparation of Legislation, Sweet and Max Well
4. W. Friedman, Law in a Changing Society (1970)
5. Zander M., The law Making Process, Widenfeld & Icholson, England
6. Renton C' Hee Report. Preparation of Legislation, Sweet & Max Well J.
7. Bentham, Principles Of Legislation
8. Thornton, G.C., Legislative Drafting, Butter worths, London.
9. The General Clauses Act, 1897.
10. Maxwell, Interpretation of Statutes.
11. G.P. Singh, principles of statutory interpretation.
12. K.Sanmukham and N.S. Bindras, Interpretation of Statutes (1997). The Law Book CoAllahbad.
13. V. Sarathil, Interpretation of Statutes, Eastern Law Book Co. Lucknow.
14. .Principles of Legislation & Legislative Drafting by N.K. Chakrabarti, R. Cambray & Co. Private Ltd.; 3rd edition (2014)
15. Legislative Drafting (Principles and Techniques), 4th Edn by Atre B.R.Universal Publishers

Course Hand Out
Academic Year – 2018-19
(Class of 2019)

Course Name: Legislative Drafting and Legal and Constitutional history of India

Course Code: LH516 & LH511

Semester: IX

Faculty Name: Jyotsna Nisha

Mobile No: 7739528432

Email: jyotsna7788@gmail.com

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 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: 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 legal and constitutional history of India, adalat system and settlement of supreme courts, process of codification in India, constitutional development the legal and constitutiona lsystem 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	Landmarks in Indian Legal and Constitutional	B.M Gandhi / Eastern Book Company

	history	
3.	Constitutional law and history of Government of India	C.L Anand/ Universal Law Publication Co.
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.

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1	5	Legislation and distribution of Legislative Powers in India	Concept and forms, Classification of Laws Principles of Legislative Drafting, Forms of Legislative Instrument, Bills, Acts, Orders, Rules and Schedules. Schedule, Rule– Legislative competence, Arts.245 to Art 255, rule making Power of the Supreme Court – Art 145, Doctrines relating to Distribution of Legislative powers – Pith And Substance, Colourable Repugnancy, Harmonious Interpretation	Principles of Legislation and Legislative Drafting , N.K Chakrabarti,3rd ed. R. Cambray & Co. Pvt. Ltd. Interpretation of Statutes, Vepa P. Sarathi , 5th ed. Eastern Book Company.	Chapter -34 pp. 525-534 Chapter -12 pp. 468-488	To make the students understand different forms of legislation , distribution of legislative powers in India and different doctrines related to it.
2.	5	Objectives of legislation and factors which influence decision of the legislator	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		https://www.researchgate.net/publication/274961177_Factors_of_influence_on_legislative_decision_making_A_descr	To make the students understand the Objectives of legislation and factors which influence decision of the legislator , correlation between public opinion and

			tradition 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		iptive_study_updated_August_2009	legislative formulations.
3.	5	Preliminary techniques and process of drafting	Ideals of Drafting; Simplicity, Preciseness, Consistency, Alignment with Existing law, 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		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.

4.	5	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 Basic principles, guiding principles of interpretation, internal and external aid to Construction, subsidiary rules. Operation of statutes, expiry and repeal, jurisdiction of courts,	Introduction to the interpretation of statutes, Avatar Singh & Harpreet Kaur/ Lexis Nexis Introduction to the interpretation of statutes, Avatar Singh & Harpreet Kaur/ Lexis Nexis	Appendix pp. 413-449 Chapter -2 – Internal aid to construction pp. 51-126 Chapter - 3External aid to construction pp. 129-182	To make the students understand the different rules and guiding principles of Interpretation and translation of statutes.
5	5	Introduction to the legal and constitutional history of India	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 The Mayors Court -Genesis of the Charter of 1726 - Provisions of the Charter - Working of Judicial System -Charter of 1753 -Defects of Judicial Systems	Outlines of Indian legal and constitutional history ,M.P Jain ,7TH ed. 2015, Lexis Nexis	Chapter -1-5 pp. 1-60	To introduce the students to the legal and constitutional history of India starting from the emergence of the East India company.
6	5	Adalat system and supreme courts	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	Landmarks in Indian Legal and Constitutional history, B.M Gandhi,10th ed. EBC	Chapter -4 – Inaugration 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.

			administrations of Criminal Justice. 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 constitutional 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	
7.	5	Process of Codification in India	The Charter Act of 1833. - The First Law Commission -The Second Law Commission- The Third Law Commission. - The Fourth Law Commission. 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.	Outlines of Indian legal and constitutional history ,M.P Jain ,7TH ed. 2015, Lexis Nexis Landmarks in Indian Legal and Constitutional history, B.M Gandhi,10th ed. EBC	Chapter-14 pp. 479-524 Chapter -17 pp. 391- 402	To make the students understand the process of codification in India and important Acts such as The Charter Act of 1833, Government of India Act, 1909, 1919 and 1935 .
8.	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 pp. 295-310	To make the students understand the Establishment of the High Courts in India.

9.	5	Constitutional Development	Commonwealth of India Bill, 1925-The Nehru Committee Report 1928-The Karachi Resolution 1931-Sapru Committee-The Indian Independence Act 1947 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,10th ed. EBC Landmarks in Indian Legal and Constitutional history, B.M Gandhi,10th ed. EBC	Chapter – 17 pp. 397-399 Chapter- 18 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 .
Total	48					

Tutorials – 12

Total - 60

List of cases-

- CIT vs. Sundaradevi ((1957) (32 ITR 615) (SC)
- R.S. Nayak v A.R. Antulay, AIR 1984 SC 684
- Siddeshwari Cotton Mills (P) Ltd v UOI, AIR 1989 SC 1019
- 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
- Bengal Immunity Co. V. State of Bihar, (AIR 1995 SC 661)
- Trial of Raj Nandkumar 1775
- The Patna case 1777-79
- The Cossijurah case 1779-80

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	Marks alloted

percentage	
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	Feb 15 , 2019	Feb 20, 2019	10	Units :1-3
NCP II	Mid Term	March 4 , 2019	March 20, 2019	20	Units : 1-5
NCP III	Online Test	April 15, 2019	April 16, 2019	10	Units – 6-8
NCP IV	Class	May 3, 2019	May 20, 2019	5	Units : 1-10

	Participation				
NCP V	Attendance	May 3, 2019	May 20, 2019	5	Units :1-10
End Term	End Term	May 6 , 2019	May 20, 2019	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

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.

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

1. Anand C. L, Constitutional Law and History of Government of India, Universal Law Publishing, 2008
2. Venkataramiah &. Bakshi P.M, Indian Federalism-A Comparative Study, 1992
3. JainnM.P, Indian Constitutional Law, Lexis Nexis, 2018
4. Hamid Hussain , Indian Federalism: Emerging Trends, , Manak Publications Pvt. Ltd, 2010
5. SinghM. P. and RekhaSaxena, Federalizing India in the Age of Globalization,Oxford University Press, 2013
6. Samuel Berthet, New States for a New India: Federalism & Decentralization in the States of Jharkhand & Chattisgarh, 2011
7. PandeyJ.N, Constitutional Law of India, Central Law Agency,2018.
8. Anirudh Prasad, Centre and State Powers under Indian Federalism, Deep & Deep Publishers,2014.
9. Wheare K. C , Federal Government, Oxford University Press , 1950
10. PyleeM.V, Select Constitutions of the World, Universal Law Publishing Co. 2012.
11. ShuklaV.N, Constitution of India, Eastern Law Company, 11th Ed. 2008.
12. 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(I), 1969.
- Aiyar, S.P., “India’s emerging co-operative federalism,” Indian Journal ofPolitical Science, Vol-II(I), 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

1. https://www.youtube.com/watch?v=94i_x1dwKFw
2. https://www.youtube.com/watch?v=0lxty4L_l4I
3. https://www.youtube.com/watch?v=ap-CIkjTqak
4. https://www.youtube.com/watch?v=H_6BMxyfn50
5. https://www.youtube.com/watch?v=1hQbQDVBZTA
6. https://www.youtube.com/watch?v=Xv0jZvzvfHM

Course Hand Out
Academic Year – 2018-19
(Class of 2019)

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

Course Objective: 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 Outcomes: 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 Books 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. and RekhaSaxena, ,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: 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.	Federalism, Constitutionalism, Federation, Confederation		https://www.youtube.com/watch?v=94i_x1dwKFw	The student 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 Constitution – Application of Federal Principle – Federal Features in Indian Constitution –	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 and Federal Features in Indian Constitution

		Distribution of Powers – Formation and Admission of New States (Article 2 and 3)				
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 Interpretation, Doctrine of Occupied Field and Intended Occupation.	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.
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	Financial Powers, Sharing and Appropriation of the Taxes, Grants-in-Aid, Borrowing and Spending Powers, Inter-governmental Tax Immunities, Doctrine of Immunity of	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-

		Powers – Inter-governmental Tax Immunities – Doctrine of Immunity of Instrumentalities (Article 285 and 289) – Union and State Finance Commission – Powers and Functions	Instrumentalities.			governmental Tax Immunities
5.	**5**	**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.	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 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 –	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

		Punchi Commission – Recommendations, Implementations – Appraisal				
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 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	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 – Impact of 2nd and 3rd Judges Transfer Cases and Collegium System – 99th Constitutional Amendment – National Judicial

		case and its Impact				Appointments Commission – 4th Judges case and its Impact
Total	**48**					

List of Latest cases-

1. Kuldip Nayar Vs. union of India and ors AIR 2006 SC 3127
2. Jindal Stainless Ltd. And Anr Vs. State of Haryana and Ors, 2016 SCC online Sc1260
3. Saurashtra Oil Mills assn. Vs. State of Gujarat, AIR 2002 SC 1130
4. S.R.Bommai Vs. Union of India AIR 1994, SC 1918
5. State of Rajasthan Vs. Union of India, 1977 AIR 1361
6. State of Karnataka Vs. Union of India, 1978 AIR 68
7. Govt. of Nct of Delhi Vs. Union of India, 2018
8. Khazan Singh Vs. State of Uttar Pradesh, AIR 1974 SC 669
9. Pradeep Jain Vs. Union of India 1984 SCR(3)942
10. State of Bombay Vs. RMDC AIR 1957 SC 699

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 Name	**Component Detail**	**Expected slot / due date**	**Marks declaration**	**Weigh tage**	**Syllabus**

			by		
NCP 1	Internal assessment	04-03-2019	11-03-2019	10	**I,II,III units**
NCP 2	Mid term	18-03-2019	25-03-2019	20	I,II,III,IV, units
NCP 3	Internal Assessment	09-05-2019	09-05-2019	10	V,VI,VII units
NCP 4	Class Participation			5	
NCP 5	Attendance			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 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 course is structured in a way to make student undersatnd 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

1. Constituent Assembly Debates
2. Brich. A.H "Federalism, Finance and Social Legislation in Canada, Australia and the United States", Oxford, Clarendon Press, 1955.
3. Chadrapal, "Centre – State Relations and Co-operative Federalism", NewDelhi, Deep and Deep Publications, 1983.
4. Cooley. T.M "A Treatise on Constitutional Limitation", Little, Brown & Co, 8th Edition, 1927
5. Corwin, "The Constitution and What it means Today", Princeton University Press, 1973
6. Howard.Coten, "Australian Federal Constitutional Law", Australia: The Law Book Company Ltd, 1972
7. Jain.M.P "Indian Constitutional Law", Bombay: N.M.Tripathi Private Limited, 4th Edition, 1987
8. Lane.P.H "A Digest of Australian Constitutional Law", The Law Book Company Limited 1982
9. Pritchett.C.Herman "Constitutional Law of the Federal System. Prentice Hall, 1984
10. Rao B.S. The Framing of India's Constitution" Delhi, Indian Institute of Public Administration, Volume I & II 1966
11. Rao B.S. The Framing of India's Constitution" Delhi, Indian Institute of Public Administration, 1968
12. Seerwai. H.M, Constitutional Law of India, Bombay, N.M.Tripathi Private Limited, 3rd Edition Volume 1. 198

Freedom of Trade, Commerce and Intercourse

Chapter - I: Concept of Federalism, Difference between Federal Constitution and Unitary Constitution and Seventh Schedule of the Indian Constitution, Introduction

Chapter – II: Freedom of trade and commerce in USA and Australia

A. USA
    a) Theories of exclusiveness of federal and State power under the commerce clause
    b) Tax Legislation and commerce clause
B. Australia
    a) Scope and content of Section 92
    b) Tax Legislation and freedom clause

Chapter III: Freedom of trade, commerce and intercourse

In India

A. Pre – Constitutional Provisions
    i. Government of India Act 1919
    ii. Government of India Act 1935
    iii. Framing of the provisions on Trade and Commerce
B. Constitutional provisions relating to Freedom of trade, commerce and intercourse in India

Chapter IV: Scope of various provisions relating to Freedom of trade, commerce and intercourse in India

A. Meaning and nature of free trade Clause
    i. Interpretation of the three phrases of the Free Trade Clause
    ii. The relationship between Art 19 (1) (g) and Art 301
B. Restrictions by Parliament and State Legislatures on the freedom of trade and commerce
C. Restrictions imposed by existing Laws and Nationalisation Laws on freedom of trade and commerce
D. Prohibition against preference or discrimination in trade and commerce

Chapter – V: Power of Taxation under the constitution of India

A. Tax defined and distinguished
B. The scheme of distribution of taxing power under the Constitution of India
C. Classification of Taxes
    i) Taxes on property
    ii) Taxes on Income
    iii) Taxes on commodities
    iv) Customs and Octroi duties
    v) Taxes on Motor Vehicles and Transportation
    vi) Taxes on Mineral Rights
    vii) Taxes on Advertisements, Luxuries etc.

D) Restrictions on the power of Taxation under the Constitution

i) Fundamental Rights and power of Taxation

ii) Inter – Governmental Tax Immunities

iii) Restrictions on the power of the States to levy tax on Electricity

Chapter – VI: Freedom of trade and commerce and Taxation – I

a) Free Trade clause and power of Taxation
b) Analysis of cases of Taxation on Motor Vehicles and Transportation
c) Analysis of cases of Taxation on Octroi

Chapter – VI: Freedom of trade and commerce and Taxation – II

a) Taxation on Inter – State Sales
b) Analysis of cases on Central Sales Act
c) Analysis of cases on State Sales Tax Laws
d) Analysis of cases on State – Countervailing duty, Tax on Luxury etc.

Text Book: Manjusree Mishra

Law and Economics (LH521)

Objectives: The course is structured in such a way that it will give conceptual understandings of the linkage between economics and law. Enable the students to comprehend and critically analyze the behavioral consequences of changes in the legal system due to the influence of economics. To be appraised with legal rules to determine the extent to which they meet the social goal of efficiency, an application of welfare economics.

Unit I Introduction to law and economics. Positive and Normative Analysis of Law –John Rawls Distribution of Justice – Social Contract Theory – Micro economic theory fundamental concepts- Maximisation Equilibrium and Efficiency –theory of consumer Choice – theory of demand and supply – Game theory- theory of asset pricing – Profits and Growth – Behavioral Economics.

Unit II Economic Theory of Property – The Coase theorem - Bargaining theory of Property - Legal Concepts of Property – Ownership and Possession - Fundamentals of Property Law – Property Rights Definition – Incentives – Emergence and Enforcement - The Assignment of Rights and Distribution of Wealth - theory of Property – Inalienability – Trespass and Nuisance – Protection of Property Rights – Remedies available for violation of Property Rights – Possessory Remedies - Economic property law – limited and dividend ownership – Intellectual Property Rights.

Unit III Involuntary Transfers and Restriction on Property Transfers – Private Persons involuntary Transfers - Adverse Possession – Primogeniture – Rule Against Perpetuity – Promissory Grant by Estoppels - Doctrine of Eminent Domain – Compensatory Jurisprudence – Special Economic Zone – Legal issues

Unit IV Dispute Settlements – Judicial Process – Litigations and Settlement Process – Alternative Dispute Resolutions – Lis – Pendence – Costs and Compensation – Indigent suit – Free Legal Aid – Plea Bargaining – Rule against Self Incrimination – Right of Privacy

Unit V Economic theory of Tort Law and Economic relevancy – Cause in fact – Proximate cause – Kinds of Liability - Liquidated and un liquidated damages - Economics of Tortuous liability – Respondent Superior - Negligence and Contributory Negligence – Res ipsaloquitor – Worker's Compensation in Accidental Claims – Liability for Environment degradation – liability in Medical Mal Practices – customary Practices and informed consent - Product Liability

Unit VI Economic theory of contractual law – formation of contract – enforcement – breach of contracts – Remedies - Economics of contractual law – Specific Performance of Contract – Frustration of Contracts – Self enforcement contract – Express and Implied Contracts –

Unit VII Economics of crime, theft – Money Laundering – Illegal drug Trafficking – Primary and secondary - Import and Export Fraud – IP Theft or Fraud – NBFC Frauds – Fake Currency and Stamps - Market Frauds/Stock Manipulations – Computer crimes – Credit cards Frauds – Illegal – Bank and Insurance Frauds – Trade in Human body parts- Real Estates Fraud - Foreign Trade - white color crimes - Economic theory of crime and punishment – Racketeering false related travel documents.

Unit VIII Regulatory Bodies in India – RBI – SEBI- IRDA – FMC – PFRDA – TRAI – AERA – Cyber Regulation Appellate Tribunal- Competition Commission of India – Petrol and Natural Gas Regulatory Board.

Unit IX The Economics of Anti-Trust laws – Perse Rule versus Rule of Reason– Perfect Competition versus Monopoly – New Economic Policy – LPG – Neo Liberalism Concept Economics of legal process

Text and Reference Books

1. Economic Analysis of Law in India: Theory and Application Editor(s): P.G. Babu, A.V. Raja, Hans-Bernd Schäfer, T.S. Somashekar&Thomas Eger
2. Introduction to Law & Economics (Fifth Edition) Robert Cooter& Thomas Ulen

Law of Carriage, Transportation and Insurance (LH522)

Objectives: The law of Carriage as a part of Business law elective includes carriages of goods and persons in all different modes of transport land, air, water etc., the course focuses on the general principles of law of carriage with historical evolution and development of law. As a part of international contract, the course analyses more about the medium of transport in pre and post shipment the course addresses the legal and regulatory concept of governing the carriage of goods by land, sea and air. Nowadays arrangements for the international carriage of goods commonly involve multimodal carriage. India in this effect has signatory to international conventions and composed of several domestic laws relating to this course. The course also deals with the regulatory, commercial practices regarding electronic communication, Standard contractual terms and containerization. The course is structured in such a way to analyze the general principles of international contracts relating to law of carriage national and international. To examine various legal issues in respect of contract of carriage of goods. To provide background knowledge for examination of each mode of carriage. To enlighten the various modes of carriage in national and international context.

Unit I Introduction -Law of Carriage – Historical Development – Definition of Common Carrier- Private Carrier - Characteristics of Carrier – Kinds of Carrier - Rights, Duties and liabilities of Carrier – Principle of Absolute liability - Limitation of liability – Components of carriage of goods and Animals - The Carrier's Act 1865 - Salient Features.

Unit II Carriage by land: Carriage by Road: The Carriage of Goods by Road Act, 2007 – Objectives – Persons Engage in Business of Carriage – Registration of Common Carrier - General Responsibility of Common Carrier - Classification of Carriers - Right, duties and Liabilities of Common carriers – International road Carriage Passenger Luggage(CVR).

Unit III Carriage by Rail: Forwarding Note – Railway Receipt -Carriage of Goods- Dangerous or Offensive Goods – Railways (Prescription of Offensive Goods) Rules 1990 - Carriage of Animals Railways (Prescription of Infectious and Contagious Diseases for Animals Rules 1990.—Delivery - Manner of Delivery and Prescription of Partial Delivery Certificate Form Rules 1990. – Disposal of Consignment Rules 1990 - Carriers responsibility – Disposal – Railways (Disposal of Goods not Removed From notified Railway Station Rules 1990 – Rights Duties and Liabilities of Common Carriers – Railway Accident (Compensation)Rules 1990– Others Rules Carriage of Passengers - Termination – Burden Of Proof –Jurisdiction and limitation - Carriage of Passengers – International Rail Carriage.

Unit IV Carriage of Goods by Sea: Carriage by Inland waters: The Inland Waterways Authority of India Act, 1985 - The Inland Vessels Act 1986 – Objectives – Carriage of Goods by Vessel – Kinds of Vessels – Carriage of Passengers and Goods – Rights, Liability and Duties of Vessel carriers - Basic Principles of Law of Sea - Contract of Affreightment – Implied Undertakings – Charter Parties – Indemnity – Cancellation Clause – Frustration of Charter parties - Bill of Lading – nature and Scope – Ingredients – The Indian Bill of Lading Act 1856 - Indian Carriage of Goods by Sea Act 1925 – Deck Cargo – Rights, Duties and Liabilities Measure of Damages –- Merchant Shipping Act 1958.

Unit V Law of Carriage by Air: Introduction –The Indian Carriage by Air Act 1972– Meaning and Nature of International Carriage – Documents of Carriage – Rights, Duties and Liability of Consignor and Consignee – Airport Economic Regulatory Authority Act 2008 – International Conventions on Carriage of Goods by Air.

Unit VI The Multimodal Transportation – Multimodal Performance – Regulatory Environment National International - The Multimodal Transportation of Goods Act 1993 – Objects and Reasons – Definition of Multimodal Transport – Registration for MMT - Cancellation – Multimodal Transport Document – Contents – Reservation – Rights, Duties and liabilities of Consignor – Arbitration – Multimodal Transportation under Common Law Principles.

Unit VII: International Conventions relating to Carriage of Goods: International Sale of Goods and related Conventions –International Convention on Sale of Goods – UN Convention for Contracts of International Sale of Goods – Convention on Limitation in International Sale of Goods.

Unit VIII Insurance : Definition and Nature of Insurance – Contract of Insurance – Insurable Interest – Risk – Passing of Risk and Rights of Unpaid Seller in light of International Law of Sea Principles – Insurance and Motor Vehicles Act – Salient Features of Motor Vehicles Act.

Text and Reference Books:

1. Brian Harris, Ridley Law of Carriage of Goods by Land Sea and Air, Sweet Maxwell 8th edition, 2012.
2. H.k Saharay, Law of Carriage of Goods by Road, sea and Air, Eastern Law House, 2013 2nd edition
3. Avtar Singh, Law of Carriage of Goods, Eastern Book Company, 2005
4. Dr. SR. Myneni, Law of Carriage Allahabad Law Agency, 2014

Course Hand Out
Academic Year – 2019-20
(Class of 2020)

Course Name: Law of Carriage, Transportation and Insurance
Course Code: LH522
Semester: IX
Faculty Name: Dilip Sharma
Mobile No: +91-7698737458
Email: sharma.dilipbkn@gmail.com

Objectives of the Course:

1. To enlighten students about the national and international legal framework on law of carriage including land, rail, sea and air.
2. To enable students to understand and implement the basic concept of law of carriage to issues of practical relevance.
3. To enables students to know the present scenario and the rights/liabilities arising under the law of carriage.

Course Outcomes: After successfully completing this course, the student should be able to

7. Demonstrate knowledge and understanding of the basic principles of Law of Carriage by Land, Sea and Air.
8. Apply the principles of Law of carriage to practical problems.
9. Comprehend the national ad international framework related to law of carriage.

Recommended Text Books and Reference Books

	TEXT BOOK	AUTHOR / PUBLICATION
1.	Baris Soyer & Andrew Tettenborn	International Trade and Carriage of Goods, Informa Law from Routledge.
2.	Law of Carriage (Air, Land & Sea)	Avatar Singh, Allahabad Law Agency, 2014.
3.	Ridley Law of Carriage of Goods by Land, Sea and Air	Brian Harris, Sweet Maxwell.
4.	Law of Carriage of Goods by Road, Sea and Air	H.K. Saharay, Eastern Law House, 2013.
5.	Law of Carriage	Dr. SR Myneni, Allahabad Law Agency, 2014.
6.	Law Relating to Carriers	N. Vijayaragavan, Deccan Publications, Chennai.

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1.	10	Introduction	1. Introduction 2. Historical Development 3. Definitions – Common carrier, Private carrier - Difference 4. Characteristics of Carrier 5. Kinds of Carrier 6. Rights, Duties and Liabilities of Carrier 7. Principal of Absolute Liability 8. Limitation of Liability 9. Components of Carriage of goods and animals 10. Salient Features – The Carrier's Act	**TB6 – Ch – 1** **TB2 – Ch 1**	1. Law Of Carriage Of Goods, Indian Institute of Material Management, Available at - http://iimm.org/law-of-carriage-of-goods/.	To make students aware about the rights, duties and liabilities of different kinds of carriers.
2.	7	Carriage by Land: Carriage by Road (The Carriage of Goods by Road Act, 2007)	1. Objectives 2. Persons Engage in Business of Carriage 3. Registration of Common Carrier 4. General Responsibility of Common Carrier 5. Classification of Carriers 6. Rights, Duties and Liabilities of Common Carrier 7. International Road Carriage Passenger Luggage (CVR)	**TB6 – Ch – 1** **TB – 4 Part -6**		To make students understand and apply the legal provision related to carriage by land to issues of practical relevance.
3.	7	Carriage by Rail	1.Forwarding Note — Railway Receipt 2. Carriage of Goods- Dangerous or Offensive Goods — Railways (Prescription of Offensive Goods) Rules 1990. 3. Carriage of Animals Railways (Prescription of Infectious and Contagious Diseases for Animals Rules 1990. 4. Delivery - Manner of Delivery and Prescription of Partial Delivery Certificate Form Rules 1990. 5. Disposal of Consignment Rules 1990 - Carriers responsibility — Disposal — Railways (Disposal of Goods not Removed From notified 6. Railway Station Rules 1990 — Rights Duties and Liabilities of Common Carriers - Railway Accident (Compensation) Rules 1990	**TB2 – Ch 3**	Forwarding Note - https://scr.indianrailways.gov.in/cris/uploads/files/13594727386 26	The students will get an insight about various legal provisions related to carriage by rail.

4.	12	Carriage of Goods by Sea	**Carriage by Inland waters: The Inland Waterways Authority of India Act, 1985** 4.1 The Inland Vessels Act, 1917 (Amended in 1986) — a. Objectives b. Carriage of Goods by Vessel c. Kinds of Vessels d. Carriage of Passengers and Goods e. Rights, Liability and Duties of Vessel carriers f. Basic Principles of Law of Sea g. Contract of Affreightment h. Implied Undertakings i. Charter Parties j. Indemnity k. Cancellation Clause l. Frustration of Charter parties **4.2 The Indian Bill of Lading Act 1856** a. Bill of Lading b. nature and Scope c. Ingredients **4.3 Indian Carriage of Goods by Sea Act 1925** a. Deck Cargo b. Rights, Duties and Liabilities c. Measure of Damages **4.4. Merchant Shipping Act 1958**	**TB6 – Ch – 3, TB2 – Ch 4, TB – 4 Part -2**	K. Venkataramaiah, Shipping Legislation in India with reference to Bills of Lading, Available at - https://www.seashiplogistics.com/pdf/legislations-BOL.pdf.	To make students understand and able to apply the legal provision related to carriage by Sea.
5.	6	Law of Carriage by Air	**5.1 Introduction** **5.2 The Indian Carriage by Air Act 1972-** a. Meaning and Nature of International Carriage b. Documents of Carriage c. Rights, Duties and Liability of Consignor and Consignee d. **Carriage by Air (Amendment) Act, 2016** **5.3 Airport Economic Regulatory Authority Act 2008** **5.4 International Conventions on Carriage of Goods by Air.**	**TB6 – Ch – 2, TB2 – Ch 2, TB – 4 Part -4**	1. UNCTAD, Carriage Of Goods By Air: A Guide To The International Legal Framework, Available at - https://unctad.org/en/Docs/sdtetlb20061_en.pdf	To make students understand and able to apply the legal provision related to carriage by air.
6.	8	The Multimodal Transportation	1. Multimodal Performance 2. Regulatory Environment - National and International **The Multimodal Transportation of Goods Act 1993** 1. Objects and Reasons 2. Definition of Multimodal Transport 3. Registration for MMT	**TB – 4 Part -7**	1. Siddharth Raja, Multimodal Transportation of Goods Act, 1993 – A Critical Appreciation,	To make students aware about the registration of MMT and rights, duties and liabilities of consignor.

			4. Cancellation 5. Multimodal Transport Document Contents 6. Reservation 7. Rights, Duties and liabilities of Consignor 8. Arbitration – 9. Multimodal Transportation under Common Law Principles		Available at - http://docs.manupatra.in/newsline/articles/Upload/71713C02-8D15-4E65-82A1-0BA1CBFF9EBF.pdf. 2. Rajiv Srivastava, The Curious Case of Multimodal Transportation in India. 3. Viplav Baranwal, Multimodal Transportation of Goods in Global and Indian Perspective, 3(1) International Journal of Advances in Social Sciences, Pg 19.	
7.	5	International Conventions relating to Carriage of Goods	1. International Sale of Goods and related Conventions 2. International Convention on Sale of Goods 3. UN Convention for Contracts of International Sale of Goods 4. Convention on Limitation in International Sale of Goods.	Will provide Reading Material while covering this Chapter.	1. Hercules Booysen, The liability of international carrier of goods in international law, The Comparative and International Law Journal of Southern Africa, Vol. 25, No. 3 (November 1992), pp. 293-311. 2. William Tetley Memorial Lecture,	The students will be able to understand the international legal framework related to sale and carriage of goods.

					https://www.youtube.com/watch?v=zmZHinbLJi0.	
8.	5	Insurance	1. Definition and Nature of Insurance 2. Contract of Insurance 3. Insurable Interest 4. Risk 5. Passing of Risk and Rights of Unpaid Seller in light of International Law of Sea 6. Principles - Insurance and Motor Vehicles Act 7. Salient Features of Motor Vehicles Act.	**TB6 – Ch – 4**		In this chapter, the students will get an insight on the legal provisions related to insurance of goods under carriage.
Total	60					

List of Cases

- Tata Chemicals Ltd. vs. Skypak Couriers Pvt. Ltd. (2002) CPJ 24 (NC)
- Patel Roadways vs. Birla Yamaha Ltd., AIR 2000 SC 1461
- A.S. Navigation Co. vs. Jethala AIR 1959 Cal 479
- Bharathi Knitting Co. vs. DHL Worldwide Express Courier (1996) 4 SCC 704
- Nath Bros. Exim International Ltd. V. Best Roadways Ltd, Civil Appeal No. 1 of 1997.
- British India Steam Navigation Co., Ltd. Vs. Shanmughavilas Cashew Industries And Ors., 1990 SCR (1) 884.

The Carriage of Goods by Road Act, 2007

- Maharashtra State Electricity Board vs. P.B. Salunke AIR 2009 Bom 185
- Nagpur Golden Transport Co. vs. Nath Traders AIR 2012 SC 357
- Brakes India Ltd. & Ors. vs. BIC Logistics Ltd. O.S.A. No. 329 of 2010 (Mad HC)

The Indian Carriage of Goods by Sea Act, 1925

- Shipping Corpn. of India Ltd. v. Bharat Earth Movers Ltd., (2008) 2 SCC 79
- British India Steam Navigation Co. Ltd. v. Shanmughavilas Cashew Industries, (1990) 3 SCC 481
- Contship Container Lines Ltd. & Co. Ltd. vs. D.K. Lall AIR 2010 SC 1704
- M/s. Jeeves Impex vs. Maersk Line India Pvt. Ltd.
- Ellerman & Bucknall Steamship Co. Ltd. v. Sha Misrimal Bheraji, AIR 1966 SC 1892
- British India Steam Navigation Co. Ltd. v. Shanmughavilas Cashew Industries, (1990) 3 SCC 481
- Shipping Corpn. of India Ltd. v. Bharat Earth Movers Ltd., (2008) 2 SCC 79
- Smith v. Dart & Sons., (1884) 52 LT 218.

Carriage by Rail

- Mahabir Prasad Bajranglal v. UOI, (1966) 32 Cut LJ 855.
- UOI v. Sheo Prasad Fulchand, AIR 1967 Pat 328.
- Badridas Gouri Dutt v. UOI, AIR 1962 All 483.
- Jyoti Enterprise v. UOI, (2003) 2 CLT 32 (Jhar).
- Union of India v. Udho Ram & Sons., (1963) 2 SCR 702.
- Oswal Traders v. UOI, AIR 2004 NOC 144 (Gou).

Carriage by Air Act, 1972

- Anil & Co. vs. Air India AIR 1986 Del 312
- Gujarat Urja Vikas Nigam ltd. vs. Air India Ltd. 2009(2) C.P.J. 378
- Ethiopian Airlines vs. Ganesh Narain Saboo (2011) 8 SCC 539
- Virendra Khullar vs. American Consolidation Services Ltd. & Ors. I (2004) CPJ 73 NC
- Namrata Singh & Ors. vs. DGCA & Ors. WP(C) 1867/2012 (Del HC)

- Dilawari Exporters vs. Alitalia Cargo (2010) 5 SCC 754
- Geeta Rani v. Air Freight Ltd. (1992) 1 CPR 526.

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 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	Weigh tage	Syllabus
NCP I	Internal Assessment	10 September, 2019	20 September, 2019	10%	**Unit 1-3**
NCP II	Mid Term	1st October, 2019	11 October, 2019	20%	**Unit 1- 4**
NCP III	Internal Assessment	1 November, 2019	11 November, 2019	10%	**Unit 4-7**
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%	**Unit 1-8**
End Term	End Term	25 November, 2019	As per Academic Calendar	50%	**Unit 1 - 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

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.

Law of Mergers and Governance (LH523)

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.

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

Text and Reference Books

1. H. R. Machiraju :Mergers, Acquisitions and Takeovers

2. Andrew J. Sherman and Milledge A. Hart: Merger and Acquisitions from A to Z

3. Donald M. DePamphilis :Mergers, Acquisitions, and Other Restructing Activities

4. J. Fred Weston, Kwang S. Chung and Susan E. Hoag: Mergers, Restructuring, And Corporate Control

International Contracts and E-commerce (LH524)

Objectives: In the light of liberalization, privatization and globalization opened the gates for foreign investment. The transnational or international contracts pose a new challenge in the present information and communication technology period of 21st century. The global market has brought the different legal systems closer while coping with time. The objective is to determine 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. With this objective the course prepares the students to understand the rules regarding commercial and international contracting and rules regarding the drafting. The first part of the course offers international contracts with drafting related to the legal and technical issues and the second part focuses on e-commerce and related issues. The course on e-commerce will enable to respond to the increasingly serious 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 *lex mercantoria*- 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 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

Unit – III 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 etc.

Unit – IV 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 – V Dispute resolution – 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 -.

E-commerce

Unit – VI 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

Unit –VII 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

Unit VIII 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 – IX 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 –X 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

Text and Reference Books

1. Law of International Contracting by Larry A DiMatteo – second edition
2. An international Restatement of contract law: The UNDROIT principles of international commercial contracts by Michael J Bonell
3. Drafting commercial agreements by Christon – 2011
4. International sales law and arbitration: problems, cases and commentary by Joseph F Morrissey, J M Graves -2008
5. E-commerce law by Paul Todd -2005
6. E-commerce in India: Assessments and Strategies for the Developing world by Alwyn Didar Singh – 2008 first edition

Course Hand Out
Academic Year – 2019-20
(Class of 2020)

Course Name: International Contracts and E - Commerce
Course Code: LH524
Semester: IX
Faculty Name: Mrs. Monisha Gade
Mobile No: 9390785148
Email: monugade@ifheindia.org

Objectives of the Course:

In the light of liberalization, privatization and globalization opened the gates for foreign investment. The transnational or international contracts pose a new challenge in the present information and communication technology period of 21st century. The global market has brought the different legal systems closer while coping with time. The objective is to determine 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. With this objective the course prepares the students to understand the rules regarding commercial and international contracting and rules regarding the drafting. The course on e-commerce will enable to respond to the increasingly serious demands posed by business employed computers and networks such as jurisdiction, privacy, identity, authentication of electronic records, etc.

Course Outcomes:

After the completion of the course, the student will be in a position to analyze the key principles and rules surrounding the international contracts. He/She will be able to draft various international contracts. The student will be in apposition to understand and analyse the key issues regarding the operations in e-commerce and allied matters.

Recommended Text Books and Reference Books

Sl.No.	TEXT BOOK	AUTHOR / PUBLICATION
1.	An international Restatement of contract law: The UNDROIT principles of international commercial contracts	Michael J Bonell/ Transnational Publishers Inc.
2.	Drafting commercial agreements	Christon/ Sweet & Maxwell
3.	A Short Course on International Contracts	Karla .C. Shippey/ World Trade Press
4.	E-commerce in India: Assessments and Strategies for the Developing world	Alwyn Didar Singh/ Lexis nexis
5.	E- Commerce	Ritendra Goel/ Newage Publishers
6.	Law Relating to Computers Internet and E-Commerce	Nandan Kamath/ 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.	8	Introduction to international contracts	Meaning and definitions – principles of international contract – modern *lex mercantoria*- 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	A Short Course on International Contracts Pages 5-45	https://www.youtube.com/watch?v=z9I5E0UM0OA&t=13s https://www.youtube.com/watch?v=Ek25Y23XGFg	The student will understand the basic concepts of an international commercial contracts.
2.	8	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 –	An international Restatement of contract law: The UNDROIT principles of international commercial contracts (whole book)	https://www.youtube.com/watch?v=LUR_89Uzakk&t=4s	The student will understand the laws governing an international commercial contracts.

			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 etc.			
3.	6	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	Drafting commercial agreements Pages 650-788	https://www.youtube.com/watch?v=d3VuHSmeAIw	The student will understand the basic concepts of drafting an international commercial contracts.

4.	7	Dispute resolution	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.	An international Restatement of contract law: The UNDROIT principles of international commercial contracts Pages 38-100	https://www.youtube.com/watch?v=hsDbOyvl1Xk https://www.youtube.com/watch?v=SpqvXOFovm0	The student will understand the dispute resolution techniques in an international commercial contracts.
5.	6	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	E-Commerce (whole book)	https://www.youtube.com/watch?v=fjaVHH_ehnM	The student will understand the basic concepts of an e-commerce

6.	5	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	Law Relating to Computers Internet and E-Commerce Pages 220-340	https://www.youtube.com/watch?v=M5tNhCso-Q0	The student will understand the kinds of e-commerce contracts.
7.	4	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	Law Relating to Computers Internet and E-Commerce Pages 340-358	https://www.youtube.com/watch?v=roj4fKJEcrc https://www.youtube.com/watch?v=eNHNT3rhZEE&t=16s	The student will understand the laws governing e commerce and electronic contracts in India.
8.	4	Consumer protection & 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.	Law Relating to Computers Internet and E-Commerce Pages 360-366		The student will understand the basic concepts of consumer protection in e commerce.
9.	10	Tutorials				

10.	2	Guest lectures				
Total	60					

Case Studies

1. Spice Girls Ltd. v. Aprilia Service BV (2002) EWCA Civ. 115
2. IFE Fund SA v. Goldman Sachs International (2006) EWHC 2887 (Comm)
3. Springwell v. JP Morgan Chase Bank (2010) EWCA Civ. 1221.
4. HIH Casualty and General Insurance Ltd. v. Chase Manhatten Bank (2003) UKHL 67.
5. FoodCo. UK LLP v. Henry Boot Developemnt Ltd. (2010) EWHC 358.
6. Salt v. stratstone Ltd. (2015) EWCA Civ. 745
7. BSKYB Ltd. H.P. Enterprise Services UK Ltd. (2010) EWHC 86 (TCC).
8. Rubenstein v. HSBC Bank PIC (2012) EWCA Civ. 1184.

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	11-9-2019	16-9-2019	10	**Module 1 & 2**
NCP II	Mid Term	1-10-2019	11-11-2019	20	Modules 1 to 4
NCP III	Internal Assessment	8-11-2019	8-11-2019	10	Modules 5 & 6

NCP IV	Class Participation	22-11-2019	22-11-2019	5	
NCP V	Attendance	22-11-2019	22-11-2019	5	
End Term	End Term	27-11-2019	27-11-2019	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 is a Faculty Associate in ICFAI Law School, Hyderabad. She holds Post Graduate Degrees in Law and Commerce. She is specialized in Corporate Laws. She completed her LL.M (Corporate Laws) from Nalsar University of Law, Hyderabad. She has completed her M.Com (Accounting & Finance) from Annamalai University. She has published various articles in recognized journals at both national and international level. She also participated in several seminars on law in various universities at both national and international level.

White Collar Crimes and Money Laundering (LH525)

Objectives: Give conceptual understandings of the genesis of white collar crimes. Make the students understand and critically analyze the components of white collar crimes. Enable the students to understand the various legislations tackling white collar crimes in India and other major countries of the world. Make the students understand the concept of Money laundering in India. By the end of the course students would be in a position to understand and analyze the concepts of White Collar Crimes and Money Launderings.

Unit 1 - Genesis of White Collar Crimes Edwin Sutherland- Nature and Scope of White Collar crimes and difference with traditional crimes – Mens rea in White Collar Crimes – Growth of White Collar Crimes in India – Nature of Liability in White Collar Crimes.

Unit 2 - Constitutional Provisions to Control White Collar Crimes in India – Writs – Audit Report on Appropriation Accounts, Audit Report on Finance Accounts, and Audit Report on Public Sector Undertakings by Comptroller and Auditor General of India – Central Vigilance Commission – Auditing the Revenue and Expenditure of the Government by Committee on Public Accounts.

Unit 3 - Controlling White Collar Crimes in India – IPC – Essential Commodities Act, 1955, Customs Act, 1962 – Income Tax Act, 1961, The Prevention of Food Adulteration Act 1954- Food Standards and Safety Act 2006.

Unit 4 - White Collar Crimes and Public Servants – Prevention of Corruption Act, 1988: Definitions**,** Appointment of Special Judges**,** Offences and Penalties**,** Sanction for Prosecution – Anti Corruption Bureau of States – Central Bureau of Investigation, (SIT) Special Investigation Team.

Unit 5 - Corporate Crimes and stock market frauds – Fraud and fraud reporting, Serious Fraud Investigation Office (SIFO) under Companies Act, 2013 – Regulations and Management of Foreign Exchange Authorized Person, Adjudication and Appeal, Penalties under The Foreign Exchange Management Act, 1999 – Insurance Fraud – IRDA's role.

Unit 6 - White Collar Crimes in Various Professions in India – Engaging Professional Witnesses, Fabricating False Evidences, Professional Alibis Under Legal Profession, Issue of False Medical Certificates, Selling Sample Drugs to Patients or Chemists Under Medical Profession, Misappropriating Grants for Educational Purposes, Imparting Degree on Payment, Fake Employment Placement Rackets under Educational Profession, Underhand Dealings with Contractors and Suppliers under Engineering Professions.

Unit 7 - Money Laundering – Origin – Definition – Impact on Banks – International Co-operation – UK; USA; India, Basel Committee on Banking Supervision – Prevention of Money Laundering Act 2002, Objectives – RBI Guidelines – System Adequacy to Combat Money Laundering – Anti-Terrorism Finance – Financial Intelligence Unit (FIU), The Financial Action Task Force (FATF) – IBA Working Group – Money Laundering and Correspondent Banking, RBI Guidelines on KYC

Unit 8 - White Collar Crimes and Money Laundering in Western Countries – International Perspectives – UN Convention Against Corruption – Preventive Anti-Corruption Policies and Bodies under the Convention – Case study on US, Australia, Canada, U.K, Malaysia

Text and Reference Books

1. Shilesh Kumar Singh, 'White Collar Crimes', ISBN No 97881843743, Edition 2014

2. Dr Manju Koolwal, ‘White Collar Crimes-India and Abroad’, ISBN 9789384668945, Edition 2016

3. Jileta L Kubena, Jurg Gerber, Eric L Jensen, ‘Encyclopedia of White Collar Crime’, Green Wood Publishers

4. Rishabh R ADukia, Rajkumar S Adukia, ‘Prevention of Money Laundering Act 2002’, Bharat law House Pvt Ltd, First Edition

5. Dr Mehnathan, MC, “ law on Prevention of Money Laundering in India), Lexis Nexis

6. Dr Sanjeev Gupta, ‘Crimes and Fraudes’, ISBN 9789385114182

7. Maryam Hussain, ‘Corporate Fraud: The Human Factor’, ISBN 9789351393634

White Collar Crimes and Money Laundering

Faculty: M.Geethapriyadarsani **Section: Class of 2018**

Mobile: 9866587599 **e-mail id:** geethap@ifheindia.org

Course Objective is to :

Give conceptual understandings of the genesis of white collar crimes.

- Make the students understand and critically analyze the components of white collar crimes.
- Enable the students to understand the various legislations tackling white collar crimes in India and other major countries of the world.
- Make the students understand the concept of Money laundering in India.
- By the end of the course students would be in a position to understand and analyze the concepts of White Collar Crimes and Money Launderings.

UNIT	TOPIC	SESSIONS
I	**Genesis of White Collar Crimes Edwin Sutherland-** Nature and Scope of White Collar crimes and difference with traditional crimes – Mens rea in White Collar Crimes – Growth of White Collar Crimes in India – Nature of Liability in White Collar Crimes.	6
II	**Constitutional Provisions to Control White Collar Crimes in India** – Writs – Audit Report on Appropriation Accounts, Audit Report on Finance Accounts, and Audit Report on Public Sector Undertakings by Comptroller and Auditor General of India – Central Vigilance Commission – Auditing the Revenue and Expenditure of the Government by Committee on Public Accounts.	5
III	**Controlling White Collar Crimes in India** – IPC – Essential Commodities Act, 1955, Customs Act, 1962 –	7

	Income Tax Act, 1961, The Prevention of Food Adulteration Act 1954- Food Standards and Safety Act 2006.	
IV	**White Collar Crimes and Public Servants** – Prevention of Corruption Act, 1988: Definitions**,** Appointment of Special Judges**,** Offences and Penalties**,** Sanction for Prosecution – Anti Corruption Bureau of States – Central Bureau of Investigation, (SIT) Special Investigation Team.	**6**
V	**Corporate Crimes and stock market frauds** – Fraud and fraud reporting, Serious Fraud Investigation Office (SIFO) under Companies Act, 2013 – Regulations and Management of Foreign Exchange Authorized Person, Adjudication and Appeal, Penalties under The Foreign Exchange Management Act, 1999 – Insurance Fraud – IRDA's role.	**6**
VI	**White Collar Crimes in Various Professions in India** – Engaging Professional Witnesses, Fabricating False Evidences, Professional Alibis Under Legal Profession, Issue of False Medical Certificates, Selling Sample Drugs to Patients or Chemists Under Medical Profession, Misappropriating Grants for Educational Purposes, Imparting Degree on Payment, Fake Employment Placement Rackets under Educational Profession, Underhand Dealings with Contractors and Suppliers under Engineering Professions.	**6**

VII	**Money Laundering** – Origin – Definition – Impact on Banks – International Co-operation – UK; USA; India, Basel Committee on Banking Supervision – Prevention of Money Laundering Act 2002, Objectives – RBI Guidelines – System Adequacy to Combat Money Laundering – Anti-Terrorism Finance – Financial Intelligence Unit (FIU), The Financial Action Task Force (FATF) – IBA Working Group – Money Laundering and Correspondent Banking, RBI Guidelines on KYC	**6**
VIII	**White Collar Crimes and Money Laundering in Western Countries** – International Perspectives – UN Convention Against Corruption – Preventive Anti-Corruption Policies and Bodies under the Convention – Case study on US, Australia, Canada, U.K, Malaysia	**6**

Expectations from Students:

1. No student shall use any electronic gadgets or mechanical devises during the class.
2. Cell phones are strictly prohibited in the class
3. Minimum required percentage (75%) of attendance has to be followed by each student; failure in fulfilling this requirement is subjected to denial of attempting mid or end term exams.
4. Students have to submit their assignments on the due date prescribed by the Faculty. For this no extensions of time will be given.
5. There is no make –up exams either for class tests or term exams.
6. Students have to assemble in the class before the commencement of class.
7. No Student is allowed to enter or exit the class rooms during the proceedings of Sessions, if so, any student shall be treated absent on such date. If repeated more than twice he/she shall be subjected to absent for 5 days in the concerned subject.

Marks from Attendance and Class participation:

Each Student will be given marks for class Participation for 5 marks. The marks will be based on the individual and group interaction with the faculty and co-classmates. The Students Participation in Tutorial shall be considered for evaluation. Hence students need to prepare the list of case before coming to Tutorials. The good and ethical behaviour of the student shall be taken into consider in the whole semester.

Five (5) Marks for attendance will be given
for 96%-100% Marks 5

for 91-95% Marks 4

for 86% to 90% Marks 3

for 81%-85% Marks 2

for 75% to 80% Marks 1 will be given to the Students. Below 75% no marks will be added.

INTERNAL EVALUATION PLAN

Pre Midterm	Post Midterm
First internal evaluation – Weightage = 5 marks **Second internal evaluation** – Weightage = 10 marks	**Third internal evaluation –** Weightage = 5 marks **Fourth internal evaluation –** Weightage = 10 marks

Reference Books

1. Shilesh Kumar Singh, 'White Collar Crimes', ISBN No 97881843743, Edition 2014

2. Dr Manju Koolwal, 'White Collar Crimes-India and Abroad', ISBN 9789384668945, Edition 2016

3. Jileta L Kubena, Jurg Gerber, Eric L Jensen, 'Encyclopedia of White Collar Crime', Green Wood Publishers

4. Rishabh R ADukia, Rajkumar S Adukia, 'Prevention of Money Laundering Act 2002', Bharat law House Pvt Ltd, First Edition

5. Dr Mehnathan, MC, " law on Prevention of Money Laundering in India), Lexis Nexis

6. Dr Sanjeev Gupta, 'Crimes and Fraudes', ISBN 9789385114182

7. Maryam Hussain, 'Corporate Fraud: The Human Factor', ISBN 9789351393634

Cases and Case Studies

1. Noormohmed Jamalbhai Latiwala vs State of Gujarat
2. Ashok Tshering Bhutia vs State of Sikkim
3. Jainul vs State
4. Sube Singh vs State of Haryana

5. Sebi vs . Burman Plantation & Others
6. Common Wealth Games Scam 2010: 70,000 Crore Scam
7. Group financial scandal 2013: A 4000 Crore Scam
8. Satyam Computers Scam
9. Maggie Noodles Case
10. King Fisher Airlines Scam

Law of Foreign Trade and Exchange (LH526)

Objectives: The course helps the student to enhance the export – import Trade knowledge and lay a path for the students to understand the technical concepts. The course also helps to enlighten various legal implications of Trade and Exchange laws. The course also makes the student to understand the difference between International Trade Theory and its domestic application with emerging issues in its procedure. The course helps in training the students with specialized knowledge in Trade and Exchange laws.

Course Outcomes:

1. The Students learn all the rules regulations of foreign trade in India.
2. It helps the student to come up with a business plan and can assist in trade and commerce
3. It helps the students to set up the legal consultancy

Unit I: Introduction Foreign Trade – Meaning – Theories - Balance of Trade – Dumping – Balance of Payment – Correcting Deficit – Methods of Foreign Trade – Instruments of Foreign Trade – Foreign Trade Policy – Objectives – Constitutional Provisions Regarding to Foreign Trade In India.

Unit II: Export and Import Control – Prohibitions of Importation and Exportation of Goods – Customs Valuation (Chapter vi of Customs Act 1962) – Levy or Exemptions of Customs Duty – Anti – Dumping Measures- Countervailing Measures – Clearance of Export and Import Goods – Duty Drawback (Chapter ix) -Regulation of Exports – General Conditions for Imports - Import Finance – Documentary Credit.

Unit III Law Relating to Foreign Trade –The Imports and Exports (Control) Act, 1947 – Features - Foreign Trade Development and Regulation Act 1992 **–** Objectives – Scope and Limitation – Definitions – Powers of Central Government in formulating Export and Import Policy – Process of Exporter and Importer Code Number and License - Search, Seizure Penalty and Confiscation – Powers of Appeal and Revision and Miscellaneous Provisions

Unit IV: Cross Border Financing in Pre Shipment: Stages of Export Finance - Role of Exim Bank in Buyers and Supplier's Credit – Trunkey projects.

Unit V: Cross Border Financing in Post Shipment: Post Shipment Finance (Chapter IV of the Exim Bank of India Act 1981) – deductions – ECGC Policy – External Fund Mobilisation – External Commercial Borrowings

Unit VI Export Promotion Incentives – Various Export Promotion Measures – Duty Draw Back Credit Scheme – Duty Entitlement Pass Book Scheme (DEPB) – Export Credit Guarantee Corporation of India (ECGC) - Policies/ Covers of ECGC - Export Promotion Institutions – Concessions granted to Exports – Import Guarantee – Deferred Payment Import Guarantee – Export Guarantee - Deferred Payment Export Guarantee

Unit VII Foreign Remittances - Remittance Inward/Out ward – RBI Permit and Revalidation - Cancellation of Remittances - Remittances permitted / not permitted.

Unit VIII Special Economic Zone Act 2005 - Salient Features – SEZ Units – Objectives – Establishment – Guidelines for Notifying SEZ – Constitution of Board of Approval – Duties, Powers and Functions of Board –Role of Development Commissioner – Setting up and Cancellation of Unit – Offshore Banking

Unit – Single Enforcement Officers – Investigation, Inspection – Suspension and Seizure – Fiscal Provision for SEZ – SEZ authority -

Unit IX Foreign Exchange –definition- element – importance – evolution – Exchange Rate System – Theories of Determination of Foreign Exchange Rates -Foreign Exchange Transactions – Sale/purchase – Spot /forward transactions – Foreign Exchange Market – Commercial Rates of Exchange – Spot/TT Rates – Foreign Exchange Management Act, 1999 – Features.

Unit X Derivative Markets – Definition of Derivatives – Types of Derivative - Forward Contracts – Forward Purchases and Sales – Exchange Control Regulations – – types – Operations Convertibility – Objectivities of Foreign Exchange Control -**Exchange Control:** FERA and FEMA – SEBI Role – Problems of Forex market – RBI role to settlement of FOREX problems.

Text and Reference Books

1. O.P Agarwal, Foreign Trade and Foreign Exchange, Himalaya Publications and co, 2009

2. G.S Lall Finance of Foreign Trade and Foreign Exchange, 1968.

3. R.S Arora, A practical Guide to Foreign Trade of India, National Publications, 1967

2. Adam Gonnelli, The Basics of Foreign Trade and Exchange, 1993.

3. T.N Hajela, Money Banking and International Trade, Ane Books Pvt. Ltd. 2009

4. Arthur Redford, Manchester Merchants and Foreign Trade 1973

5. Daniel Bethlehem, Oxford Hand Book On International Trade, Oxford Publications, 2009.

6. Indira Carr, International Trade Law, Routlege Publications 2012

7. Vibha Madhur, Foreign Trade in India, Trends Polices 2006

8.James Cavlin Baker, Financing International Trade, Green Wood Publishing Group 2003.

Videos:

1. https://www.youtube.com/watch?v=sSwOWNOXVzk
2. https://www.youtube.com/watch?v=HJTNISvzaPw
3. https://www.youtube.com/watch?v=fv5TGrS0Yeg
4. https://www.youtube.com/watch?v=3fhvJY1Af4s
5. https://www.youtube.com/watch?v=kJgFgjobbkg
6. https://www.youtube.com/watch?v=EvXROXiIpvQ
7. https://www.youtube.com/watch?v=4w8rYQQ7ztE
8. **https://studycafe.in/2018/12/epcg-scheme.html**

Course Hand Out
Academic Year – 2018-19
(Class of 2019)

Course Name: Law of Foreign Trade and Exchange
Course Code: LH526
Semester: X
Faculty Name: **Annapurna Devi Munaganti,**

Mobile No: 9963166950
Email: **annapurnadevi@ifheindia.org**

Objectives of the Course:

The course helps the student to enhance the export – import Trade knowledge and lay a path for the students to understand the technical concepts. The course also helps to enlighten various legal implications of Trade and Exchange laws. The course also makes the student to understand the difference between International Trade Theory and its domestic application with emerging issues in its procedure. The course helps in training the students with specialized knowledge in Trade and Exchange laws.

Course Outcomes:

1. The Students learn all the rules regulations of foreign trade in India.
2. It helps the student to come up with a business plan and can assist in trade and commerce
3. It helps the students to set up the legal consultancy

Recommended Text Books and Reference Books

References	TEXT BOOK	AUTHOR / PUBLICATION
I.	O.P Agarwal (Text)	Foreign Trade and Foreign Exchange, Himalaya Publications and co, 2016
II.	Kalirajan (Text)	Practical Guide on Foreign Trade Policy, Lexis Nexis, 2015
III.	G.S Lall	Finance of Foreign Trade and Foreign Exchange, 1968.
IV.	R.S Arora,	A practical Guide to Foreign Trade of India, National Publications, 1967
V.	Adam Gonnelli,.	The Basics of Foreign Trade and Exchange, 1993
VI.	T.N Hajela,	Money Banking and International Trade, Ane Books Pvt. Ltd. 2009
VII.	Arthur Redford,	Manchester Merchants and Foreign Trade 1973
VIII.	Arpita Mukherji et al	Special Economic Zones in India Status Issues and Potentials, Springer 2016
IX.	Daniel Bethlehem,	Oxford Hand Book On International Trade, Oxford Publications, 2009.
X.	Indira Carr,	International Trade Law, Routlege Publications 2012
XI.	Vibha Madhur,	Foreign Trade in India, Trends Polices 2006

XII.	James Cavlin Bake.	Financing International Trade, Green Wood Publishing Group 2003

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1.	SIX	**Introduction** Foreign Trade – Meaning – Theories - Balance of Trade –Balance of Payment – Correcting Deficit – Methods of Foreign Trade –Foreign Trade Policy – Objectives – Constitutional Provisions Regarding to Foreign Trade In India- Instruments of Foreign Trade- Advance Authorisation (AA) - Export Promotion Capital Goods Scheme (EPCG) - Deemed Exports (DE)- post GST	Law of reciprocal, inland trade, export import intreport, theories, dumping, balance of trade. Theories of variation in balance of trade,	Ref I: O.P Agarwal (Text) Foreign Trade and Foreign Exchange, Himalaya Publications and co, 2016 Chapter I Foreign Trade and Chapter II Instruments of Foreign Trade. Page 1 to 36	**https://youtu.be/dK2wDSStldM** **Swayam: Contemporary Themes in India Economic Development and Economic Survey** **https://studycafe.in/2018/12/epcg-scheme.html**	Students acquire basic conceptual understanding of The LOFTE as a Business Elective.
2.	SIX	**Law Relating to Foreign Trade –**The Imports and Exports (Control) Act, 1947 – Features - Foreign Trade Development and Regulation Act 1992 – Objectives – Scope and Limitation – Definitions – Powers of Central Government in formulating Export and Import Policy – Process of Exporter and Importer Code Number and License - Search, Seizure Penalty and Confiscation – Powers of Appeal and Revision and Miscellaneous Provisions- Integrated Goods and Service Tax Act, 2017 – Customs Tariff Act 1975, Make in India Policy 2015	Judicial review of executive policies	Ref II Kalirajan (Text) Practical Guide on Foreign Trade Policy, Lexis Nexis, 2015	https://www.youtube.com/watch?v=HJaMqV2ojL0 MHRD : International Business Foreign Trade Policy Pallavi Mohan on Salient features of Foreign Trade Policy https://www.youtube.com/watch?v=4w8rYQQ7ztE	Students have been adequately covered with legislative developments, judicial interpretations, notifications, circulars, public notices and trade notices

3.	SIX	**Export and Import Control -**Customs Valuation (Chapter iv of Customs Act 1962) – Levy or Exemptions of Customs Duty – Anti – Dumping Measures- Anti –dumping and Countervailing Measures – Clearance of Export and Import Goods – Duty Drawback (Chapter ix) -Regulation of Exports – General Conditions for Imports	Export Import control Imports with and without license Export control Regulation Duty Drwaback	Ref I: O.P Agarwal (Text) Foreign Trade and Foreign Exchange, Himalaya Publications and co, 2016 Chapter 8 from page 151 to 172 Ref II: Kalirajan (Text) Practical Guide on Foreign Trade Policy, Lexis Nexis, 2015 Duty Drawback (Chapter ix) Chapter 17 of Ref II at Page 313	China trillion dollor plan to global trade https://www.youtube.com/watch?v=EvXROXiIpvQ	Students learn customs valuation process and claiming of duty drawback
4.	SIX	**Cross Border Financing in Pre Shipment and post Shipment:** Stages of Export Finance - Role of Exim Bank in Buyers and Supplier's Credit – Trunkey projects.- **Cross Border Financing in Post Shipment:** Post Shipment Finance (Chapter IV of the Exim Bank of India Act 1981) – deductions – ECGC Policy – External Fund Mobilisation – External Commercial Borrowings- - Import	Cross border financing Export finance and Buyers Credit Suppliers Credit Bank Credit Exim Bank Buyers Credit Scheme	Ref I: O.P Agarwal (Text) Foreign Trade and Foreign Exchange, Himalaya Publications and co, 2016 Chapter 6 and 7 from page 111 to 150	Pre-shipment and post shipment finance https://www.youtube.com/watch?v=kJgFgjobbkg	Students learn with pre and post-shipment financing for doing business

5.	SIX	**Export Promotion Incentives –** Various Export Promotion Measures – Duty Draw Back Credit Scheme – Duty Entitlement Pass Book Scheme (DEPB) – Export Credit Guarantee Corporation of India (ECGC) Policies/ Covers of ECGC - Export Promotion Institutions – Concessions granted to Exports – Import Guarantee – Deferred Payment Import Guarantee – Export Guarantee - Deferred Payment Export Guarantee.	Pre-shipment and Post - shipment Financing	Ref II: Kalirajan (Text) Practical Guide on Foreign Trade Policy, Lexis Nexis, 2015 Chapter 8 to 12 of Ref II from page no 73 to 227	Incentive schemes from India https://www.youtube.com/watch?v=3fhvJY1Af4s	Students would be provided with In-depth coverage of all export promotion schemes, duty exemption & remission, rewards and concessions with revised rates.
6.	SIX	**Special Economic Zone Act 2005 -** Salient Features – SEZ Units – Objectives – Establishment – Guidelines for Notifying SEZ – Constitution of Board of Approval – Duties, Powers and Functions of Board –Role of Development Commissioner – Setting up and Cancellation of Unit – Offshore Banking Unit – Single Enforcement Officers – Investigation, Inspection – Suspension and Seizure – Fiscal Provision for SEZ – SEZ authority.	Exports and imports from SEZ Designated courts	Reference VII Arpita Mukherji et al, Special Economic Zones in India Status Special Economic Zones in India Status Issues and Potentials, Springer 2016 Chapter iii Page 51 to 71	SEZ International Business Operations MHRD https://www.youtube.com/watch?v=fv5TGrS0Yeg	Students can learn how to export and import from SEZ and the incentives availed from SEZ.
7.	SIX	**Foreign Exchange –** definition- Exchange Rate System – Theories of Determination of Foreign Exchange Rates -Foreign Exchange Transactions – Sale/purchase – Spot /forward transactions – Foreign Exchange Market – Commercial Rates of Exchange – Spot/TT Rates – Foreign Exchange Management Act, 1999 – Features - **Foreign Remittances -** Remittance Inward/Out ward – RBI Permit and	Exhange Rate, Determination of Foreign Rate	Ref I: O.P Agarwal (Text) Foreign Trade and Foreign Exchange, Himalaya Publications and co, 2016 Chapter 19 289 to 300 Chapter 10 from 181 to 207	Foreign Exchange Markets https://www.youtube.com/watch?v=b_Fm8sW_g98	Students learn how to analyse and calculate exchange rate and its exchange with foreign currency

		Revalidation - Cancellation of Remittances - Remittances permitted / not permitted.				
8.	SIX	**Derivative Markets –** Definition of Derivatives – Types of Derivative - Forward Contracts – Forward Purchases and Sales – Exchange Control Regulations – – types – Operations Convertibility – Objectivities of Foreign Exchange Control - **Exchange Control:** FERA and FEMA – SEBI Role – Problems of Forex market – RBI role to settlement of FOREX problems.	Derivatives, foreign markets	Ref I: O.P Agarwal (Text) Foreign Trade and Foreign Exchange, Himalaya Publications and co, 2016 Chapter 22 to 24 page 323 to 394	Economics Cources name : Undergraduate Name of Presanter : Vidhi Shah Derivatives in International Finance Market EMMRC: https://www.youtube.com/watch?v=sSwOWNOXVzk https://www.youtube.com/watch?v=HJTNISvzaPw	Students understand the concept of derivative markets and how FEMA is responsible in regulating the markets
Total	FORTY EIGHT					

Case laws:

1. DGFT v. Kanak Exports and Ors LAWS (SC)-2015-10-106 Civil Appeal No. 554/2006
2. M/S Banarasi Das &Sons V. UOI WP OF 289 of 2016
3. Commr. of Customs (Import) v. Jagdish Cancer & Research Centre (2001) 6 SCC 483
4. (2003) 2 SCC (Jour) 25
5. Associated Cement Companies LTD V. Commissioner of Customs 2—1 (128) EL.T 21 (SC)

6. Commissioner of Central Excise and Custom, AP v. Suresh Jhunjhunvala & Orths.

Dr Syeedun Nisa, The impact of GST on India's Foreign Trade SSRN-id2954353.pdf

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: LH526
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	04-02-2019	10	10	**Two Units**
NCP II	Mid Term				
NCP III	Internal Assessment	08-09-2019			
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.

Consumer and Competition Law (LH527)

Objectives: The objective of the course is to enlighten the students about the intricate relationship between the competition law and consumers protection law. It also help them to understand how the competition policy and law informed economic decisions of public and private entities promote consumer welfare as whole in the economy.

Course Outcomes: After the completion of the course, the students would be able to know the evolution of competition law and consumer protection law, different concepts of these laws. They will know that while interacting with each other, how these two laws complement and supplement each other in the promotion of overall wellbeing of the economy and consumers.

Unit- I Competition Law - Aim and Object; History and Development of Competition Law (Antitrust Laws); An Overview of Legal Framework in USA (Sherman's Act, Clayton Act) – UK, EU, Australia; Consumer – meaning and definition

Unit- II Evolution of Competition Law in India - Industry Policy Resolution 1947 and 1956 – Monopolies and Restrictive Trade Practices (MRTP) Act 1969 – Reasons of Enactment – Scope and Efficacy of the Act – Consumer Protection under the Act

Unit- III Liberalisation and MRTP Act - Post Liberalisation Competition Law - Raghavan Committee Report 2000; Competition Act 2002 - Aims, Objects and Salient features - An Overview of Competition Law in India; Comparison between MRTP Act and Competition Act

Unit –IVConsumer protection and Competition Law: International Perspective - Antitrust Law - U.S.A.; EU and UK competition Law; Competition law in Australia and Other countries

Unit –V Consumer protection and Competition Law in India - Anti-Competitive Agreements – Meaning and Nature - Kinds (tie-in arrangement; exclusive supply agreement; exclusive distribution agreement; refusal to deal; resale price maintenance)

Unit – VIAbuse of Dominant Position – Meaning, Nature and its effect on Consumers

Unit –VII Combination (Horizontal, Vertical and Conglomerate) – Nature, Meaning and scope – its effect on Consumers' interest - Regulation of Combinations

Unit – VIII Interface between Competition Act and Consumer Protection Act 1986 - Definition of Consumer -Definition of Service - Unfair Trade Practices and Restrictive Trade Practices under the Consumer protection Act

Unit – IX Competition Commission of India: Composition, Structure and Function - Regulatory role; The Competition Appellate Tribunal: Composition, Functions and Powers; Award Compensation; Power to punish for contempt; Execution of orders

Text and Reference Books :

1. Suzanne Rab- Indian Competition Law- An International Perspective
2. Mittal D.P., Taxmann's Competition Law
3. Ramappa. T., Competition Law in India- Policy, Issues and Development (2014) Oxford University Press.

4. Dhall Vinod, Competition Law Today: Concepts, Issues, and the Law in Practice 2007, Oxford University Press

5. Aggarwal, V.K. Consumer Protection: Law and Practice; Bharat Law House

6. Dugar, S. M.; Guide to Competition Law (Containing Commentary on the Competition Act,MRTP Act and Consumer Protection) Vol 1 & 2, LexisNexis – Butterworth, Nagpur, 5th Edition 2010

7. Competition Law by Avtar Singh

Course Hand Out
Academic Year – 2018-19
(Class of 2019)

Course Name: **Consumer and Competition Law**

Course Code: **LH527**

Semester: **Tenth**

Faculty Name: **Ranjeet Kumar**

Mobile No: **6200102772**

Email: **ranjeetjnulaw@gmail.com**

Objectives of the Course: The objective of the course is to enlighten the students about the intricate relationship between the competition law and consumers protection law. It also help them to understand how the competition policy and law informed economic decisions of public and private entities promote consumer welfare as whole in the economy.

Course Outcomes: After the completion of the course, the students would be able to know the evolution of competition law and consumer protection law, different concepts of these laws. They will know that while interacting with each other, how these two laws complement and supplement each other in the promotion of overall wellbeing of the economy and consumers.

Recommended Text Books and Reference Books

	TEXT BOOK	AUTHOR / PUBLICATION
1	Competition Law in India- Policy, Issues and Development	T. Rammapa, Oxford University Press.
2.	Competition Law	Dr. S. C. Tripathi, Central Law Publication.
3.	Short notes on Competition Law in India	Dr. Aneesh V. Pillai, Regal Publication.
4	Business and Government	Francis Cherunilam, Himalaya Publishing House

Course Outline:

Sl. No	No. of Sessions	Topic	Key Concepts	Text Book Material to use	Chapter Reading /Videos	Course Outcome
1.	5	**Unit-I** Competition Law - Aim and Object; History and Development of	Basic Philosophy behind the evolution of competition and consumer protection laws, meaning	Competition Law in India- Policy,	An Introduction and Overview	After the completion of this unit, students will be able to know the theories of

		Competition Law (Antitrust Laws); An Overview of Legal Framework in USA (Sherman's Act, Clayton Act) – UK, EU, Australia; Consumer – meaning and definition	and definition of competition and consumer, different names and legal framework in the different legal jurisdictions.	Issues and Development		competition law and basic philosophy behind the consumer protection laws.
2.	6	**Unit- II** Evolution of Competition Law in India - Industry Policy Resolution 1947 and 1956 – Monopolies and Restrictive Trade Practices (MRTP) Act 1969 – Reasons of Enactment – Scope and Efficacy of the Act – Consumer Protection under the Act	Difference between the law and policy, different industrial policies and its intended constitutional goals, MRTP Act and Consumer protection Act- its reasons for enactment and intended objectives.	Short notes on Competition Law in India	Competition Law in India: An Overview	After the completion of this unit, students will learn what is the difference between the policy and law, how the policy is transformed in to the laws to achieve the intended results.
3.	4	**Unit- III** Liberalisation and MRTP Act - Post Liberalisation Competition Law - Raghavan Committee Report 2000; Competition Act 2002 - Aims, Objects and Salient features - An Overview of Competition Law in India; Comparison between MRTP Act and	A journey of Indian economy from the era of commanding heights of public sector to the providing level playing fields to all economic actors in a liberalized economy. Concept of LPG, Raghavan Committee report, Enactment of Competition Act 2002, reasons for repealing the MRTP Act.	Competition Law	MRTP Act in context with Competition Act 2002.	After the completion of this unit, students will be able that how Indian Government pursued its economic policies till 1990s and in the post-liberalization era with a different approach.

		Competition Act				
4.	5	**Unit -IV** Consumer protection and Competition Law: International Perspective - Antitrust Law - U.S.A.; EU and UK competition Law; Competition law in Australia and Other countries	Interface between competition and consumer protection law in different legal jurisdictions: an international perspective	Competition Law	The Consumer Protection Act	On the completion of this unit, learners will be able know that how different countries in different legal jurisdictions are pursuing their goal of consumers welfare with the help of competition law regime.
5.	8	**Unit -V** Consumer protection and Competition Law in India - Anti-Competitive Agreements – Meaning and Nature - Kinds (tie-in arrangement; exclusive supply agreement; exclusive distribution agreement; refusal to deal; resale price maintenance)	Anti-Competitive Agreements – Meaning and Nature - Kinds (tie-in arrangement; exclusive supply agreement; exclusive distribution agreement; refusal to deal; resale price maintenance) , how these anti- competitive agreements hampers consumers interest.	Competition Law in India-Policy, Issues and Development	Anti-competitive Agreements	After the completion of this unit, the students will be able to know that what are the different competitive agreements used by the enterprises to harm the consumers interest.
6.	5	**Unit - VI** Abuse of Dominant Position – Meaning, Nature and its effect on Consumers	Difference between dominant position and abuse of dominant position, its various dimensions.	Short notes on Competition Law in India	Indian Competition Regime: Regulating Abuse of Dominance	On the completion of this unit, learners will be able to know that how dominant position of business entities are not per se bad but the abuse of

						dominant position is. Sectors in which dominant position is natural and useful for the innovation and consumers.
7.	8	**Unit -VII** Combination (Horizontal, Vertical and Conglomerate) – Nature, Meaning and scope – its effect on Consumers' interest - Regulation of Combinations	Combination-its different types, impact on consumer interest and its regulation.	Competition Law	Prohibition of certain Agreements, Abuse of dominant position and Regulation of combinations.	After the completion of this unit, students will be able to know the advantages and disadvantages of the combination and its types. The reasons for the regulation of the combinations and its bad impacts on the consumers' interest.
8.	5	**Unit - VIII** Interface between Competition Act and Consumer Protection Act 1986 - Definition of Consumer - Definition of Service - Unfair Trade Practices and Restrictive Trade Practices under the Consumer protection Act	Different approaches of competition and consumer law through market and consumers respectively for achieving the same goals, definition of consumer and service in the competition Act and Consumer Protection Act ,unfair trade practice and restrictive trade practice in the Consumer Protection Act.	Business and Government	Consumer Rights, Consumerism and Business	On the completion of this unit, the students will learn how Competition law and Consumer Protection law complement and supplement each other while promoting smooth functioning of market and protecting consumers' interest respectively.
9.	2	**Unit - IX** Competition Commission of India: Composition, Structure and Function - Regulatory role; The Competition	Power, functions and composition of Competition Commission of India and its investigative and regulatory role.	Competition Law	CCI: duties, powers and functions	After the completion of this unit, the learners will know the powers, functions and regulatory role of the CCI.

		Appellate Tribunal: Composition, Functions and Powers; Award Compensation; Power to punish for contempt; Execution of orders				
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) 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 allotted
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	06-03-2019	13-03-2019	10	**Unit I, II**
NCP II	Mid Term	18-03-2019	01-04-2019	20	Unit I,II,III
NCP III	Internal Assessment	13-05-2019	13-05-2019	10	Unit I to VIII
NCP IV	Class	22-05-2019	22-05-2019	5	

	Participation				
NCP V	Attendance	22-05-2019	22-05-2019	5	
End Term	End Term	20-05-2019	31-05-2019	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).

International Banking and Law (LH528)

Objectives: The international banking and law (LH) helps the students to understand the evolution and the process of its convergence in the globalised era. The course deals with theories of multinational banking and types of International banking. The course deals with the legal and regulatory aspects of its operations. The evolution of Basel norms insisted for change in the Indian Banking system which makes it door to open for foreign banks and their operations in India. The course deals with International law relating to Banks and regulatory bodies. The course also highlights various risks in International Banking operations and polices and practices relating there to. The course also makes comparative study by analyzing US and UK laws. The course also discusses with certain legal issues in international banking and finally deals with Indian Baking Systems and its international Operations The main objectives of the course are as follows- To enhance the International knowledge and lay a path for the students to understand the technical concepts, to enlighten various legal implications of International Banking and law and its regulatory issues, to make understand the difference between National and international transactions and the difficulties that emerges in the latter and challenges to overcome and issues, to analyse various laws and make comparative study with Indian laws to enhance the specialized knowledge in cyber laws.

Unit I: Introduction: International Banking – Historical Evolution– Functions - Globalization and convergence of International Banking systems –Benefits and reasons for International Banking - Theories of Multinational Banking – Types of International Banking Offices – Codification of International Banking Law -International methods of Payment – Eurocurrency Markets – Growth and Creation of Euro Money Markets – Euro Deposits.

Unit II International Law Relating to Banking: Limitation Convention – (1974) – Hamburg Rules 1978 – UNCITRAL Bill of Rules and Notes Convention 1988 –UNCITRAL Credit Transfer Law 1992 – UN Guarantee and Credit Transfer Law – UN Guarantee and Stand BY Convention 1995 – UNCITRAL Electronic Commerce Law 1996 – UNCITRAL Model Insolvency Law 1997 – International Bill of Exchange and International Promissory Notes -1988

Unit III International Law Relating to Banking - Legal and Regulatory frame work - An overview – Bretton Woods Conference –- Collapse – International Banking Supervision – Establishment of Basel Committee - Basel I, II and III Norms(1975,83 and 90 Concordat) – Establishment of Bank for International Settlement – Regulation and Process of Deregulation - Avoidance of regulation through dealing in international markets – BCCI affair.

Unit IV International Banking Operations - Policies and Practices –– Role of LIBOR – Loans to Foreign Corporations – Syndicated Loans Pre- Contract Matters- The agent Bank – Legal Relationship Between The Members of the Syndicate - Technology and International Banking – Financing Foreign Governments –Transaction Cost and Risks in International Banking – Profitability of Foreign Corporations.Capital Adequacy Norms and Ratio – Introduction – Basel Committee – Tiers – Amendments to Capital Accord to Incorporate Market Risks – Prudential Norms on Capital Adequacy - Exchange Rate Swings and Swings in Currency Rate – Interest Rate Derivative And Their Impact On Net Worth Of Banks.

Unit V Laws relating to Banking in UK The Banking Act 1979 – Supervisory Powers – Data Protection Act 1984 – Civil Liability (contribution) Act 1978 – Company Act 1989 – Consumer Credit Act 1974 – Financial Services Act 1986 – The Bill of Exchange Act 1882 – The Cheques Act, 1957 – Insolvency Act 1986.

Unit VI Laws relating to Banking in US: The depository Institutions Deregulation Act 1980 (DIDRA) – Laws on Negotiable Instruments – UCC – Negotiations – Enforcement of Instruments – Liability of Parties – Dishonour – Proof of Signature – Forgery / Alteration – Refusal to pay Cashier – Checks – impostors - Dishonours

Unit VII: Risks in International Lending: Kinds of Risks – Factors Affecting Country Risks - Bank for International Settlement (BIS) Principles on Credit Risk Management – Guidelines on Income Recognition – Assets Classification – Loan Transfer – Assignments – *Novations* and Sub- Participation - Transfer of Risk the Act of State Doctrine and Sovereign Immunity (*Callejo* v. *Bancomer)* –

Unit VIII: Legal Issues in International Banking Law I -Governing Law and Choice of Law by Parties - Introduction – Governing Law – Choice of Laws – Concept – Factors influencing Choice of Law – Characterization – Connecting Factor – Proper Law – Principle of *Renvoi* – Aspects of Transaction Controlled by Proper Law- Legal Issues in Trade dispute and Derivative Transactions.

Unit IX: Legal Issues in International Banking Law II – Jurisdiction – Against Whom Action may be Filed – Basis of Action – Extended or Discretionary Jurisdiction of English Courts – Basis of Jurisdiction under the convention (*Lex Mercatoria*) – Legal Restrictions on Jurisdiction – Conflicts of Law – Foreign Element –

Unit X International Aspects of Indian Banks and Banking activities: Legal rules that effect foreign Bank doing business in India (*Daiwa Bank -Case*). Home Bank Liability for Foreign Branch Deposits (*CITI BANK V. WELL FARGO ASIA*) –Swaps - Legal Implications of Swaps and Regulations.

Project Work: Assignment to study frauds related to letter of credits and bill of tradings

Text and Reference Books

1.Graham Roberts Law relating to International Banking, Wood Head Publishing Ltd, (2003)

2. IIBF, International Banking, Legal and Regulatory Aspects, Mac Millan Publications India 2014

3. George Alexander Walker, International Banking Regulation: Law Policy and Practice, Kluwer Law International, 2001

4. A.W Mullineux, Hand Book on International Banking,

5. Alfred M. Pollard, Banking Law in United States, Juris Publishing, 4th Edition Volume (1) 2010.

6. Maichael P Malloy, Banking Law and Regulation, Wolters And Kluwers Publication, 2014

7. Bimal N. Patel, India and International Law, Martinos Nijhoff Publishers, 2008.

8. Lazorous O. Panourgious, Banking Regulation and World Trade Law, Hart Publishing 2006.

COURSE HANDOUT

FACULTY OF LAW, ICFAI FOUNDATION FOR HIGHER EDUCATION (IFHE), HYD

COURSE: International Banking Law (LH -528)
SEMESTER: X (2015 BB.A LL.B)

Annapurna Devi Munaganti,
Faculty Associate -9963166950
E-mail: annapurnadevi@ifheindia.org

Introduction about the Course

The international banking and law (LH) helps the students to understand the evolution and the process of its convergence in the globalised era. The course deals with theories of multinational banking and types of International banking. The course deals with the legal and regulatory aspects of its operations. The evolution of Basel norms insisted for change in the Indian Banking system which makes it door to open for foreign banks and their operations in India. The course deals with International law relating to Banks and regulatory bodies. The course also highlights various risks in International Banking operations and polices and practices relating there to. The course also makes comparative study by analyzing US and UK laws. The course also discusses with certain legal issues in international banking and finally deals with Indian Baking Systems and its international Operations

Objective of the course:

The main objectives of the course are as follows

a) To enhance the International knowledge and lay a path for the students to understand the technical concepts.
b) To enlighten various legal implications of International Banking and law and its regulatory issues
c) To make understand the difference between National and international transactions and the difficulties that emerges in the latter and challenges to overcome and issues.
d) To analyse various laws and make comparative study with Indian laws to enhance the specialized knowledge in cyber laws.

UNITS	TOPICS	SESSIONS	EVALUATION
UNIT I:	**Introduction: I**nternational Banking – Historical Evolution– Functions - Globalization and convergence of International Banking systems –Benefits and reasons for International Banking - Theories of Multinational Banking – Types of International Banking Offices – Codification of International Banking Law - International methods of Payment – Eurocurrency Markets – Growth and Creation of Euro Money Markets – Euro Deposits.	**5**	
UNIT II	**International Law Relating to Banking**: Limitation Convention – (1974) – Hamburg Rules 1978 – UNCITRAL Bill of Rules and Notes Convention 1988 –UNCITRAL Credit Transfer Law 1992 – UN Guarantee and Credit Transfer Law – UN Guarantee and Stand BY Convention 1995 – UNCITRAL Electronic Commerce Law 1996 – UNCITRAL Model Insolvency Law 1997 – International Bill of Exchange and International Promissory Notes -1988	**5**	CIA I 5Marks Feb 16/17th, 2015
UNIT III	**International Law Relating to Banking** - Legal and Regulatory frame work - An overview –Bretton Woods Conference –- Collapse –	**5**	

	International Banking Supervision – Establishment of Basel Committee - Basel I, II and III Norms(1975,83 and 90 Concordat) – Establishment of Bank for International Settlement – Regulation and Process of Deregulation - Avoidance of regulation through dealing in international markets – BCCI affair.		
UNIT IV	**International Banking Operations** - Policies and Practices — Role of LIBOR – Loans to Foreign Corporations – Syndicated Loans Pre-Contract Matters- The agent Bank – Legal Relationship Between The Members of the Syndicate - Technology and International Banking – Financing Foreign Governments –Transaction Cost and Risks in International Banking – Profitability of Foreign Corporations. Capital Adequacy Norms and Ratio – Introduction – Basel Committee – Tiers – Amendments to Capital Accord to Incorporate Market Risks – Prudential Norms on Capital Adequacy - Exchange Rate Swings and Swings in Currency Rate – Interest Rate Derivative And Their Impact On Net Worth Of Banks.	**5**	CIA II 10 Marks 27/28th Feb, 2015
UNIT V	**Laws relating to Banking in UK** The Banking Act 1979 – Supervisory Powers – Data Protection Act 1984 – Civil Liability (contribution) Act 1978 – Company Act 1989 – Consumer Credit Act 1974 – Financial Services Act 1986 – The Bill of Exchange Act 1882 – The Cheques Act, 1957 – Insolvency Act 1986.	**5**	Mid Term Marks 50 Weightage 20
UNIT VI	**Laws relating to Banking in US:** The depository Institutions Deregulation Act 1980 (DIDRA) – Laws on Negotiable Instruments – UCC – Negotiations – Enforcement of Instruments – Liability of Parties – Dishonour – Proof of Signature – Forgery / Alteration – Refusal to pay Cashier – Checks – impostors - Dishonours	**5**	
UNIT VII:	**Risks in International Lending**: Kinds of Risks – Factors Affecting Country Risks - Bank for International Settlement (BIS) Principles on Credit Risk Management – Guidelines on Income Recognition – Assets Classification – Loan Transfer – Assignments – *Novations* and Sub- Participation - Transfer of Risk the Act of State Doctrine and Sovereign Immunity (*Callejo* v. *Bancomer)*	**5**	CIA III 5Marks 25/26th March
UNIT VIII:	**Legal Issues in International Banking Law I -**Governing Law and Choice of Law by Parties -Introduction – Governing Law – Choice of Laws – Concept – Factors influencing Choice of Law – Characterization – Connecting Factor – Proper Law – Principle of *Renvoi* – Aspects of Transaction Controlled by Proper Law- Legal Issues in Trade dispute and Derivative Transactions.	**5**	
UNIT IX:	**Legal Issues in International Banking Law II –** Jurisdiction – Against Whom Action may be Filed – Basis of Action – Extended or Discretionary Jurisdiction of English Courts – Basis of Jurisdiction under the convention (*Lex Mercatoria*) – Legal Restrictions on Jurisdiction – Conflicts of Law – Foreign Element	**4**	CIA IV 10 Marks 22/23rd April
UNIT	**International Aspects of Indian Banks and Banking activities:** Legal rules that effect foreign Bank doing business in India (*Daiwa*	**4**	End- Term

X	*Bank -Case*). Home Bank Liability for Foreign Branch Deposits (*CITI BANK V. WELL FARGO ASIA*) –Swaps - Legal Implications of Swaps and Regulations.		Marks

Reference Books

1.Graham Roberts Law relating to International Banking, Wood Head Publishing Ltd, (2003)

2. IIBF, International Banking, Legal and Regulatory Aspects, Mac Millan Publications India 2014

3. George Alexander Walker, International Banking Regulation: Law Policy and Practice, Kluwer Law International, 2001

4. A.W Mullineux, Hand Book on International Banking,

5. Alfred M. Pollard, Banking Law in United States, Juris Publishing, 4th Edition Volume (1) 2010.

6. Maichael P Malloy, Banking Law and Regulation, Wolters And Kluwers Publication, 2014

7. Bimal N. Patel, India and International Law, Martinos Nijhoff Publishers, 2008.

8. Lazorous O. Panourgious, Banking Regulation and World Trade Law, Hart Publishing 2006.

Law relating to Regional Trade Agreements (LH531)

Objectives: The Regional Trade Agreements play a pivotal role in the Global Trade Regime. It has created a distinct identity in the multilateralism, and deviated slightly from the global trade norms. The Law relating to Regional Trade Agreements help the students to understand the specialised 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's. 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.

To make understand the students with regarding to interpretation of various GATT and RTA's related legal provision.To mould the students into a future exporter by making them understand which RTA's is more beneficial for the export business.To throw light on the Principles and concepts underlying in RTA's and GATT principles.

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

1. Lorand Bartels, Federico Ortino, Regional trade agreements and the WTO legal system, International Economic Law Series, Oxford University Press, 2006.
2. David A. Lynch, Trade and Globalization: An Introduction to Regional Trade Agreements, Rowman & Littlefield Publishers, 2010.
3. David A. Gantz, Regional trade agreements: law, policy and practice, Carolina Academic Press, 2008.
4. James H. Mathis, Jagdish Bhagwati, Regional Trade Agreements in the GATT/WTO: Article XXIV and the Internal Trade Requirement, Cambridge University Press, 2002.
5. Jagdish N. Bhagwati, Arvind Panagariya, T. N. Srinivasan, Lectures on International Trade, 2nd Edn, The MIT Press, 1998.
6. Jagdish N. Bhagwati, Arvind Panagariya, The economics of preferential trade agreements, AEI Press, Business & Economics, 1996.
7. Arvind Panagariya, Regionalism in Trade Policy: Essays on Preferential Trading, World Scientific Publishing company pvt ltd, 1999
8. http://graduateinstitute.ch/home/research/centresandprogrammes/ctei/ctei_people/baldwin/publications_regionalism.html
9. http://www.commercialdiplomacy.org/model_curriculum/m_lawregional2.htm.
10. Shrikanth. Kamat, Regional Trade Agreement, Shroff Publications, 2013.

Trans-boundary Exports, Imports and Anti-dumping Laws (LH532)

Objectives: 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.

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 IVSPS 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:

1. F. Macmillan, WTO and the Environment, Sweet & Maxwell (2001).
2. A.E. Appleton, Environmental Labelling Programme: International Trade Law Implications, Kluwer Law International, London (1997).
3. D. Brack, International Trade and the Montreal Protocol, Earthscan, Publications Ltd., London (1996).
4. J. Cameron, P. Demaret & D. Geradin, Trade and Environment: The Search for Balance, International Law Publishers, London (1994).
5. E. Neyumayer, Greening Trade and Investment: Environmental Protection Without Protectionism, Earthscan Publications Ltd., London (2001).
6. C.L. McDougall, Intellectual Property Rights and the Biodiversity Convention: The Impact of GATT, Friends of the Earth, London (1995).
7. Philippe Sands, Principles of International Environmental Law, Cambridge University Press, (2003).
8. P. Van Den Bossche, The Law & Policy of the World Trade Organisation: Text, Cases and Materials, Cambridge University Press (2008).
9. Joanne Scott, The WTO Agreement on Sanitary and Phytosanitary Measures: A Commentary, Oxford University Press (2009).
10. A.E. Appleton, Environmental Labelling Programme: International Trade Law Implications, Kluwer Law International, London (1997).
11. P. Van Den Bossche, The Law & Policy of the World Trade Organisation: Text, Cases and Materials, Cambridge University Press (2008).
12. M. Matsushita, P. Mavroidis & T. Schboenbaum (Eds.), The World Trade Organisation: Law, Practice & Policy, Oxford University Press (2nd edn., 2006).
13. Yanning Yu, Circumvention and Anti-Circumvention Measures: The Impact on Anti-dumping Practice in International Trade, CCH (2007).
14. Gustavo E. Luengo & Hernandez de Madrid, Regulation of Subsidies and State Aids in WTO and EC Law, CCH (2006).
15. Y.S. Lee (Ed.), Safeguard Measures in World Trade: The Legal Analysis, CCH (2nd edn., 2007).
16. A.K. Koul, Guide to the WTO and GATT: Economics, Law and Politics, CCH (2006).

Course Hand Out
Academic Year – 2019-20
(Class of 2020)

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 …….

1. Enlighted with concept of transboundary exports and imports in international trade parlance.
2. Students able to understand the customary practices in International trade parlance and the emergence of regulatory framework.
3. Students acquire expertise knowledge and can do research with an interdisciplinary understanding of law and economics.
4. Students could able to analyze various covered agreements WTO and its general principles with exceptions.
5. 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 – TRIPS – Multilateral Trading and Economic Transition.	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 2016 WORLD ECONOMY, TRADE AND FINANCE Chapter 12 International Trade Standards and Regulations Available at 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	Students could attain basic knowledge for the need of imposing standard regulations
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, 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.	Non discrimination Transparancy Standards	RB I	Chapter XIV and XV Pg 415-478 The importance of non-tariff barriers (SPS or TBT?) https://www.youtube.com/watch?v=zUfenM9v3Ko Technical Barriers to Trade and WTO Law: https://www.youtube.com/watch?v=bQCHKLlyilE	The student are aware with the provisions of TBT and its major 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	Students can understand the concept of subsidization and its various providers Limit and extent of subsidisation

					avocados. And shoes. **https://www.youtube.com/watch?v=DwKR08t5BGA**	
8.	8	**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.	Concepts of various agreement and its dispute resolutions	RB I	CHAPTER 5 AND 6 PP-143-196 India loses WTO Case Regarding Poultry Import https://www.youtube.com/watch?v=WRmk2v5suLA	Students can identify the cause of 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:

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 Name	Component Detail	Expected slot / due date	Marks declaration by	Weightage	Syllabus
NCP I	Internal Assessment	17-9-2019	24-9-2019	10	I, II,III Units
NCP II	Mid Term	30-9-2019	8-10-2019	20	I-IV Units
NCP III	Internal Assessment	12-11-2019	12-11-2019	10	V, VI,VII Units
NCP IV	Class Participation	22-11-2019	22-11-2019	5	
NCP V	Attendance	22-11-2019	22-11-2019	5	
END TERM		25-11-2019	4-12-2019	50	V-VIII 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

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.

WTO (LH533)

Objectives: The purpose of the study 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

1. Autar Krishen Koul, Guide to WTO and GATT (Economics, Law and Politics), Satyam Law International, 2018.
2. Lorand Bartels and Federico Ortino (Ed.), Regional Trade Agreements and the WTO Legal System, Oxford University Press, 2006.
3. Bernard M. Hoekman and Petrol C Mavroidis, The World Trade Organization (Law, Economics and Politics), Routledge Publications, 2016.
4. Peter Van den Bossche and Warner Zdouc, The Law and Policy of the WTO, Cambridge University Press, 2016.
5. Joanne Scott, The WTO Agreement on Sanitary and Phytosanitary Measures – A Commentary, Oxford University Press, 2009.
6. WTO Secretarial Publication, A Handbook on the WTO Dispute Settlement System, Cambridge University Press, 2004.
7. WTO Secretarial, The WTO Dispute Settlement Procedure – A Collection of the Relevant Legal Texts, 2012.
8. Sonie E Rolland, The Development at the WTO, Oxford University Press, 2013.
9. Peter Van den Bossche and Denise Prévost, Essentials of WTO Law, Kindle Edition, Cambridge University Press, 2017.
10. 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

1. Mercurio and Bryan, 'Reflections on the World Trade Organization and the Prospects for Its Future', **Melbourne Journal of International Law, 2009.**

2. Jijo George**, '**Branding in China: Lessons from the Foreign Brand Success and Failure Stories', SSRN Electronic Journal, Jan. 2015.
3. McGinnis and John O, 'The World Trade Organization as a Structure of Liberty', Harvard Journal of Law & Public Policy, 2004.

4. Lee and Chen – Kuo, ‘World Trade Organization (WTO) Negotiations between Developing and Developed Countries: An Evolutionary Game Theory Approach’, International Journal of Management, 2011.

5. 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.

6. Richard Baldwin, ‘The World Trade Organization and the Future of Multilateralism’ Journal of Economic Perspectives, 2016.

7. 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.

8. Sam Fleuter, ‘The Role of Digital Products Under the WTO: A New Framework for GATT and GATS Classification’, Chicago Journal of International Law, 2016.

9. 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.

10. Songling Yang, ‘The Solution for Jurisdictional Conflicts between the WTO and RTAs: The Forum Choice Clause’, 23 Michigan State International Law Review, 2014.

Videos

1. https://www.bing.com/videos/search?q=&view=detail&mmscn=mysv&mid=9C232DA2081CFBD3A8ED9C232DA2081CFBD3A8ED&FORM=SVIM01

2. https://www.youtube.com/watch?v=3KxhF2QOFzM&t=23s

3. https://youtu.be/OQUtwIiCAO4

4. https://youtu.be/K8N – ppPjR0g

5. https://youtu.be/LSFl8pUbjtQ

Maritime Law (LH534)

Objectives: This 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 port authorities and pilots, sovereign immunity, and piracy.

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:

1. Samareshwar Mahanty: Admirality and Maritime Law, Universal Publications

2. Southampton: Shipping Law, Beard Books

3. Aleka Mandaraka Sheppard: Modern Maritime Law And Risk Management, Routledge

4. John F. Wilson: Carriage Of Goods By Sea, Pearson Education

5. Yvonne Baatz:Maritime Law , Taylor And Francis

Course Hand Out
Academic Year – 2019-20
(Class of ---IX Semester------)

Course Name: **Maritime Law (LH534)**
Course Code: LH534
Semester: IX Semester
Faculty Name: Dr. Ramadevi Gudemela
Mobile No: **8897346660**
Email: **rama.law84@gmail.com**

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 amritime jurisdiction and subsstantive law dealing with such topics as maritime tort law, salvage, rights and obligations of the parties involved, Port authorities and the management of ports, sovereign immunity 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
	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-	Student will be familiarized with the sources, nature and the concept of maritime law.

					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.tufts.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	Student will be familiarized with the various aspects of marine Insurance and the relevant contracts used in shipping related aspects.

					.lawteacher.net/free-law-essays/commercial-law/legal-aspects-of-marine-insurance-law-essays.php http://eacharya.inflibnet.ac.in/content/index/5a3a510d8007bef82065cc79/SL	
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 Admiralty Law	History of admiralty law in India, Legal regime in India, Admiralty Jurisdiction Salvage and related International Convention, Recent developments in Admiralty Law in India. Maritime Liens	R.B. No. 5 R.B. No. 7	Page: 47 Pages: 559 to 561 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/Hariani/2018/Feb/The%20Admiralty%20(Jurisdiction%20and%20Settlement%20of%20Maritime%20Clai	Student will be acquainted with various remedies like Salvage in case of Ship distress and also recent developments in Indian admiralty law.

					ms)%20Act,%202017.pdf https://www.journalcra.com/sites/default/files/issue-pdf/9635.pdf	
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/content/innerpage/our-role.php https://www.ukpandi.com/fileadmin/uploads/uk	Student will be gaining knowledge on Indian Ports safety and their management by the authorities.

					- 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	Student will be gaining an understanding on various Conventions at International level to unify the maritime laws of the Countries throughout.

					.pdf?sequence=7 https://irep.iium.edu.my/28408/1/AJBAS_2012.pdf	
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-int.com/about-imca/ http://www.imo.org/en/About/Pages/Default.aspx https://www.iucn.org/resources/issues-briefs/ocean-and-climate-change	The student will be briefed about various international organisations which help in advancement of Maritime laws and related aspects.
9.	10	**Tutorials**				
10.	2	**Guest Lectures**				
Total	60					

Case Laws:

1. The Italian Marines Case - Republic Of Italy v. Union Of India & Ors **(2013) 9 SC 89 – ITLOS jurisdiction**
2. Ship Services Pte Ltd v Lundin Services BV and Another [2016] EWHC 2674 (Comm); [2016] 2 Lloyd's Rep 612
3. The Monte Confurco (Seychelles v. France); **ITLOS Reports 2000, p. 86 at 109**.
4. The Camouco (Panama v. France); **ITLOS Reports 2000, p. 10 at 31**
5. M.V. Elisabeth v. Harwan Investment and Trading Pvt. Ltd **AIR 1993 SC 1014**
6. Elder, Dempester & Co.,Ltd v. Paterson Zochonis & Co Ltd.,**(1924) All ER Rep, 135**
7. Scaramanga v. Stamp **1880 5 CPD 295**
8. Bardot v. The American Ship or Vessel 'Augusta **1873 (10) Bom HCR 110**
9. Kish v. Taylor Sons & Co. **1912 AC 604**
10. Union of India v. Gosalia Shipping P Ltd **1978 3 SCC 23**
11. Hamilton, Fraser and Co. v. Pandorf & Co., **1887 12 App Cas 518**
12. Kodros Shipping Corpn v. Empresa Cubana **[1982] 1 Lloyd's Rep 334** – Safety of the Ports
13. Malabar Steamship Co. v. Central Bank of India; **AIR 1939 Sind 225** – Bill of lading
14. Indian Shipping Indusgtry Ltd. V. Dominion of India; **AIR 1953 Bom 396** – Contract of affraignment or Bill or lading
15. Maxine, Footwear Co Ltd v. Canadian Govt. merchant Marine Ltd.; **1959 2 All ER 740** PC. – Responsibilities and liabilities while issuing bill of lading
16. Ocean Steamship Company Limited v. Queensland State Wheat Board; **1941 1KBD 402** – Foreign law application
17. Paharpur Ceiling Towers Ltd v. Owners and Parties Interested in the Vessesl MV Lima 1, **(2001) 2 Cal LT 445 (Cal) – Care of Cargo**
18. Hadley v. Baxendale (**1854) 9 Exch. 341** – Measure of damages

19. Czarnikow v. Koufos – **(1967) 2 lloyds Rep 457** – Measure of damages
20. Stage Line, Ltd. V. Foscolo, Mango and Co Ltd; **1931 All ER Rep 666** - Deviation
21. Middlewood v. Blakes; (**1797) 7 TR 162**
22. De Vaux v. Salvador; **(1836) 4 Ad&E 420**.
23. Shell International Petroleum Co v. Gibbs; **(1983) 1 HL 745**
24. Thomas v. Tyne and Wear Insurance; **(1917) 1 KB 938**. – Warranties breach
25. Simpson v. Thomspson; **(1877) 3 AC 279.** – Loss
26. Corfu Channel Case; UK v Albania ; **ICJ Reports 1949. P. 4**
27. North Sea Continental Shelf Cases, Germany v Denmark & Netherlands; **ICJ Reports 1982, p. 17**

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	Weig htage	Syllabus
NCP I	Internal Assessment	23-09-2019	30-09-2019	**10**	**2 Units**
NCP II	Mid Term	30-09-2019	15-10-2019	**20**	**4 Units**
NCP III	Internal Assessment	18-11-2019	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	17-12-2018	**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, Human Rights, Consumer Law, Juvenile Justice and Environmental law.

Law of the Aviation (LH535)

Objectives: Aviation law is one of the branch 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 air craft 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 is 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 honour 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:

1. To understand national and international legal and regulatory regimes of aviation sector.
2. To analyse the liability of the carrier under different conventions.
3. To evaluate and examine various national legislations and related rules.
4. 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:

1. Bhatt, S, V.S. Mani, Balakista Reddy; Air law & Policy in India; Lancer Books
2. Prof Dr I.H.Ph.Diederiks-Verschoor; Kluwer Law International ;7th Edition
3. Dr.V.Balakista Reddy; Emerging Trends in Air and Space Law; Edited by Uppal Publishing House-New Delhi
4. Shaik Nazim Ahmed Shafi; Airports Privatization in India-Law and Policy Issues; Asia Law House -2013
5. Mani, V. S., Bhatt, S and Reddy, V. Balkista; Recent Trends in International Space and Policy; Lancer Books-New Delhi
6. Raymond C Speciale; Fundamentals of Aviation Law; by McGraw-Hill Professional (1 September 2006)
7. S. Bhatt; The New Aviation Policy in India (1977)
8. Carole Blackshow; Aviation Law and Regulation
9. Azbeyratne, R.I.R.; Legal and Regulatory Issues in International Aviation; Transnational Publishers
10. Dr.J.C.Batra ; International Air Law (Including Warsaw Convention 1929, & Montreal Convention 1999); Reliance publishing house, Ranjit Nagar, New Delhi 2003-1st Edition
11. Chirster Johnsson; International Aviation and the politics of Regime Change; Francis Pinter (Publishers) London 1987
12. S.S.Sidhu-Har ; Flight into the millennium-Aviation & Tourism Symbiosis-Foundation for Aviation & Sustainable Tourism; Anand Publications
13. 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.

Learning 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	Learning 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, council, secretariat,	An Introduction to Air Law, Kluwer Law Internationa	Chapter II	Various organizations under International Aviation law have been discussed in this part along with

			assembly, powers and functions, law making powers of ICAO. International Air Transport Association (IATA) - the structure powers and functions. International Airports Authority of India.	l, 2001		their role and importance in the development of aviation law principles and dispute resolutions.
UNIT III	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 Internationa l, 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 Internationa l, 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)(Amendmen t Bill 2014), The Suppression Of	Airports Privatizatio n 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

			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			India.
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 –	International Civil Aviation Organization Initiatives Versus Industry Initiatives: A Look at How Commercially Motivated	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.

			Directorate General of Civil Aviation Rules (DGCA)	Transactions Increase Aviation Safety		
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 infrastructural development of International airports, municipal and environmental regulations and clearances. Aircraft-Manufacturers, operators, operators' agents and maintenance contractors, third party liability for	An Introduction to Air Law, Kluwer Law International, 2001	Chapter X	All recent trends, emerging issues, challenges and developments shall be the prime focus of this unit.

			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.			
	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.
- 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				
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:

1. Patricia Birnie and Alan Boyle, International Law and The Environment- Oxford University Press: 2004
2. Padma, International Environmental Law, Asia Law House,2003
3. Philippe Sands, Principles of International Environmental Law Cambridge University, 2003.
4. Fitzmaurice M. A., International Protection of the Environment, Recueil Des Course 2001
5. Lyster, International Wildlife Law , Cambridge: 1985
6. Desai, Bharat, Institutionalizing International Environmental Law-MartiniusNijhoff,Netherlands, 2003
7. Richard B. Bilder, The Settlement of Disputes in the Field of the International Law of the Environment, Recueil Des Cours,1975.
8. Nico Schrijver, The Evolution of Sustainable Development in International Law: Inception, Meaning and Status, Recueil Des Cours2003.
9. Elli Louka, International Environmental Law fairness, effectiveness and world order-Cambridge press, 2006.
10. Birnie P. W., A. Boyle(eds), Basic Documents on International Law and the Environment, Oxford University Press: 1995
11. Jane Holder and Maria Lee, Environmental Protection, Law and Policy,Cambridge University Press: 2007
12. Jairam Ramesh, Green Signals: Ecology, Growth and Democracy in India, *Oxford Publication*, 2015.
13. SharachchandraLele and AjitMenon, Democratizing Forest Governance in India, *Oxford Publication*, 2014.
14. UshaTandon, Energy Law and Policy, *Oxford University Press*, 2018.
15. Armin Rosencranz, Shyam Divan, Environmental Law and Policy in India: Cases, Materials and Statutes, second edition, 2014
16. Patricia Birnie& Alan Boyle, International Law and the Environment, Second Edition 2004.

Articles:

1. Sohn, Louis B. “The Stockholm Declaration on the Human Environment”, Harvard International Law Journal, 1973

2. Bodansky, Daniel “The Unit ed Nations Framework Convention on Climate Change: A Commentary”, The Yale Journal of International Law, 1993

3. Sands, Philippe “International Law on Sustainable Development”, British Yearbook of International Law.1993

4. Schacter, Oscar “Development of International Environmental Law”, Journal of International Affairs, 1991

5. Henne, Gudrun and Fakir, Saliem “The Regime Building of the Convention on Biological Diversity on the Road to Nairobi”, Max Planck UNYB 1999

6. Sadat, Anwar “Strengths and Limitations of the Kyoto Protocol: ComplianceMechanisms”, Indian Journal of International Law, 2009.

Videos

1. http://ndl.iitkgp.ac.in/document/OfcKA76Vq_vSdAFnLQrrg6DKBiHWFC3fyNxjEzf9-VDIqienMYVbjqyk4n-hhskHWY0vH6NoEXNXWNYc1rOz7Q
2. https://www.youtube.com/watch?v=iutRiwWbNO4
3. https://www.youtube.com/watch?v=FVuJ8tCDp30
4. https://www.youtube.com/watch?v=unt4InZfz2Y
5. https://swayam.gov.in/courses/5163-environmental-law
6. https://swayam.gov.in/courses/5156-environment-sustainability
7. https://www.youtube.com/watch?v=2Q57dDJh_jw

Course Hand Out
Academic Year – 2018-19
(Class of 2019)

Course Name: INTERNATIONAL ENVIRONMENTAL LAW
Course Code: LH536
Semester: X
Faculty Name: Prof. V. Hemalatha Devi
Mobile No: 9542121424
Email: hemalathadevi@ifheindia.org

Course 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.

Recommended Text Books and Reference Books

	TEXT BOOK	AUTHOR/PUBLICATION
1.	Environmental Law and Policy in India: Cases, Materials and Statutes,	Armin Rosencranz, Shyam Divan, second edition, 2014
2.	International Law and the Environment,	Patricia Birnie & Alan Boyle, Second Edition 2004.
3.	Principles of International Environmental Law	Philippe Sands, Cambridge University, 2003.
4.	Democratizing Forest Governance in India.	SharachchandraLele and AjitMenon, *Oxford Publication*, 2014.

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 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.	Environment, judicial decisions, Multilateral Environmental Agreements, Capacity Building Programmes	International Law and the Environment Patricia Birnie & Alan Boyle Environmental Law Stuart Bell and Donald Mc Gillivray Environmental law Dr. Sukanta K.Nanda	Sources of international law Pg. 1-28 Conventions Pg. 95-98 International regime Pg. 537-566 http://ndl.iitkgp.ac.in/document/OfcKA76Vq_vSdAFnLQrrg6DKBiHWFC3fyNxjEzf9-VDIqienMYVbjqyk4n-hhskHWY0vH6NoEXNXWNYc1rOz7Q	The students will learn sources of international law, Multilateral Environmental Agreements, various international conferences, Foundations of National Environmental Law and UNEP's Capacity Building Programmes
2.	**6**	**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.	Sustainable Development, Inter-generational and Intra-generational Equity, Transboundary Harm, Public Participation and Access to Information and Remedies, Polluter Pays Principle, Benefit Sharing, Common Heritage	International Law and the Environment Patricia Birnie & Alan Boyle	Sustainable development and integration pg. 84-127 https://www.youtube.com/watch?v=iutRiwWbNO4	The Student will learn about Sustainable Development, Inter-generational and Intra-generational Equity, Transboundary Harm, Public Participation and Access to Information and Remedies, Polluter Pays Principle, Benefit Sharing, Common Heritage

3.	**4**	**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 United Nations Framework Convention on Climate Change – The Kyoto Protocol to the United Nations Framework Convention on Climate Change.	Transboundary Air Pollution, Hazardous Wastes		https://www.youtube.com/watch?v=FVuJ8tCDp30	The Student will learn about Geneva Convention, 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.
4.	**6**	**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	Marine Environment, sources of marine pollution, Regional Sea Agreements		https://www.youtube.com/watch?v=unt4InZfz2Y	The Student will learn about Marine Environment – Land-Dumping of Wastes at Sea – Offshore Hydrocarbon and Mineral Recovery – Regional Sea Agreements

5.	**6**	**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.	Endangered species, wet lands, flora, fauna, agenda 21	Environmental Law and Policy in India: Cases, Materials and Statutes Armin Rosencranz, Shyam Divan	Protection of endangered species Pg.598-599 https://swayam.gov.in/courses/5163-environmental-law	The Student will learn about different conventions of endangered species and habitats

6.	**6**	**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.	Human rights, indigenous people, right to life, equality before law, PIL, judicial review	Environmental Law and Policy in India: Cases, Materials and Statutes Armin Rosencranz, Shyam Divan	Human rights, indigenous people and environment Pg. 591-592 https://swayam.gov.in/courses/5156-environment-sustainability	The Student will learn about 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.
7.	**6**	**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 – United Nations Convention on the Law of the Sea and the Fish Stocks Agreement – Framework Convention on	GATT, Regional Trade Agreements, Sea and the Fish Stocks Agreement, OECD Guidelines – International Standards		https://www.youtube.com/watch?v=2Q57dDJh_jw	The Student will learn about various agreements on ttrade and environment

		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**	**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 Programmes and the Role of International Organizations and Compliance and Enforcement Networks.	Compliance and enforcement, capacity building programmes, enforcement networks			the student will learn about Institutional Arrangements for the Implementation of MEAs, Implementation of Treaties and Role of International Organizations and Compliance and Enforcement Networks.
Total	**48**					

List of Latest cases-

1. Chorzów Factory Case, 1928
2. African Commission on Human and Peoples' Rights v Republic of Kenya, Application No 006/2012, Judgment, 26 May 2017
3. Jugheli and others v Georgia, European Court of Human Rights, Application No 38342/05, Judgment, 13 July 2017 [2017] ECHR 660.
4. Bear Creek Mining Corporation v Republic of Peru (Bear Creek), ICSID Case No ARB/14/2, Award, 30 November 2017.
5. Saluka Investments v Czech Republic, UNCITRAL Arbitration, Partial Award, 17 March 2006, [255].
6. Saramaka People v Suriname

7. Kristiana Ltd v Lithuania, European Court of Human Rights, Application No 36184/13, Judgment, 6 February 2018 [2018] ECHR 124.

8. Brown Vs. Board of Education 349 U.S..294, 299(1955)

Expectations from Students:

hh) 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.

ii) 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.

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

kk) 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.

ll) 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.

mm) 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.

nn) 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.

oo) 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.

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

qq) 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

rr) 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**	**Weigh tage**	**Syllabus**
NCP 1	Internal assessment	04-03-2019	10-03-2019	10	**I,II,III units**
NCP 2	Mid term	18-03-2019	25-03-2019	20	I,II,III,IV, units
NCP 3	Internal Assessment	8-05-2019	8-05-2019	10	V,VI,VII units
NCP 4	Class Participation			5	
NCP 5	Attendance			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 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.

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

1. 'Commentary on the I.L.O and the Indian Response' –Prof. Ahmedullah Khan –Asia Law House
2. Impact of I.L.O Statndards on Indian Labour Law-Dr.N.Maheshwar Swamy- 1st Edition-Asia Law House
3. Dhyani, S.N.: I.L.O. and India in pursuit of social Justice
4. Mahesh Chandra : Industrial Jurisprudence
5. N. Vaid Nathan : International Labour Standards
6. Sharma, N.D: I.L.O.
7. Samant, S.R. : Industrial Jurisprudence
8. I.L.O. : Labour Legislation in India
9. I.L.O. : International Labour Code I, Vols, I & II
10. I.L.O. : Asian Labour Law
11. Indian Labour Year Book
12. 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** https://www.youtube.com/watch?v=Y4gSkFz3msM	The student will gain knowledge about the formation, structure and principal organs of ILO

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	**Prof. Ahmedullah Khan's Commentary on ILO**	**A Study of ILO Conventions & Recommendations Pages 49-50** www.ilo.org	The student will gain knowledge about different issues which are being considered by ILO for their convention.

			insurance			
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 and advice. Conceptual growth of Labour Jurisprudence, Concept of Social Natural Justice and Labour, Social Engineering Theory and efforts of implementation through Labour Laws	**Prof. Ahmedullah Khan's Commentary on ILO**	**The Role of ILO – Impact Analysis** **Pages 207- 219** https://www.youtube.com/watch?v=n_C7qBGCGBs	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.
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),	**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

			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.			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:

ss) 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.

tt) 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.

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

vv) 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.

ww) 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.

xx) 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.

yy) 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.

zz) 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.

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

bbb) 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

ccc) 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: 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.

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:

1. Roger O'Keefe, International Criminal Law 2015, OUP UK Publisher, ISBN-10: 0199689040 ISBN-13: 978-0199689040.

2. 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.

3. William A. Schabas, An Introduction to the International Criminal Court, 4th Revised edition, Cambridge University Press, ISBN10 0521151953 ISBN13 9780521151955.

4. Antonio Cassese International Criminal Law, 2nd Edition, Oxford University Press, United Kingdom, ISBN10 0199203105 ISBN13 9780199203109.

5. Antonio Cassese, Mary Fan, Alex Whiting, Guido Acquaviva, International Criminal Law: Cases and Commentary Oxford University Press, United Kingdom ISBN10 0199576785 ISBN13 9780199576784

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.

Learning 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	Learning 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_a1TI5CC9RH	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.

					zbsT6HBKHK09p-ie6XxYz&index=2&t=0s https://youtu.be/aDpuSCtcIjs	
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 International Criminal Courts.	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_tRcZdj3Lw https://www.youtube.com/watch?v=tZuLwTmSoIU https://www.youtube.com/watch?v=i_a_w6bf40w https://www.youtube.com/watch?v	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.

					=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 Tribunals.	Cassese's International Criminal Law (TB1) Roger O'Keefe, International Criminal Law (TB 2) TB 4 Victor Tsilonis, The Jurisdiction of the International Criminal Court	Chapter 15, 16, 17 Chapter 14 Chapter 21 https://www.youtube.com/watch?v=uUCNRBPeJ_s	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.
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=PLa1TI5CC9RHzbsT6HBKHK09p-ie6XxYz&index=3&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=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_a1TI5CC9RGILH37MLTLT	

					2Ly8CpcjV-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-I&index=13&t=0s	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.

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 attacks. United Nations War Commission.	Cassese's International Criminal Law (TB1) Roger O'Keefe, International Criminal Law (TB 2) TB 4	Chapter 4 Chapter 4 Chapter 9 https://www.youtube.com/watch?v=5jlOuSpIBUU&list=PL_a1TI5CC9RGILH37MLTLT	This unit discusses war crimes. With an insight into international and non-international armed conflict, we will look into what actions during a war result in a war crime. We will also look into liability and punishment for the same.

					2Ly8CpcjV-I&index=14&t=0s https://www.youtube.com/watch?v=yvdpUtxK4Ss&list=PL_a1TI5CC9RGILH37MLTLT2Ly8CpcjV-I&index=15&t=0s	
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 https://www.youtube.com/watch?v=uFRfee4uD8Y	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.
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/h	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.

					ome/pdf/publications/2011_4_2_pdf/jeail_v4n2_10.pdf https://www.toaep.org/pbs-pdf/54-bais	
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 TB 6	Chapter 50 Chapter 10 Chapter 23 https://www.youtube.com/watch?v=LETDSThwmjc https://www.youtube.com/watch?v=407Tw_8J6eI	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 will also be looking into challenges to the future of ICL.
Total	48					

Expectations from Students:

bbb. 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.

ccc. 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.

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

eee. 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.

fff. 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.

ggg. 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.

hhh. 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.

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

jjj. 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.

kkk. 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

1. Blackstone: Statutes on Intellectual Property, Oxford University Press, 2018
2. Hendrik Vanhees: International Encyclopedia of Laws: Intellectual Property Kluwer Law International, 1997
3. Marshal A.Leaffer: International Treaties on Intellectual Property, Bna Books, 1997
4. M. B. Rao: WTO and International Trade, Vikas Publishers, 2003
5. Carlosm Correa: Oxford Commentaries on GATT/ WTO Agreements: Trade Related Aspects of Intellectual Property Rights, Oxford University Press, 2007
6. Vasudeva P K: World Trade Organization, Minerva Publications, 2001
7. Jayanti Bagachi: World Trade organization: An Indian Perspective Eastern Law House 2000.
8. Surendra Bhandari: World Trade Organization and Developing Countries: Diplomacy to Rules Based System, Deep and Deep Publications, 1998
9. WIPO Intellectual Property Handbook www.wipo.int.
10. W.R. Cornish et all, Intellectual Property: Patents, Copyrights, Trademarks and Allied Rights Sweet & Maxwell, 2013

Articles

1. Saraswat, Juhi Chaturvedi, Rekha: “Copyright Protection in the Digital Environment: Indian Perspective and International Obligations”, JIPR Vol 22(6), 2017
2. Mittal, Sandeep: “Effects of TRIPS Plus Provisions in International Trade Agreements upon Access to Medicines in Developing Countries”, JIPR Vol 22(6), 2017
3. 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
4. RK Gupta and NR Subbaram: “International Conventions, Agreements & Treaties for the Protection of Intellectual Property”, JIPR Vol – 1, March 1996
5. MD Nair: “TRIPS, WTO and IPR: Recent Happenings in WTO”, Vol – 16, May 2011
6. 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

7. Vaish, Varun;Haji, Mustafa: “Is there a Need to’Substantially Modify’ the Terms of the TRIPS Agreement?” JIPR Vol.17(3) May 2012
8. MD Nair: TRIPS, WTO and IPR – Impact on Developing Countries, Vol – 14 March 2009
9. David J Jefferson, Alex B and Cecilia: “Towards a Balanced Regime of Intellectual Property Rights for Agricultural Innovations” Vol – 19 November 2014
10. MD Nair: TRIPS, WTO and IPR – Prevailing Issues and Emerging Trends”, Vol – 15 May 2010

Videos

1. Paris and Berne Convention: IIT Kharagpur, https://www.youtube.com/watch?v=mt13RFfvGlo
2. Intellectual Property: Module – 5: http://nludelhi.ac.in/images/moocs/moocs – courses.pdf
3. Copyright Conventions and treaties: https://nptel.ac.in/courses/109106148/21
4. WTO: https://www.youtube.com/watch?v=OQUtwIiCAO4
5. 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

1. Law of Copyright by Copinger and Skone James, Published by Sweet and Maxwell.

2. Copyright Law: A Comparative Study by Dr. Faizan Mustafa, published by Institute of Objective Studies, Jamia Nagar, New Delhi.

3. Copyright Law by P. Narayanan, published by Eastern Law House

3. Law of Copyright by Alka Chawla, published by LexisNexis

4. Copyright Protection Current Indian and International Perspectives by Dr. T. Vidya Kumari, published by Asia Law House.

5.Copyright Law in India by Dr. G.B. Reddy, published by Gogia Law Publishers

6.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=BerkleeOnline.
- 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.

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.

Learning 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: 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.

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 work- Helping the entrepreneurs and strong start up groups for filing patent application.

Text and Reference Books

1. P. Narayanan: Patent Law, Eastern Law House
2. D.P.Mittal: Indian patents Law and Procedure, Taxmann Allied Services
3. Kalyan C. Kanakala, Arun K. Narasani, Vinita Radhakrishnan: Indian Patent Law and Practice, Oxford India
4. Richard Stim: Intellectual Property: Patents, Trademarks and Copyright, West Thomson Learning
5. David Brain Bridge: Intellectual Property, Pearson Education
6. N.S. Gopalakrishnan and T.G. Agitha: Intellectual Property, Eastern Book Company
7. W. Cornish, D. Llewelyn and T. Aplin: Intellectual Property : Patents, Copyright, Trademarks and Allied Rights, Sweet and Maxwell
8. Manish Arora: Guide to Patents Law, Universal Law Publications

Course Hand Out

Law of Patents

Academic Year – 2018-19

(Class of Semester - IX, BAA.LLB)

Course Name: Law of Patents

Course Code:

Semester: IX

Faculty Name: T.Vidya Kumari

Mobile No: 9885674637

Email: tvidyakumari@gmail.com

Course Objective:

- 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

Recommended Text Books and Reference Books

	Text Book	Author/Publication
1.	Guide to Patents Law	Manish Arora: Universal Law Publications
2.	Patents, Copyright, Trademarks and Allied Rights	W. Cornish, D. Llewelyn and T. Aplin: Intellectual Property : Sweet and Maxwell
3.	Intellectual Property	N.S. Gopalakrishnan and T.G. Agitha: Eastern Book Company Business Law
4.	Intellectual Property	David Brain Bridge: Pearson Education
5	Intellectual Property: Patents, Trademarks and Copyright,	Richard Stim: West Thomson Learning
6	Indian Patents Law and Procedure	D.P.Mittal: Taxmann Allied Services
7	Patent Law	P. Narayanan: Eastern Law House and Third Edition

8	Indian Patent Law and Practice	Kalyan C. Kanakala, Arun K. Narasani, Vinita Radhakrishnan: Oxford India
9	Intellectual Property: Patents, Trademarks, and Copyright	Nutshell Series: *Arthur Raphael Miller, Michael H. Davis*

Course Outline:

Sl. No	No. Of Sessions	Topic	Key Concepts	Text Book Material To Use	Chapter Reading /Videos	Course Outcome
1.	6	**Evolution of Patent Law:**	International Developments - Treaties and Conventions– Paris Convention – Budapest Treaty — The Strasbourg Agreement - TRIPs Agreement – Patent Law Treaty – Patent Cooperation Treaty	7	Ch 2 (Pg. 67 – 81) Ch12,13 (Appendix)	The students understands the history and Evolution of Patents and its scope
2.	4	**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. Benefits/drawbacks of the patent system	7	Ch 1 (Pg. 1 – 39)	The students understands the utility of the patent system
3.	7	New Areas of Patenting –	Biotech, Genetic, Plant Patent, Electrical, Nanotech, Software, etc. – Distinguish between Patents and other Forms of IPRs	7	Ch 1 (Pg. 1 – 39) Indian guidelines	Student is aware of the new patents and their scope
4	7	**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 –		Evolution of Patent Law in India http://www.ipindia.nic.in/history-of-indian-patent-	The Student Understands the History and evolution

			various amendments to patent law - guidelines of Patent offices.		system.htm Objectives https://www.intepat.com/blog/patent/patent-law-in-india/ Amendments https://www.pharmatutor.org/articles/ammendments-patent-act-1999-2002-2005-overview-comparison Guidelines http://www.ipindia.nic.in/guidelines-patents.htm	of Patents in India and the requirement of the patents to exist in India
5	4	**International Institutions that promote Patents**	WIPO,WTO,UNCTAD, WHO		International Instruments that establish these institutions	. Throws light on different kinds of International institutions
6	6	**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.	7	Ch 8 (Pg. 40 - 75)	Makes the students to understand the Inventions and the procedures to obtain Patents on them
7	6	**Rights of Patent holder:**	Exclusivity and Limitations – ownership rights - duties of a patent holder and a co-owner – Transfer of patent	7	Ch 7 (Pg. 53 - 57)	It throws light on Patent holder rights and obligation

			rights – License – Assignment – Compulsory licensing – Government use and other obligations - Restoration, Revocation and surrender of Patents.			s
8	6	**Remedies for Infringement:**	Infringement – meaning and types - Parties to infringement – Action for infringement - Civil and Criminal remedies – Injunctions – Damages –offences – penalties	3	Ch 12 (Pg. 96 - 108)	Makes the students understand the remedies available in terms of breach
	2	**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		http://www.ipindia.nic.in/jurisdiction-of-patent-offices.htm https://www.pharmafocusasia.com/strategy/patent-dispute https://www.upcounsel.com/patent-infringement-defenses https://www.iipta.com/who-is-a-patent-agent/	the students acquire clarity on the dispute aspects and its Jurisdiction
	12	Tutorials				
Total	60					

List of Latest Cases-

Nuziveedu Seeds Limited and Ors. vs Monsanto Technology LLC 2018 SC

Upl Limited vs Pradeep Sharma & Anr Delhi 2018

Cipla Ltd. vs Novartis AG and another 2017 (70) PTC 80 Delhi

Bayer Corporation and Another vs. Union of India and Others 2017 (70) PTC 7 Del.

F. Hoffmann La Roche Ltd. vs Cipla Limited, 2017 SC

Hindustan Unilever Ltd vs Tata Chemicals Limited, 2017 Cal.

Telefonaktiebolaget LM Ericsson (Publ) vs Xiaomi Technology & Others, 2017 Del

Merck Sharp & Dohme Corporation & another vs Glenmark Pharmaceuticals Ltd. 2015 Delhi

Enercon (India) Ltd and Ors v Enercon Gmbh and Another (2014) 5 SCC 1

Biswanath Prasad Radhey Shyam vs Hindustan Metal Industries, 1979 (2) SCC 511

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

Pre Mid Term (NCP1)	I	6-9-2019	10	10	UNIT-1
Mid Term (NCP-II)	II	30-9-2019	50	20	UNIT 1- 4
Post Mid Term (NCP III)	III	30-10-2019	10	10	UNIT 5 & 6
NCP	IV	21-11-2018	5	5	
NCP	V	22-11-2018	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

Prof.Dr.T.Vidya Kumari.ICFAI School of Law

Law of Trademarks and Service Marks (LH544)

Objectives: 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. 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.

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 of **Acquiescence**

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

1. Salik Chowdhury and H.K. Saharay: Law of Trademarks, Copyright, Patents and Designs, Kamal Law House
2. P. Narayanan: Trademarks and Passing Off, Eastern Law House
3. Paul Goldstein: International Intellectual Property Law Cases and Materials, University case book series
4. Dr. Raghbir Singh: Law relating to Intellectual Property, Universal Law Publications
5. 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 Materia**	**Videos**	**Course Outcome**

				l to use		
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 doctrine - doctrine of exhaustion – Functionality doctrine - The doctrine of deceptive similarity - Difference between deceptive similarity and confusing similarity –	Doctrines relevant to trademark protection like prior user, acquiescence, functionality, etc	Lecture / discussion/ Case Law/Problem Solving Tool:	www.wipo.org http://www.ipindia.nic.in/	Better understanding of various legal principles for protection of trademarks

		Dilution doctrine - Initial interest confusion doctrine - The secondary meaning doctrine - Nominative fair use doctrine - Doctrine of Foreign equivalents - Doctrine of *Acquiescence*		MB/PPT		
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-Known Marks -The Joint Recommendation Concerning Trademark Licenses - **International Trademarks Law** – Comparative study of Trademarks in Different countries – United Kingdom – United States.	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.

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 amounting to infringement – acts not constituting infringement – Statutory Remedies – Offences and Penalties – Defenses – Enforcement – Courts – Appeals – Alternative Dispute Resolutions	Acts of infringement, remedies for infringement	Lecture / discussion/Case law/Problem Solving Tool: MB/PPT	http://www.ipindia.nic.in/	

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 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).	Domain name and protection of domain names	Lecture / discussion/Case law/Problem Solving Tool: MB/PPT	www.wipo.org http://www.ipindia.nic.in/	Learns about the domain name and how it is different from trademark and 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 Participatio	22nd November 2019		5	

	n				
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 – Jeevani etc.

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

1. Lionel Bently & Brad Sherman, Intellectual Property Law, Oxford, 2014
2. P. Narayanan, Intellectual Property Law Eastern Law House, Kolkata, 2018
3. Ahuja, V K: Law relating to Intellectual Property Rights in India Lexis Nexis, 2017
4. Cornish, William, Intellectual Property: Patents, Copyright, Trademarks and allied rights Sweet & Maxwell 2010
5. Vandana Singh, The Law of Geographical Indications, Eastern Law House, Kolkata, 2017
6. Ananth Padmanabhan: Intellectual Property Rights – Infringement and Remedies Lexis Nexis Butterworth, 2012
7. Christoph Antons (ed.) Traditional Knowledge, Traditional Cultural Expressions and Intellectual Property Law in the Asia Pacific Region Kluwer Max Planck Series, 2009
8. Sike von Lewinski, Indigenous Heritage and Intellectual Property: Genetic Resources, Traditional Knowledge and Folklore Kluwer Law International, 2008
9. Shahid Ali Khan & Raghunath Mashelkar: Intellectual Property and Competitive Strategies in the 21st Century Kluwer Law International, 2009

10. Draft Manual of Geographical Indications – Practice and procedure available at www.ipindia.nic.in, 2019

Articles

1. Kishore, Kundan: "Geographical Indications in Horticulture: An Indian Perspective", JIPR Vol. 23 (4 – 5) (July – September) 2018.
2. Gogoi, Jupi: "'Judima'. The Traditional Rice Wine of Dimasa Community of Assam, A Potential Candidate for GI Registration" JIPR Vol.21(4) July 2016.
3. 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.
4. Sreedharan, SUnita. K: "Bridging the Time and Tide – Traditional Knowledge in the 21st Century", JIPR Vol.15(2) March 2010.
5. Lalitha N: "Protecting Traditional Knowledge in Siddha System of Medicine", JIPR Vol.18(3) May 2013.
6. Kalluri, Shravan: "Traditional Knowledge and Patent Strategy", JIPR Vol.17(5) September 2012.
7. Suresh C Srivastava: "Geographical Indications under TRIPS Agreement and Legal Framework in India" Part I JIPR, 2003.
8. Suresh C Srivastava: "Geographical Indications under TRIPS Agreement and Legal Framework in India": Part II JIPR, 2004.
9. 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.
10. Neeti Wilson: "Guidelines for Access and Benefit Sharing for Utilization of Biological Resources based on Nagoya Protocol Effective", JIPR, Vol – 20, 2015.

Videos

1. Intellectual Property Rights – An Overview. Retrieved from http://www.bdu.ac.in/cells/ipr/docs/ipr – eng – ebook.pdf
2. https://youtu.be/_HlTRSnr7zw – e – pathsahala; Plant Variety protection and farmers' rights
3. World Intellectual Property Organisation. (2004). WIPO Intellectual property Handbook. Retrieved from https://www.wipo.int/edocs/pubdocs/en/intproperty/489/wipo_pub _489.pdf
4. Geographical Indications: https://nptel.ac.in/courses/109105112/28
5. 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 of Design **–** 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

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

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
5.	Law of Copyright and Industrial Designs	P. Narayanan
6.	Law relating to Intellectual Property Rights	V.K. Ahuja
7.	Law Relating to Patents, Trade Marks, Copyright, Designs & Geographical Indications, Universal law Publishing Pvt. Ltd	B.L. Wadehra
8.	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 Participation	03-05-2020	13-05-2020	05	-
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: To know the role of intellectual property assets in business enterprises. To know the intricacies of Intellectual Property Management System (IPMS). To acquire knowledge on intellectual

property strategies. To acquire knowledge on commercialization of intellectual property assets. To know how to manage the risks in dealing with intellectual property. To know the conducting of intellectual property audits. 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

1.Weston Anson: IP Valuation and Management

2. Mike Pellegrino: BVR's Guide to Intellectual property Valuation

3. Derek Bosworth , Elizabeth Webster : The Management Of Intellectual Property

4. Claire Howell and David Bainbridge: Intellectual Property Asset Management: How to identify, protect, manage and exploit intellectual property within the business environment Paperback - Rout ledge

5. Russell L. Parr, Gordon V. Smith : Intellectual Property: Valuation, John Wiley & Sons

6. Bruce Berman: From Assets to Profits: Competing for IP Value and Return

7. Rodney D Ryder & Ashwin Madhavan: Intellectual property and Business : The Power of Intangible Assets : Sage Publication

8. Akshat Pande: Valuation of Intellectual property Assets, Eastern Law House Publications

Course Handout

INTELLECTUAL PROPERTY RIGHTS VALUATION AND MANAGEMENT

Semester X - LH547
Faculty: Dr. S.V.Damodar Reddy

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

Sessions Plan

Sessions	Topics	Exams
5	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.	
5	Management functions: Management functions – Planning – Organizing – Staffing – Leading – Communication - Controlling – Budgeting - Management Information systems (MIS)	
5	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	
4	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	
7	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.	
7	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	
6	Intellectual Property Valuation : Principles of Intellectual Property valuation –Methods of Intellectual Property valuation –Brand value - Marketing of Intellectual Property Assets	
3	Intellectual Property Accounting : Intellectual Property and Financial Statements – Accounting Principles - accounting treatment of intangible assets - International Accounting Standards (IAS) - Applicable International Accounting Standards (IAS)	
3	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	
3	Intellectual Property Taxation : Taxing aspects of Intellectual property - tax considerations	

EVALUATION PLAN

Internal evaluation

Pre Midterm	Post Midterm
First Internal evaluation Weight-age = 5 marks **Second Internal evaluation** Weight-age = 10 marks	**Third Internal evaluation** Weight-age = 5 marks **Fourth Internal evaluation** Weight-age = 10 marks

IPR Protections and Technology (LH548)

Objectives: The course is structured to understand the protection of various intellectual property in the technology advance world.

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:

1. Arthur Wineburg: Intellectual Property Protection in Asia, Lexis Nexis
2. Prabuddha Ganguli : Intellectual Property Rights – Unleashing the Knowledge Economy, Tata Mcgraw Hill Publishing Company Ltd, New Delhi

3. Lee B. Burgunder: Legal Aspects of Managing Technology, West Legal Studies in Business, Thomson Learning
4. Shahid Alikhan and R. Mashelker: Intellectual Property and Competitive Strategies in 21st Century, Kluwer Law International
5. S.K.Verma and Raman Mittal: Intellectual Property Rights Global Vision, Indian Law Institute, New Delhi
6. Richard Stim : Intellectual Property Patents, Trademarks and Copyrights, Cengage Learning India Pvt Ltd, New Delhi
7. Rodney D Ryder: Intellectual Property and the Internet, Lexis Nexis
8. Shreya Matilal: Intellectual Property in Computer Software, Images, Objects and Future – Kamal Law House, Kolkata.
9. Rochelle Dreyfuss and Diane L Zimmerman and Harry First: Expanding Boundaries of Intellectual Property, Oxford University Press.
10. Philippe Cullet: Intellectual Property Protection and Sustainable Development, Lexis Nexis.

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 Competitive Strategies in 21st Century	Shahid Alikhan and R. Mashelke, Kluwer 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	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=S0YjnL2	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

				Information Technology for 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	mGgQ&list=PLRkCJvWSrxbvLyrUBhRO28_5ennN7FIzl&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	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

				Copyright (Amendment) Act, 2012: A Comment Journal of Intellectual Property Rights Vol 17, November 2012, pp 521-531 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 Method Patents: The Road Ahead - http://nopr.niscair.res.in/handle/123456789/3576 Should India and Other	Information Technology - https://www.youtube.com/watch?v=R562PadqCqU&ab_channel=NBCC Understanding 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

				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	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	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

			protection .	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 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		knowledge and biodiversity.
Unit - VI		Unit VI: Technology Transfer and Licensing	Technology Transfer: meaning and nature – need for technology transfer from research centers to industry –	Managing Intellectual Property – The Strategic Imperative	Technology Transfer: Overview of IP	At the end of the unit students come to know the various

			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.	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 and Lessons-A Case Study from Indian Horticulture Sector - http://nopr.niscair.res.in/handle/123456789/33582	Types https://www.youtube.com/watch?v=Rg6CdtJ7nMk	aspects and intricacies involved in the technology transfer.

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 Lect	2					

ures						
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 t 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

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 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:

1. Stuart J. Russell and Peter Norvig, Artificial Intelligence: A Modern Approach. Pearson, 3rd Edition, 2010.
2. Melanie Mitchell, Artificial Intelligence: A Guide for thinking Humans, Kindle Edition, Farrar, Straus and Giroux, October 15, 2019
3. 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.
4. Vinod Chandra Anand Hareendran, Artificial Intelligence and Machine Learning, Prentice-Hall of India Pvt. Ltd (1819), 2014-05-30.
5. 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.
6. Dr. Dheeraj Mehrotra , Basics of Artificial Intelligence & Machine Learning ,Notion Press; 1edition 2019.
7. Ethem Alpaydin, Machine Learning – The New AI, MIT Press, edition , 2016
8. Robin. R. Murphy, An Introduction to AI Robotics, MIT Press,2nd edition, 2000
9. Hans Moravec, Robot: Mere Machine to Transcendent Mind, OUP Australia and New Zealand,2000.

10. Kai Hwang, Cloud Computing for Machine Learning and Cognitive Applications, The MIT Press, Kindle Edition, The MIT Press, 2017).

Articles:

1. Buchanan& Headrick, “Some Speculation about Artificial Intelligence and Legal Reasoning”. 23 Stanford L.R 40-62, 1970.
2. Edwina L. Rissland “Artificial Intelligence and Law: Stepping Stones to a model of Legal Reasoning”. 99 Yale LJ.1957-1981. 1990
3. Jahanzaib Shabbir, and Tarique Anwer, Artificial Intelligence and its Role in Near Future, JournalofLatex Class Files, Vol. 14, NO. 8, AUGUST 2015.
4. Chella, Antonio and Iocchi, Luca and Macaluso, Irene and Nardi Daniele, Artificial Intelligence and Robotics ,Intelligenza Artificiale.3.87-93,2006. 6. Fernández, A., Peralta, D., Benítez, J.M. and Herrera, F. (2014) ‘E-learning and Educational Data Mining in Cloud Computing: An Overview’, Int. J. Learning Technology, Vol. 9, No. 1, pp.25–52.
5. Agrawal, D., Das, S. and Abbadi, A.E. (2011) ‘Big data and cloud computing: current state and future opportunities’, in Ailamaki, A., Amer-Yahia, S., Patel, J.M., Risch, T., Senellart, P. and Stoyanovich, J. (Eds.): EDBT, pp.530–533, ACM, Uppsala, Sweden.
6. Arlindo Oliveira, “Inteligência Artificial”, Fundação Francisco Manuel dos Santos, Lisboa, 2019.
7. Cass Sunstein, “Of Artificial Intelligence and Legal Reasoning”, University of Chicago Law School: Public Law and Legal Theory Working Paper Series, 2001.
8. Independent High-Level Expert Group on Artificial Intelligence (set up by the European Commission), “Ethics Guidelines for Trustworthy AI”, 2019
9. Mikella Hurley / Julius Adebayo, “Credit Scoring in the Era of Big Data”, Yale Journal of Law and Technology, vol 18, 1, 2016.
10. Ryan Calo, “Artificial Intelligence Policy: a Primer and Roadmap”, 2017).
11. Wachter, Mittelstadt and Floridi, “Transparent, Explainable and Accountable AI for Robotics”, Science Robotics, vol. 2, 6, 2017 VV. AA., AI Now Report, NYU, 2018.
12. Prof. A. Lakshminath & Dr. MukundSarda, Digital Revolution and Artificial Intelligence challengesto Legal Education and Legal Research, CNLULJ(2) (2011-2012).
13. Raquel Acosta, Artificial Intelligence and Authorship Rights, Harvard Journal of Law and Technology (Feb.17, 2012),http:// jolt.law.harvard.edu/digest/copyright/artificial-intelligence-and-authorship-rights.
14. Ryan Abbot, I think, therefore I Invent: Creative Computers and the Future of Patent Law, 57 B.C.L. Rev. 1079, 1095 ,2016
15. Hacker, P., Krestel, R., Grundmann, S. *et al.* Explainable AI under contract and tort law: legal incentives and technical challenges. *Artif Intell Law*, 2020. 18. Mireille Bert-Jaap Koops, et al,

Bridging the Accountability Gap: Rights for New Entities in the Information Society?, 11 MINN.J.L.SCI.& TECH 497,549-50, 2010

16. A.Johnson-Laird, Neural Networks: The Next Intellectual Property Nightmare? The Computer Lawyer, 14 March 1990.
17. Annemarie Bridy, Coding Creativity: Copyright and the Artificially Intelligent Author, Stan Tech.L.RE. 5 (26, 2012).
18. James Boyle, Endowed by their Creator? The Future of Constitutional Personhood, The Brookings Institution Future of the Constitution series, 70 N.C.L. Rev. 1231 (1992)
19. Liza Vertinsky & Todd M.Rice, Thinking about Thinking Machines: Implications for Machine Inventors for Patent Law, B.U.JSCI.&TECHL. 82, 2002.
20. Wan, Jiafu & Tang, Shenglong & Yan, Hehua & Li, Di & Wang, Shiyong & Vasilakos, Athanasios. (2016). Cloud Robotics: Current Status and Open Issues. IEEE Access. 4. 1-1. 10.1109/ACCESS.2016.2574979.

Case Laws:

1. Cuno Engineering v. Automatic Devices, 314 U.S. 84 (1941).
2. Townsend v. Smith, 36 F.2d 292,293 (1929).
3. Cummins v. Bond, (1927) 1 Ch. 167.
4. Case law Bilsk v. Kappos, 561 U.S. 593 (2010).

Videos:

1. https://www.youtube.com/watch?v=LSbceOWZvJg
2. https://www.youtube.com/watch?v=_AlcRoqS65E
3. https://www.youtube.com/watch?v=SN2BZswEWUA
4. https://www.youtube.com/watch?v=dRw4d2Si8LA
5. https://www.youtube.com/watch?v=kYIfeZcXA9U
6. https://www.youtube.com/watch?v=p-82YeUPQh0
7. https://www.youtube.com/watch?v=Pj0neYUp9Tc
8. https://doi.org/10.1007/s10506-020-09260-6

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

Text and Reference Books:

1. Karnika Seth, Computers, Internet and New Technology Laws, Lexis Nexis Butterworths Wadhwa Nagpur, (2013).
2. Apar Gupta, Commentary on Information Technology Act, 2000, Lexis Nexis, (2015).
3. Justice Yatindra Singh, Cyber Laws, Universal Law Publishing Co, New Delhi, (2012).
4. Sudhir Naib, The Information Technology Act, 2005: A Handbook, OUP, New York,(2011)
5. Sandra Senft, Frederick Gallegos & Aleksendra Davis; “Information Technology Control & Audit”, 4th Edition, CRC Press, Taylor & Francis, 2013.
6. A. Refsdal, B. Solhaug, K. Stølen; “Cyber-Risk Management”, Springer, 2015.
7. Domenic Antonucci; “The Cyber Risk Handbook: Creating and Measuring Effective Cyber Security Capabilities”, Wiley Finance Series, 2017.
8. Howard Silverstone, Michael Sheetz, Stephen Pedneault and Frank Rudewicz; “Forensic Accounting and Fraud Investigation for Non-Experts”, 3rd Edition, John Wiley & Sons, 2012.
9. Crime in India: 2011-Compendium (2012), National Crime Records Bureau, Ministry of Home Affairs, Government of India, New Delhi, India.
10. Cyber Law & Information Technology (2011) by Talwant Singh, Additional District & Sessions Judge, New Delhi, India.

Articles:

1. Cyber Crimes in India- What is, Types, Web Hijacking, Cyber Stalking' (Helpline Law) http://www.helplinelaw.com/employment-criminal-and-labour/CCII/cyber-crimes-in-india-what-is-types-web-hijacking-cyber-stalking.html
2. Apeksha Pandita, 'How to Prevent Cyber Crime in India' (MyAdvo, 15 November 2018) https://www.myadvo.in/blog/cyber-crime-in-india/
3. 'What is Cyber Crime?' (REVE Anti-virus) https://www.reveantivirus.com/in/computer-security-threats/cybercrime
4. 'The 10 Steps to Help Stop Cybercrime' (Dell) https://www.dell.com/downloads/ca/support/top_10_steps_to_protect_against_cybercrime_dell_en.pdf
5. 'Cybercrime Prevention Tips' (Ennia) https://www.ennia.com/en/preventionshop/prevention-tips/cybercrime-prevention-tips/
6. Chewae M., Hayikader S., Hasan M.H., Ibrahim J., How Much Privacy We Still Have on Social Network?, International Journal of Scientific and Research Publications 5(1) (2015).
7. Adgaonkar A., Shaikh H., Privacy in Online Social Networks (OSNs), International Journal of Advanced Research in Computer Science and Software Engineering 5(3) (2015).
8. Ananthula S., Abuzaghleh O., Alla N.B., Chaganti S.B., Kaja P.C., Mogilineedi D., Measuring privacy in online social networks, International Journal of Security, Privacy and Trust Management4(2) (2015), 1-9.
9. Malathi A., Babboo S.S., Anbarasi A., An Intelligent Analysis of a City Crime Data Using Data Mining, International Conference Information Electronic Engineering, 6 (2011), 130-134.
10. Kumar A.M., Sharma B.N., Shrivastava S.K., Online Social Networks: Privacy Challenges and Proposed Security Framework for Facebook, International Journal of Soft Computing and Engineering 4(1) (2014), 129-133.
11. Hosseinkhani J., Ibrahim S., Chuprat S., Naniz J.H., Web Crime Mining by Means of Data Mining Techniques, Research Journal of Applied Sciences, Engineering & Technology 7(10) (2013),2027-2032.
12. Liu Y., Gummadi K.P., Krishnamurthy B., Mislove A., Analyzing Facebook Privacy Settings: User Expectations vs. Reality, Proceedings of the ACM SIGCOMM conference on Internet measurement conference (2011), 61-70.
13. Tollenaar N., Van derHeijden P.G.M., Which Method Predicts Recidivism Best?: A Comparison of Statistical, Machine Learning and Data Mining Predictive Models, Journal of the Royal Statistical Society: Series A (Statistics in Society) 176(2) (2013),565–584.
14. Conti M., Poovendran R., Secchiero M., Fakebook: Detecting Fake Profiles in On-line Social Networks, Proceedings of the International Conference on Advances in Social Networks Analysis and Mining (2012), 1071–1078.
15. Zope A.R., Vidhate A., Harale N., Data Mining Approach in Security Information and Event Management, International Journal of Future Computer and Communication 2(2) (2013).

Case Laws:

1. Electronic Evidence by WhatsApp | Mukul Vs State of Punjab (2018)
2. Pornography Obscenity (S67A) Case Conviction | State Vs Jayanta Das(2017)
3. Cyber Cafe Owner Liability (S67C) Conviction | State of Maharashtra Vs Vishal Bogade(2015)
4. Cyber Stalking Case Conviction | StateCyber Cell (Mumbai) Vs Yogesh Pandurang Prabhu(2015)
5. Data Theft Case Conviction S43 (a) &S (66)| State of A.P. Vs Prabhakarsampath(2015)
6. Nigerian Email Scam Case Conviction | State of Maharashtra Vs Oparachilezien Joseph &Ors(2013)
7. Shreya Singhal Vs UOI (SC)(2015)
8. Fatima Riswana v. State Rep. by ACP., Chennai &Ors AIR 2005 712.
9. Avnish Bajaj v State (N.C.T.) of Delhi (2005) 3 Comp LJ 364 (Del)
10. Syed Asifuddin and Ors.v The State of Andhra Pradesh And Anr. 2005 Cri LJ 4314
11. Nasscom vs. Ajay Sood& Others -119 (2005) DLT 596, 2005 (30) PTC 437 Del

Videos:

1. https://youtu.be/kuQA8lmd5Ns
1. https://youtu.be/NAcN93O8b6w
2. https://youtu.be/CASr_e2Nc0o
3. https://youtu.be/q74DHPIjP5Y
4. https://youtu.be/VyAlOF5WZH0
5. https://youtu.be/ca-C3voZwpM
6. https://youtu.be/1Gti2emO-uk
7. https://youtu.be/_QdPW8JrYzQ
8. https://youtu.be/fUjSVrh9UN4
9. https://youtu.be/hqKafI7Amd8

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:

1. William F. Fox, International Commercial Agreements and Electronic Commerce, Wolters Kluwer Publishers; 6 Edition, 2018.
2. Ammu Charles', E-Commerce Laws: Law and Practice, EBC, 2019
3. ArmaanPatkar, Insider Trading: Law and Practice, 1st edition, 2019.
4. Dr. Abdulhadi M. Alghamdi, The Law of E-Commerce: E-Contracts, E-Business, Author House UK Publishers, 2011
5. Mc Crorory and Perry, Business law: Ethical, Global and E-Commerce Environment, Mc Grow Hill Publication 17th edition.
6. Michael J Bonell, An international Restatement of contract law: The UNDROIT principles of international commercial contracts, Transnational Publishers Inc.
7. Christon, Drafting commercial agreements, Sweet & Maxwell.
8. Nandan Kamath, Law Relating to Computers Internet and E-Commerce, Universal law Publishing Co.
9. Larry A DiMatteo, Law of International Contracting – second edition.
10. Joseph F Morrissey and J M Graves, International sales law and arbitration: problems, cases and commentary -2008

Articles:

1. Paul MacMahon, Conflict and Contract Law, Oxford Journal of Legal Studies, Volume 38, Issue 2, Summer 2018, Pages 270–298, https://doi.org/10.1093/ojls/gqy011

2. Neutrality in the Business Sphere—An Encroachment on Rights Protection and State Sovereignty?Jessica Giles -Oxford Journal of Law and Religion, Volume 7, Issue 2, June 2018, Pages 339–346, https://doi.org/10.1093/ojlr/rwy026

3. Lavinia Maddaluno (2019) The Academy of Fisticuffs. Political Economy and Commercial Society in Enlightenment Italy, Global Intellectual History, DOI: 10.1080/23801883.2019.1645532

4. Dr.Jyoti Rattan, "Law Relating to E-commerce: International and National Scenario with Special Reference to India" 1(2) IJSSEI 7 (2015)

5. Unfair competition in online commerce -AE Bălăşoiu - Romanian Economic Business Review, 2015 - rebe.rau.ro

6. Building customer value and profitability with business ethics RC McMurrian, E Matulich - Journal of Business & Economics …, 2016 - clutejournals.com

7. M.M.K. Sardana, "Evolution of E-Commerce in India: Challenges Ahead (Part 2)" 3 available at: http://www.isid.org.in/pdf/DN1408.pdf (Visited on June 6, 2016).

8. 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).

9. Dr.Jyoti Rattan, "Law Relating to E-commerce: International and National Scenario with Special Reference to India" 1(2) IJSSEI 7 (2015).

10. ET Bureau, "Don't let regulatory issues hamper ecommerce in India; Constitute an 'informed' empowered committee" The Economic Times Sep. 21, 2014.

11. Jayanth Pattanshetti Associates, "Ecommerce Laws In India: Foreign Investment And Retail Trade" 2-3 available at: https://Pattanshettiassociates.Wordpress.Com/2015/01/02/Ecommercelawsinindiaforeign investmentandretailtrade/

12. 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).

13. 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

14. Rajendra Madhukar Sarode, "Future of E-Commerce in India Challenges & Opportunities" 1(12) IJAR 646 (2015).

15. Sumanjeet, "E-Commerce Laws in the Indian Perspective", http://www.smsvaranasi.com/insight/ e-commerce_laws_in_the_indian_perspective.pdf

Cases:

1. Ibibo Group Pvt. Ltd. & Anr. vs Mr. Aparesh Nandi & Another on 17 February, 2020

2. Amazon Seller Services Pvt Ltd vs Modicare Ltd & Ors on 31 January, 2020
3. Amway India Enterprises Pvt. Ltd. V. 1MgTechnologies Pvt. Ltd. and Anr. 2019
4. IFE Fund SA v. Goldman Sachs International (2006) EWHC 2887 (Comm)
5. Springwell v. JP Morgan Chase Bank (2010) EWCA Civ. 1221.
6. HIH Casualty and General Insurance Ltd. v. Chase Manhatten Bank (2003) UKHL 67.
7. Food Co. UK LLP v. Henry Boot Development Ltd. (2010) EWHC 358.
8. Salt v. Stratstone Ltd. (2015) EWCA Civ. 745
9. BSKYB Ltd. H.P. Enterprise Services UK Ltd. (2010) EWHC 86 (TCC).

Rubenstein v. HSBC Bank PIC (2012) EWCA Civ. 1184.

Videos:

1. https://youtu.be/hIPPsnDudy8
2. https://youtu.be/FhpWKUWjOuc
3. https://youtu.be/XUj_YJlCUp8
4. https://youtu.be/Pwa-DtvM8JU
5. https://youtu.be/zMkaJIx9aLM
6. https://youtu.be/TjU6pqbCA-Y
7. https://youtu.be/GWlnP2s2wEo
8. https://youtu.be/u2QunmV6gNw
9. https://youtu.be/3OcNdxPhAUk
10. https://youtu.be/fjaVHH_ehnM

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.

Learning Objectives: 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:

1. Apurvsardeshmukh, Data Protection Law and Regulation, Thomson Reuters (2019)
2. Amar K Sundram Anghrija Chakraborty, Ashima Obhan, Data Protection Laws Demystified Kindle Edition, Publisher: OakBridge; 1 Edition (10 October 2019)
3. Nishesh Sharma, Cyber Forensics in India: A Legal Perspective, Publisher: Universal Law Publishing - an imprint of LexisNexis; First 2017 Edition (1 March 2017).
4. Gerald Spindler and Fritji of Bomer: E Commerce Law in Europe and the USA, Published by Springer-Verlag Berlin Heidelberg, Edn. 2002
5. Alam Davidson: The Law of Electronic Commerce, Cambridge University Press, South Asian Edn, 2011.
6. Garima Tiwari: Understanding Laws, Cyber Laws and Cyber Crimes, Lexis Nexis, 2014
7. Henry R: Contemporary Business Law and On Line Commerce Law, Prentice Hall, Inc. 6th Edition, 2009
8. Nina Godbole, Sumit Belapure, Cyber Security, Wiley India Publishers (Kindle Edition), 2011
9. 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.
10. Bansal S K: Cyber Crimes, Published by Aph Publishing Corporation, Edn 2017.

Articles:

1. 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).
2. Dr.Minal H. Upadhyay, E-Courts in India and E-Judiciary in India, International Multidisciplinary Research Journal, Volume-2, Issue-7, July-2015
3. 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.
4. 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.
5. 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.
6. Erwin J. Rooze, Differentiated Use of Electronic Case Management Systems, International Journal For Court Administration, Nov 2010.

7. Vakul Sharma, Information Technology Law and Practice- Cyber Laws and Laws Relating to E-Commerce Paperback – 1 Nov 2016
8. Duggal Pavan, Legal Framework on Electronic Commerce and Intellectual Property Rights in Cyberspace Hardcover – 2014
9. Karnika Seth, Computers, Internet and New Technology Laws, Lexis Nexis Butterworths, Wadhwa Nagpur, (2013).
10. Nandan Kamath, Law Relating to Computer Network and E-commerce, Universal Law Publisher, (2012).
11. Apar Gupta, Commentary on Information Technology Act, 2000, Lexis Nexis, (2015).
12. Chris Reed & John Angel, Computer Law, OUP, New York, (2007).
13. Justice Yatindra Singh, Cyber Laws, Universal Law Publishing Co, New Delhi, (2012).
14. Verma S, K, Mittal Raman, Legal Dimensions of Cyber Space, Indian Law Institute, New Delhi, (2004)
15. Jonthan Rosenoer, Cyber Law, Springer, New York, (1997).
16. Sudhir Naib, The Information Technology Act, 2005: A Handbook, OUP, New York, (2011)
17. S. R. Bhansali, Information Technology Act, 2000, University Book House Pvt. Ltd., Jaipur (2003).
18. Vasu Deva, Cyber Crimes and Law Enforcement, Commonwealth Publishers, New Delhi,(2003).

Case Laws:

1. Lloyd v Google LLC [2019] EWCA Civ 1599
2. 2.R (Bridges) v Chief Constable of South Wales Police and Others [2019] EWHC 2341
3. ZXC v Bloomberg LP [2019] EWHC 970 (QB)
4. R v Jarvis 2019 SCC 10
5. Bull v Desporte [2019] EWHC 1650 (QB)
6. Cooper v National Crime Agency [2019] EWCA Civ 16.
7. Google India Private Ltd v. M/S. Visakha Industries, 2019 SCC Online SC 1587
8. Cliff Richard v. The British Broadcasting Corporation [2018] EWHC 1837 (Ch).
9. ABC v Telegraph Media Group Ltd [2018] EWCA Civ 2329.
10. Ali v Channel 5 Broadcast ([2018] EWHC 298 (Ch)).
11. Lloyd v Google LLC [2018] EWHC 2599 (QB).
12. Big Brother Watch v. Secretary of State [2018] ECHR 722.

13. Supreme Court Advocates-on-Record Assn. v. Union of India, (2016) 5 SCC 1
14. K.S. Puttaswamy v. Union of India, (2015) 8 SCC 735
15. 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).
16. PUCL v. Union of India, (2004) 9 SCC 580
17. District Registrar and Collector, Hyderabad and another v. Canara Bank and Another (2005) 1 SCC 496:
18. Petronet LNG LTD vs. Indian Petro Group and Another (2006).
19. Selvi & Ors vs State Of Karnataka & Anr2010)7 SCC 263
20. Kharak Singh v. State of U.P.AIR 1963 SC 1295: (1963) 2 Cri LJ 329
21. Govind v. State of M.P.(1975) 2 SCC 148: 1975 SCC (Cri) 468
22. R. Rajagopal v. State of T.N.(1994) 6 SCC 632
23. People's Union for Civil Liberties (PUCL) v. Union of India, (1997) 1 SCC 301

Videos:

1. Cyber Security and Data Privacy for Lawyers https://youtu.be/T1NGLsX-_Wk
2. Data Privacy Laws | Cyber Security Insights #12 https://youtu.be/v9I8iDLFtqE
3. Cyber Security Law and Policy: What Are the Top Issues for 2019?https://youtu.be/q6SaCWh4QCY
4. Data Protection and Privacy https://youtu.be/6vNxslcf9AE
5. Introduction to Cyber Law https://youtu.be/S6mcRVo5woQ
6. Underground Cyber Crimes in 2017 by Rahul Tyagi https://youtu.be/1vQhSm5_UqY
7. How We Can Make Digital India a Secure Digital India | Rahul Tyagi- https://youtu.be/7cAzKyBj9Os
8. Cyber Security The Key to Realising the Dream of a Truly Digital India - Ankit Fadia https://youtu.be/c3m0A0ldhxs
9. The Cyber Skills Gap by Chris Silvers -https://youtu.be/AvPsukNLENc
10. Cyber war by Amy Zegart - https://youtu.be/JSWPoeBLFyQ
11. Facets and Realities of Cyber Security Threats by Alexandru Catalin Cosoi- https://youtu.be/XT4Y16dcVxA
12. The Coming Privacy Crisis on the Internet of Things by Alasdair Allan- https://youtu.be/yG4JL0ZRmi4
13. Privacy and data protection https://youtu.be/ZNEPaGFApX4

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:

1. The students will look at the practical aspects of navigating the complex landscape of privacy requirements.

2. 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.

3. 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.

4. 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,	**TB/RB -1,2**	Chap-1/ Part-I- Cybersecu rity and	The students will be enlightened on

		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.	AADHAAR and its Legal Framework,		Data Privacy for Lawyers https://youtu.be/T1NGLsX-_Wk	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)	UDHR ICCPR	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.

		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)	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,	legislation and Processing of Personal Data Data Minimisation, Proportionality, Retention,	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

		Appointment of Data protection officer, Restrictions in International Data Transfers.	Data protection officer			
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	Whistle blower	TB/RB-1,2	Part-B-Chapt-XIX,&XXVII -Part-II&III/ Facets and	The students will be enlightened on Data Security, Data Breach, Enforcement and Sanctions,

		Breach, Enforcement and Sanctions, E- discovery or Disclosure of Foreign law Enforcement Agencies, Trend and Developments. Offshoring Data and Contractual Obligations.	Data Security and Data Breach, Enforcement and Sanctions		Realities of Cyber Security Threats by Alexandru Catalin Cosoi- https://youtu.be/XT4Y16dcVxA	
6.	7	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	Privacy issues in e-commerce Economic utility and the right to privacy. Data collection	TB/RB-1,2	Part-B-Chapt-XIX,XX -Part-I/ Privacy and data protectionhttps://youtu.be/ZNEPaGFApX4/ Cyber Security The Key to Realising the Dream of a Truly Digital India - Ankit Fadia	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

		targeting, etc. Spam			https://youtu.be/c3m0A0ldhxs	
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:	Offences and Penalties:	TB/RB-1,2	Part-A-Chapt-X&XIII-Part-I/ The Cyber Skills Gap by Chris Silvers - https://youtu.be/Av	The students will be enlightened on Offences, Penalties and Preventative measures

		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 by companies		PsukNLENc	
Total	58					

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	Weightage	Syllabus
NCP I	Internal Assessment	4th September, 2020	7th September ,2020	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:

1. DonTapscottand Alex Tapscott, Block chain Revolution, portfolio penguin , 1st Ed, 2016.
2. Andreas M. Antonopoulos Mastering Bitcoin: Programming the Open Block chain, O'Reilly Media, 2 edition, July 4, 2017.
3. Chris Burniske and Jack Tatar Crypto assets: The Innovative Investor's Guide to Bitcoin and Beyond, McGraw-Hill Education, 1 edition, October 19, 2017.
4. 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.
5. William Mougayar, The Business Blockchain: Promise, Practice, and Application of the Next Internet Technology, Wiley; 1 edition, May 9, 2016.
6. 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.

7. Daniel Drescher, Block chain Basics: A Non-Technical Introduction in 25 Steps 1st ed. Edition, Apress, 1st ed. Edition, March 16, 2017.

8. Imran Bashir, Mastering Block chain: Deeper insights into decentralization, cryptography, Bitcoin, and popular Block chain frameworks, Packt Publishing, March 17, 2017.

9. 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.

10. Arvind Narayanan , Joseph Bonneau , Edward Felten , Andrew Miller , Steven Goldfeder Andrew Miller, Bitcoin and Crypto currency Technologies: A Comprehensive Introduction, Princeton University Press (July 19, 2016)

Articles:

1. 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.

2. 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).

3. 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).

4. Nick Vogel, The Great Decentralization: How Web 3.0 Will Weaken Copyrights, 15 J. MARSHALL REV. INTELL. PROP. L. 136, 140 (2015).

5. Michael Abramowicz, Cryptocurrency-Based Law, 58 ARIZ. L. REV. 359, 362 (2016)

6. 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).

7. George Walker, Financial Technology Law—A New Beginning and a New Future, 50 INT'L LAW. 137, 171 (2017).

8. Tom W. Bell, Copyrights, Privacy, and the Blockchain, 42 OHIO N.U. L. REV. 439, 465 (2016)

9. Michael Crosby, Nachiappan, Pradan Pattanayak, Sanjeev Verma & Vignesh Kalyanaraman, BlockChain Technology: Beyond Bitcoin, 2 APPLIED INNOVATION REV., at 7 (2015)

10. 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).

11. Alice Corp vs CLS Bank Int,

Videos:

1. https://www.youtube.com/watch?v=-9Z5xORm57o

2. https://www.youtube.com/watch?v=3xGLc-zz9cA
3. https://www.youtube.com/watch?v=8fbhI1qVj0c
4. https://www.youtube.com/watch?v=u-7NW5M6zmA
5. https://www.youtube.com/watch?v=Ft8dSvdH2ek
6. https://www.youtube.com/watch?v=pA6CGuXEKtQ
7. https://www.youtube.com/watch?v=onYKgO6ogJg
8. https://www.youtube.com/watch?v=Ay5EDAIeaj4

Regular Teaching Format
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 Textbooks Books

	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 Revolution: The Present and Future of Block chain and Crypto currencies	Neel Mehta, Aditya Agashe, Parth Detroja/ 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 Goldfeder Andrew 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 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.	TB-7	All the chapters. How does a 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	The module will give a conceptual understanding of the technical foundations of 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.

					- Issues - dotmagazine	
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) 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**	TB-10 TB-9 **TB-8**	Chapter-10 Chapter - 7 Chapter - 4 What is cryptography? (video) | Cryptography | Khan Academy What is cryptography? - Definition from WhatIs.com (techtarget.com)	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.

			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.			
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**	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.

			Innovation and Safety.			
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 – 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**	The unknown truths about Crypto taxation in India - YouTube	Bitcoin & Cryptocurrency Taxation in Canada (mondaq.com)	The Module discusses the various modes of cryptocurrency taxation policies adopted by various economies of the world .

			Digital Taxes, Cross Border Considerations.			
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 –	TB-9	Chapter - 8 Crypto-Currency Exchange (drishtiias.com)	The module discusses the working of crypto exchanges and their legality in various jurisdictions.

			Regulations on Virtual Currencies as Money Transfers			
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 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.	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.
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**	Article -8 Blockchain-Patents-and-Open-	Ep.119 – Is Open Source the Future of Blockchain? - Insureblocks Story – Open Source	The module discusses Blockchain patents registered n certain jurisdiction and the challenges

			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	Source-Software-Daily-Journal-041818.ashx (kilpatricktownsend.com)	(ibm.com) On Blockchain Software Licenses - Rational Creativity (baswisselink.com)	followed thereon .Also the module discusses the IPR management through blockchain and its challenges.

			Signature Method Based on Block Chain and Fair Contract Signing Method Based on Block Chain.			
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-

1) Internet and Mobile Association ... vs Reserve Bank of India - Writ Petition (Civil) No.528 of 2018(Decided on 4 March 2020).

2) AA v/s Persons Unknown (2019 EWHC 3556 (comm)-United Kingdom (decided on January 2020)

3) 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.

4) Bits of Gold Ltd. v. Bank Leumi (Supreme Court of Israel 2018)

5) SEC v. Arise Bank, et al. (U.S. District Court, Northern District of Texas 2018)

6) CFTC v. McDonnell and CabbageTech (U.S. District Court, Eastern District of New York 2018)

7) Florida v. Espinoza (Florida 11th Circuit Court 2016)

Articles -

1) Christian Rueckert (2019) 'Cryptocurrencies and fundamental rights', *Journal of Cybersecurity,* V(1), pp. 1-12 [Online].

2) Mitchell Prentis (2015) 'Digital Metal: Regulating Bitcoin as a Commodity', *Case Western Reserve Law Review,* 66(2), pp. 609-637 [Online].

3) Rebecca M. Bratspies (2018) 'Cryptocurrency and the Myth of the Trustless Transaction', *Michigan Technology Law Review,* 25(1), pp. 2-54 [Online].

4) Schembri, Tessa. (2018) 'The Legal Status of Cryptocurrencies in the European Union', Available at: 10.13140/RG.2.2.18745.01127.

5) 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.

6) Romano, Diego & Schmid, Giovanni. (2017). Beyond Bitcoin: A Critical Look at Blockchain-Based Systems. Cryptography. Available at: 1. 15. 10.3390/cryptography1020015.

7) 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)

8) Sung, Huang-Chih Frank. (2018). WHEN OPEN-SOURCE SOFTWARE ENCOUNTERS PATENTS: BLOCKCHAIN AS AN EXAMPLE TO EXPLORE THE DILEMMA AND SOLUTIONS.

9) 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:

ddd) 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.

eee) 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.

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

ggg) 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.

hhh) 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.

iii) 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.

jjj) 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.

kkk) 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.

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

mmm) 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

nnn) 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 Assessment	Last week of April	First week of May	10	Unit -1 to 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 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:

1. Bansal S K: Cyber Crimes, Aph Publishing Corporation, Edn 2017.
2. Apar Gupta, Commentary on Information Technology Act, 2000, Lexis Nexis, (2015).
3. Garima Tiwari: Understanding Laws, Cyber Laws and Cyber Crimes, Lexis Nexis, 2014
4. Dr. Dasgupta: Cyber Crime in India: A Comparative Study, Eastern Law House, 2014.
5. Alam Davidson: The Law of Electronic Commerce, Cambridge University Press, South Asian Edn, 2011
6. 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.

7. Brijendra Singh: Network Security and Management, Kindle Edition, PHI, 3rdEdn 2012.
8. Information Technology Law and Practice- Cyber Laws and Laws Relating to ECommerce Paperback – 1 Nov 2016 by Vakul Sharma
9. Legal Framework on Electronic Commerce and Intellectual Property Rights in Cyberspace Hardcover – 2014 by Duggal Pavan
10. Karnika Seth, Computers, Internet and New Technology Laws, Lexis Nexis Butterworths Wadhwa Nagpur, (2013).
11. Nandan Kamath, Law Relating to Computer Network and E-commerce, Universal Law Publisher, (2012)
12. MarjieT.Britz, "Computer Forensics and Cyber Crime": An Introduction", 3rd Edition, Prentice Hall, 2013.

Articles

1. 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
2. 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
3. Rohas N., "Understanding Computer Forensics", Asian school of cyber law, 2009
4. International ICT Policies and Strategies http://ictps.blogspot.in/2011/06/cyber-forensics-laws-in-india.html
5. Cyber Forensics and Indian Approach http://ptlb.in/cfrci/?p=15
6. Indian Government Agency Received http://www.medianama.com/2014/12/223-cybercrime-india-2014/
7. Kazi M., Farooque G., Parab G., "Intellectual Property Rights & Cyber Laws", vipulprakashan, june 2013
8. Cyber Forensic Investigation Solutions in India Are Needed - http://ptlb.in/cfrci/?p=9
9. Cyber Forensics http://www.cyberlawsindia.net/computerforensics1.html
10. 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).
11. Marco Velicogna: Justice Systems and ICT What can be learned from Europe, Igitur Publications, Utrech Law Review , Vol 3, Issue 1 2007.
12. Dr.Minal H. Upadhyay, E-Courts in India and E-Judiciary in India, International Multidisciplinary Research Journal, Volume-2, Issue-7, July-2015
13. 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.

14. 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.
15. 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.
16. 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.
17. 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.
18. Dixon, H. B., Jr. "The Courtroom of the Present: The Bare Essentials for a Technologically Competent Court Room," 48:1 Judges' Journal 37. (2009).
19. Erwin J. Rooze, Differentiated Use of Electronic Case Management Systems, International Journal For Court Administration, Nov 2010.(2011)

Case Laws:

1. People vs. Lipsitz, 663 N.Y.S. 2d468 (Sup. Ct. N. Y. Co. 1997)
2. Zippo Manufacturer v. Zippo Dot Com 952 F. Supp. 1119 (D.C.W.D. Pa. 1997)
3. Calder v. Jones 465 U.S. 783 (1984).
4. 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)
5. Washington v International Shoe co 326US310 (1945),317
6. BinoyViswam v. UOI - PAN Aadhar Link Case (2017) 7 SCC 59
7. Nasscom v. Ajay Sood& Others 119 (2005) DLT 596, 2005 (30) PTC 437 Del
8. SnehaKalita v. Union of India &Ors. [2018] 12 SCC 674 -Blue Whale challenge game case
9. Abdul Rahaman Kunji v. The State of West Bengal - [MANU/WB/0828/2014
10. Amitabh Bagchi v. Ena Bagchi, AIR 2005 Cal 11 –
11. Anvar P.V v. P.K.Basheer & Ors, 2014 10 SCC 473
12. Bodola Muroli Krishna v. Smt. Bodola Prathima, 2007 (2) ALD 72
13. Dharambir v. CBI, 148 (2008) DLT 289
14. Jagdeo Singh v. The State and Ors
15. Jagjit Singh v. State of Haryana, (2006) 11 SCC 1 -
16. K.K. Velusamy Vs. N. Palanisamy, 2011 EQ–SC–0–158 SCI –

17. Kailash v. Suresh Chandra, MANU/MP/1139/2011.
18. Mohammed Ajmal Mohammad Amir Kasab v. State of Maharashtra &Ors, (2012) 9 SCC 1
19. Moninder Singh Pandher and Surendra Koli v. State of U.P.
20. Mrs. Nidhi Kakkar v. Munish Kakkar, (2011)162 PLR113
21. R.K. Anand Vs. Registrar, Delhi High Court, (2009) 8 SCC 106. -
22. Rakesh Kumar and Ors. V State, the High Court of Delhi –
23. S. Ramachandran v. E. V. Velu, Manu/TN/1631/2014.
24. Sanjaysinh Ramrao Chavan v. Dattatray Gulabrao Phalke, (2015) 3 SCC 123Shreya Singhal v. Union of India, (2013) 12 S.C.C. 73.
25. State of Delhi v. Mohd. Afzal & Others, 107 (2003) DLT 285
26. State of Maharashtra v. Dr.Praful B. Desai, AIR 2003 SC
27. State v. Navjot Sandhu, AIR 2005 SC 3820.
28. Tomaso Bruno &Anr. v. State of U.P,
29. Tukaram S. Digholev. Manikrao Shivaji Kokate, (2010) 4 SCC 329
30. Twentieth century Film Fox Corporation v. NRI Film Production Association (Pvt) Ltd., AIR 2003 KANT 148

Videos:

1. Introduction to Cyber Law https://youtu.be/S6mcRVo5woQ
2. Underground Cyber Crimes in 2017 by Rahul Tyagihttps://youtu.be/1vQhSm5_UqY
3. How We Can Make Digital India a Secure Digital India | Rahul Tyagi- https://youtu.be/7cAzKyBj9Os
4. Cyber Security The Key to Realising the Dream of a Truly Digital India - Ankit Fadia https://youtu.be/c3m0A0ldhxs
5. The Cyber Skills Gap by Chris Silvers -https://youtu.be/AvPsukNLENc
6. Cyber War by Amy Zegart - https://youtu.be/JSWPoeBLFyQ
7. Facets and Realities of Cyber Security Threats by Alexandru Catalin Cosoi- https://youtu.be/XT4Y16dcVxA
8. The Coming Privacy Crisis on the Internet of Things by Alasdair Allan- https://youtu.be/yG4JL0ZRmi4
9. https://youtu.be/OkFj1ePW2Cu
10. https://youtu.be/68f-VAV89QQ
11. https://youtu.be/2D5wTo1adbg

12. https://youtu.be/Pf-JnQfAEew
13. 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:	Evolution Convergence Regulation	Cyber Law in India, Dr.Farooq Ahmed, New Era Law	Wilske, Stephan and Schiller, Teresa (1997) "International Jurisdiction in	Learn the historical evolution of Internet and Convergence

		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		Publications 2008.	Cyberspace.	of Technology
2		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-	Online contracts Conventions on jurisdiction Uncitral Model Law International Legal Regimes	Cyber Law in India, Dr.Farooq Ahmed, New Era Law Publications 2008. Cyber Law & Crimes, Barkha and U.Ram Mohan, 3rd End Asia Law House, 2011.	Convention on Cyber Crime (2001), Convention on the Protection of Children against Sexual exploitation and Sexual abuse (2007), WIPO Performances and Phonograms Treaty (1996), Uncitral Model Law and its application in e.commerce transactions.	To learn the evaluation of Cyber Law through various international legal regimes and its practical application.

		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				
3		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	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 perceptions of cyber crime by David S Wall, IRL, Computers and Technology, Vol.22, Pg.45 to 63.	To understand the concept of cyber crime and the conceptual basis on which information is gathered and the relevant laws on it.

		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				
4		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 –	Data Security Cyber Security Regulating E-Cash transactions	Cyber Security, Cyber Crime and Cyber Forensics: Application and Perspectives, Raghu Santhanam, M.Sethu Madhavan & Mohit Virendra, IGI Global, 2011.	Cyber Crime and Cyber Security in India: Causes, consequences and implications for the future by Kshetri, 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	To understand the cyber security measures in India initiated by RBI

		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			www.rbi.org.in/ scripts/ notificationuser. aspx?Id=10435	
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 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	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, Nov.2019, Vol.87, Computers and Security.	To under the concept of the counter measures to be taken when major cyber security threats take place and its legal ramifications

		Engineering – Secure WIFI Settings – Track Yourself Online – Cloud Storage Security – IOT Security – Physical Security Threats.				
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 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	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 Forensics Investigations, Niranjan Reddy, Apress, 2019	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

		Acquisition				
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 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	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

		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 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	Digital evidences, Steganography forensic analysis and digital evidences	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 Cyber forensics in India: A legal perspective, Nishesh Sharma, Universal Law Publishing, 2017 India	Digital evidence and Indian Perspective by Tejas Karia, 2008 Steganography: Forensics, security and legal issues by Merril Warkentin, 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.	To understand the concept of digital evidence and its applicability in cyber forensics.

		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				
Total						

Expectations from Students:

ooo) 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.

ppp) 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.

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

rrr) 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.

sss) 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.

ttt) 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.

uuu) 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.

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

www) 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.

xxx) 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 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.

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:

1. Prabhu, E-Governance: Concepts and Case Studies (Korean), Prentice Hall India Learning Private Limited; 2 edition (2012)
2. Agusti Cerrillo, E-Justice: Using Information Communication Technologies in the Court System Information Science Reference (1890), 2008.
3. 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
4. Pandurangan K, e-Justice Practical Guide for the Bench and the Bar, Universal Law Publishing (2009)
5. Jaya Krishna, Naveen Kumar Agarwal, E-Justice: Perspectives and Experiences, Icfai University Press (2008)
6. Francesco Contini and Giovan Francesco Lanzara, The Circulation of Agency in E-Justice, Springer Nature; Edition 2014.
7. 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:

1. Dan Jerker B Svantesson, An Introduction to Jurisdictional Issues in Cyber Space, , Journal of Law and Information Science, Vol 15, 2004, Bond Publications.
2. 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.

3. Erwin J. Rooze, Differentiated Use of Electronic Case Management Systems, International Journal for Court Administration, 3.10.18352/ ijca.53, Nov 2010.
4. Marco Velicogna, Justice Systems and ICT What can be learned from Europe, Igitur Publications, Utrech Law Review , Vol 3, Issue 1 2007.
5. Dr. Minal H. Upadhyay, E-Courts in India and E-Judiciary in India, International Multidisciplinary Research Journal, Volume-2, Issue-7, July-2015.
6. 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.
7. 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
8. 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.
9. 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
10. 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.
11. Dixon, H. B., Jr. The Courtroom of the Present: The Bare Essentials for a Technologically Competent Court Room, 48:1 Judges' Journal 37, (2009).
12. Lederer, F. I., Wired: What We've Learned About Courtroom Technology, 24:4 Criminal Justice 18, (2010)
13. 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:

1. https://www.youtube.com/watch?v=ClWSkPgsfj4
2. https://www.youtube.com/watch?v=wByJdyNLDuY
3. https://www.youtube.com/watch?v=TCGCg9y7mEg
4. https://www.youtube.com/watch?v=wtTgFp9oRUs
5. https://www.youtube.com/watch?v=i7JaRr9XQTM
6. https://www.youtube.com/watch?v=7aeqXL9M_zE
7. https://www.youtube.com/watch?v=Igpby89FHM4
8. https://www.youtube.com/watch?v=iAsOq-tAe_s
9. http://www.indianjournals.com/glogift2k6/glogift2k6-1-1/theme_5/Article%208.htm

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**
1.	E-Governance: Concepts and Case Studies (Korean), Prentice Hall India Learning Private Limited **TB-I**	Prabhu 2nd edition (2012)

2.	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.
3.	E-Justice: Perspectives and Experiences **TB-III**	ICFAI University Press (2008)
4.	E-Justice: Using Information Communication Technologies in the Court System **TB-IV**	Agusti Cerrillo, Information Science Reference (1890), 2008
5.	E-Justice Practical Guide for the Bench and the Bar **RB-I**	Pandurangan K, Universal Law Publishing (2009)
6.	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.
7.	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
8.	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.
9.	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
10.	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
1.	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 – e-Courts and Virtual courts –	Digital Infrastructure Kinds of Signature Information	RB-III RB-II	https://www.youtube.com/watch?v=wtTgFp9oR	To understand the various types of signatures under electronic

		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.	Management system		Us https://www.youtube.com/watch?v=i7JaRr9XQTM https://www.youtube.com/watch?v=TmA2QWSLSPg	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 –	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/wat	To understand the history of jurisdiction in e-governance and its applicability in other countries. To make the students understand

		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			ch?v=wQ0FnWxuRsI https://www.youtube.com/watch?v=vegNcQtNlVo	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 Gateways – Scrutiny, Registration – Case Allocation – Case Tracking System – Court Proceedings – Case Disposal and Restoration and Transfer of Cases –	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=Igpby89FHM4	To get aware of the various challenges in e-courts. Student could understand the basic objective of concept of e-governance.

		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.				
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	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

		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.				
6.	5	**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	Data Protection and Privacy Issues Right to Privacy issues Laws on Data Protection and Privacy	RB-II RB-III		Students can acquaint themselves with the procedure for management of data and privacy issues. To examine the basic concepts underlying in the Data Protection Bill, 2019 and other procedural

		under IT Act – Procedures and Safeguards for Interception – Monitoring and Decryption Information Rules, 2009				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	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.

		Diligence – Research – Legal Analytics on Data Points on Past Case Law – Judge's History – Trends & Patterns				
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 – 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.	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.htm https://www.youtube.com/watch?v=Igpby89FHM4	To provide inputs relating to the challenges in virtual world and Governance.
Total						

Text and Reference Books:

1. Prabhu, E-Governance: Concepts and Case Studies (Korean), Prentice Hall India Learning Private Limited; 2 edition (2012)
2. Agusti Cerrillo, E-Justice: Using Information Communication Technologies in the Court System Information Science Reference (1890), 2008.
3. 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
4. Pandurangan K, e-Justice Practical Guide for the Bench and the Bar, Universal Law Publishing (2009)
5. Jaya Krishna, Naveen Kumar Agarwal, E-Justice: Perspectives and Experiences, Icfai University Press (2008)
6. Francesco Contini and Giovan Francesco Lanzara, The Circulation of Agency in E-Justice, Springer Nature; Edition 2014.
7. 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:

1. Dan Jerker B Svantesson, An Introduction to Jurisdictional Issues in Cyber Space, , Journal of Law and Information Science, Vol 15, 2004, Bond Publications.
2. 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.
3. Erwin J. Rooze, Differentiated Use of Electronic Case Management Systems, International Journal for Court Administration, 3.10.18352/ ijca.53, Nov 2010.
4. Marco Velicogna, Justice Systems and ICT What can be learned from Europe, Igitur Publications, Utrech Law Review , Vol 3, Issue 1 2007.
5. 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:

yyy) 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.

zzz) 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.

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

bbbb) 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.

cccc) 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.

dddd) 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.

eeee) 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.

ffff) 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.

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

hhhh) 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

iiii) 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	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

1. 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)
2. 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
3. Daniel Drescher, Blockchain Basics: A Non-Technical Introduction in 25 Steps 1st ed. Edition, Apress, 1st ed. Edition, March 16, 2017.
4. Imran Bashir, Mastering Blockchain: Deeper insights into decentralization, cryptography, Bitcoin, and popular Blockchain frameworks, Packt Publishing, March 17, 2017
5. Thrun, S, Leonard, JJ. Simultaneous localization and mapping. In: Siciliano, B, Khatib, O (eds) Springer handbook of robotics. Cham: Springer, 2008, pp. 871–889.
6. Erik Dahlman, Johan Skold, and Stefan Parkvall, 5G NR: The Next Generation Wireless Access Technology, Academic Press; 1 edition, 9 August 2018
7. Stefan Rommer, Peter Hedman , Magnus OlssonLars FridShabnam Sultana , Catherine Mulligan, 5G Core Networks: Powering Digitalization, Academic Press; 1 edition,14 November 2019.
8. 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.
9. Hod Lipson (Author), Melba Kurman (Author) Driverless: Intelligent Cars and the Road Ahead, The MIT Press (September 30, 2016)

10. Jason Torchinsky, Robot, Take the Wheel: The Road to Autonomous Cars and the Lost Art of Driving, Apollo Publishers, May 7, 2019.

Articles

1. 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.
2. Bhavanam, P, Jami, MT. Performance assessment in internet of robotic things based on IoT. IJITR 2017; 5(3): 6459–6462.
3. Bharathi, K, Anbarasan, K. Design of multi robot system using fuzzy based IoT. Int J Res Sci Eng 2017. 21 December 2017.
4. 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.
5. 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.
6. Ahmad, et. al. “Overview of 5G Security Challenges and Solutions.” IEEE Communications Standards Magazine, vol. 2, no. 1 pp. 36-43, 2018.
7. 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.
8. Liza Vertinsky & Todd M.Rice, Thinking about Thinking Machines: Implications for Machine Inventors for Patent Law, B.U.JSCI.&TECH L. 82, 2002.
9. Neel Mehta, Aditya Agashe, Parth Detroja, Blockchain Bubble or Revolution: The Present and Future of Blockchain and Cryptocurrencies, Paravane Ventures, June 11, 2019
10. Arvind Narayanan , Joseph Bonneau , Edward Felten , Andrew Miller , Steven Goldfeder Andrew Miller, Bitcoin and Cryptocurrency Technologies: A Comprehensive Introduction, Princeton University Press (July 19, 2016)
11. 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.
12. 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

1. Paranjape N.V., Criminology and Penology, 2001, Central Law Publication.
2. Frank E. Hugun, Leah E. Daigle, Introduction to Criminology: Theories Methods and Criminal Behaviour, 10th Sage Publishing.

3. Dr. Rajendra K. Sharma, Criminology and Penology, Atlantic Publisher's and Distribution, New Delhi.
4. Rabindra K. Mohanty, Satyajit Mohanty, Textbook of Criminology Penology and Victimology, 2011, Himalaya Publishing House.
5. David Scott, Penology, Sage Course Companies Series, 2008, Sage Publications.
6. Imogene Moyer, Criminological Theories Traditional and Non-traditional Voices and Themes, Saga Publications.
7. Karen Harrison, Penology: Theory Policy and Practice 1st Edition 2020, Red Glob
8. E.H Sutherland, Donald Cressey, David F. Luckenbill, Principles of Criminology, 11th Edition 1992, Central Hall.

Articles

1. De Spiegeleire, Stephan, Khrystyna Holynska, Yar Batoh, and Tim Sweijs. Report. Hague Centre for Strategic Studies, 2020.
2. Taylor, A. (1960). Effects of Imprisonment. The British Journal of Criminology,1(1), 64-69.
3. Farrington, D. (1978). The British Journal of Criminology,18(1), 86-88.
4. Naughton, M. (2014). Criminologizing Wrongful Convictions. The British Journal of Criminology,54(6), 1148-1166.
5. Sykes, G. (1974). The Rise of Critical Criminology. The Journal of Criminal Law and Criminology (1973-),65(2), 206-213.
6. 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.
7. Schnur, A. (1958). The New Penology: Fact or Fiction? The Journal of Criminal Law, Criminology, and Police Science, 49(4), 331-334.
8. Montaldo, S. (2018). Lombroso: The Myth, The History. Crime, Histoire & Sociétés / Crime, History & Societies, 22(2), 31-61.
9. 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.
10. Tonry, M. (2007). Determinants of Penal Policies. Crime and Justice, 36(1), 1-48.

Videos

1. https://www.youtube.com/watch?v=FcCV3_du3J8
2. https://www.youtube.com/watch?v=lmYyTOzJ9ek
3. https://www.youtube.com/watch?v=wNZJpPs9d8k
4. https://www.youtube.com/watch?v=zeGZKzGz9VA

5. https://www.youtube.com/watch?v=f23mLR2rspA&list=PL_a1TI5CC9RF6S1m9C9ulvlP6uwyK4Azd&index=7&t=0s
6. https://www.youtube.com/watch?v=yIPyqA5UAZ8&list=PL_a1TI5CC9RF6S1m9C9ulvlP6uwyK4Azd&index=36&t=0s
7. https://www.youtube.com/watch?v=p6HTdF6DcWg
8. https://www.youtube.com/watch?v=d_fX-sG57-g
9. https://www.youtube.com/watch?v=OmyoKx4piNs
10. https://www.youtube.com/watch?v=xxMQfpvAKvE
11. https://www.youtube.com/watch?v=1G3Q6He5GHE&list=PL_a1TI5CC9RESaqVzq2kRhJ1Ne-ctMlAt&index=2&t=0s
12. https://www.youtube.com/watch?v=Xy4Qsn44Xb0&list=PL_a1TI5CC9RESaqVzq2kRhJ1Ne-ctMlAt&index=3&t=0s
13. https://www.youtube.com/watch?v=tUWHTtfTGfU&list=PL_a1TI5CC9RESaqVzq2kRhJ1Ne-ctMlAt&index=6&t=0s
14. https://www.youtube.com/watch?v=IIFJhbOIOAc&list=PL_a1TI5CC9RESaqVzq2kRhJ1Ne-ctMlAt&index=4&t=0s
15. 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:

1. Krishna Mohan Mathur, Indian Police, Role and Challenges, Gyan Publishing House, New Delhi. Hermann, 1994
2. K. Padmanabhaiah Committee Police Reforms, 2001.
3. Srivastava Aparna, Policing in the 21st Century, Indian Institute of Police Administration, 1999.
4. Guharoy Jay Tilak, Role of Police in Changing Society APH Publications, 1999.
5. Sharma, P.D., Police and Criminal Justice Administration in India. Uppal Publishing House in Delhi, 1985.
6. Gupta, Anand Swarup, Crime and Police in India, Sahitya Bhavan, Agra, 2007.
7. Banerjee,D, Central Police Organizations Part I and Part II, Allied Publishers Pvt. Ltd., 2005
8. Diaz, S.M., New Dimensions to the Police Role and Functions in India, Published by the National Police Academy, Hyderabad, (1976).
9. Nehad Ashraf, Police and Policing in India, Common Wealth Publishers, New Delhi, (1992).
10. Parmar M.S., Problems of Police Administration, Reliance Publishing House, New Delhi, (1992).

Articles:

1. 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
2. Chakraborty, T., Prospect of Community Policing: An Indian Approach.The Indian Journal of Political Science,64(3/4), 251-262, (2003).
3. Suparna Jain/Aparajita Gupta, Building Smart Police In India: Background Into The Needed Police Force Reforms, NITI Aayog
4. 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.
5. 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
6. 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

7. Jauregui, B. (2013). Beatings, Beacons, and Big Men: Police Disempowerment and Delegitimation in India. Law & Social Inquiry,38(3), 643-669.
8. 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.
9. 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.
10. 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

1. https://www.youtube.com/watch?v=tDYndGLa_SQ
2. https://www.youtube.com/watch?v=OdTVyB2UhgE
3. https://www.youtube.com/watch?v=5NbQYV_A-gk
4. https://www.youtube.com/watch?v=C2A4etYLxo8
5. https://www.youtube.com/watch?v=QuQ9oyPIP5s
6. https://www.youtube.com/watch?v=MIEV9YqNZxk
7. https://www.youtube.com/watch?v=3HlBMkbpy08
8. https://www.youtube.com/watch?v=6AOckhthD8U
9. https://www.youtube.com/watch?v=7YSs8IcdqbE
10. 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
1.	Understanding the police in India	Arvind Verma, KS Subramanium, Lexis Nexis, 2nd edition 2013
2.	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,	Book 1 Book 5 Police Act, 1861 National Police Commission Reco	Chapter 1, 11 Chapter 2 https://www.youtube.com/watch?v=QuQ9oyPIP5s&t=249s https://w	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

			(1979).	mmendation Status of Policing in India Report 2018	ww.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_a1TI5CC9RGksjjalJ6lt2oiCKoSpIEj&index=6&t=0s	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_a1TI5CC9RGksjjalJ6lt2oiCKoSpIEj&index=7&t=0s https://www.youtube.com/watch?v=8Ll5dn6jl3o&list=PL_a1TI5CC9RGksjjalJ6	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

					lt2oiCKoSpIEj&index=8&t=0s https://www.youtube.com/watch?v=MIEV9YqNZxk&list=PL_a1TI5CC9RGksjjalJ6lt2oiCKoSpIEj&index=10&t=0s https://www.youtube.com/watch?v=le0YSkpQVB8&list=PL_a1TI5CC9RGksjjalJ6lt2oiCKoSpIEj&index=11&t=0s https://www.youtube.com/watch?v=ZJ	

					6oWdj_zIk&list=PL_a1TI5CC9RGksjjalJ6lt2oiCKoSpIEj&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_a1TI5CC9RGksjjalJ6lt2oiCKoSpIEj&ind	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.

					ex=18&t=0s https://www.youtube.com/watch?v=ItgrSXQ5ivU&list=PL_a1TI5CC9RGksjjaIJ6lt2oiCKoSpIEj&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	Book 1	Chapter 5 https://www.youtube.com/watch?v=NzWg9bqze-s https://www.youtube.com/watch?v=LqvlaEzjFno&list=PL_	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

			Accused– Confession– Procedure for Search and Seizure – Collection of Evidence– Investigation of Cybercrimes– Challenges to Investigation.		a1TI5CC9RGksjjalJ6lt2oiCKoSpIEj&index=14&t=0s https://www.youtube.com/watch?v=tDYndGLa_SQ&list=PL_a1TI5CC9RGksjjalJ6lt2oiCKoSpIEj&index=29&t=0s	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	Police Psychology: A New Specialty and New Challenges for Men and Wome	https://www.youtube.com/watch?v=FQBhpwlbYa0&list=PL_a1TI5CC9RGksjjalJ6lt2oiCKoSpIEj&index=12&t=0s	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

			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.	n in Blue, David J Thomas, Praeger Publications, 2011 Police Selection and Training, Robert Loo et al, Springer 1986 Personality Development in Police Psychology: A 21st Century	https://www.youtube.com/watch?v=Zcl5GEaX1Pk	police officers and managing such stress and aspects regarding their mental health.

				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	Book 1	Chapter 10, 12	With the advent of technology and now cyber

			Systems– Technologies in Policing and Their Role– Reforms in Smart Policing.		https://www.youtube.com/watch?v=Ssj2xovRaP4&list=PL_a1TI5CC9RGksjjalJ6lt2oiCKoSpIEj&index=15&t=0s	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 of Police.	Book 5 Book 3	Chapter 15, 10, 12 https://www.youtube.com/watch?v=7YSs8IcdqbE https://www.youtube.com/watch?v=OdTVyB2UhgE	In this final unit, the students will be learning different issues which exist in present day policing and the prospective and suggestive solutions to them. We shall alo look into police reforms in detail in this unit.

					https://www.youtube.com/watch?v=6AOckhthD8U&list=PL_a1TI5CC9RGksjjalJ6lt2oiCKoSpIEj&index=13&t=0s https://www.youtube.com/watch?v=baL5RF-Vp_o&list=PL_a1TI5CC9RGksjjalJ6lt2oiCKoSpIEj&index=19&t=0s https://www.youtube.com/watch?v=kvEAUuuxxK4&list=PL_a1TI5CC9RGksjjalJ	

					6lt2oiCKoSpIEj&index=20&t=0s https://www.youtube.com/watch?v=WzuWMf3WPPc	
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	Weightage	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 Study - Study of social media impact on crimes against children

Text and Reference Books

1. Women, 20 December 1993,A/RES/48/104
2. Welehman, Lynm Ed. (2005). Honour: Crimes, Paradigms and Violence Against Women. London: Zed books.

3. Jaising, Indira, Mathur, Pinky Anurag, Conflict in the Shared Household - Domestic Violence and the Law in India, Oxford University Press, 2019.
4. Mishra Manisha, Law on Protection Against Sexual Harassment of Women at Workplace, Orient Publishing Company, 2018.
5. 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.
6. Sonja C. Grover , Prosecuting International Crimes and Human Rights Abuses Committed Against Children: Leading International Court Cases, Springer 2010
7. McGlynn, C., & Munro, V. (2011).Rethinking rape law: International and comparative perspectives. Abingdon: Routledge.
8. Jaising, Indira Ed (2009), Law of Domestic Violence. New Delhi: Lexis Nexis.
9. 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
10. Bajpai, A. (2003) Child Rights in India: Law, Policy and Practice, New Delhi: Oxford University Press.
11. Kabeer, N. et al (Ed.) (2003) Child Labour and the Right to Education in South Asia; Needs Versus Rights? New Delhi: Sage.
12. Summary Report: Towards a global indicator on unidentified victims in child sexual exploitation material, ECPAT International, INTERPOL (2018).

Articles:

1. Davies, S., & True, J. (2015). Reframing conflict-related sexual and gender-based violence: Bringing gender analysis back in. *Security Dialogue,46*(6), 495-512.
2. 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.
3. United Nations' "Training curriculum on effective police responses to violence against women" (Criminal Justice Handbook Series, NY 2010)
4. United Nations' Handbook for Legislation on Violence against Women (UN Women, 2012)
5. UNICEF (2005) Dealing with Child Victims of Trafficking and Commercial Sexual Exploitation, Department of Women and Child Development, Ministry of HRD Government of India
6. Herring, J. (2018). The Severity of Domestic Abuse. *National Law School of India Review, 30*(1), 37-50.
7. May-Chahal, C., & Kelly, E. (2020). *Online Child Sexual Victimisation*. Bristol, UK; Chicago, IL, USA: Bristol University Press.

8. 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.
9. Greiman, V., & Bain, C. (2013). The Emergence of Cyber Activity as a Gateway to Human Trafficking. *Journal of Information Warfare,12*(2), 41-49.
10. 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

1. Mukesh v. State (NCT of Delhi) (2018) 8 SCC 149
2. Vinay Sharma and another v. State (NCT of Delhi) and others(2018) 8 SCC 186
3. Akshay Kumar Singh vs The State Nct Of Delhi [2019 SCC Online SC 1653]
4. Avnish Bajaj vs State (N.C.T.) Of Delhi [116 (2005) DLT 427]
5. K.Muthu Mariappan : vs The State Rep By The Inspector Of Police [2015 (3) MLJ (Crl) 429]
6. Tukaram v. State of Maharashtra, (1979) 2 SCC 143
7. Indra Sarma vs V.K.V.Sarma [AIR 2014 SC 309]
8. National Commission For ... vs Rajesh Kumar [SC CIVIL APPEAL NO. 7968 OF 2019]
9. Bachpan Bachao Andolan v. Union of India, (2011) 5 SCC 1
10. Mukeshbhai Manharlal Khakhar vs State Of Gujarat [Gujarat HC R/SCR.A/10941/2018

Videos

1. https://www.youtube.com/watch?v=6ynvriz77lM
2. https://www.youtube.com/watch?v=QKFYuLG8OGk
3. https://youtu.be/HPZOGzNQ9wk
4. https://youtu.be/LcAbW0UFoXs
5. https://youtu.be/kh8EZkYcTtg
6. https://youtu.be/HqXNOE5zTrA
7. https://youtu.be/4hRHA69r4Io
8. https://youtu.be/YXF_WNiTF4s
9. https://youtu.be/rArjdj8YIfM
10. https://youtu.be/CimCRuofrfU
11. https://youtu.be/x07-OHnoXnM
12. https://www.youtube.com/watch?v=WrBlJJFi02U&list=PL_a1TI5CC9RHIruTpffWLYoRHixwdf7Ot&index=7&t=0s

13. https://www.youtube.com/watch?v=PZ1OW9bdO24&list=PL_a1TI5CC9RHIruTpffWLYoRHixwdf7Ot&index=12&t=0s
14. https://www.youtube.com/watch?v=E6Cd9A00vcI&list=PL_a1TI5CC9RHIruTpffWLYoRHixwdf7Ot&index=13&t=0s
15. https://www.youtube.com/watch?v=SFY_l9QrfUk&list=PL_a1TI5CC9RHIruTpffWLYoRHixwdf7Ot&index=20&t=0s
16. https://www.youtube.com/watch?v=P1SDKvkWQRk&list=PL_a1TI5CC9RHIruTpffWLYoRHixwdf7Ot&index=21&t=0s
17. https://www.youtube.com/watch?v=KAOEs2v9cSs&list=PL_a1TI5CC9RHIruTpffWLYoRHixwdf7Ot&index=29&t=0s
18. https://www.youtube.com/watch?v=tFv7kKJosKs&list=PL_a1TI5CC9RHIruTpffWLYoRHixwdf7Ot&index=31&t=0s
19. https://www.youtube.com/watch?v=ExsT1246mEo&list=PL_a1TI5CC9RGS9cPqlTIL8YpTFWsWI1FS&index=25&t=0s

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
1.	Indian Penal Code	Ratanlal &Dhrajlal, LexisNexis, 35th Edition 2017
2.	Indian Penal Code	Prof. NV Paranjape, Central Law Publications,3rd Edition reprint 2018
3.	Indian Penal Code	Shailender Malik, Allahabad Law Agency, 27th Edition 2018
4.	Gender Justice	Dr.NK Chakrabarty, R.Camray and Co. 2018
5.	Law relating to Protection of Women from Domestic Violence	Dr. Suman Rai, (Third Edition-2017) Orient Publishing Co. Allahabad

6.	Commentary on Protection of Women from Domestic Violence Act	NK Acharya , 8th Edition 2018, Asia Law House, Hyderabad
7.	Law of the Sexual Harassment of Women at Work place	FM Oswal, 2nd Edition 2016, CTJ Publishers, Pune
8.	Commentaries on the Protection of Women from Domestic Violence Act, 2005	S.P.Sen Gupta, Kamal Law House (2018)
9.	Child Rights in India: Law, Policy and Practice	Bajpai, A. (2003), New Delhi: Oxford University Press.
10.	Sexual violence against women	Vandana, LexisNexis Butterworths Wadhwa, 2016
11.	Rethinking rape law: International and comparative perspectives	McGlynn, C., & Munro, V. (2011).. Abingdon: Routledge
12.	Violence Against Women And Children	Dinesh Vats, Binesh Publications (2018)
13.	The Protection of Children from Sexual Offences (POCSO) Act, 2012	Dr. Ganguly, Dwivedi & Company; 3th Edition (2020)
14.	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
15.	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**	Meaning and Concept of Gender-Based Violence –	**RB 4,10,11**	RB-4 Part IV,	Students will be able to

		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 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	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 – Indecent Representation of Women – Staking – Voyeurism – Acid Attacks – Cyber-Crimes Against Women – Protective Measures.	RB 1,2,3	https://youtu.be/rArjdj8YIfM	Students will be able to Know about various crimes against women under Indian penal code along with 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.youtube.com/watch?v=PZ1OW9bdO24&list=PL_a1TI5CC9RHIruTpffWLYoRHixwdf7Ot&index=12&t=0s	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.youtube.com/watch?v=PZ1OW9bdO24&list=PL_a1TI5CC9RHIruTpffWLYoRHixwdf7Ot&index=12&t=0s	Students will be learning about various safeguards setup by the Govt and Non Governmental 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.youtube.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.youtube.com/watch?v=ExsT1246mEo&list=PL_a1TI5CC9RGS9cPqlTIL8YpTFWsWI1FS&index=25&t=0s	Students will be learning about various crimes against Children their protections in Special Legislations
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:

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**	**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 Assessment	25/10/2020	01/11/2020	15	UNIT V-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:

1. William G. Deorner and Steven P Lab, Victimology 8th Edition 2017, Routledge.

2. Leah E Daigle and Lisa R Muflic, Victimology: A Comprehensive Approach, 2nd Edition 2020, Sage Publication Inc.
3. Vetos Pamela Davies, Peter Francis, Chris Greer, Victims, Crimes and Society: An Introduction, 2nd Edition Sage Publishing.
4. Lorraine Wolhuter, Neil Olley and David DeN ham, Victimology: Victimization and Victims Rights, 2009, Routledge - Cavendish.
5. SundraWalklate, Imaging the Victims of Crime, 2007, Open University Press, England.
6. Hand book on Justice of Victims, United Nations Office on Drugs and Crime, www.unodc.org
7. Paranjape N. V, Criminology Penology and Victimology, 2012, Central Law Publication Allahabad.
8. V.N. Rajan, Victimology in India, AP Publisher's New Delhi.

Articles:

1. Bag, R. (1999). Perspectives in Victimology in Context of Criminal Justice System. Journal of the Indian Law Institute, 41(1), 78-94.
2. 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.
3. Iqbal A. Ansari. (2005). Law on Mass Crimes and Victims' Rights. Economic and Political Weekly, 40(9), 811-813.
4. Haynes, S. H. (2011). The effects of victim-related contextual factors on the criminal justice system. Crime & Delinquency, 57(2), 298-328.
5. 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.
6. 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.
7. Roberts, J. (2009). Listening to the Crime Victim: Evaluating Victim Input at Sentencing and Parole. Crime and Justice, 38(1), 347-412.
8. 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.
9. Stringer, R. (2013). Vulnerability after Wounding: Feminism, Rape Law, and the Different Substance, 42(3), 148-168.
10. Gulzar, U. (2019). Vanishing Themes of Indian Victim Compensation Law: An Exploration. Journal of Victimology and Victim Justice, 2(2), 226–235.

Videos

1. https://www.youtube.com/watch?v=CdQTJ7nWLMc

2. https://www.youtube.com/watch?v=blieC-D7Msw
3. https://www.youtube.com/watch?v=cJtoezpPE7k
4. https://www.youtube.com/watch?v=6Reg7Bo6BPs
5. https://www.youtube.com/watch?v=jaNSTsbhaao
6. https://www.youtube.com/watch?v=5qbpKX1ci1w
7. https://www.youtube.com/watch?v=0NOQTmip_7o&list=PL_a1TI5CC9RHu4aLCLnwg2V25RTtxvmcF&index=3&t=0s
8. https://www.youtube.com/watch?v=P4GW3kFmZPA&list=PL_a1TI5CC9RHu4aLCLnwg2V25RTtxvmcF&index=12&t=0s
9. https://www.youtube.com/watch?v=U3TpGduwZeU&list=PL_a1TI5CC9RHu4aLCLnwg2V25RTtxvmcF&index=18&t=0s
10. 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

1. Richard P. Seiter, Corrections: An Introduction, 5th Edition, 2020, Pearson.
2. Francis T. Cullen and Cheryl Levo Johnson, Correctional Theory Context and Consequences, 2nd Edition 2016, Saga Publications Inc.
3. M.B Manaworket, Prison Management: Problems and Solutions, 2006, Kalpoz Publications New Delhi.
4. Mirchel P. Roth, Prison and Prison System- A Global Encyclopedia, Greenwood Press, London, 2005.
5. William J. Chambliss, Corrections, Volume 4 of Key Issues in Crime and Punishment, SAGE, 2011
6. Frank Schmalleger, John Ortiz Smykla, Corrections in 21st century, 7th Edition 2014, McGraw Hill Higher Education.
7. Justice Malimath Committee on Criminal Justice Reforms Delhi Police Act, Universal Law Pub. Co. 2003
8. B.V. Trivedi, Prison Administration in India, 1987, Uppal Publication House.
9. Amarendra Mohanty, Narayanan Hazary, Indian Prison System, 1990, APH Publishing, New Delhi.
10. Devasia, Criminology Victimology and Corrections, 1992, Ashish Publishing House New Delhi.

Articles

1. Dagger, R. (2014). Playing Fair with Imprisonment. *The Good Society,23*(1), 30-40.
2. 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.
3. Nagin, D., Cullen, F., & Jonson, C. (2009). Imprisonment and Reoffending. *Crime and Justice,38*(1), 115-200.
4. GAMO, M. (2013). Voices Behind Prison Walls: Rehabilitation from the Perspective of Inmates. *Philippine Sociological Review,61*(1), 205-227.
5. Cullen, F. (2013). Rehabilitation: Beyond Nothing Works. *Crime and Justice,42*(1), 299-376.
6. Kruttschnitt, C. (2010). The paradox of women's imprisonment.*Daedalus,139*(3), 32-42.
7. Rachelle Renee Green(2020)Can Religious Education Change A Prison?,Religious Education,115:1,83-91

8. Raghavan, V. (2011). Guidelines for Public-Private Partnership in Prison Management. *Economic and Political Weekly,46*(4), 16-19.

9. Ross, J., & Tewksbury, R. (2016). Overburdened community corrections system. In*Key issues in corrections*(pp. 153-170). Bristol: Bristol University Press.

10. 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

11. Robert D. Hanser, Community Corrections, 2nd Edition, SAGE 2013.

Case Laws

1. Re-Inhuman Conditions in 1382 Prisons vs. State of Assam and Ors. WP(C) 406 / 2013

2. Sunil Batra vs Delhi Administration [1980 AIR 1579]

3. Francis Coralie Mullin vs The Administrator[1981 AIR 746]

4. In Re : Contagion Of Covid 19 Virus ... vs N. Raghupathy, Suo Motu Writ Petition (Civil) No.1 of 2020

5. Bhuvan Mohan Pattnaik v. State of Andhra Pradesh, AIR 1974 SC 2092

6. 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

7. In Re: Speedy Trial Of Undertrial ... vs . The State Of Rajasthan on 13 July, 2018, WP (Civil) No. 749/2018

8. Court on its own Motion V. State of Punjab(2011) 5 RCR (Criminal) 231

Videos

1. https://www.youtube.com/watch?v=SpLrf_TTSFw

2. https://www.youtube.com/watch?v=oXaqZfZZEMc

3. https://www.youtube.com/watch?v=WiIqCB7sWsM

4. https://www.youtube.com/watch?v=jDMTdgoUhEk

5. https://www.youtube.com/watch?v=I2e93ADoIRs

6. https://www.youtube.com/watch?v=9_gSCr-qDk4

7. https://www.youtube.com/watch?v=BlkB3vQSeQs

8. https://www.youtube.com/watch?v=hCX3qz5oO_w

9. https://www.youtube.com/watch?v=s02dA0pdDgg

10. 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:

1. K.N. Chandrsekharan Pillai (Rev.), R.V. Kelkar's Lectures on Criminal Procedure (5th ed., 2008)
2. Bloom, Robert M.; Brodin, Mark S., Criminal Procedure: The Constitution and the Police 6th ed.(2010)
3. Lippman, Mathew, Criminal Procedure (2011)
4. Crawford, Adam, International and Comparative Criminal Justice and Urban Governance: Convergence and Divergence in Global, National and Local Settings, 1st ed.

5. Comparative Criminal Justice Systems: A Topical Approach, 7th Edition Philip L. Reichel, University of Northern Colorado ©2018

6. Comparative Criminal Justice (2nd edn.) Francis Pakes. Willan Publishing, Devon, UK, 2010: ISBN: 978-1-84392-769-3

7. Harry R. Dammer and Jay S. Albanese, Comparative Criminal Justice Systems. (Paperback) 5thedn

8. Cavadino, M. & Dignan, J. (2012). Penal Systems: A Comparative Approach London: SAGE Publications Ltd doi: 10.4135/9781446280430

9. Hodgson, Jacqueline. 2005. French Criminal Justice: A Comparative Account of the Investigation and Prosecution of Crime in France.

10. Oxford: Hart Comparative and International Criminal Justice Systems Policing, Judiciary, and Corrections, Third Edition By Obi N. I. Ebbe

11. World Criminal Justice Systems: A Survey / Richard J. Terrill.–9th ed.

Articles:

1. Nelken, D. (2009). Comparative Criminal Justice. European Journal of Criminology, 6(4), 291–311.

2. Tonry, M. (2012). Prosecutors and Politics in Comparative Perspective. Crime and Justice, 41(1), 1–33.

3. 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).

4. JeniaIontcheva Turner, Judicial Participation in Plea Negotiations: A Comparative View, 54 Am. J. Comp. L. 199 (2006).

5. 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).

6. 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

7. Thaman, Stephen C. "Miranda in Comparative Law," 45 Saint Louis University Law Journal 581-624 (2001).

8. 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

9. 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.

10. Permitting Private Initiation of Criminal Contempt Proceedings. (2011). Harvard Law Review, 124(6), 1485-1506.

Videos

1. https://www.youtube.com/watch?v=BYPkb7V4xpc&list=PL_a1TI5CC9RF6S1m9C9ulvlP6uwyK4Azd&index=35&t=0s
2. https://www.youtube.com/watch?v=6o9L-zKAYsQ
3. https://www.youtube.com/watch?v=nHq6YOWkxRE
4. https://www.youtube.com/watch?v=qegKrbDrenU
5. https://www.youtube.com/watch?v=vHNW-hY_4Y8&list=PL_a1TI5CC9RGZ0-aXTtSAbk72NEGlqlmn&index=4&t=0s
6. https://www.youtube.com/watch?v=AWP3pM06yH8&list=PL_a1TI5CC9RGZ0-aXTtSAbk72NEGlqlmn&index=5&t=0s
7. https://www.youtube.com/watch?v=Z9CaIQwjSEE&list=PL_a1TI5CC9RGZ0-aXTtSAbk72NEGlqlmn&index=6&t=0s
8. https://www.youtube.com/watch?v=NzWg9bqze-s&list=PL_a1TI5CC9RGZ0-aXTtSAbk72NEGlqlmn&index=8&t=0s
9. https://www.youtube.com/watch?v=kZdf6jfH5cI&list=PL_a1TI5CC9RGZ0-aXTtSAbk72NEGlqlmn&index=13&t=0s
10. 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:

jjjj)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.

kkkk) 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.

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

mmmm) 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.

nnnn) 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.

oooo) 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.

pppp) 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.

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

rrrr) 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.

ssss) 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 Assessment	5th April 2021	5th April 2021	15	Unit V, VI
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:

1. Judah Oudhoorn, Lorraine Stutzman and Amstutz Midelle Jackett, The Little Book of Restorative Justice for Sexual Abuse, 2015, Good books
2. Howard Zehr, Changing Lenses: Restorative Justice for Our Times, 2015, Herald Press U.S
3. Howard Zeher, The big book of Restorative Justice, 2015, Good Book Inc.

4. Sullivan, Denial, Tiffs and Larry, Handbook of Restorative Justice, 2005, Routledge.
5. Michael Hadel, The Spiritual Roots of Restorative Justice, 2001, State University of New York Press.
6. Gerry Johnson, Daniel W. Vanness, Handbook on Restorative Justice, 2007, William Publishing.
7. Barb Toews Restorative Justice for People in Prisons: Rebuilding the Web of Relationships, 2006, Good books.
8. Colleen Murphy, The Conceptual Foundations of Transitional justice, 2017, Cambridge Press University.
9. Holly Ventura Miller, Restorative Justice: From Theory to Practice, 2008, Emerald Group Publication.
10. Wallis, P. (2014).*Understanding restorative justice: How empathy can close the gap created by crime*. Bristol, UK; Chicago, IL, USA

Articles:

1. Wenzel, M., Okimoto, T., Feather, N., & Platow, M. (2008). Retributive and Restorative Justice. Law and Human Behavior, 32(5), 375-389.
2. Bauen, J. (2017). Restorative Justice for Families. Race, Poverty & the Environment, 22(1/2), 58-61.
3. White, R. (2014). Indigenous Communities, Environmental Protection and Restorative Justice. Australian Indigenous Law Review,18(2), 43-54.
4. 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.
5. Bailey, Razaan, and Thelma Ekiyor, Editors. Promoting Restorative Justice in South Africa's Correctional Services: Prisons Transformation Project. Centre for Conflict Resolution, 2005,
6. 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.
7. 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.
8. 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.
9. 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.
10. Dr.Puranjoy Ghosh, Restorative Justice: The New Paradigm In The Province Of Justice In India?, Bharati Law Review, Oct. – Dec., 2014 88

11. Latha, S., Thilagaraj, R. Restorative Justice in India. Asian Criminology8, 309–319 (2013).

Videos:

1. https://www.youtube.com/watch?v=CqGgNmXOTaA&list=PL_a1TI5CC9RGILH37MLTLT2Ly8CpcjV-I&index=23&t=0s
2. https://www.youtube.com/watch?v=wPA-p6UUDl4
3. https://www.youtube.com/watch?v=4VPStZAamxg
4. https://www.youtube.com/watch?v=mUeexmVD_-E
5. https://www.youtube.com/watch?v=CwyeGV2X2x8
6. https://www.youtube.com/watch?v=dcTHYKX2LfI
7. https://www.youtube.com/watch?v=hmab4EQde0U
8. https://www.youtube.com/watch?v=DUyzjeOrwnw
9. https://www.youtube.com/watch?v=dX3dGgmC5KM
10. 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:

1. Betts, J Michael, Investigation of Fraud and Economic Crime, Oxford University Press, 2017.
2. Zagaris, Bruce. -International White-Collar Crime Cases and Materials-(2010), Cambridge University Press
3. Balsing Rajput, Cyber Economic Crime in India, Springer International Publishing 2020.
4. Mehanathan M C, Law on Prevention of Money Laundering in India, Lexis Nexis; Second 2017 edition
5. 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
6. Strader Kelly J, Understanding White Collar Crime, 4th Edition, Carolina Academic Press, 2017.
7. Sutherland, E H, Cressey. D R, Criminology
8. 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.
9. Report on the Committee on Prevention of Corruption (Santhanam Committee), Ministry of Home Affairs, Government of India (1964)
10. 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

1. 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).
2. Alvesalo, A., & Tombs, S. Economic Crime Control in Finland. *Sociology,38*(1), 165-174, (2004).
3. Engdahl, O., The Role of Money IN Economic Crime. *The British Journal of Criminology,48*(2), 154-170, (2008).
4. Albanese, J., Deciphering The Linkages Between Organized Crime And Transnational Crime. *Journal of International Affairs,66*(1), 1-16, (2012).

5. Admussen, W.,. Passive Embezzlement Schemes as Continuing Offenses. *The University of Chicago Law Review,86*(5), 1397-1438, (2019).
6. Santiago, A., New Payment Methods and Insufficiencies in their Regulatory Scheme. *Journal of Law & Cyber Warfare,7*(2), 101-146, (2019).
7. 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).
8. Levi, M., States, Frauds, and The Threat of Transnational Organized Crime. *Journal of International Affairs,66*(1), 39-50, (2012)..
9. 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)..
10. 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

1. Swamy Premananda vs The Enforcement Officer[Crl.R.C.Nos.694 to 697 of 2006]
2. Tony Tharakan v. Union of India [Crl.MC.No. 833 of 2011]
3. Subhash Popatlal Dave vs Union Of India & Anr [WRIT PETITION (CRL) NO.137 OF 2011]
4. Sanjay Chandra v. CBI [(2012) 1 SCC 40]
5. Sanjay Dutt vs State Of Maharashtra [(2009) 2 SCC (Cri) 920]
6. Gautam Kundu vs Manoj Kumar Assistant Director [(2015) 16 SCC 1]
7. Union of India V.Varinder Singh@Raja [2017(6) SCC 162]
8. Kartongen Kemi Och Forvaltning Ab ... vs State Through Cbi [2004 (72) DRJ 693]
9. Reliance Energy Limited vs The Tata Power Company Ltd. [2006 ELR APTEL 478]
10. Sh. Yashpal Chaudhrani & Ors. vs State (Govt. Of Nct Delhi)[AIR Online 2019 DEL 585]

Videos:

1. https://www.youtube.com/watch?v=hCaDJ2MXvGQ&list=PL_a1TI5CC9RGfzmuoEqhLrcljtPYgNeHc&index=3&t=0s
2. https://www.youtube.com/watch?v=kTy1aqcXSx8&list=PL_a1TI5CC9RGfzmuoEqhLrcljtPYgNeHc&index=4&t=0s
3. https://www.youtube.com/watch?v=PzoAHrQABAc&list=PL_a1TI5CC9RF5dWx8mNYW9UhJ0lWPkRiq&index=3&t=0s
4. https://www.youtube.com/watch?v=zZWiJX5N47w&list=PL_a1TI5CC9RF5dWx8mNYW9UhJ0lWPkRiq&index=4&t=0s
5. https://www.youtube.com/watch?v=o89oc77JFx0&list=PL_a1TI5CC9RF5dWx8mNYW9UhJ0lWPkRiq&index=6&t=0s

6. https://www.youtube.com/watch?v=mr5zO_Z7nso&list=PL_a1TI5CC9RF5dWx8mNYW9UhJ0lWPkRiq&index=8&t=0s
7. https://www.youtube.com/watch?v=uXZnOIJCH8E&list=PL_a1TI5CC9RF5dWx8mNYW9UhJ0lWPkRiq&index=9&t=0s
8. https://www.youtube.com/watch?v=PZRbKZ0AdpM&list=PL_a1TI5CC9RF5dWx8mNYW9UhJ0lWPkRiq&index=10&t=0s
9. https://www.youtube.com/watch?v=KEm0GbvBOHc&list=PL_a1TI5CC9RF5dWx8mNYW9UhJ0lWPkRiq&index=11&t=0s
10. https://www.youtube.com/watch?v=ozF8do78Awo&list=PL_a1TI5CC9RF5dWx8mNYW9UhJ0lWPkRiq&index=12&t=0s
11. https://www.youtube.com/watch?v=N3ioms2fKAs&list=PL_a1TI5CC9RF5dWx8mNYW9UhJ0lWPkRiq&index=13&t=0s
12. 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.

Learning 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	Seth & Capoors, 9th New Edn. In 2 volumes

	Adulteration Act,1954 and Rules, 1955 with Central and State Rules along with Order	
	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	Learning Outcome
	7	Conceptual Perspective: Concept of Economic Crimes	Meaning, Nature of Economic Crimes Sutherland Definition of Economic Crimes– Types of Economic	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%5BSocialScience-IV%5D	The students will come to know the basic concept and the historical back

			Crimes - Distinguish Between Economic Crimes and Traditional Crime – History of Economic Crimes – Economic Models Criminal Behaviour – Cost of Economic Crimes – Impact of Economic Crimes.			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 Money Laundering – Reasons for Its Illegality – Combating Money Laundering: UN Political Declaration & Action Plan Against Money Laundering, 1998, Prevention of Money Laundering Act, 2002.	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 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	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.

			Lokpal and the Lokayuktas Act, 2013.			
	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 – Electronic Banking Frauds – Credit Card and Credit Cards Frauds – Redressal Mechanism.	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 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	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

			Tax Evasion – Consequences of Tax Evasion – Tax Frauds – Regulatory Framework for Tax Evasion.			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 Drugs & P. Substances, 1988 – Narcotics Drug and Psychotropic Substances Act 1985.	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.
	7	Contemporary Issues	Transnational Organised Crimes and Other New Forms: Cultural Objects Theft	C. K. Gandhirajan, Organized Crime, A.P.H. Publishing Corporation (2004) Jayesh D'Souza, Terrorist	Chapter 8 https://www.youtube.com/watch?v=eV_nQu7rzvA&ab_channel=CH-06%3AVIDHIK%5BSo	In the last unit, the students will learn various kinds of organized

			– 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.	Financing, Money Laundering, and Tax Evasion Examining the Performance of Financial Intelligence Units, Taylor & Francis (2011)	cialScience-IV%5D	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.

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.