

CHHINDWARA UNIVERSITY, CHHINDWARA (M.P.)

B.A. LL.B. (Hons.) Semester – III

PAPER – I

**POLITICAL SCIENCE –III (MAJOR)
(INDIAN GOVERNMENT AND POLICIES)**

UNIT- I

Making and sources of Indian Constitution, preamble, salient features of the Constitution, Centre State relations

UNIT – II

Fundamentals Rights and duties, directive principles of state policy, Union and State legislature – organization and functions

UNIT- III

Union Executives: (President, Prime Minister) powers and functions

State Executives: (Governor and Chief Minister) power and functions

UNIT – IV

Indian Judiciary: Organization, powers and functions, Election Commission of India Importance of Local self Government (Panchyati Raj System)

UNIT – V

Indian party system, Influence of religion, caste, regionalism and language on Indian politics

Suggested Readings

Ashirvadam E.	:	Modern Political Theory
Sir E. Barker	:	Principle of Social and Political Theory
Las	:	Grammar of Policies
D. Held	:	Political Theory
Tripti Jain	:	Foundations of Politics
Verma S.P.	:	Basic of Political Science
Dr. Om Nagpal	:	Foundations of Political Scienc

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PAPER – II HISTORY –III (MINOR)

UNIT – I

A brief history of India from 1740 to 1947 with special reference to Warrane Hastings, Cornwallis, Welhsly, Lord Hastings, William Bantiks, Dulhouse, Lytton, Ripon and Curson

UNIT – II

The administrative infrastructure, law and justice, economic infrastructure- revenue, agriculture, railways, ruin of cottage industries, drain of wealth, impact of British economic policies on India, social legislation, education and reforms

UNIT – III

The social and religious movements during the 19th to 20th in centuries- Brahma Samaj, Arya Samaj, Prarathana .Samaj, Theosophical Society, Ramkrishan Mission.

Social reforms- abolition of Sati, abolation of infanticide, widow remarriage, upliftment of depressed classes, educational reforms

UNIT – IV

History of Indian National movement 1885 – 1947

UNIT – V

Constitutional development in India from 1858 to 1947

Books Recommended

- History of India : Elliot & Downson
- Ancient India : V.D. Mahajan
- Ancient India : R.C. Majumdar
- History of India : L.P. Sharma
- Comprehensive history of India : Henry Bemeridge
- Private & Government in Ancient India : A.S. Altelkar
- Background of Indian criminal law : T.K. Banarjee
- The political legal and military history : H.S. Bhatia
- Evolution of Indian culture : B.N. Luniya
- Indian history : L. Prasad

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PAPER-III

HINDI LANGUAGE - I

UNIT- I

- 1- भारत वंदना (काव्य) सूर्यकांत त्रिपाठी निराला
- 2- स्वतंत्रता पुकारती: काव्य जयशंकर प्रसाद
- 3- भाषा की महत्ता और उसके विविध रूप

UNIT- II

- 1- करुणा (निबंध) आचार्य रामचन्द्र शुक्ल
- 2- बिच्छी बुआ (कहानी) डॉ. लक्ष्मणसिंह विष्ट बटरोही
- 3- हिन्दी की शब्द संपदा (पर्याय, अनेकार्थी, शब्दयुग्म, विलोम)

UNIT- III

- 1- विलायत पहुँच ही गया (आत्मकथांश) महात्मा गाँधी
- 2- तीर्थ यात्रा डॉ. मिथिलेश कुमारी मिश्र
- 3- वाक्य संरचना और विराम चिन्ह

UNIT- IV

- 1- दीक्षांत भाषण (वक्तृत्व कला) स्वामी श्रद्धानंद
- 2- पत्र मैसूर के महाराजा को (पत्रलेखन) स्वामी विवेकानंद
- 3- पत्र लेखन, महत्व और उसके विविध रूप

UNIT- V

- 1- योग की शक्ति पत्रलेखन (डायरी) डॉ. हरिवंशराय बच्चन
- 2- यात्रा संस्मरण : डॉ. देवेन्द्र सत्यार्थी
3. सार लेखन, भाव पल्लवन

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PAPER – IV COMPANY LAW

UNIT – I

Meaning of Corporation

1. Theories of corporate personality
2. Creation and exemption of corporations

UNIT - II

Forms of corporate and non-corporate organization

1. Corporations partnership and other association of persons, state corporations Government companies, small scale, co- operative, corporate and joint sectors

UNIT - III

Law relating to Companies – Public and Private – Companies Act, 1956

1. Promoters
2. Need of company for development, formation of a company registration and incorporation
3. Memorandum of association – various clauses – alteration therein – doctrine of ultra virus
4. Articles of association – binding force – alteration– its relation with memorandum of association – doctrine of constructive notice and indoor management – exceptions
5. Prospectus – issue – contents- liability for misstatements in lieu of prospectus
6. Position
7. Shares – general principles of allotment, statutory restrictions transfer of shares –relationship between transferor and transferee
8. Shareholder – who can be? And who cannot be shareholder- modes of becoming shareholder- calls on shares- forfeiture and surrender of shares – lien on shares
9. Share capital – kinds – alteration and reduction of share capital- further issue of capital – conversion of loan and debentures into capital – duties of courts to protect the interests of creditors and share holders

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UNIT – IV

1. Directors – position- appointment – qualifications – vacation of office – removal – resignation – powers and duties of directors – meeting, registers, loans – remuneration of directors – role of nominee directors – companies for loss of office – managing directors and other managerial personnel
2. Meetings – kinds procedure – voting
3. Dividends payment – capitalization – profit
4. Audit and accounts
5. Borrowing powers – powers – effect of unauthorized borrowing – charges and mortgages – investments
6. Debentures – meaning – fixed and floating charges – kinds of debentures share holder and debenture holder remedies for debenture holders
7. Protection of minority rights
8. Protection of oppression and mismanagement – who can apply? Powers of the company, court and of the central Government
9. Investigations – powers
10. Private companies – nature and advantages- government companies- holding and subsidiary companies
11. Winding up –types – by court – reason – ground – who can apply – procedure – powers of liquidator – powers of court – consequences of winding up order voluntary winding up subject to supervisions of courts- liability of past members – payment of liability preferential payment, unclaimed dividends – winding up of unregistered company

UNIT - V

Corporate Liability

1. Legal liability of companies – civil and criminal
2. Remedies against them civil, criminal and tortuous – specific relief Act, writs liability under special statutes

Selected Bibliography

1. Avtar Singh Indian Company Law (1999), eastern Lucknow
2. L.C.B. Gower, Principles of Modern Company Law (1997) Sweet and Maxwell, London
3. Palmer Palmer's Company Law (1987), Stevens, London
4. R.R. Pennington, Company Law (1990), Butterworths
5. A. Ramiya, Guide to the Companies Act, (1998), wadhwa
6. S.M. Shah Lectures on Company Law (1998), Tripathi, Bombay

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PAPER – V JURISPRUDENCE (LEGAL METHOD, INDIAN LEGAL SYSTEM AND BASIC THEORY)

UNIT – I

Introduction

1. Definition of the term 'Jurisprudence'
2. Definition of Law, kinds of law
3. Justice & its kinds

UNIT – II

Schools of Jurisprudence

1. Natural law school
2. Analytical school
3. Historical school
4. Sociological school
5. Realistic school

UNIT - III

Source of Law

1. Legislation
2. Precedents: concept of stare deices
3. Customs

UNIT- IV

Legal Rights: the Concept

1. Rights: kinds, meanings
2. Duty: meaning and kinds
3. Relation between right and duty

Personality

1. Nature of personality
2. Status of the unborn, minor, lunatic, drunken and dead persons
3. Corporate personality
4. Dimension of the modern legal personality: Legal personality of non-human beings

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UNIT - V

Possession and Ownership: the Concept

1. Kinds of possession
2. Kinds of ownership
3. Difference between possession and ownership

Liability

1. Condition of imposing liability
2. Strict liability
3. Vicarious liability

Obligation:

1. Nature and kind

Selected Bibliography

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|---------------------------------|---|--|
| 1. Bodenheimer Jurisprudence | : | The Philosophy and Method of Law (1996), Universal, Delhi |
| 2. Fitzgerald | : | Salmond on Jurisprudence (1999) Tripathi, Bombay |
| 3. W. Friedmann, | : | Legal Theory (1999) Universal, Delhi |
| 4. V.D. Mahajan, | : | Jurisprudence and Legal Theory (1996 reprint), Eastern Lucknow |
| 5. M.D.A. Freeman(ed.), Lloyd's | : | Introduction to Jurisprudence, (1994), Sweet and Maxwell |
| 6. Paton G.W. | : | Jurisprudence (1972) Oxford, ELBS |
| 7. H.L.A. Hart, | : | The concepts of Law (1970) oxford, ELBS |
| 8. Roscoe pond, | : | Introduction to the philosophy of Law (1998 reprint) Universal Delhi |
| 9. Dias, S.N. Jurisprudence | : | A Study of Indian Legal Theory (1985), Metropolatin, New Delhi |

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PAPER – VI FAMILY LAW - I (HINDU LAW)

UNIT- I

1. Nature of Hindu Law
2. Hinduism, Origin and Development, Definitions
3. Schools and Sources

UNIT – II

1. Marriage
2. Kinds, nullity of marriage
3. Hindu marriage Act 1955
4. Special marriage Act 1954
5. Divorce
6. Judicial separation, Restitution of conjugal rights
7. Group for matrimonial remedies

UNIT – III

1. Joint family
2. Coparcenaries, property under *Mitakshara* and *Dayabhag*
3. Partition and Re-union, women estate, *stridhan*

UNIT – IV

1. Gifts, wills
2. Hindu adoption and maintenance Act 1956

UNIT – V

Inheritance

1. General rules of Succession
2. Disqualification relating to Succession
3. Hindu Succession Act 1956
4. Religious Endowment

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Selected Bibliography

1. Paras Diwan, : Law of Intestate and Testamentary Succession (1998), Law of Succession (2000) Universal
2. Basu, N.D. L : Marriage and Divorce Law Manual (2000) Universal Law and Practice of Divorce in India
3. Kusem, : (2000) Universal
4. Machanda. S.C. :
5. P.V. Kane, : History of Dharmasastra Vol.2 pt.1 at 624-632 (1974) Hindu Law and Usage Ch. 4 (1986)
6. Kuppuswami : Inequalities and the law, (1985)
7. B.Sivaramaya, : “Population control through family planning in India,”
8. K.C. Daiya, :
Studies, 85 (1979)
9. J.D.M. Derrett, : Hindu Law: Past and Present Death of Marriage Law
10. J.D.M. Derrett, : Outline of Muhammadan Law, (1998) Hindu Law and Usage, (1970)
11. A.A.A. Fyzee : Hindu Law (1985)
12. Alladi Kuppuswami, : Mulla’s Principal of Hindu Law, (1998)- Butteroths-
13. Paras Diwan, :
14. S.T. Desai (ed.) :
15. Paras Diwan, : Family Law: Law of Marriage and Divorce in India
16. A.M. Bhattachargee, : Muslim Law and the Constitution (1994) Eastern Law
17. Paras Diwan, : Law of Adoption, Ministry, Guardianship and Custody