

CHHINDWARA UNIVERSITY, CHHINDWARA (M.P.)

B.A. LL.B. (Hons.) Semester – V

**PAPER – I POLITICAL SCIENCE - V (MAJOR)
(COMPARATIVE GOVERNMENT AND POLITICS)**

Unit – I

British Constitution- Salient features, Prime Minister, Crown, Parliament

Unit – II

Constitution of America - Salient features, President, Congress, Judiciary

Unit – III

Swiss Constitution- Salient features, federal assembly, federal council, direct democracy

Unit- IV

Constitution of China- Salient features, fundamental rights, Communist party, Polit Bureau

Unit - V

Comparative study- federal system of America and Switzerland, House of Lords and Senate, power and functions of President of America and the Prime Minister of U.K ,Political parties in China and U.S.A.

Suggested Readings

D.D. Basu

Constitution of India

Dr. S.C. Singh

विभिन्न संविधान

Dr. Pukhraj Jain

विभिन्न संविधान

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B.A. LL.B. (Hons.) Semester – V

PAPER- II HINDI LANGUAGE - III

bdkbl 1- प्रशासनिक शब्दावली राट; ka vkj dlnz es fglnh dh fLFkfr

- 1- प्रशासनिक शब्दावली
- 2- प्रमुख लेटिन सुत्रों को हिन्दी में अभिव्यक्त करना
- 3- राज्य में हिन्दी की स्थिति
- 4- केन्द्र में हिन्दी की स्थिति

bdkbl 2 nhokuh , oa 0; ogkj fof/k es iz; fr gksus okys 'kcn (Terms/brds)

- 1- संविदा, प्रसंविदा, अभिसमय, प्रस्थापना प्रस्ताव के लिए आमंत्रण, सहमति, स्वीकृति.
- 2- प्राड – न्याय, केविएट, याचिकायें, निष्पादन, उपचार, परितोष, मुजरई,
- 3- आज्ञाप्तिया, अनुज्ञाप्तियां, प्रतिकर, पटटे, वसीयत (इच्छा)
- 4- संज्ञेय, असंज्ञेय, शमनीय, अशमनीय,
- 5- पुनरीक्षण, पुनरावलोकन/पुनर्विलोकन, अपील

bdkbl 3 fu.k; yxhn ke siddhant visheshataen, evn vishay l kexh

- 1- निर्णय एवं विनिश्चय
- 2- निर्णय लेखन के सिद्धांत
- 3- निर्णय लेखन की विशेषताएँ
- 4- विषय सामग्री की व्यावहारिक विधि एवं अपराधिक विधि

bdkbl 4 fof/k; ka dk oxhbj .k

- 1- व्यवहार विधि एवं अपराध विधि
- 2- संवैधानिक विधि, अपकृत्यविधि
- 3- सारवान एवं प्रक्रियात्मक विधि
- 4- संविधि एवं अधिनियम अनुसूची, अध्यादेश

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bdkbl 5 l f{klr 'kk/k ys[ku

- 1- निबंध एवं शोध निबंध का अर्थ एवं परिभाषा
- 2- विषय से संबंधित सहायक सामग्री
- 3- लेखन के लिए सिद्धांत

Book Recommended

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| 1- हिन्दी शब्द शक्ति और पारिभाषिक शब्दावली | बालेन्द्र शेखर तिवारी |
| 2- प्रयोजनमूलक हिन्दी | माधव सोनटके |
| 3- राष्ट्रभाषा हिन्दी समस्याएं एवं समाधान | देवेन्द्र नाथ शर्मा |
| 4- भाषा प्रौद्योगिकी एवं भाषा प्रबंधन | डा. सूर्य प्रसाद दीक्षित |
| 5- हिन्दी राष्ट्रभाषा जनभाषा राजभाषा | शंकरदयाल सिंह |

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B.A. LL.B. (Hons.) Semester – V PAPER –

III ENVIRONMENTAL LAW

UNIT-I

Concept of Environment and Pollution

1. Environment, Meaning and concept
2. Pollution- Meaning and Effects of pollution
3. Environmental Pollution (Water, Air and Noise Pollution)
4. Meaning and standards, Culprits and victims, Offences and penalties,

UNIT-II

International Historical Perspective

1. Stockholm conference
2. Rio conference
3. U.N. declaration on right to development

UNIT-III

Constitutional Provisions related to Environment

1. Constitution making- Development and property oriented approach
2. Directive principles, (Status, role and interrelationship with fundamental rights and fundamental duties)
3. Fundamental Duty
4. Judicial approach
5. Fundamental Rights (Rights to clean and healthy environment, Environment Vs. Development)
6. Enforcing agencies and remedies (Courts, Tribunal, Constitutional, statutory and judicial remedies)
7. Emerging principles (Polluter pays: public liability insurance, Precautionary principles)
8. Sustainable development

UNIT-IV

Environment Protection Measures VIS A VIS Environment Pollution

1. Protection agencies: power and functions
2. Protection: means and sanctions

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3. Emerging protection through delegated legislation
4. Hazardous waste
5. Bio- medical waste
6. Judiciary: complex problems in administration of environment justice

UNIT – V

A. Forest and wild Life Protection

1. Greenery conservation laws
2. Forest conservation
3. Conservation agencies
4. Prior approval and non-forest purpose
5. Symbiotic relationship and tribal people
6. Denudation of forest: judicial approach
7. Wild life
8. Sanctuaries and national parks
9. Licensing of zoos and parks
10. State monopoly in the sale of wild life and wild life article
11. Offences against wild life

B. Bio- diversity

1. Legal control
2. Control of eco-unfriendly experimentation on animal, plants, seeds and microorganism

Selected bibliography

1. Armin Rosencranze, et. Al. (eds.) : Environmental Law and Policy in India (2000), Oxford
2. R.B. Singh and Suresh Mishra, : Environmental Law in India (1996), Concept Pub. Co., New- Delhi
3. Kailash Thakur, : Environmental Protection Law and Policy in India (1997), Deep and Deep Pub. New Delhi
4. Richard L. Riverze, et. El. (eds.) , : Environmental Law, The Economy and sustainable Development (2000), Cambridge

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5. Christopher D. stone, : Should Trees Have Standing and other Essays on law,
Moral and environment (1996), Oceana
6. Leelakrishnan, P. et, al. (eds.) : Law and Environment (1990), Eastern Lucknow
7. Leelakrishnan, P. : The Environment Law in India (1999), Butterworths India

8. Department of Science and technology, Government of India, :Report of the Committee Recommending Legislative Measures and
Administrative Machinery for ensuring environment Protection (1980) (Tiwari Committee Report)

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B.A. LL.B. (Hons.) Semester – V

PAPER – IV LABOUR & INDUSTRIAL LAW - I

UNIT – I

General Introduction

Industrial jurisprudence

Labour policy in India

Industrial revolution in India, evils of industrializations, labour problems

Growth of labour legislation in India

UNIT- II

Industrial dispute Act 1947

Short title, definition & authorities

Notice of change

Reference of certain industrial dispute to grievance settlements authorities, board, courts, tribunals

Power procedure & duties of authorities

Strike, lock out, lay , Retrenchment

Penalties

UNIT – III

Trade Union Act 1926

Registration of trade union

Rights & liabilities of registered trade union

Regulation

Penalties & procedure

UNIT – IV

Minimum wages Act 1948

Introduction & definition

Minimum wages; fixation & procedure

Authorities under the Act

Fixation of hours of work & wages

Claims & their determination

Cognizance of offence

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UNIT – V

Factories Act 1948

Introduction, definition, registration & licencing

The inspecting staff

Health

Safety

Working hours of adult

Annual leave with wages

Penalties & provisions

Selected Bibliography

1. John Bowers and Simon Honeyball, : Text book on Labour Law (1996), Blackstone, Landon
2. Shrivastava K.D. : Commentaries on payment of wages Act 1936 (1998), Eastern Lucknow
3. Shrivastava K.D. : Commentaries on minimum wages Act (1948) (1995), Eastern Lucknow
4. Rao S.S. : Law and Practice on minimum wages (1999), Law Publishing House, Allahabad
5. Seth D.D. : Commentaries on Disputes Act 1947 (1998), Law Publishing House, Allahabad
6. Shrivastava K.D. : Commentaries on factories Act 1948 (2000), Eastern Lucknow
7. R.C. Saxena : Labour problems and social welfare
8. V.V. Giri : Labour problems in India Industries
9. O.P. Malhotra, : The Law of Industrial Disputes (1998) Universal Delhi
10. S.C. Srivastava, : Social Securities and labour laws pts. 5 and 6 (1985), Universal Delhi
11. S.C. Srivastava, : Commentary on the Factories Act 1948 (1999) Universal Delhi

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B.A. LL.B. (Hons.) Semester – V

PAPER V LAW OF CRIMES - I (INDIAN PENAL CODE)

UNIT-I

General

1. Concept of crime
2. Distinction between crime and other wrongs
3. McCauley's draft based essentially on British notions
4. Salient features of the I.P.C.
5. IPC: a reflection of different social and moral values
6. Applicability of I.P.C.- territorial and personal

UNIT-II

Element of Criminal Liability

1. Person definition - natural and legal person
2. Men rea- evil intension
3. Recent trends to fix liability without mens rea in certain socio- economic offences
4. Act in furtherance of guilty intent- common object
5. Factors negating guilty intension

UNIT-III

Group liability

1. Common Intension
2. Abetment
3. Instigation, aiding and conspiracy
4. Mere act of abetment punishable
5. Unlawful assembly
6. Basis of liability
7. Criminal conspiracy
8. Rioting as a specific offences
9. Mental incapacity
10. Minority
11. Insanity
12. Medical and legal insanity
13. Intoxication
14. Private defence- justification and limits
15. When private defence extends to causing of death to protect body and property

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16. Necessity

17. Mistake of fact

UNIT-IV

Offences against human body

1. Culpable homicide
2. Murder
3. Culpable homicide to murder
4. Grave and sudden provocation
5. Exceeding right to private defense
6. Hurt – grievous and simple
7. Assault and criminal force
8. Wrongful restraint and wrongful confinement – kidnapping- from lawful guardianship, outside India
9. Abduction

UNIT-V

Offences against property

1. Theft
2. Robbery, *Dacoity*
3. Cheating
4. Extortion
5. Mischief
6. Criminal misrepresentation and criminal breach of trust

Types of Punishment

1. Death
2. Social relevance of capital punishment
3. Imprisonment- for life, with hard labour, simple imprisonment
4. Foreiture of property
5. Fine
6. Discretion of court in awarding punishment
7. Minimum punishment in respect of certain offences

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B.A. LL.B. (Hons.) Semester – V

PAPER VI INTELLECTUAL PROPERTY

UNIT-I

Introduction

1. The meaning of intellectual property
2. The main forms of intellectual property: copyright, trademarks, patents and designs
3. Other new forms such as plant varieties and geographical indications
4. Introduction to the leading international instruments concerning intellectual property rights: the Berne, Convention, Universal Copyright, Convention, the Paris Convention Trips, the World Intellectual Property Rights Organization (WIPO) and the UNESCO

UNIT-II

Selected aspects of the Law of copyright in India

1. Historical evolution of the copyright law
2. Meaning of copyright
3. Copyright in literacy, dramatic and musical works
4. Copyright in sound records and cinematograph films
5. Ownership of copyright
6. Assignment and license of copyright
7. Copyright authorities
8. Aspects of copyright justice
9. Remedies, especially, the possibility of Anton Pillar injunctive relief in India

UNIT-III

Intellectual Property in Trademarks

1. The rationale of protection of trademarks as (a) an aspect of commercial and (b) of consumer rights
2. Definition and concept of trademarks
3. Registration of trademark- authorities under the trademark Act
4. Passing off and infringement
5. Remedies

UNIT-IV

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The Law of Intellectual Property: patents

1. Concepts of patents
2. Historical view of the patents law in India
3. Process of obtaining a patent: general introduction
4. Procedure for filling patents: patent co-operation treaty
5. Prior publication or anticipation
6. Rights and obligations of a patentee
7. Compulsory licenses
8. Infringement
9. Defences in suit of infringement
10. Injunctions and related remedies

UNIT-V

1. Geographical indication Act
2. New plant vulture and breeds Act