

# CHHINDWARA UNIVERSITY, CHHINDWARA (M.P.)

B.A. LL.B. (Hons.) Semester – VII

PAPER – I PROPERTY LAW

## UNIT – I

### Introduction:

Concept and meaning of property, various definitions given under transfer of property act, kinds of property – movable and immovable property – tangible and intangible property- intellectual property – copyright – patents and designs- trademarks

## UNIT – II

Law relating to Transfer of Property under Transfer of Property Act, 1882

1. General principles of transfer of property whether movable or immovable (Sec. 5 to 37 )

## UNIT – III

1. General principles of transfer of immovable property sale, mortgage, (sec. 38 to 53 “A” )

## UNIT – IV

1. Gift, Leases, exchange Actionable claims

## UNIT – V

### Easement

1. Nature, Characteristics, definition and essentials creation of easements, kinds Riparian rights, Extinction, Suspension and revival of easements, Licenses

### Selected Bibliography

Mulla	:	Transfer of Property Act
V.P.Sarthy		Transfer of Property
R.K. Sinha		Law of Transfer of Property
N.K. Jhabwala		The Indian Easement Act

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B.A. LL.B. (Hons.) Semester – VII

## PAPER II HUMAN RIGHTS LAW & PRACTICE

### UNIT – I

1. Historical Development and concept of Human Right
2. Human Right in India ancient, medieval and modern concept rights
3. Human Right in Western tradition
4. Concept of natural law and natural rights
5. Human Right in legal tradition: International Law and National Law
6. UN and Human Rights
7. Universal Declaration of Human Rights (1948) - individual and group rights
8. Covenant on political and Civil Rights (1966)

### UNIT – II

1. Convention on economic social and cultural Rights (1966)
2. Covention on the elimination oof all forms of discrimination against women
3. Convention on the rights of the child

### UNIT – III

1. Impact and Implementation of International Human Rights Norms in India
2. Human rights norms reflected in fundamental rights in the constitution
3. Directive principles: legislative and administrative implementation of international human rights norms through judicial process

### UNIT – IV

1. Human Rights and disadvantage Groups
2. Enforcement of Human Right in India

### UNIT- V

1. Role of courts: the Supreme Court, High Courts and other Courts
2. Statutory Commissions – human rights, women’s minority and backward class

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## Selected Bibliography

1. S.K. Avesti and kataria Law relating to Human Rights, Orient New Delhi
2. Human Rights watch women's Rights watch global report on women's Human Rights (2000), Oxford
3. Ermacora Nowak and Tretter, International Human Rights (1993), Sweet and Maxwell
4. Wallace, International Human Rights: Text & Materials (1996), Sweet & Maxwell
5. Human Rights & Global Diversity (2001), Frank Cass, Landon
6. Nirmal B.C. The Right of self Determination in International Law (1995), Deep and Deep
7. P.R. Gandhi, International Human Rights Documents (1999) Universal Delhi

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B.A. LL.B. (Hons.) Semester – VII

PAPER III

MEDIA AND LAW

UNIT - I. Mass Media – Types of – Press Films, radio Television

- I. Ownership patterns – press – private- public
- II. Ownership patterns – films Private
- III. Ownership patterns – radio & Television, Public
- IV. Differences between visual and non – visual Media – Impact on peoples minds

UNIT - II Press- Freedom, of Speech and Expression – Article 19 (1) (a)

- I. Includes Freedom of the Press
- II. Laws of defamation, obscenity, blasphemy and sedition
- III. The relating to employees wages and service conditions
- IV. Price and pages Schedule Regulation
- V. Newsprint Control order
- VI. Advertisement- is it included within freedom of speech and expression?
- VII. Press and the monopolies and Restrictive trade practies Act.

UNIT – III . Films – for Included in freedom in of speech and expressions?

- I. Censorship of films – constitutionality
- II. The Abbas case
- III. Differences between films and press – why pre- censorship valid for films but not for the press
- IV. Censorship under the cinematograph Act

UNIT - IV

Radio and television- Government monopoly

- I. Why Government department?
- II. Should there be an autonomous corporation?
- III. Effect of television on people
- IV. Report of the chandda committee
- V. Government policy
- VI. Commercial advertisement
- VII. Internal security of serials etc
- VIII. Judicial Review of Doordarshan decisions: Freedom to telecast

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## UNIT – V Constitutional Restrictions

- I.** Radio and television subject to law of defamation and obscenity
- II.** Power of legislature- Article 246 read with the seventh schedule
- III.** Power of impose tax – licensing and licence fee

### Selected Bibliography

M.P. Jain, Constitutional Law of India (1994) Wardha

H.M. Seervai, Constitutional Law of India Vol. (1991) Tripathi, Bombay

John B. Haward, “The Social Accountability of Public Enterprises” in Law and community contn in New Development Strategies (International Center for law in Development 1980)

Bruce Michael Boyd, “Film Censorship in India: A Reasonable Restriction on freedom of spee and expression” 14 J.I.L.I. 501 (1972)

Rajeev Dhavan “ On the Law of the Press in India” 26 J.I.L.I. 288 (1984)

Rajeev Dhavan, “Legitimizing Government Rhetoric; Reflections on some Aspects of Social press Commission “ 26 J.I.L.I. 391 (1984)

Soli Sorabjee, Law of press Censorship in India (1976)

Justice E.S. Venkaramiah, freedom of press: Some Recent trends (1984)

D.D. basu, The Law of Press of India (1980)

Students should cosnsult relevant volumes of the Annual Survey of Indian Law Published by Indian Law Institute. (Constitutional Law 1 & 11

Administrative Law and Public Interest Litigation

V.N. Shukla Constitutional Law of India

डा, पाण्डे जयनारायण

भारत की संवैधानिक विधि

एम,पी, जैन

भारत की संवैधनिक विधि पी,

के, त्रिपाठी

भारत का संविधान

# CHHINDWARA UNIVERSITY, CHHINDWARA (M.P.)

B.A. LL.B. (Hons.) Semester – VII

PAPER – IV

BANKING LAW (OPTIONAL)

## UNIT-I

### Introduction

1. Evolution of Banking institution in India banking definition, banking company in India, banking legislation in India– common law and statutory,
2. Commercial banks: functions
3. Essential functions
4. Agency services
5. System of banking: Unit banking, branch banking, group banking and chain banking

## UNIT-II

### Bank and Customers

1. Customer: meaning
2. Legal character of banker – customer relationship
3. Special types of customers: Lunatics, minors, agents, administrators and executors, partnership firms and companies
4. Cheque- Duties and liabilities of banks payment of cheques by bank liabilities of the banker in case of dishonour- protection of paying banker – forged cheques-alteration of cheque – collection of cheques and drafts- protection of collecting banker.

## UNIT-III

1. Bill of exchange, promissory note - Hundi types of hundi, notary public noting protest acceptance for honour payment for honour
2. Holder and holder in due course- distinction between a holder and holder in due course essential features of negotiable instrument –different types of bill and note reasonable, acceptance and negotiations-
3. types of endorsement – restrictive endorsement – endorsement excluding personal liability- partial endorsement – (once a bearer instrument always a bearer instrument)
4. Dishonour of negotiable instrument

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## UNIT-IV

### Control Banking Theory and RBI

1. Characteristics and function of central banks
2. The Reserve Bank of India as central bank of India
3. Objectives and organizational structure
4. Functions, Regulations of the monetary system, Monopoly of note issue
5. Credit control, Determination of bank rate policy, Open market operations, Banker of Government, Control over non- banking financial institutions, Economic and statistical research, Staff training, Control and supervisions of other banks,
6. Interest: Rule against penalties, default and recovery

## UNIT-V

### Merchant Banking

1. Merchant banking in India
2. SEBI (Merchant Bankers) Regulations, 1992
3. Recovery of Debts Due to Bank and Financial institutions Act, 1993

### Selected Bibliography

M.S. Parthasarthy (ed.) Kherganvala on the Negotiable Instruments Act (1998), Butterworth, New- Delhi

M.L. Tannen, Tannen's Banking Law and Practice in India, (2000) India Law House, New – Delhi

S.N. Gupta, The Banking Law in Theory and Partice, (1999), Universal New Delhi

G.S.N. Tripathi (ed. ), Sethi's Commentaries on Banking Regulation Act 1949 and Allied Banking Laws (2000), Law Pub. Allahabad

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B.A. LL.B. (Hons.) Semester – VII

PAPER – IV    FRONSIC SCIENCE (OPTIONAL)



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B.A. LL.B. (Hons.) Semester – VII

PAPER – IV INTERNATIONAL ORGANIZATION (OPTIONAL)

UNIT – I

International labour organization – development & role

UNIT – II

United Nation Organization (UNO), United Nation Economic, Social and cultural organization development(UNESCO)

UNIT- III

World Health Organization (WHO), Red Cross development

UNIT – IV

World Intellectual Property Organizations (WIPO)

World Trade Organization (WTO)

UNIT- V

Regional organizations -NATO, SAARC

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PAPER – V      DRAFTING PLEADING AND CONVEYANCING (CLINICAL COURSE)

Drafting

General principles of Drafting and relevant substantive rules shall be taught

Pleadings

Civil: plaint, W/s; Interlocutory application; Original petition; Affidavit; Execution petition; Memorandum of appeal and Revision; petition under Article 226 and 32 of the constitution of India

Criminal

Complaints; Misc. petition; Bail application; Memorandum of appeal and revision

Conveyancing

Sale deed; Mortgage deed; Lease deed; Gift deed; Promissory Note; Power of Attorney; and Will- The remaining 10 marks will be given in a Viva – Vocio which will test the understanding of Legal Practice in relation to Drafting Pleading and Conveyancing

Clinical Course

This paper shall consist of theory (80 marks) and viva (20 marks)

In practical: the student will prepare Civil/Criminal Clint – (10 marks)

Viva – (10 marks)