

CHHINDWARA UNIVERSITY, CHHINDWARA (M.P.)

B.A. LL.B. (Hons.) Semester – X

PAPER I PUBLIC INTERNATIONAL LAW

Definition and concept of international Law
Source of International Law
Historical development of International Law
Relationship of International Law and Municipal Laws
Subject of International Law, place of individuals in International Law
States, recognition
States, succession
Acquisition and loss of state territory
Responsibilities of state CBBT
Nationality aliens, Asylum extradition, diplomatic agents treaties
International organizations – U.N.O., including in its organs and International criminal court
Settlement of Disputes
International terrorism, disarmament

Books recommended

S.K. Kapoor	International Law
R.P. Anand	Salient Documents in International Law
S.C.H. Warzenberger	A Manual of International Law
J.G.Starke	Introduction to International Law
Gurdeep Singh	International Law
D.W. Bowett	International Institutions
Oppenheim	International Law
Breirly	Law of Nations

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PAPER II RIGHT TO INFORMATION - 2005

UNIT- I

Introduction- Right to Information – under the Constitution of India , history and object of Right to Information Act

UNIT- II

Right to Information and Obligation of Public Authorities

UNIT – III

The Central Information commission- constitution Power and Function of the information commission

UNIT – IV

The State Information Commission- constitution, Power and Function of the information commission

UNIT – V

Appeal and Penalties

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PAPER III INDIRECT TAXATION(OPTIONAL)

UNIT – I

Central Excise Duty
An introduction
Registration
Classification of Goods
Administrative set up of excise duty
Central value added Tax (cenvet)
Excise exemption to small – scale units
Valuation under excise
Calculation of excise duty
Penalties, offences & punishments
Appeals & revision
General procedure under central excise

UNIT – II

Custom Duty Act – 1962
Introduction
Custom duty- definitions
Custom duty – authorities & their powers
Penalties & prosecution
Appeals & revision
Valuation
Import- export procedure
Export promotion schemes

UNIT – III

Central Sales Tax Act – 1956
Introduction
Inter – State sales
Sales tax liability

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Registration of dealers
Procedure & assessment, collection of tax, penalties & its distribution
Right of Government to frame rules
Tax Liability in special cases
Computation of tax

UNIT – IV

M.P. Commercial – Tax Act – 1994

Introduction
Important definitions
Tax Liability
Value added tax
Exempted goods
Taxable goods & rates of tax
License, registration & recognition
Commercial – Tax authorities & their powers
Assessment procedure
Payment recovery & refund & tax
Penalties & prosecution
Appeals & revision
Computation of tax

UNIT- V

M.P. VAT Act. 2002

VAT system – basic concepts
Tax liability
Registration of dealers
Input tax rebate
Exempted goods
Taxable goods & rates of tax
Commercial tax authorities & their powers
Assessment procedure
Payment, recovery & refunds of tax
Penalties & prosecutions
Appeals & revisions
Computation of taxable turnover

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PAPER III COMPRATIVE CRIMINAL PROCEDURE (OPTIONAL)

UNIT- I

Organization of Courts and prosecuting Agencies

- I. Hierarchy of criminal courts and their jurisdiction
- II. Nayaya Panchyata in India
- III. Panchyats in tribal ares
- IV. Organization of precutting agencies for prosecuting criminals
- V. Prosecutors and the police
- VI. Withdrawal of prosecution

UNIT - II

Pre-trial Procedures

- I. Arrest and questioning of the accused
- II. The right of the accused
- III. The evidentiary value of statements / articles seized / collected by the police
- IV. Right of counsel
- V. Roles of the prosecutor and the judicial officer in investigation

UNIT- III

Trial procedures

- I. The accusatory system of trial and the inquisitorial system
- II. Role of the judge, the prosecutor and Defence attorney in the trial
- III. Admissibility and inadmissibility of evidence
- IV. Expert evidence
- V. Appeal of the court in awarding appropriate punishment
- VI. Plea bargaining

UNIT - IV

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Correction and Aftercare services

- I. Institutional correction of the offenders
- II. General comparison – After - care services in India and France
- III. The role of the court in correctional Programmes in India

UNIT – V

Preventive Measures in India

- I. Provisions in the Criminal Procedures Code
- II. Special enactments

Select Bibliography

- Wilkins and Cross : Outline of the Law of Evidence
- Archbold : Pleading, Evidence and Practice in Criminal Cases
- Sarkar : Law of Evidence
- K.N. Chandrasekhran Pillia(ed.), : Outline of Criminal procedure (2000),Eastern Lucknow
- R.V. Kelkars
- Patric Devlin : The Criminal prosecution in England
- American Series of foreign Penal Codes Criminal Procedure Code peoples republic of China
- John N. Ferdico : Criminal Procedure (1996), West
- Sanders & Young : Criminals justice (1994)
- Chritina Van Den Wyngart : Criminal Procedure systems in Euriopean Community Josel Samaha : Criminal Procedure (1997), West
- Criminal Procedure Code,1973
- The French code of Criminal Procedure
- 14th and 41st Reports of Indian Law Commission

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PAPER III HUMANITARIAN & REFUGEE LAW (OPTIONAL)

UNIT- I

Humanization of Warfare

1. Amelioration of the wounded and sick
 - 1.1` Armed forces in the field
 - 1.2 Armed forces at sea
2. Protection and facilities
 - 2.1 Prisoners of war
 - 2.2 Civilians in times of war
 - 2.3 Cultural properties

UNIT- II

Control of weapons Chemical

UNIT- III

Humanitarian law: Bodies

1. International Red Cross: Committee
2. Indian Red Cross Committee – role
3. N.H.R.C.

UNIT -IV

The concept of Refugees

1. Definition of refugee and displaced persons-their problems
2. The UN Relief and Rehabilitation Administration and other International Refugees organizations: international protection
3. Protection under national laws

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UNIT- V

Strategies to combat Refugee Problem

1. Repatriation, resettlement local integration and rehabilitation
2. UNHCR-role

Selected bibliography

- | | | | | |
|------------------------|---|--|------|-----|
| 1. B.S. Chimni | : | International Refugee A Comparative | Case | Law |
| Study, (1997) | | | | |
| 2. Kelly Dawn Calier | : | Who is a Refugee A Comparative | | |
| 3. M.K.BALACHANDRAN, : | | Introduction to International Humanitarian | | |
| Rose Varghese | | Law, (1997) | | |
| 4. Gyy S. Goodwin Gill | : | The Refugee in International Law, (1996) | | |

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PAPER IV INFORMATION TECHNOLOGY LAW (OPTIONAL)

UNIT – I

Preamble and introduction, Definition, Authentication of electronic records

UNIT - II

Electronic governance, attribution acknowledgement and dispatch of electronic records,
Secure electronic records and secure digital signatures

UNIT- III

Regulation of certifying authorities
Digital signature certificates

UNIT – IV

Duties of subscribers, Penalties and adjudication, the cyber regulations appellate tribunal

UNIT – V

Offences, Network Service Providers not to be liable in certain case

Suggested Readings

Prof. S.R. Bhansali	:	Information Technology Act 2000
Srinivas Madhav	:	Right to Information
V.K. Puri's	:	Right to Information (Hindi Edition)
V.K. Puri's	:	Right to information law, Practice and Procedure
Bhatia	:	Handbook on Right to Information Act 2005

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PAPER IV WOMEN AND CRIMINAL LAW (OPTIONAL)

UNIT – I

Introduction – Crime against women, nature, kinds, international commitments

UNIT – II

Rape, sexual harassment of working women in workplace, indecent representation of women – meaning, protection under Indian laws

UNIT- III

Dowry death, assault, unnatural offences- National protections

UNIT – IV

Immoral trafficking, female feticides, kidnapping and abduction- National protections

UNIT – V

Cruelty and Domestic violence against women- National protections

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PAPER IV INTERNATIONAL ENVIRONMENTAL LAW (OPTIONAL)

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. deceleration on right to development

UNIT-IV

Environment Protection Measures VIS A VIS Environment Pollution

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

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- 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. : 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., : Environmental Law, The Economy and sustainable
Development (2000), Cambridge
- 6- Christopher D. stone : Should Trees Have Standing and other Essays on law, Moral and
environment (1996), Oceana
- 7- Leelakrishnan, P. et, al. : Law and Environment (1990), Eastern Lucknow
- 8- Leelakrishnan, P. : The Environment Law in India (1999), Butterworths India
- 9- 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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PAPER V MOOT COURT (CLINICAL COURSE)

In this paper the marks shall be divided in two parts

1 theory (marks 60) this paper should be conducted by University

2 Practical (40) marks

1. Legal Literacy – 10 marks
2. Observance of court – 10
3. Viva – 10 marks