

RAJA SHANKAR SHAH UNIVERSITY CHHINDWARA

B.A. LL.B. SEMESTER – X PAPER I Alternative Dispute Resolution

UNIT-I

1. Arbitration: meaning scope and types
2. Arbitration Agreement- Essentials, Kinds
3. Who can enter into arbitration agreement?
4. Validity
5. Reference to arbitration
6. Interim measures by court

UNIT-II

1. Arbitration Tribunal, Appointment, Jurisdiction of arbitral tribunal, Grounds of challenge, Powers, Procedure, Court assistance
2. Award, Rules of guidance, Form and content, Correction and interpretation
3. Grounds of setting aside an award- Want of proper notice and hearing, Contravention of composition and procedure
4. Impartiality of the arbitrator
5. Bar of limitations, res judicata
6. Consent of parties
7. Enforcement

UNIT-III

1. Appeal and revision
2. Enforcement of foreign awards, New York convention Award, Geneva Convention Awards

UNIT-IV

Conciliation

1. Distinction between “conciliation”, “negotiation”, “mediation”, and “arbitration”.
2. Appointment of conciliator
3. Interaction between conciliator and parties
4. Communication, disclosure and confidentiality
5. Suggestions by parties
6. Resort to judicial proceedings, legal effect
7. Costs and deposit repeal

1. Dr. B.K. Akodia 09/02/2023
2. Dr. Damyanti Kabre 09/02/23
3. Dr. Shweta Anwaranshi
4. Aditya Garg 09/02/23
5. Dr. Sachin Kulkarni

UNIT-V

Rule making Power:-

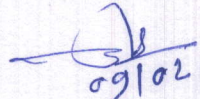
Legal Service Authorities Act


Lok Adalat

Legal camp

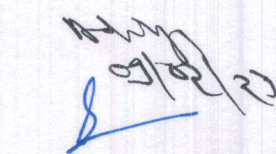
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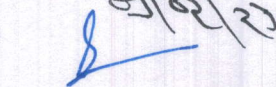
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|----------------|---|--------------------------------------|
| 1. Avtar Singh | : | Arbitration and Conciliation |
| 2. Goyal | : | Arbitration and Conciliation Act |
| 3. अवतार सिंह | : | माध्यस्मि एवं सुलह अधिनियम |
| 4. Shukla | : | Legal remedies |
| 5. Jhabvala | : | Law of Arbitration and Concilliation |

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RAJA SHANKAR SHAH UNIVERSITY CHHINDWARA

B.A. LL.B. SEMESTER- X PAPER II Cyber Law

UNIT-I

Fundamentals of Cyber Law- Jurisprudence of Cyber Law- Overview of Computer and Web Technology- Introduction to Indian Cyber Law- Overview of General Laws and Procedures in India; Freedom of Expression on the Internet: Is it a Global Value? The Internet and the Problems of Geography and Sovereignty

UNIT-II

E-commerce-Legal issues; Electronic Commerce –Digital Signature- Meaning; Creation of Digital Signature; Understanding how digital signatures work, Role in Information Technology; technical issues; legal issues; Crimes relating to digital signature certificates; Case Study – Digital signature fraud; Electronic Contracts; E-taxation, E-banking, online publishing and online credit card payment

UNIT-III

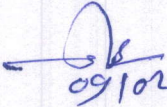
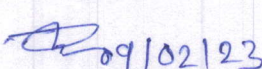

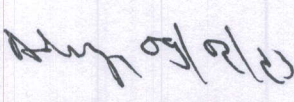

Cyber Crimes -Meaning of Cyber Crimes –Cyber-crimes under IPC, Cr.P.C and Indian Evidence Law - Cyber-crimes under the Information Technology Act,2000 - Cyber-crimes under International Law - Hacking Child Pornography, Cyber Stalking, Denial of service Attack, Virus Dissemination, Software Piracy, Internet Relay Chat (IRC) Crime, Credit Card Fraud, Net Extortion, Phishing etc - Cyber Terrorism - Violation of Privacy on Internet - Data Protection and Privacy ;Concept of Social Networking – Legal Implications of Social Networking

UNIT-IV

Intellectual Property Issues and Cyberspace - The Indian Perspective; Overview of Intellectual Property related Legislation-Copyright law & Cyberspace; Trademark law & Cyberspace; Law relating to Semiconductor Layout & Design

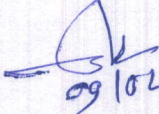
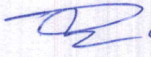

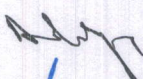

UNIT-V

Information Technology Act, 2000 - Aims and Objects — Overview of the Act – Jurisdiction - Electronic Governance – Legal Recognition of Electronic Records and Electronic Evidence - Digital Signature Certificates - Securing Electronic records and secure digital signatures – Duties of Subscribers - Role of Certifying Authorities - Regulators under the Act -The Cyber Regulations Appellate Tribunal - Internet Service Providers and their Liability – Powers of Police under the Act – Impact of the Act on other Laws.

1. Mr. B.K. Shukla  09/02/2023
2. Dr. Damyanti Kataria  09/02/23
3. Dr. Shweta Anuranshi 
4. Aditya Garg  09/02/23
5. Dr. Sneha Kumari 

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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,

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RAJA SHANKAR SHAH UNIVERSITY CHHINDWARA

B.A. LL.B. SEMESTER – X

PAPER III INDIRECT TAXATION (OPTIONAL)

UNIT – I

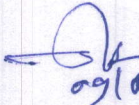
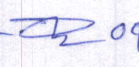
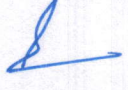
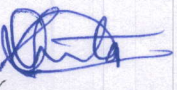

Central Excise Duty
An introduction
Registration
Classification of Goods
Administrative set up of excise duty
Central value added Tax (cenvet)
Excise exemption to small – scale units
Valuation under excise
Calculation of excise duty
Penalties, offences & punishments
Appeals & revision
General procedure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

1. Dr. B.K. Akodia  09/02/2024
2. Dr. Janyanti Kukre  09/12/21 5, Dr. Sneha Kumari 
3. Dr. Shweta Anurawanshi 
4. Aditya Garg  09/02/24

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

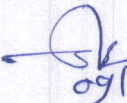
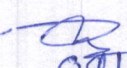

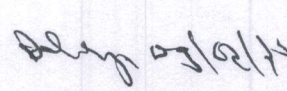

Penalties & prosecutions

Appeals & revisions

Computation of taxable turnover

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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, Taxman Publications.
7. Nani Palkivala: Income Tax, Butterworths Publications.

1. Dr. B.K. Akodia  09/02/2023
2. Dr. Janyanti Kestree  09/02/23
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RAJA SHANKAR SHAH UNIVERSITY CHHINDWARA

B.A. LL.B. SEMESTER – X

PAPER III HUMANITARIAN & REFUGEE LAW (OPTIONAL)

UNIT- I Introduction

1. Origin and Development of International Humanitarian Law
2. Geneva Conventions and Additional Protocols
3. Meaning of “armed conflict” – Common Article 2
4. Non-international armed conflict - Common Article 3 Additional Protocol II of the Geneva Convention

UNIT- II Methods and Means of Warfare

1. General Limitations on the Conduct of War— Limits on the Choice of Methods and Means of Warfare

- i. The principle of prohibition on causing unnecessary suffering, Military Necessity
- ii. Rule of Proportionality
- iii. Principle of Distinction
- iv. Prohibition on the Use of Certain Weapons- Conventional, Chemical, Biological Weapons and Land Mines

2. Contemporary Challenges in IHL

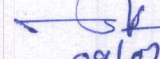
UNIT- III International Criminal Court (ICC)

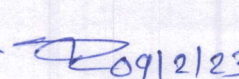
1. International Criminal Court (ICC): Overview

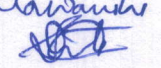
- i. Jurisdiction with respect to Crimes – (i) Genocide; (ii) Crimes against Humanity; (iii) War Crimes; (iv) Aggression
- ii. Basis of Jurisdiction – (i) Jurisdiction *ratione materiae*; (ii) Jurisdiction *ratione temporis*; (iii) Jurisdiction *ratione loci*; (iv) Jurisdiction *ratione personae*
- iii. General Principles of Criminal Law - (i) *Nullum crimen sine lege*; (ii) *Nulla poena sine lege*; (iii) Non-retroactivity *ratione personae*; (iv) Individual criminal responsibility; (v) Exclusion of jurisdiction over persons under eighteen; (vi) Irrelevance of official capacity; (vii) Responsibility of commanders and other superiors; (viii) Non-applicability of statute of limitations; (ix) Mental element


- iv. Defences/Grounds for excluding criminal responsibility - (i) Mental incapacity; (ii) Intoxication; (iii) Self-defence; (iv) Duress and necessity; (v) Mistake of fact or mistake of law; (vi) Superior orders and prescription of law.

2. India's Stand on the ICC

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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


UNIT- V Solution to Refugee's Problem

1. Burden Sharing
2. Extradition of Refugee
3. Voluntary Repatriation,
4. Naturalization
5. Re-settlement in Third Country
6. UNHCR-role

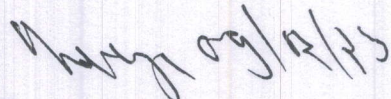
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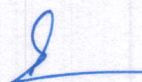
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2. Kelly Dawn Calier, Who is a Refugee A Comparative
3. M.K. BALACHANDRAN, Rose Varghese, Introduction to International Humanitarian Law, (1997)
4. Gyy S. Goodwin Gill The Refugee in International Law, (1996)
5. Rupert Ticehurst, The Martens Clause and the Laws of Armed Conflict V.S.Mani (ed.), Handbook of International Humanitarian Law in South Asia (2007)

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RAJA SHANKAR SHAH UNIVERSITY CHHINDWARA

B.A. LL.B. SEMESTER – X

PAPER IV WOMEN AND CRIMINAL LAW (OPTIONAL)

UNIT – I Position of Women in India and Crime against Women

Pre independence period

Post- Independence Period

Constitutional protection to women- Preamble, Fundamental rights Directive principal is of State policy

National Commission of women Act, 1990

Status of women and crime

theories of female criminality

Nature and causes of Crime against female

UNIT – II Sexual wrongs against Women

Rape,

Law relating to sexual harassment of working women in workplace,

indecent representation of women – meaning, protection under Indian laws

Indian Penal Code (with all amendments)- Outraging the modesty of women;

Rape -Custodial, gang Rape; Unnatural offences; Prostitution ; Causing of Miscarriage of

Injuries to Unborn Children Kidnapping and Abduction; Public Servant disobeying direction

under law – Sec 166A IPC and Punishment for non-treatment of victim - Sec 166B IPC ;

Sexual abuse of Children(POCSO)

UNIT- III Offence Related Marriage

- S. 493 to 498-A of I.P.C.- Bigamy; Adultery; Cruelty by Husband and Relatives of Husband, Honor killing, I.P.C.-Abetment of Suicide (Sec 306);

UNIT – IV

Assault, unnatural offences- National protections

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

UNIT – V

Dowry Death (Sec 304B) Dowry Prohibition Act,1961

Protection of women from Domestic Violence Act,2005(Live-in Relationships and Legal Protection)

The Prohibition of Child Marriage Act, 2006

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- Purvi Ramakant, Handbook on Criminology, [2006] Dominant Publishers and Distributors, New Delhi.
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- Rao Mamta., Law Relating to Women and Children, 4th Edition [2018], Eastern Book Company, Lucknow
- Gour K.D., A Textbook on Indian Penal Code, 7th Edition [2020], Universal / Lexis Nexis Publications
- Ratanlal and Dhirajlal, The Code of Criminal Procedure, [2006], Lexis Nexis, Butterworths Wadhawa, Nagpu

1. Dr. B.K. Akodia 09/02/2023

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RAJA SHANKAR SHAH UNIVERSITY CHHINDWARA

B.A. LL.B. SEMESTER – X

PAPER IV COMPARATIVE 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 areas
- IV. Organization of pre-cutting 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

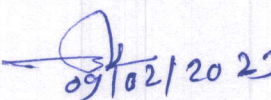
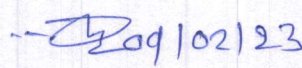
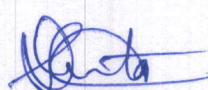

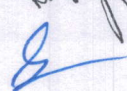
- I. The accusatory system of trial and the inquisitorial system
- II. Role of the judge, the prosecutor and defence attorney in the trial
- III. Admissibility and inadmissibility of evidence
- IV. Expert evidence
- V. Appeal of the court in awarding appropriate punishment
- VI. Plea bargaining

UNIT - IV 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

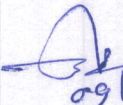
UNIT - V Preventive Measures in India

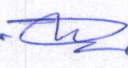
- I. Provisions in the Criminal Procedures Code
- II. Special enactments

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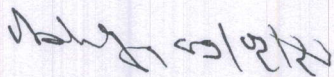
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5. Patric Devlin, The Criminal prosecution in England
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8. Sanders & Young, Criminals justice (1994)
9. Chritina Van Den Wyngart, Criminal procedure systems in Euriopean Community Josel Samaha, Criminal procedure (1997), west
10. Criminal procedure code ,1973
11. The French code of Criminal procedure
12. 14th and 41st reports of Indian Law commission

1. Dr. B. K. Akodia  09/02/2023

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RAJA SHANKAR SHAH UNIVERSITY CHHINDWARA

B.A. LL.B. SEMESTER – X

PAPER V MOOT COURT (CLINICAL COURSE)

Note: 1. Three components of 30 marks each and viva for 10 marks shall be conducted by University.

2. Each component and viva-voce examination of this paper will be conducted by a panel of two examiners out of which one external examiner shall be appointed by the examination committee of the University and Internal examiner who may be Law Experts may be appointed by the Principal/Director/Head of the Institution concerned. The remuneration shall be as per Raja Shankar Shah University norms.

3. (a) Moot Court (30 Marks). Every student will be required to participate in moot courts in a year. The moot court work will be on assigned problem.

(b) Observance of Trial in two cases, one Civil and one Criminal (30 marks):

Students may be required to attend two trials in the course of the last two or three years of LL.B. studies. They will maintain a record and enter the various steps observed during their attendance on different days in the court assignment. This scheme will carry 30 marks.

(c) Interviewing techniques and Pre-trial preparations and Internship diary (30 marks):

Each student will observe two interviewing sessions of clients at the Lawyer's Office/Legal Aid Office and record the proceedings in a diary, which will carry 15 marks. Each student will further observe the preparation of documents and court papers by the Advocate and the procedure for the filing of the suit/petition. This will be recorded in the diary, which will carry 15 marks.

(d) The fourth component of this paper will be Viva Voce examination on all the above three aspects. This will carry 10 marks

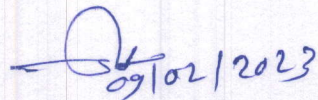

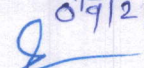
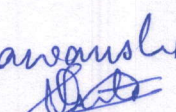
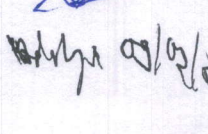
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2. Amita Danda: Moot Court for Interactive Legal Education, Gogia Law Agency, Hyderabad.

3. Blackstone's: Books of Moots, Oxford University Press.

4. Mishra: Moot Court Pre-Trial Preparation and Participation in Trial Proceedings, Central Law, Allahabad.

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