

CHHINDWARA UNIVERSITY, CHHINDWARA

LL.B. PART-I, SEMESTER-I, PAPER-I

FORMATION OF CONTRACT (CONTRACT- I)

(Session 2020-21 and onwards)

Maximum marks : 80

UNIT-I Introduction


1. History, nature and Scope of Law of Contracts.
2. Agreement and contract: definition, elements and kinds of contract.
3. Proposal and acceptance, Communication of the Revocation of Proposal and Acceptance
4. Consideration, Doctrine of Privity of Contract

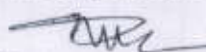
UNIT-II Capacity to contract

1. Free consent: Minors, Persons of Unsound Mind and Others Disqualified by Law, Nature and Effects of Minor's Agreements; Doctrine of Restitution.
2. Undue Influence
3. Misrepresentation
4. Fraud
5. Mistake
6. Unlawful Considerations and objects
7. Fraudulent

UNIT-III: Void and Voidable agreements

1. Injurious to person or property
2. Immoral
3. against public policy
4. Void and voidable agreements
5. Contract without consideration
6. Agreements in restraint of marriage, trade etc.


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7. Contingent contract, wagering contract and its exception.

UNIT-IV Contractual Obligations

1. Contractual obligations
2. Discharge of Contract: Discharge by Performance, Discharge by Breach, Including Anticipatory Breach, Discharge by Agreement, Discharge by Impossibility of Performance with Particular Reference to English Law Doctrine of Frustration
3. Damages, remoteness of damages, ascertainment of damages
4. Government Contracts
5. Quasi Contractual obligation

UNIT-V Specific Relief Act, 1963(as Amended By Act of 2018)

1. Specific performance of contract
2. Contract that can be specifically enforced & that can't be enforced
3. Persons against whom specific enforcement can be ordered
4. Rescission and cancellation
5. Injunctions-temporary, perpetual, mandatory, obligatory
6. Declaratory Decree.
7. Substituted contract (20, 20 A, B, C)


Leading Cases:

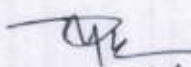
1. Satyabrata Ghose v/s Mugneeram Bangur.(1954 AIR 44)
2. Carlill v Carbolic Smoke Ball Co [1893] 1 QB 256 (CA)
3. Mohori Bibee v. Dharmodas Ghose (1903) 30 Cal. 539

Selected Bibliography –

1. Beasten (ed.) Anson's Law of Contract (27 ed. 1998).
2. P.S. Atiya, Introduction to the Law of Contract 1992 reprint (Claredon Law Series).
3. Avtar Singh, Law of Contract (2000) Eastern, Lucknow.
4. G.C. Cheshire, and H.S. Fifott and M.P. Furmston, Law of Contract

5. (1992) ELBS with Butterworth's.
6. M. Krishnan Nair, Law of Contracts, (1998).
7. G.H. Treitel, Law of Contracts, Sweet & Maxwell (1997 reprint).
8. R.K. Abhichandani, (ed.) Pollock & Mulla on the Indian Contract and
9. the Specific Relief Act (1999) Tripathi.
10. Banerjee, S.C. Law of Specific Relief (1998), Universal.
11. Anson, Law of Contract (1998), Universal.
12. Dutt on Contract (2000), Universal.
13. Anand & Aiyer, Law of Specific Relief (1999), Universal.
14. Kailash Rai, Contract I & Specific Relief Act.


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CHHINDWARA UNIVERSITY, CHHINDWARA

LL.B. PART-I, SEMESTER-I, PAPER-II

INDIAN CONSTITUTION (CONSTITUTIONAL LAW-I)

(Session 2020-21 and onwards)

Maximum marks : 80

UNIT-I Introduction

1. Preamble
2. Nature of Indian Constitution
3. Characteristics of federalism
4. Unitary form of Government.

UNIT-II Citizenship, Fundamental Rights

1. Citizenship
2. State
3. Fundamental Rights - General: Scheme of Fundamental Rights, Who can Claim Fundamental Rights: Against whom Fundamental Rights are Available? Suspension of Fundamental Rights.
4. Fundamental Rights – Fundamental Rights - Specific: Special Emphasis shall be Placed on the Following Rights:
 - (a) Right to Equality (Articles 14 to 18)
 - (b) Right to Freedom of Speech and Expression (Article 19(1))
 - (a)
 - (c) Right to Life and Personal Liberty (Article 21, 22, 23, 24)
 - (d) Right to Freedom of Religion (Articles 25 to 28)
 - (e) Cultural and educational rights.
5. Right to constitutional remedies

UNIT-III Fundamental duties, Directive Principles

1. Directive Principles of State policy.
2. Inter relationship between fundamental rights and directive principles.
3. Fundamental duties.

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UNIT-IV Union Executive, Legislature and Judiciary

1. Union Executive – the President; his Powers and Position including Ordinance Making Power, Vice President
2. Union Legislature – Organization, Procedure regarding Enactment of Legislation, Parliamentary Privileges.
3. Union Judiciary – Supreme Court; Composition and Jurisdiction

UNIT-V State Executive, Legislature and judiciary


1. State Executive – Governor; his Powers and Position including Ordinance Making Power,
2. State Legislature – Vidhan Sabha – Vidhan Parishad
3. State Judiciary – High Court; Composition and Jurisdiction

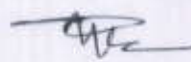
Leading Cases:

1. Maneka Gandhi v. Union of India, 1978 AIR 597,
2. Indra Sawhney v. Union of India and Others, AIR 1993 SC 477
3. State of Bombay v. FN Balsara AIR 1951 SC318.

Selected Bibliography –

1. V.N. Shukla, Constitution of India
2. J.N. Pandey, Constitutional law of India
3. D.D. Basu, Constitution of India
4. M.P. Jain, Constitution of India
5. H.M. Seervai, Constitution law of India (Vols. 3)
6. Lippman, Constitution law
7. Kauper, Constitution law Cases and Materials
8. Woll, Constitution law Cases and Comments
9. Basu, Select Constitutions of the World
10. Carwin, Constitution of U.S.
11. Lane, An Introduction to the Constitution law.
12. Kailash Rai, Constitutional Law of India


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CHHINDWARA UNIVERSITY, CHHINDWARA
LL.B. PART-I, SEMESTER-I, PAPER-III
LAW OF TORTS
(Session 2020-21 and onwards)

Maximum marks : 80

Unit-I Evolution, Definition, Nature and Scope of Torts.

1. It's Development by Courts in England and India.
2. A Wrongful Act - Legal Damage
 - a) Damnum Sine Injuria
 - b) Injuria Sine Damno
3. Joint and Several Tort Feasors
4. Tort distinguished from Crime and Contract

Unit-II General Defences in Torts:

1. Volenti Non Fit Injuria,
2. Act of God,
3. Inevitable Accident,
4. Statutory Authority
5. Necessity, private and public

UNIT- III

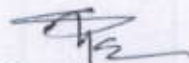
1. Vicarious Liability with Special Reference to Master's Liability for Acts of Servant.
2. Defamation
3. Malicious Prosecution
4. Affecting Immovable Property - Trespass to Land.
5. Absolute and Strict Liability.
6. Torts based on Intentional Wrong-Doing.
7. Affecting Person - Assault, Battery and False Imprisonment.
8. Remoteness of Damage
9. Torts based on Intentional and Negligent Wrong-Doing
 - (a) Nervous Shock
 - (b) Nuisance

UNIT IV: Consumer Protection Act, 2020

1. Concept and definition of consumer and service
2. Rights of consumers



(Mr. B. K. Aravalia)



(Dr. Damyanti Kataria)

3. Unfair trade practices
4. Central Consumer Protection Authority.
5. Penalties & Consumer Dispute Redressal Commission and Its Jurisdiction.

UNIT V: Motor Vehicle Act, 1988 (as Amended by the Act of 2019)


1. Types of accident, at road intersections, Collision, involving children, excessive speed, in floods, pedestrian, running over cyclist and hit and run case.
2. Compensation and Right to just Compensation
3. Claims and Claim Tribunal- Composition, Powers, Procedure and appeal against its orders.
4. Liability- Insurance Company, Third Party, Vicarious Liability, Fault and no Fault liability, Right to Fixed compensation

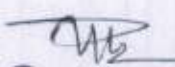
Leading cases:

- Rylands v. Fletcher [1868] UKHL
- Donoghue v. Stevenson [1932] UKHL
- Kasturilal Ralia Ram V. The State of Uttar Pradesh AIR 1965 S 1039

Selected Bibliography –

1. Salmond and Hueston- On The Law of Torts (2000) Universal Delhi
2. D.D. Basu, The Law Of Torts (1982), Kamal, Calcutta.
3. B.M. Gandhi, Law Of Tort (1987), Eastern, Lucknow
4. P.S. Achuthan Pillai, The Law Of Tort, Eastern Lucknow
5. Ratanlal and Dhirajlal's: The Law of Torts (1997) Univearsal Delhi
6. Dr Basantilal Babel, Law of Tort


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CHHINDWARA UNIVERSITY, CHHINDWARA

LL.B. PART-I, SEMESTER-I, PAPER-IV

LAW OF CRIMES I (INDIAN PENAL CODE)

(Session 2020-21 and onwards)

Maximum marks : 80

UNIT-I: General

1. Concept of crime
2. Distinction between crime and other wrongs
3. Salient features of the I.P.C.
4. Applicability of I.P.C.- territorial and personal
5. Types of Punishment in IPC:- Death, Imprisonment- for life, with hard labour, simple imprisonment, Forfeiture of property, Fine

UNIT-II: Element of Criminal Liability

1. Essential elements of crime: Actus Rea, Mens rea- evil intention
2. Recent trends to fix liability without mens rea in certain socio-economic offences
3. Act in furtherance of guilty intention- common object
4. Factors negating guilty intention
5. Definition of specific terms

UNIT-III: Group liability

1. Common Intention
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 offence



(Dr. S.K. Aradia)



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9. General Exceptions: Mental incapacity, Minority, Insanity, Medical and legal insanity, Intoxication, Private defence- justification and limits, When private defence extends to causing of death to protect body and property, Necessity, Mistake of fact
10. Offences Relating to State.
11. Contempt of Lawful Authority.

UNIT-IV: Offences Relating to Human Body

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

Unit-V: Offences against Property.

1. Theft
2. Robbery, Dacoity
3. Cheating
4. Extortion
5. Mischief
6. Criminal misrepresentation and criminal breach of trust
7. Offences relating to Documents and properties.

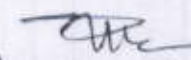
Leading Cases:

1. Amjad v. State of MP. AIR 1952 SC 165
2. K.M. Nanavati v. The State of Maharashtra, AIR 1962 SC 605
3. Mehboob Shah v. Emperor, AIR 1945PC 118 (1984) 2 SCC 183

Select Bibliography:

1. K.D. Gaur, Criminal Law: Cases and Materials (1999), Butterworths, India
2. Ratanlal-Dhirajlal, Indian Penal Code (1994 reprint)
3. K.D. Gaur, A Text Book on the Indian Penal Code (1998), Universal Delhi



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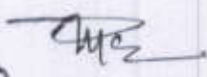

(Dr. Damyanti Kulkarni)

4. P.S. Achuthan Pillai, Criminal Law (1995) Eastern, Lucknow

5. Hidaythulla, M., et.al. Ratanlal and Dhirajlal, The Indian Penal Code (1994 reprint), Wadhwa & Co. Nagpur

6. B.M. Gandhi, Indian Penal Code (1996), Eastern Nagpur


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CHHINDWARA UNIVERSITY, CHHINDWARA

LL.B. PART-I, SEMESTER-I, PAPER-V

FAMILY LAW I (HINDU LAW)

(Session 2020-21 and onwards)

Maximum marks : 80

UNIT-I: Introduction

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

UNIT-II: Marriage and Divorce

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

UNIT-III: Hindu Undivided Family


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

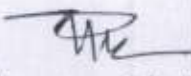
UNIT-IV: Gift, Wills and Adoption

1. Gifts, wills.
2. Hindu adoption and maintenance Act, 1956 (Complete Act).
3. Hindu Minority and Guardian Ship Act, 1956 (Complete Act).

UNIT-V: Inheritance

1. General rules of Succession


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2. Disqualification relating to Succession
3. Hindu Succession Act, 1956
4. Religious Endowment.


Leading Cases:

1. GOI v. Sree Ram Bohra & Others (AIR1965 SC 1531)
2. Dr. N.G. Dastane vs Mrs. S. Dastane AIR 1975 SC 1534,
3. SMT Pratibha rani v. Suraj kumar AIR 1985 SC 687
4. Savan Ram v. Kalawanti & Others (AIR 1969 SC 1761)
5. Laxman Uttam Chand Kriplani v. Meena (AIR 1964 SC 40)

Selected Bibliography

1. Basu, N.D. Law of Succession (2000), Universal.
2. Kusum, Marriage and Divorce Law Manual (2000), Universal.
3. Manchanda, S.C. Law and Practice of Divorce in India (2000), Universal.
4. P.V. Kane, History of Dharmasastra Vol. 2 pt. 1 at 624-632 (1974).
5. Kuppaswami (ed.) Mayne's Hindu Law and Usage Ch. 4 (1986).
6. B. Sivaramaya, Inequalities and the law, (1985).
7. K.C. Daiya, "Population control through family planning in India." Indian Journal of Legal Studies, 85 (1979).
8. J.D.M. Derrett, Hindu Law: Past and Present.
9. B.M. Gandhi – Hindu Law
10. Paras Diwan, Law of Intestate and Testamentary Succession (1998), Universal.


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CHHINDWARA UNIVERSITY, CHHINDWARA

LL.B. PART-I, SEMESTER-I, PAPER-VI

PUBLIC INTERNATIONAL LAW

(Session 2020-21 and onwards)

Maximum marks : 80

The course shall comprise of the following:

UNIT I

- 1 Definition and nature of International Law.
- 2 Origin and Development of International Law including its Codification.

UNIT II

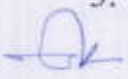
1. Sources of International Law.
 - a. Custom
 - b. International Conventions
 - c. General Principles of Law
 - d. Judicial Decisions and Juristic Works
2. Subjects of International Law

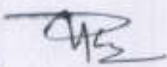
UNIT III

1. Relations between International Law and Municipal Law
 - (a) Theories of Relationship
 - (b) Indian and British Practices
2. Recognition in International Law:
 - (a) Concept, kind and Theories
 - (b) Legal Consequence of Recognition.

UNIT IV

1. State Territory: (a) Law of the Sea, (b) Air space
2. Jurisdiction: (a) Territorial Jurisdiction (b) Extraterritorial Jurisdiction
3. Asylum and Extradition


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4. Pacific Settlement of International Disputes

UNIT V: International Organization

1. Concept and Nature of International Organization; Progress of Mankind towards International
2. The League of Nations: General Provisions, Organs of the League - Assembly, Council, Secretariat; Causes of the Failure of the League.
3. A Comparative View of the League Covenant and the U.N. Charter.
4. The United Nations: Genesis and Creation, Purposes and Principles, Membership, Legal Capacity, Privileges and Immunities
5. The U.N. Organs: Their Composition; Power and Functions.

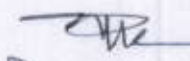
Leading case:

1. Corfu channel case ICJ reports, 1949, p.4
2. S.S. Lotus Case 1927
3. Anglo- Norwegian Fisheries Case 1951 ICJ Rep. 166

Selected Bibliography

- J.G. Starke: Introduction to International Law.
- S. K. Kapoor: International Law
- Oppenheim: International Law
- H. O. Agarwal: International Law & Human Rights


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