

B.A.LL.B. (HONOURS) COURSE DESIGN 2009

FIRST SEMESTER COURSE DESIGN

1.1	ENGLISH-I	LANGUAGE
1.2	POLITICAL SCIENCE-I	MAJOR
1.3	ECONOMICS-I	MINOR
1.4	SOCIOLOGY-I	MINOR
1.5	LAW OF TORT INCLUDING MV ACCIDENT & CONSUMER PROTECTION LAWS	COMPULSORY LAW PAPER
1.6	LAW OF CONTRACT	COMPULSORY LAW PAPER

(1.2)

Political Science

Paper –I

1. What is Politics---- Approaches to the status of Politics ; Traditional , Modern , Marxist, Feminist.
2. Political Science and Allied Studies : Politics and History, Politics and Sociology, Politics and Economics, Politics and Jurisprudence.
3. Theories of the origin and nature of the State: Define origin of theory, Social Construct Theory, Evolutions Theory, Marxist Theory.
4. Sovereignty of the State : monism and pluralism changing concept of Sovereignty in the context of Globalization
5. Forms of government- Parliamentary, Presidential, Unitary and federal, democracy and Dictatorship.
6. Organs of government: Executive, Legislature, Judiciary -functions, changing role.
7. Political party, Interest group, Public opinion, role in a democracy.
8. Rights , Duties , Liberty, Equality, Law, Justice, Obligation –Basic concepts and their inter relations.

Texts: Politics. Andrew Heywood.
Political Theory. Amal Roy
Mohit Bhattacharya.(World Press)

(1.3)

Economics Paper –I (Microeconomics)

Economics and Law

Basic Concepts in Economics – Human wants, Utility, Commodity – value, Price-Income, wealth, - Production – Consumption – Factors of Production – Equilibrium – Market.

Household Behaviour – Consumption

Marshallian Analysis: Law of Diminishing Marginal Utility – Equi-Marginal Utility- Consumer's Surplus – Optional Purchase- Derivation of Demand Curve – Market Demand Curve – Law of demand – Demand Elasticity, Income Elasticity and Cross Elasticity.

Cardinalism and Ordinalism

Hicks-Allen Indifference Curve Analysis:

Properties of Indifferent Curves – Budget Line – Optional Purchase – Condition of Equilibrium – Substitution Effect, Income Effect, Price Effect.

Behaviour of the Firm: Production and Costs

Production Function – Laws of Variable Proportion and returns to Scale.

Costs: Accounting Costs and Opportunity Costs – Short and Long run Costs Curves – Average and Marginal Costs Curves – Supply Curve.

Revenue: Average Revenue, Marginal revenue - relation with Elasticity of Demand.

Profit Maximizing Output: Break-Even Point and Shut-Down Point in the Short Run

Market and Pricing

Market and Monopoly – Pricing under perfect competition – Monopoly Pricing – Discriminating Monopoly – Features of Monopolistic Competition and Oligopoly.

Factor Pricing

Marginal Productivity Theory- Theories of Rent – Theories of Wages - Loanable Fund Theory and Liquidity Preference Theory of Rate of Interest – Profit as a reward of risk and uncertainty.

Suggested Text:

I.P. Samuelson and W. Nordhams – Economics

(1.4)

Sociology –I

1. Definition, Nature and Scope of Sociology.
Relationship between Law and Sociology.
2. Basic Concepts- society, community, association, culture, customs, norms and values, Sanction, folkways, institution.
3. Socialization- concepts and meaning, stages of socialization and agencies.
4. Social Stratification- concepts, types, Linear and Cyclical theories.
5. Social Control- meaning, types and agencies with emphasis on law.
6. Social Institutions and Law
 - Marriage (meaning, forms of marriage and functions).
 - Kinship (meaning, types, degrees, kinship terms, kinship usages).
7. Social Groups- Definition and Characteristics, types.
8. Village- features, growth, characteristics of Indian Village and changes in village community.

1.5 Torts and Consumer Protection Laws

Group-A (Answer any four question out of eight given choices)

Torts and Tortious Liability

1. Introduction

- Definition and nature of tortious liability
- Constituents of Tort
- Tort distinguished from contract, quasi-contract crime

2. Principles of liability in tort

- Elements - Mental elements –Malice , negligence, motive, malfeasance,
- Fault –Damnum sine injuria and Injuria sine damnum,

3. Justifications in tort

- General defences

4. Liability for torts committed by others

- Vicarious liability
 - Principal and Agent
 - Master and servant
 - Partners
 - Liability of the state
 - Doctrine of Sovereign Immunity
 - Joint torts-feasers

5. Specific Torts:

Nuisance

- Kind of nuisance
- Essentials of tort of nuisance
- Defences

Negligence

- Essentials of tort of negligence
- Proof of negligence: res ipsa loquito
- Nervous shock
- Contributory negligence

Trespass to reputation (Defamation)

- Libel and slander
- Essentials of defamation
- Defences

Rule of Strict and Absolute Liability.

- The rule of strict liability
- Exception to the rule
- The rule of absolute liability as developed by Indian Judiciary.

6. Liability without fault under the M.V. Act, 1988

- Sections 140, 141 ,142

1.5 Torts and Consumer Protection Laws

Group – B (Answer any tow questions out of four given choices) (2×10=20 marks)

Consumer Protection Act, 1986

Definitions – Consumer , Complaint ,Complainant, Consumer dispute , Goods, Service, Unfair trade practice

- Consumer protection Councils- objects
- Consumer Disputes Redressal Agencies
- Composition , Jurisdiction, Powers and Procedure of District Consumer Forum.
- State Commission
- National Commission
- Appeals

1.6 Law of Contract

(Answer any five questions out of ten given choices)

General principles of contracts The Indian Contract Act, 1872

1. General

- Definitions

2. Elements of contract

- Agreement
 - Proposal and Acceptance
 - Offer and invitation to an offer
 - Communication and revocation of proposal and acceptance
- Consideration
 - Definition
 - Requirement of consideration in a contract
 - Exceptions of consideration u/s 25
 - Inadequacy of consideration
 - Privity of Contract and of Consideration
 - Views of the Law Commission of India
- Capacity to contract
 - Minor
 - Person of unsound mind
 - Person disqualified by law

- Free consent
 - Factors vitiating free consent
 - Coercion
 - Fraud
 - Undue influence
 - Misrepresentation
 - Mistake
- Legality of object

3. Contingent Contract and Wagering Agreement

4. Discharge of Contract-

- By Performance
- By Impossibility of Performance
- By Agreement
- By Breach
- Consequences of Breach of Contract

5. Damages for Breach

- Remoteness of Damages
- Measure of Damages
- Section 73 of the Act

SECOND SEMESTER COURSE DESIGN

1.1	ENGLISH-II	LANGUAGE
1.2	POLITICAL SCIENCE-II	MAJOR
1.3	ECONOMICS-II	MINOR
1.4	SOCIOLOGY-II	MINOR
1.5	SPECIAL CONTRACT	COMPULSORY LAW PAPER
1.6	FAMILY LAW-I	COMPULSORY LAW PAPER

(2.1)

General English-II
(Written examination)

1. The Merchant of Venice
Shakespeare

a) Non- detailed study:

Act-I, Sc iii
Act III, Sc. iii

Phraseology & vocabulary from the said scenes - meaning in modern English
Class teaching: reading & interpretation; Shakespearian phraseology & vocabulary----- its equivalent in modern English

b) Detailed study:

Act IV, Sc I (Trial scene)



Context questions: 2Q:

(Extracts from the scene & brief questions. Answers to be limited to 3 to 5 simple sentences)



Characterization: 1Q :

2. Justice

John Galsworthy

a) 2 questions with alternatives:

Nature of the play; Significance of the title; Galsworthy as dramatist; Scene analysis; Character sketch; any other as decided



Context questions:

(Extract from play & short Qs.)

(2.2)

Political Science

Paper II

1. Making of the Constitution : Constitution Assembly of India.
2. The Philosophy of the Constitution: The Preamble.
3. Outstanding Features of our Constitution.
4. Citizenship.
5. Fundamental Rights + Fundamental Duties
6. The Union Executive : The President, The Prime Minister
7. The Union Legislature: Parliament
8. The Judicature : The Supreme Court, The High Court
9. The Government of States : Governor, Chief Minister.
10. Local Government : Panchyats , Municipalities
11. Party System – Features and Trends

Suggested Books

Introduction to The Constitution of India: D.D.Basu

(2.3) Economics Paper II (Macro Economics)

Circular Flow of Income – Withdrawal and Injections – Equilibrium.

National Income – Concepts – Measurement of National Income.

Determination of National Income – Aggregate Demand and Aggregate Supply – Equilibrium Level of Output and Employment Consumption Function – Investment Multiplier – Investment Function – Acquisition Principle.

Money:

Forms of Money – Functions- supply of Money – Demand for Money, Quantity Theory of Money. Inflation – Demand Pull and Cost Push Inflation – Phillips Curve – Control of Inflation.

Commercial Bank – Functions – Creation of Money

Central bank- Functions – Control of Commercial Bank

International Trade and Finance:

Theory of Comparative Cost - Gains from Trade- terms of Trade – Balance of Trade and Balance of Payments – Remedies for Deficit Balance of Payments . IMF, World Bank, TO.

Public Finance: Budget – Sources of Government Revenue – Principles of Taxation – Direct Tax and Indirect tax – Impact, Shifting and Incidence of Tax – Tax Rate and Tax Revenue: Laffer – Curve - Public Debt – Burden of Debt- Deficit Financing.

Suggested texts:

- 1) Richard G Lipsey – An Introduction to Positive Economics (7th Ed), ELBS

(2.4)

Sociology-II

1. Indian Society- (a) Pre-British and (b) Post-British period.
2. Family- Definition, types, functions, Joint family -its changing role in modern India; industrialization and family change.
3. Caste system- nature, function, origin of caste, caste and politics, concepts of dominant caste.
4. Tribes- Nature, type, problems of assimilation, tribe -caste continuum.
5. Industrialization- Growth of industries, its impact on society, industrialization, modernization and globalization.
6. Social Problems- Nature, approaches, social disorganization, juvenile in conflict with law, family disorganization, marital disorganization, social causes of legal consequences of divorce, child abuse, domestic violence and trafficking of women.
7. Village powers structure (Panchayati Raj System).
8. Rural Development.
9. Agrarian Structure in India.
10. Current sociological issues; ethnic violence; communalism & secularism and terrorism.

2.5

Special Contracts

Group – A : Answer any two questions out of four given choices :

The Indian contract Act ,1872

- Agency
 - Definition and essentials
 - Creation of Agency
 - Relation of Principal and Agent – Rights and Duties of agents
 - Relation of Principal with third Party – Agent’s Authority
 - Personal liability of Agent – rectification
 - Determination of Agency
- Bailment
 - Definition and essential features
 - Duties of bailer and bailee
 - Rights of bailee
- Indemnity
 - Definition and nature
 - Extent of liability
 - Commencement of liabilities
- Guarantees
 - Definitions and essential features
 - Extent of Surety’s liability
 - Discharge of Surety from liability
 - Rights of Surety.

Group –B: Answer any two questions

The Indian Partnership Act, 1932

General

- Definition and nature of Partnership.
- Essential elements of Partnership
- Different kinds of Partner.

Formation of partnership

- Registration of firm – Consequences of non - registration.

Rights and liabilities of Partners

- Mutual relationship between partners
- Authority of Partner

Admission and Outgoing of Partners

Dissolution of Firms

- Grounds
- Consequences

Group –C: Answer any one questions

The Sale of Goods Act, 1930.

- General

- Definitions – Buyer, Seller, Goods
- Essential of Sale, Sale and Agreement to sell.
- Conditions and warranties – Doctrine of Caveat Emptor.
- Transfer of ownership.
 - Passing of Property
 - Transfer of title by non- owner
- Performance of Contract of Sale – Delivery
- Rights of liabilities of Buyers and Sellers.
 - Right of Unpaid Seller of goods.
 - Lien and stoppage in transit.

2.6

Family Law –I

Answer any five questions out of ten given choices :

1. Introduction

- Nature and scope Hindu Law
- Applicability of the Hindu Law – Who are Hindus?
- Sources of Hindu Law

2. Marriage and Matrimonial Causes

(a) Marriage

- Nature of Marriage among Hindus
- **The Hindu Marriage Act, 1955.**
 - Conditions of a Valid Marriage (S-5)
 - Ceremonies (S-7)
 - Registration (S-8)
 - Void and voidable marriage- children of void and voidable marriage (Ss-11,12)
 - Restitution of conjugal right (S-9)
 - Judicial separation (S-10)

(b) Divorce (Ss- 13, 13A, 13B, 14, 15, 16 ,17)

- Grounds of Divorce
- Divorce by mutual consent

(c) Maintenance and alimony (Ss-24,25)

3. Adoption and Maintenance:

Hindu adoption and Maintenance Act, 1956

- Requisites of valid adoption (Ss-6-11)
- Effects of adoption. (S-12)

- Maintenance of wife, widowed daughter-in-law, children and aged parents and dependants (Ss-18-22)
- Amount of maintenance (Ss-23-25)

4. Minority and Guardianship :

The Hindu Minority and Guardianship Act, 1956

- Natural guardians – Powers (Ss 6-8)
- Testamentary guardians – Powers (S-9)
- De facto guardians – (S-11)
- Incapacity (S-10)

5. Succession :

The Hindu Succession Act, 1956.

- Rules of succession in the case of males (S-8-12)
- Rules of succession in the case of females (S-15)
- General provisions relating to succession
 - Full blood preferred to half blood (S-18)
 - Right of child in womb (S-20)
 - Presumption in case of simultaneous deaths (S-21)
 - S.23-24 Repealed by the Amendment of the Act 2005
 - Disqualifications for succession (Ss,25-28)

The Special Marriage Act, 1954 :

- Condition for solemnization of marriage (S-4)
- Procedure for solemnization of marriage (Ss,5-16)
- Registration of marriage solemnized in other forms (Ss-15,18)
- Consequence of marriage under the Special Marriage Act (Ss -19-21A)
