

CONSTITUTIONAL LAW- I

UNIT-I: Constitutional Philosophy

- Preamble
- **Meaning and Scope of Fundamental Rights**
- **Directive Principles of State Policy and Fundamental Rights**
- Fundamental Duties and Fundamental Rights

UNIT-II: Right to Equality

- Equality before Law (Article 14)
- **Prohibition on grounds of Religion, Race, Caste, Sex, Place of Birth (Article 15)**
- **Equality of opportunity in public employment (Article 16)**

UNIT-III: Right to Freedom

- Basic freedoms (Article 19)
- **Freedom of Speech and expression (Article 19(1) (a))**
- **Reasonable restrictions under Article 19**
- Protection against Ex-post facto Law, Double jeopardy, Self Incrimination (Article 20)

UNIT-IV: Right to Life and Personal Liberty

- **Right to life and personal liberty (Article 21)**
- **Due Process of Law and Procedure Established by Law**
- **Maneka Gandhi and thereafter**
- Safeguards against arbitrary arrest and detention (Article 22)

UNIT-V: Right to Religion, Minority Rights and Remedies

- **Freedom of Religion (Articles 25-28)**
- **Cultural and Educational Rights of Minorities (Articles 29-30)**
- Constitutional Remedies (Articles 32)

REFERENCES:

1. H.M.Seervai, *Constitutional Law of India*, Universal Law Publishing Co.Pvt.Ltd. New Delhi.
2. M.P. Jain, *Indian Constitutional Law* Wadhwa, Nagpur.
3. M.P.Singh (Ed) V.N.Shukla, *Constitutional Law of India* Eastern Book Co, Lucknow.
4. Udai Raj Rai, *Fundamental Rights and their Enforcement*, PHI Learning Pvt Ltd.

Dr. Ram Manohar Lohiya National Law University

Lucknow

B.A.LL.B.(H) IIIrd Semester

CONTRACT ACT-II

Syllabus

UNIT-I: Contract of Indemnity and Guarantee

- Definition and Meaning
- Distinction: English and Indian Law
- Distinction between Indemnity and Guarantee
- Distinction: Pledge, Hypothecation, Bailment, Lien and Mortgage
- Rights of indemnity holders and Indemnifier
- Essential of a contract of guarantee
- Rights of a surety, Liability of a surety

UNIT-II: Contract of Bailment, Pledge and Hypothecation

- Definition
- Essential Features
- Duties of Bailor and Bailee
- Rights of Bailee
- Rights and Duties of Finder
- Pledge and Hypothecation:- Subject Matter of Pledge
- Termination of Pledge
- Rights of Pledgee/Pawnee Pledger/Pawnor

UNIT-III: Agency

- Creation of Agency
- Kinds of Agents: Real-estate Agent etc.
- Rights and Duties of Agent

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- Undisclosed Principal
- Termination of Agency

UNIT-IV: Law of Partnership and Sale of Goods

- Essential Features of Partnership
- Relation between Partners and Third Parties
- Dissolution of partnership Firm
- Sale of Goods: - Meaning and Definitions
- Implied Conditions and Warranties
- Remedies under the Consumer Protection Act, 2019
- Effects of the Contract
- Transfer of Title
- Rights of Unpaid Seller

Unit-V: Limited Liability Partnership

- The Limited Liability Partnership Act, 2008: - Nature of Limited Liability of Partnership
- Incorporation of Limited Liability of Partnership
- Partners and their relations
- Extent and limitation of liability of Limited liability Partnership
- Contributions

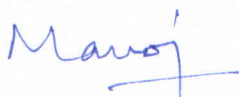
REFERENCES:

1. Jack Beatson FBA, Andrew Burrows FBA, QC (Hon), and John Cartwright J, Beatson on Anson's Law of Contract, Oxford University Press, 31st Edn. (2020)
2. Chitty on Contracts, Sweet and Maxwell, 35th Edn., Vol.1 & 2 (2004)
3. Mindy Chen-wishart, "Contract Law", Oxford University Press, 7th Edn. (2022)
4. Pollock & Mulla, "Indian Contract and Specific Relief Act", Lexis Nexis, Butterworths, 16th Edn. (2019)
5. P.C. Markanda, "The Law of Contract", Wadhawa, Nagpur, 2nd Edn. (2008)
6. T.S. Venkatesa Iyers, "The Law of Contracts & Tenders, S. Gogia & Company, 10th Edn. (2008)

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7. Avtar Singh, Law of Contract and Specific Relief, Eastern Book Company, 13th Edn. (2022)
8. Cheshire, Fifoot and Furmston's, "Law of Contract," Michael Furmston, Oxford University Press, 17th Edn. (2017)
9. Treitel on Law of Contract, Thomson Reuters, 15th Edn. (2023)
10. Pollock and Mulla, "The Sale of Goods Act", Lexis Nexis Butterworths Wadhwa, 8th Edn. (2011)
11. P. Ramanatha Aiyar, "Law of Sale of Goods," Universal Law Publishing Co., 10th Edn. (2016)
12. Chalmer's Sale of Goods Act, 1893
13. C. Rajagopalachari, Partnership, Law Publications (1997)
14. Bowstead & Reynolds on Agency, Sweet & Maxwell, 23rd Edn. (2023)
16. Dr. James O Donovan, Dr. John Phillips, London, Sweet and Maxwell, 4th Edn. (2016)
17. A. C. Moitra, Contract & Specific Relief, Universal Law Publishing Co., 6th Edn. (2012)
18. Dr. K. S. Ravichandran on Limited Liability Partnership Act, All India Reporter, 1st Edn. (2010)
19. Tolleys on Limited Liability, New Legislation 1st Edn. (2001)
20. Drafting and Negotiating Commercial Contract: Mark Anderson 2nd Edition, Tottel Publishing, (2007)
21. Legislative Drafting Principle and Technique: B.R. Atre, Universal Law Publication, 2nd Edn. (2006)

Prepared by:



Prof. (Dr.) Manish Singh and Dr. Manoj Kumar

**B.A.LL.B. (HONS) III SEMESTER
COURSE CONTENT
FAMILY LAW I
Laws relating to status**

Unit I

1. Concept and Importance of Family Law In India
2. Sources and schools of Hindu and Muslim Law
3. Laws Regarding Marriage under Hindu and Muslim law
 - a) Evolution and Concept of Institution of Marriage
 - b) Definition, object and nature of Marriage (Nikah Under Islamic Law)
 - c) Capacity and Essentials of Marriage
 - d) Validity and Void ability of Marriage
 - e) Polygamy: A Critical Analysis
4. Civil Marriage Laws-
 - a) Nature and scope
 - b) Marriage under Special Marriage act 1954.
5. Live –in – relationship
6. Domestic Violence Act 2005

Unit II

Dissolution of marriage and matrimonial Relief

1. Theories of Divorce-
2. Grounds of Divorce under Muslim and Hindu law
 - I) S.13 of HM Act 1955
 - II) Muslim Women Dissolution of Marriage Act 1939
 - III) Muslim Women (Protection of Rights on Marriage) Act, 2019
 - IV) Modes of Talaq by Husband and wife
3. Divorce By Mutual Consent in Hindu Law and Muslim Law
4. Irretrievable Breakdown of Marriage
5. Customary divorce under Hindu law
6. Restitution of Conjugal rights under Hindu Law and Muslim Law
7. Dissolution of marriage under special marriage act 1954

Unit III

Maintenance under Muslim and Hindu Law

1. Hindu Adoption and Maintenance Act, 1956.

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- i) Entitlement and Enforcement
2. Muslim Women (Protection of Rights on Divorce) Act, 1986.
3. Maintenance under Code of Criminal procedure 1973.

Unit IV

Laws of Adoption and guardianship in Hindu and Muslim

1. Introduction
2. Capability and Effects of adoption under Hindu Law
3. Guardianship Under Hindu and Muslim Law
 - i. Meaning, Kinds and Rights and Obligations of Guardianship
 - ii. Statutory provisions
 - iii. Concept of welfare of child
 - iv. Guardianship of property

Unit V

Emerging trends in family Law

1. Family law and NRI's
2. Position of transgender in Family Law
3. UCC and its effects on personal laws and women
4. Family law in other jurisdiction (UK, USA, and Canada)

References

- 1) Tahir Mahmood, *Muslim Law of India* (Law Book Company, Allahabad , 1980)
- 2) Tahir Mahmood *Muslim Law in India and Abroad* (Universal law Publication 2nd ed 2016)
- 3) Poonam Pradhan Saxena *Family Law I* (Lexis Nexis 1st ed 2021)
- 4) David Pearl and Werner Menski, *Muslim Family Law* (Brite Books, Lahore)
- 5) Asaf A.A . Fyzee *outlines of Muhammadan Law* (Oxford University Press 5th ed 2009)
- 6) Flavis Agnes, *Law, Gender and Inequality*, (Oxford University Press, New Delhi, 2004).
- 7) Flavis Agnes *Family Law and Constitutional Claims* (Oxford University Press, New Delhi, 2013).
- 8) Abdur Rahim, *Principles of Muhammadan Jurisprudence* (All-Pakistan Legal Decisions, Lahore, 1958)
- 9) Faiz Badrudin Tyabji, *Muslim Law* (N.M.Tripathi LTD, Bombay, 4th edn, 1968)

Shauqat

- 10) Paras Diwan, *Modern Hindu Law* 384 (Allahabad Law Agency, Faridabad, 17th edn, 2006).
- 11) Paras Diwan - Family Law : Law of marriage and Divorce in India (1984).
- 12) Paras Diwan - Law of Adoption, Ministry, Guardianship and custody (2000) Universal.

Compiled By

Dr.Samreen Hussain

A handwritten signature in black ink, appearing to read 'S Hussain', with a long horizontal flourish underneath.

SOCIOLOGY-III

After exposing the students to the basic concepts in semester I and providing them with exposure to the social reality of India in semester II, the present module considers the basic protest movements. This will offer them a perspective on understanding the dynamics of law.

Unit -I

Social Movement/New Social Movement

- Definition
- Component
- Approaches & Theories
- Social Movements and Indian Society

Unit-II

Peasant Movements/ Caste Movement

- Peasant Movements in India
- Farmer Movement in Contemporary India
- Dalit Movement
- Backward Caste Movement

Unit-III

Environmental Movements/ Tribal Movements

- Chipko Movement
- Narmada Movement
- Tribal Movements in India

Unit-IV

Students' Movement/ Women's Movement

- J.P Movement
- Anti-Reservation Movement
- Women's Movement in India(1970-1990)
- Women's Movement in India(1990-2024)

Unit-V

Sociology of Law

- Emile Durkheim
- Max Weber
- Karl Marx
- Habermas

References:

Oomen T.K (2010) Social Movements-I, II, Oxford University Press, New Delhi.

Shah Ghanshyam(2001) Social Movements and the State, Sage Publications, New Delhi

Shah Ghanshyam(2005) Social Movements in India, Sage Publications, New Delhi
Kaviraj Sudipta & Sunil Khilnani(2003) Civil Society, Cambridge University Press

Porta Donatella Della(2004) Social Movements: An Introduction, Blackwell Publishing Ltd.

Rao MSA(2000), Social Movements in India, Manohar Publications, New Delhi

Objective of the Legal & Constitutional History Course

The enquiry of the past of law is as urgent a matter of study for a Historian as is the study of social, political, cultural or economic History. The objective of the Course at the University thus is to trace the history of laws and the legal institutions of India from the establishment of the Company in England to the dawn of our independence. Admittedly, a more wholesome and holistic picture would entail the study of the same from the earliest times but both the paucity of time and the fact that the legal system as it emerges with the British initiation of a Judicial and Legal infrastructure in India presents a radical break from the past constrain the scope of the course. The course thus is a study of the legal edifice created in India by the Company–Crown combine right from 1600 when the germ of the Anglo-Indian laws was laid in India up to the material severing of this organic link with the abolishing of the Jurisdiction of the Privy Council. Additionally, the Course acquaints the law graduates with the Constitutional advances affected through the various Parliamentary enactments, the culmination of which would be the Indian Independence Act. Finally, the instrumentality of Law in ushering egalitarian social change is acknowledged by tracing the evolution of Law relating to women in India.

Legal and Constitutional History of India

Unit I: Early Administration of Justice in the Presidency Towns

- Advent of European Trading Companies and the establishment of East India Company; Development of Authority under Charters-1600, 1661 and transition from a trading body to a territorial entity.
- Development of Company Courts & Judicial Institutions in the Presidency towns of Surat, Madras, Bombay and Calcutta.
- Beginning of Crown Courts-Establishment and working of Mayors Courts under the Charter of 1726; Adjustments and modifications made by the Charter of 1753.

Unit II: Establishment of the Supreme Court-Prelude & Aftermath and Administration of Justice in the Mofussil

- Regulating Act of 1773- Objectives and the deliberate ambiguity.
- Establishment of the Supreme Court of Judicature at Calcutta- Constitution, Functions and Jurisdiction; Some landmark Cases- Trial of Raja Nand Kumar, Patna Case, Cossijurah Case
- Changes in the Mofussil, the double government, its abolition and introduction of the Adalat System: Warren Hastings' Plans of 1772, 1774 and the reorganization in 1780; Judicial Reforms of Cornwallis- Judicial Plans of 1787, 1790 (Reforms introduced in the Mohammedan Law of Crimes & Reorganization of the Criminal Courts); Reorganization of Criminal Judicature and Reforms in Civil Judicature under William Bentinck and subsequent reforms.

Unit III: The Landmark Institutions-The High Court, the Federal Court and the Privy Council

- Establishment of High Courts under the Indian High Courts Act 1861 and changes introduced by subsequent Indian High Courts Acts 1865, 1911 and GOI Acts of 1915 and 1935.
- The Federal Court
- Judicial Committee of Privy Council as a Court of Appeal, its Jurisdiction on appeals from Indian decisions and abolition of Jurisdiction

Unit IV: The March towards Self-Government & Constitutional Advance

- Chief provisions of the Indian Council Act, 1861 and Indian Council Act, 1892; Minto-Morley Reforms, 1909; Dyarchy & Montague-Chelmsford Act, 1919.
- Government of India Act, 1935.
- Transfer of Power: Mountbatten Plan and Indian Independence Act, 1947.

Unit V: Women and Law

- Sati and its Prohibition under Law
- Age of Consent Debate
- The Hindu Code Bill

Essential Readings:

M. P Jain-Outlines of Indian Legal & Constitutional History, Lexis Nexis, 2014.

KailashRai -History of Courts, Legislature & Legal Profession in India, Allahabad Law Agency, 2013 (Reprint 2023.)

R .C Aggarwal& Mahesh Bhatnagar -Constitutional Development and National Movement of India, S Chand & Company, 2005.

Lata Mani -Contentious Traditions.The Debate on Sati in Colonial India, University of California Press, 1998.

PadmaAnagol-McGinn-The Age of Consent Act (1891) Reconsidered: Women's Perspectives and Participation in the Child-Marriage Controversy in India, South Asia Research, 12(2), 1992,pp. 100-118.

MeeraKosambi-Girl-Brides and Socio-Legal Change: Age of Consent Bill (1891) Controversy, Economic and Political Weekly, vol. 26, no. 31/32, 1991, pp. 1857-68.

*Harold Lewis Levy-Lawyer Scholars, Lawyer –Politicians and The Hindu Code Bill.1921-1956, Law & Society Review, Vol.3, No.2/3, November 1968, pp.303-31***References:**

Sumeet Malik -V .D Kulshrestha's Landmarks in Indian Legal and Constitutional History, Eastern Book Company, 2019.

M. P Singh-Outlines of Indian Legal & Constitutional History, Universal Law Publishing, 2015.

J.K.Mittal, Indian Legal and Constitutional History, Allahabad Law Agency, 2017.

N .V Paranjpe, Indian Legal and Constitutional History, Central Law Agency, 2015.

Suggested Readings:

A.B.Keith ,Constitutional history of India 1600-1935 - Routledge, 2018

J.W.Kaye-The Administration of the East India Company: AHistory of Indian Progress, Hard Press, 2018.

Herbert Cowell - History and Constitution of the Courts and Legislative Authorities in India, Nabu Press, 2012.

George C. Rankin-Background to Indian Law, Cambridge University Press, 2016.

POLITICAL SCIENCE-III
(International Politics and International Relations)
by Dr. Monika Srivastava
B.A.LL.B.(Hons.)-Third Semester

UNIT-I : International Relations

Definition and Scope
Different Theories of International Politics :
Realism, Liberalism, World System Theory, Theory of New Colonialism,
Constructionism

UNIT-II :

Cold War and its Important Concepts : Truman Doctrine, Marshall Plan, NATO,
Warsaw Pact, Detente.
Features of the post cold war world order :
Anarchy, Clash of Civilizations, End of History, Rise of Geo-economics School,
Rise of Asia Pacific
US Foreign Policy :

- *Pax Americana*
- Doctrine of Preemption *et al*
- Energy Security

UNIT-III : India's Foreign Policy

Basic Features
Determinants
Features after 1990s
India's Relation with Big Powers :
USA
China

UNIT-IV : India' Relation with South Asia

Relations with South Asian neighbours especially Pakistan
SAARC and SAPTA
NAM - Concept and Relevance in the post cold war order

UNIT-V : Some Key Concepts

Globalization : Basic features of Globalization
Different phases of globalization
Comprehensive National Power
Terrorism

REFERENCE :

Goldstein, Joshua. S. International Relations, 6th ed., Dorling Kindersley, 2006.
Smith & Baylis, The Globalization of World Politics, 2004.
Journals of International Repute : Foreign Policy, International Affairs, Foreign Affairs,
Editorials of Leading Newspapers like the Hindu, Indian Express

Dr Ram Manohar Lohia National Law University
Course Outline
Economics-III(Indian Economics)
Session-2024

BA LLB (Hons) Semester III
Course Coordinator- Dr Mitali Tiwari

Unit-1: Issues of Development

- Development: meaning & concepts, sustainable development,
- Poverty, unemployment, and inequality -problems and policies
- Agriculture features, pricing policies, new developments

Unit-2: Major Aspects of the Indian Economy

- Labor- Features of industrial labor, industrial disputes and their settlement mechanisms, social security measures
- Money Market, Capital market & SEBI
- Growth of Services Sector

Unit-3: New wave of Globalization

- Economic Reforms & LPG
- WTO & globalization of the economy
- Foreign trade, foreign capital & convertibility of rupee

Unit-4: Emerging Issues

- Black Money, Human Development
- Small Scale Industries, their structure, growth, role & problems
- Emerging Trends in India's Business Environment

Unit-5: Entrepreneurship

- Factors affecting growth in business, case study analysis.
- Government policies for fostering entrepreneurship –Start Up India, Skill India, Make in India & Atmanirbhar Bharat Abhiyan
- Ease of Doing Business in India

References:

1. Indian Economy by Rudra Datt & K.P. M Sundaram
2. Indian Economy: Performance & Policies by Uma Kapila
3. Indian Economy by S.K. Misra & V.K. Puri
4. Entrepreneurial Development by S.S. Khanka
5. Entrepreneurship by Rajeev Roy

Dr. Ram Manohar Lohiya National Law University, Lucknow
Course Outline – Psychology III (Forensic Psychology)
B.A.LL.B. (Hons.) – Semester III
Session – 2024-2025

UNIT I - Forensic & Police Psychology

1. Introduction to Forensic Psychology – Definition, Areas of study, Ethical issues.
2. Police Psychology – Assessment & Intervention.
 - Use of psychometric measures
3. Issues in Police Psychology
 - Assessing the potential for corruption
 - Use of excessive force
 - Interrogation & false confessions
 - Physical coercion versus psychological coercion
 - Legal recognition of psychological coercion and safeguards – psycho-legal issues
 - Types of false confessions
 - Interrogative tactics to build psychological coercion

UNIT II - Investigative Psychology

1. Criminal Profiling – Types, Limitations
 - Crime scene profiling, suspect based profiling, geographical profiling, psychological profiling, psychological autopsy
2. Deception & Lying – Behaviour patterns & techniques of detecting deception
 - Use of Non-Verbal Cues – Emotional approach, cognitive complexity approach, attempted control approach
 - Use of Verbal Cues – Reality monitoring, strategic use of evidence
 - Use of Technology – The polygraph, Voice detection, fMRI, Brain fingerprinting
 - Use of Forensic Hypnosis to aid recall
 - Reliability, validity, psycho-legal and admissibility issues
3. Offender Identification – Procedures, cognitive errors in identification
 - Facial composites, Line ups, Show ups etc

UNIT III - Psychology In Courts

1. Decision Making in the Courtroom – Heuristics and implications for legal decision making
 - Availability heuristics, representative heuristic, anchoring and adjusting, hindsight bias, simulation and counterfactual thinking
2. Consulting with Courts
 - Forensic mental health assessments
 - Competency evaluations, Sanity evaluations, presentencing evaluations
 - Child custody evaluations
 - Psychological impact of divorce
 - Doctrines governing resolution of child custody disputes
 - Developmental considerations
 - Response patterns associated with malingering
3. Standards & Issues in Expert Testimony

UNIT IV - Correctional Psychology

1. Correctional Psychology in Adult Settings
 - Goals of Corrections – Incapacitation, Retribution, Deterrence, Rehabilitation, Restoration
 - Psychological effect of Imprisonment – Adjustment process, effect of overcrowding, effect of isolation
2. Treatment & Rehabilitation Approaches – Cognitive and behaviorist approaches
3. Approaches to Juvenile Rehabilitation
 - Amenability to rehabilitation assessments
 - Family preservation models – Home builders approach, multi-systemic therapy, functional family therapy
 - Groups home models
 - Boot camps
 - Wilderness and adventure programs

UNIT V - Victimology

1. Intimate Partner Violence
 - Family dynamics associated with intimate partner violence
 - Developmental cycle
 - Characteristics of batterers
2. Child Abuse
 - Family dynamics associated with child abuse
 - Types of abuse
 - Syndromes of child abuse – Munchausen's syndrome by proxy, Sudden infant death syndrome, shaken baby syndrome, child sexual abuse accommodation syndrome
 - Psycho-legal issues
 - Children as witness

References

- Introduction to Forensic Psychology: Research and Application – Bartol & Bartol
- Current Perspectives in Forensic Psychology and Criminal Justice – Bartol & Bartol
- Applying Psychology to Criminal Justice – Carson & Milne
- Forensic Psychology: from classroom to courtroom – Brent Van Dorsten
- Forensic Psychology – R. Bull
- Psychology and the Legal System – E. Greene