



4. Robert R. Penington, Company Law, Oxford University Press

**LL.B.(Three years course) (Third Year) Vth Semester**

**Paper: Core Paper Code: LLB501**

**Credit: 4 Marks 30 Internal + 70 End Semester**

**Paper I**

**Code of Civil Procedure & Law of Limitation I**

1. Develop fundamental understanding of the Civil Procedure Code.
2. Develop expertise in the institution/preparation and presentation of civil suits.
3. Develop expertise in finding and asking the civil remedy from the Court.
4. To prepare the legal experts of the civil matters.

**Unit I: Introduction**

**(Lecture-12)**

Definition: Decree, Judgment, Order, Foreign Court, Foreign Judgment, Mens Profits, Affidavit, Suit of a civil nature, Complaint, Written Statement, Legal Representative Important Concepts: Res-sub-judice, Resjudicata, Restrictions, Caveat, Inherent Power, Courts

**Unit II: Initial Steps in a Suit**

**(Lecture-12)**

Jurisdiction and place of suing Institution of suit

Pleading: Meaning, Object, General Rules, Amendment of Pleading Complaint and Written statement

Parties to a suit

Discovery, Inspection and Production of documents Appearance and non-appearance of parties

First Hearing

**Unit III: Interim Orders**

**(Lecture-12)**

Commission

Arrest before judgment Attachment before

judgement Temporary Injunctions

Interlocutory Order

Receiver Security of costs

**Unit IV: Suit in Particular case**

**(Lecture-12)**

Suits by or against Government Suits by indigent person

Inter-pleader Suit Summary

Procedure

Suits relating to Public Nuisance

**Acts**

1. The Civil Procedure Code, 1908

2. The Limitation Act, 1963

**Books**

1. Mulla, Code of Civil Procedure, Universal, Delhi

2. C.K.Thakkar, Code of Civil Procedure, 2000 Universal Delhi

3. M.P.Tandon, Code of Civil Procedure

4. Anil Nandwani, Code of Civil Procedure

5. C.K.Takwani, Code of Civil Procedure

Prof. C.P. Singh

Dr. Amit Singh

Prof. Masood Alam

Dr. Piyush Kumar Trivedi



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Paper II

Bharatiya Nagarik Suraksha Sanhita-I

Course Objective

- To understand the criminal Justice system in India.
- To understand the nuances of Investigation, Inquiry and Trial.
- To understand the use of technology and forensic science in evidence collection.
- To understand how procedural law will promote and protect the interests of a common man, especially during police investigation.

Learning Outcome

- Students will be able to develop the fundamental understanding of the Criminal Procedural law in contrast to the Substantive law.
- Students will be able to identify the stages of Investigation, Inquiry and Trial.
- Students will be able to explain the powers, functions and limitations of police investigation. Students will be able to understand the requisites regarding the maintenance of public peace and the provisions regarding alimony.

Unit I: Introduction:

(Lectures 12)

History, Object, Scope and Extent of the Act (Section 1-5)

Definitions, Constitution of Criminal Courts and Offices (Section 6-20),

Powers of Courts (Section 21-29).

Powers of Superior Officers of Police and

Aid to the Magistrates and Police (Section 30-34)

Unit II: Pre-Trial Procedure:

(Lectures 12)

Arrest of Persons (Section 35-62),

Processes to Compel Appearance through Summons

Warrant of arrest and Proclamation and Attachment (Section 63-93),

Process to compel the production of things through Summons

Search Warrants and Miscellaneous including seizure,

Attachment and Forfeiture of property (Section 94-124),

Information to the Police and their Powers to Investigate (Section 173-196)

Unit III: Inquiries Procedure

(Lectures 12)

Jurisdiction of the Criminal Courts in Inquiries and Trials (Section 197-209),

Conditions Requisite for initiation of proceedings (Section 210-222),

Complaints to Magistrate (Section 223-226),

Commencement of Proceedings before Magistrate (Section 227-233)

Unit IV: Public Order and Alimony:

(Lectures 12)

Security for keeping the peace and for good behavior (Section 125-143),

Order for Maintenance of Wives, Children and Parents (Section 144-147),

Maintenance of Public order and Tranquility (Section 148-167),

Preventive Action of the Police (Section 168-172)

ACTS:

The Bharatiya Nagarik Suraksha Sanhita, 2023

BOOKS:

- R.V Kelkar's, Criminal Procedure, Pillai K.N.Chandrashekhara, Eastern Book Company.
- S.N. Mishra, Code of Criminal Procedure 1973, Central Law Publications
- Batuk Lal, The Code of Criminal Procedure, Central law Agency, Allahabad
- Ratan Lal & Dheeraj Lal, Cr.PC, Universal, Delhi
- Woodroffe, Commentaries on Cr.P.C, Universal

Prof. C.P. Singh

Dr. Amit Singh

Prof. Masood Alam

Dr. Piyush Kumar Trivedi



- D.D.Basu, Code of Criminal Procedure.

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**Paper: Core Paper Code: LLB503**

**Credit: 4 Marks 30 Internal + 70 End Semester**

**Paper III**

**Alternative Dispute Resolution (ADR)**

**Course outcome**

1. To develop fundamental understandings about Arbitration and Conciliation.
2. To develop legal understandings over the arbitration and conciliation matters
3. To prepare arbitrators, mediators or conciliators.
4. To introduce the para legal services, such as Lok adalat, Clinical legal aid etc.

**Unit I:**

**(Lecture-12)**

Concept, Need and Development, Advantages.

Arbitration and Conciliation Act, 1996: Object, Development and Salient features

Arbitration: Definition, Sources, Kinds, Scope and Differences to Court Arbitration Agreement, Composition of Arbitral Tribunal

**Unit II**

**(Lecture-12)**

Jurisdiction of Arbitral Tribunal, Conduct of Arbitral Proceeding, Making of Arbitral Award and Termination of Proceedings

**Unit III**

**(Lecture-12)**

Recourse against Arbitral Award, finality and Enforcement of Arbitral Award, Appeal, Enforcement of Certain Foreign Awards

**Unit IV**

**(Lecture-12)**

Conciliation, Mediation, Lok-Adalat & Permanent Lok-Adalat, Negotiation, mid Arb.media, Summary trials, etc.

**Acts:**

Arbitration and Conciliation Act, 1996

Legal Service Authority Act, 1987

- Books**
1. B.P.Saraf & M.Jhunhunwala, Law of Arbitration & Conciliation, (2000) Snow White, Mumbai
  2. Gerald R. William (ed.), The New Arbitration & Conciliation Law of India
  3. P.C.Rao & William Sheffield, Alternative Disputes Resolutions, (1997) Universal, Delhi
  4. Johari, Commentary on Arbitration and Conciliation Act. 1999 Universal, Delhi
  5. G.K.Kwatra, The Arbitration & Conciliation Law of India, (2000), Universal, Delhi
  6. B.D.Singh, ADR System, (2007) New Royal Book Co. Lucknow

Prof. C.P. Singh

Dr. Amit Singh

Prof. Masood Alam

Dr. Piyush Kumar Trivedi



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Paper: Core Paper Code: LLB504

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Paper IV

Interpretation of Statutes

Course outcome

1. To develop the value of language and linguistics for the interpretation of Laws.
2. To introduce with the principles of interpretation of statutes.
3. To appraise tools and techniques of the interpretation of Laws
4. To introduce students with various legal maxims.

Unit I

(Lecture-12)

Law Making: Legislature, Executive and the Judiciary, Principle of Utility, Law and Public Opinion, Law and Social Control, Relevance of John Rawls and Robert Nozick-individual interest to community interest. Law and Morals

Unit II

(Lecture-12)

Meaning of the term Statute, Enactment, Interpretation and Construction, Kinds of Statutes, Statutes are valid, Intention of the Legislature, Commencement, operation, repeal and revival of statutes, Statute must be read as a whole in its context.

Unit III

(Lecture-12)

Necessity for Rules of Interpretation, Literal Rule, Mischief Rule, Golden Rule.  
Harmonious Construction. Noscitur a sociis, Ejusdem generis, Reddendo Singula Singulis, ut res magis valeat quam pereat, In bonam partem, Delegatus non potest delegare, Expressio unius exclusio alterius.

Unit IV

(Lecture-12)

Interpretation of Directory and Mandatory provision, Beneficial Construction, Taxing Statutes, Penal Statutes, Internal and External Aids to Interpretation.

Books:

1. P.St.Langan (Ed.), Maxwell on the Interpretation of Statutes, (1997), N.M.Tripathi, Mumbai
2. Vepa, Sarathi, Interpretation of Statutes
3. Bawa & Roy, Interpretation of Statutes
4. Bentham Theory of Legislation, Eastern Book Co.
5. G.P.Singh, Principles of Statutory Interpretation, 1999 Wadhwa

Prof. C.P. Singh

Dr. Amit Singh

Prof. Masood Alam

Dr. Piyush Kumar Trivedi



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**Paper: Core Paper Code: LLB505**

**Credit: 4 Marks 30 Internal + 70 End Semester**

**Paper V**

**Land Laws and other Local Laws-I**

**Course outcome**

1. To develop understandings of the Laws relating to Land.
2. To introduce with the specific Land Laws.
3. To introduce the procedure of the Revenue Courts.
4. To develop skills for the Land Management

**Unit I:**

**(Lecture-12)**

Brief History of U.P. Revenue Code.2006: Aims and Object of the Code; Applicability of the Code and extension to new areas: Definitions; Division of State into revenue areas and its constitution; Board of Revenue, Powers, Jurisdiction and decisions of the Board, District and Division Authorities.

**Unit II:**

**(Lecture-12)**

Classes of Tenure Holders; Transfer of Land by different tenure holders; Rights of Tenure holders and consequences of transfer in contravention of provisions of the Code.

**Unit III:**

**(Lecture-12)**

Mutation Proceedings on succession and Transfer, Settlement of Boundary disputes and correction of revenue records; Proceedings of Allotment of Land and Declaration of Land; Gram Sabha and Bhumi Prabandhak Samiti.

**Unit IV:**

**(Lecture-12)**

Surrender and Abandonment; Lease; Ejectment and Scheme of Succession.

**Unit V:**

**(Lecture-12)**

Modes of Recovery of Arrears of Land Revenue; Appeal, Reference and Revision; and Penalty.

**Recommended Books:**

- |                            |             |
|----------------------------|-------------|
| 1. U.P. Revenue Code, 2006 | Bare Act    |
| 2. Land Laws               | R.R. Maurya |
| 3. Land Laws               | S.P. Singh  |

Prof. C.P. Singh

Dr. Amit Singh

Prof. Masood Alam

Dr. Piyush Kumar Trivedi



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Paper: Core Paper Code: LLB506

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Paper VI

Professional Ethics & Court Craft

Course outcome

1. To introduce the history of Legal Profession
2. To explain the laws related to Legal Profession
3. To appraise the student with the ethics of Legal Profession
4. To unfold the basic concepts of Contempt.

Unit I

(Lecture-12)

Historical development of Legal Profession in India. Constitution, Function, Powers and Jurisdiction of State Bar Council and Bar Council of India

Admission and enrolment of Advocates.34

Unit II

(Lecture-12)

Profession ethics and Advocacy, Standards of Professional Conduct and Etiquette, Conflict between interest and duty, Duty to court, Duty to Client, Duty to opponent, Duty to Colleagues, Duty towards Society and obligation to render legal aid

Unit III: Bench-Bar Relationship

(Lecture-12)

Reciprocity as partners in administration of Justice Professional Misconduct

Rights and Privileges of Advocates

Unit IV: Contempt of Court Act, 1971

(Lecture-12)

Historical development of Contempt of Court Act in India, Object and Constitutional validity of Contempt of Court Act. Definition, Kinds of Contempt

Contempt by Judges, Magistrates, Lawyers and other persons

Cognizance, Procedure, Appellate provisions regarding Contempt Defences, Punishment and Remedies against punishment for Contempt of Court and Punishment for Contempt, Defences under contempt of court.

Cases

1. Rajendra V Pai v Alex Frnandes AIR 2002 SC 1808
2. In re; A an advocate AIR 1962 SC 1337
3. In re; Mr. G a Senior Advocate of SC AIR 1954 SC 557
4. In re; Lalit Mohan Das AIR 1957 SC 250
5. Sheo Narayan Jafa v Judge Allahabad H.C. AIR 1953 SC 368
6. P. J. Ratnam v d. Kanik ran AIR 1964 SC 244
7. In re; "M" an Advocate AIR 1957 SC 149
8. L.D. Jaisingham v Narain das N Punjabi (1976) 1 ACC 354
9. Jhon D' Souza v Edward Ani (1994) 2 SCC 64
10. In re; V.C. Mishra AIR 1995 SC 2348

Acts

1. The Advocate Act, 1961
2. Contempt of Court Act, 1971
3. The Advocates Welfare Fund Act, 2001

Rule: The Bar Council of India Rules, 1961

Books

1. Holland Avrom Shree, Advocacy, 1994 Universal, Delhi
2. Keith Evam, The Golden Rules of Advocacy, 1994, Universal, Delhi
3. Sandeep Bhalla, Advocates Act & Professional Misconduct, Nasik Law House
4. JPS Sirohi, Professional Ethics, Lawyer's Accountability, Bench-Bar Relationship, ALA
5. Mr. Krishna Murthy Iyer's Book on Advocacy
6. The Bar Council Code of Ethics

Prof. C.P. Singh

Dr. Amit Singh

Prof. Masood Alam

Dr. Piyush Kumar Trivedi





**LL.B.(Three years course) (Third Year) Vth Semester**

**Paper: Core Paper Code: LLB507 (B)**

**Credit: 4 Marks 30 Internal + 70 End Semester**

**Paper VII (B)**

**Criminology, Penology & Victimology -I**

**Course outcome**

1. To develop understandings of the Criminology, Penology and Victimology.
2. To develop the interrelation of crime and society, criminogenic environment
3. To describes the school of the criminology.
4. To introduce with the Police Act etc.

**Unit I**

**(Lecture-12)**

**Criminology: Nature & Scope**

Nature and Extent of Crime in India, Criminology, Criminal Law and Criminology

General Approaches to Crime control organized Crime (Smuggling in Narcotics etc), White Collar Crime-

Corruption in Public Life

Socio-Economic Crime-Adulteration of Foods and Drugs Crime in the

Profession

Perpetrators of Ordinary Crime The situational

crime

The chronic offender Criminality of

women Young offender

**Unit II**

**(Lecture-12)**

**School of Criminology**

The Constitutional School of Criminology, Lombroso and others, Hereditary and mental retardation as causes of Crime, Sociological theories Anomies, Modern Sociological Theories: Sutherland's differential Association theory, Reckless's Social vulnerable theory. Multiple Causation Theories

**Unit III**

**(Lecture-12)**

Factor Responsible for Causation of Crime, Environment, home and community influences, urban and rural crimes. The ghetto, broken homes, effect of TV, Video, Press, Narcotics and Alcohol, Caste community tension-Case, Wars and Communal riots-their causes and demoralizing effects, Atrocities against Scheduled Castes.

**Unit IV**

**(Lecture-12)**

Criminal Justice Structure, Criminal law and its administration, The Police System, Structural Organization of Police and the States, Power and Duties of Police under the Police Act and Cr.P.C, Arrest, Search and Seizure and Constitutional imperatives, Liability of Police for Custodial Violence, Select Aspects of National Police Commission Report

**Books**

1. Katherine S Williams, Textbook on Criminology, 1999
2. Loveland, Frontiers of Criminality, 1995
3. Manheim H, comparative Criminology, 1965
4. Walker, N. Crime and Criminology, 1987

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