

LL.B. 1ST SEMESTER
SESSION 2022-23

CODE-101: PAPER-I: JURISPRUDENCE
(Legal Method, Indian Legal System and Basic Theory of Law)

Max. Marks: 100
Time: 3 Hours

Note: (i) The Entire Syllabus of the theory has been divided into **four units**. But the question paper shall have **five units**. Unit I to IV of the question paper will have two questions from each **unit** of the syllabus. The student will be required to attempt one question from each **unit**.

Unit-V will consist of one compulsory question divided into 8 parts, carrying two parts from each unit to the syllabus. The student will be required to attempt any four parts.

(ii) All questions shall carry equal marks.

Unit-I

1. Definition, nature and scope of jurisprudence
2. Natural Law- Its development and relevance in modern times
3. Analytical School.
 - (i) Austin's Theory of Law
 - (ii) Kelsen's Pure Theory of Law
 - (iii) Hart's Concept of Law

Unit-II

1. Historical School
2. Realist School
3. Sociological School

Unit-III

1. Administration of Justice
2. Socio-economic approach and philosophy
 - (i) Law and Social Change
 - (ii) Legal Aid
 - (iii) Public Interest Litigation (PIL)

Unit-IV Sources and Elements of Law

1. Sources of Law: Custom, Precedent and Legislation
2. Rights & Duties
3. Possession and Ownership
4. Persons.

Book Recommended:

- | | |
|-----------------------|-----------------|
| 1. Paton | : Jurisprudence |
| 2. Dias | : Jurisprudence |
| 3. Friedmann | : Legal Theory |
| 4. Bodenheimer | : Jurisprudence |
| 5. Lloyd Denis | : Idea of Law |
| 6. Tripathi B.N. Mani | : Jurisprudence |

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W.e.f. 2022-23

CODE-102: PAPER-II: CONSTITUTIONAL LAW-I

Time: 3 Hours

Max. Marks: 100

Note: (i) The Entire Syllabus of the theory has been divided into **four units**. But the question paper shall have **five units**. Unit **I** to **IV** of the question paper will have two questions from each **unit** of the syllabus. The student will be required to attempt one question form each **unit**.

Unit-V will consist of one compulsory question divided in to 8 parts carrying two parts from each unit to the syllabus. The student will be required to attempt any four parts.

(ii) All questions shall carry equal marks.

Unit-I

1. The Framing of the Indian Constitution
2. Nature & Salient Features of the Constitution of India
3. Preamble of the Constitution of India
4. The Union and its Territory, Short title, Commencement, Authoritative text in the Hindi language & Repeals. (Articles 1-4 & 393-95)
5. Citizenship (Articles 5-11)

Prescribed Case:

1. Kesavananda Bharti v. State of Kerala, AIR 1973 SC 1461

Unit-II

1. Fundamental Rights in General (Articles 12-13)
2. Right to Equality (Articles 14-18)
3. Right to Freedom (Articles 19-22)

Prescribed Cases:

1. Shayara Bano v. Union of India, AIR 2017 SC 4609

Unit-III

1. Right against Exploitation (Articles 23-24)
2. Right to Freedom of Religion (Articles 25-28)
3. Cultural & Educational Rights (Articles 29-30)
4. Right to Constitutional Remedies (Articles 32-35)

Prescribed Cases:

1. S.R. Bommai v. Union of India, AIR 1994 SC 1918

Unit-IV

1. Directive Principles of State Policy (Articles 31-C, 36-51)
2. Right to Property (Articles 300-A, 31-A, 31-B)

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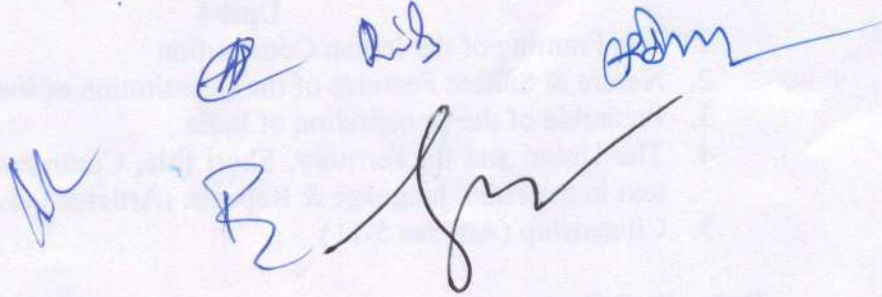
3. Fundamental Duties (Article 51-A)

Prescribed Cases:

1. Shyam Narayan Chouksey v. Union of India, (2016) 12 SCALE 770

Book Recommended:

- | | |
|----------------------|---|
| 1. Rao, B Shiva | : The Framing of the India's Constitution |
| 2. Basu, D.D. | : Constitution of India |
| 3. Diwan, Paras | : Constitution of India |
| 4. Jain, M.P. | : Indian Constitutional Law |
| 5. Seervai, H.M. | : Constitutional Law of India |
| 6. Singh Mahendra, P | : V.N. Shukla's Constitutional Law of India |
| 7. Narinder Kumar | : Constitutional Law of India |



CODE-103: PAPER-III: FAMILY LAW-I

W.C.F. 2022-23

Max. Marks: 100

Time: 3 Hours

Note: (i) The Entire Syllabus of the theory has been divided into **four units**. But the question paper shall have **five units**. Unit I to IV of the question paper will have two questions from each **unit** of the syllabus. The student will be required to attempt one question from each **unit**.

Unit-V will consist of one compulsory question divided in to 8 parts, carrying two parts from each unit to the syllabus. The student will be required to attempt any four parts.

(ii) All questions shall carry equal marks.

Unit-I

Sources of Hindu Law, Schools of Hindu Law, Joint Family and Coparcenary. Joint Family property, Separate and Self-acquired Property, Karta and Powers of Karta.

Unit-II

The Hindu Marriage Act, 1955-Hindu Marriage, Matrimonial causes, Restitution of Conjugal rights, Judicial separation, Nullity of marriage and Divorce, Jurisdiction and Procedure.

Prescribed Case:

Samar Ghosh v. Jaya Ghosh, (2007) 4 SCC 511.

Unit-III

The Hindu Adoption and Maintenance Act, 1956- Requisites of a Valid Adoption, Capacity of a Male Hindu to take in Adoption, Capacity of a Female Hindu to take in Adoption, Persons capable of giving in Adoption, Who may be Adopted, Effect of Adoption, Right of Adoptive Parents to Dispose of their Property, Maintenance of Wife, Widowed, Daughter-in-law, Children, Aged parents, Dependents and Other Miscellaneous provisions under the Act.

The Hindu Minority and Guardianship Act, 1956- Natural, Testamentary and *De facto* Guardians of a Hindu minor, Power of Natural, Testamentary and *De facto* Guardians. Guardianship of Minor's interest in joint Hindu Family Property,

Prescribed Case:

Githa Hariharan v. Reserve Bank of India, AIR 1999 SC 1149

Unit-IV

The Hindu Succession Act, 1956-Preliminary, Intestate Succession, Succession to a Hindu Male's Property, Succession to the Property of Hindu Female, General Provisions Relating to Succession, Disqualified heirs, Testamentary Succession.

Prescribed Case:

Sadhu Singh v. Gurdwara Sahib Narika and Others. (2006) 8 SCC 75

Book Recommended:

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|-------------------------|------------------------------------|
| 1. Derrett, J.D.M. | : Introduction to Modern Hindu Law |
| 2. Diwan, Paras | : Modern Hindu Law |
| 3. Diwan, Paras | : Muslim Law in Modern India |
| 4. Fyzee, A.A.A. | : Outlines of Mohammedan Law |
| 5. Mulla, D.N. | : Principles of Hindu Law |
| 6. Mulla, D.N. | : Mohammedan Law |
| 7. Sharma, Basant Kumar | : Hindu Law |

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CODE-104: PAPER-IV: LAW OF CRIMES-I: INDIAN PENAL CODE

W-e-f. 2022-23

Max. Marks: 100

Time: 3 Hours

Note: (i) The Entire Syllabus of the theory including latest amendments has been divided into **four units**. But the question paper shall have **five units**. Unit I to IV of the question paper will have two questions from each **unit** of the syllabus. The student will be required to attempt one question from each **unit**.

Unit-V will consist of one compulsory question divided in to 8 parts, carrying two parts from each unit to the syllabus. The student will be required to attempt any four parts.

(ii) All questions shall carry equal marks.

Unit-I

Indian Penal Code, 1860

1. Territorial Jurisdiction (Sections 1-5)
2. General Explanations (Sections 6-52-A)
3. General Exceptions (Sections 76-106)
4. Abetment (Sections 107-114)
5. Criminal Conspiracy (Section 120-A,120-B)
6. Offences against the State (Sections 121-124-A)
7. Offences against the Public Tranquility(Sections 141-160)

Prescribed Case:

Nalini v. State, 1999 Cr.L.J. 3124

Unit-II

1. False Evidence (Sections 191-193)
2. Offences Affecting Life (Sections 299-311)
3. Causing Miscarriage, etc. (Sections 312-318)
4. Hurt and Grievous hurt (Sections 319-320)
5. Wrongful Restraint, Wrongful Confinement, Criminal Force, Assault, etc. (Sections 339,340,349,351,354)
6. Kidnapping, Abduction, Sexual Offences (Sections 359-362,375-377)

Prescribed Case:

Gyan Kaur v. State of Punjab, AIR 1996 SC 1217

Unit-III

1. Theft, Extortion, Robbery and Dacoity (Sections 378,379,383,384,390-396)
2. Criminal Misappropriation of Property, Criminal Breach of Trust, Receiving of Stolen Property (Sections 403-406,410,411)
3. Cheating, Mischief (Sections 415-420,425,426)
4. Criminal Trespass (Sections 441-448)

Prescribed Case:

Shyam Bihari v. State of U.P., AIR 1957 SC 320

Unit-IV

1. Offences relating to Documents, Property marks, Currency-Notes and Bank-Notes (Sections 463-465)
2. Offences relating to Marriage (Sections 493-498)
3. Offence of Cruelty by Husband or Relatives of the Husband (Section 498-A)
4. Defamation (Sections 499-502)

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5. Criminal Intimidation etc. (Sections 503-510)
6. Attempt (Section 511)

Prescribed Case:

Lily Thomas v. Union of India, AIR 2000 SC 1650

Book Recommended:

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|---------------------------|---|
| 1. Gour, H.S. | : The Penal Law of India |
| 2. Raju, V.B. | : Commentaries on the Indian Penal Code |
| 3. Singh, Jaspal | : Indian Penal Code |
| 4. Jilova, C.R. | : Law of Cruelty in India |
| 5. Nelson, Reginals A. | : The Indian Penal Code |
| 6. Ratanlal and Dhirajlal | : The Indian Penal Code |
| 7. Bhattacharya, T. | : Indian Penal Code |
| 8. Tripathi, B.N. Mani | : Text Book of Criminal Law |
| 9. Tandon, M.P. | : Indian Penal Code |
| 10. Mishra, S.N. | : Indian Penal Code |
| 11. Gour, K.D. | : A Text Book on the Indian Penal Code |

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CODE-105: PAPER-V: LAW OF CONTRACT-I

W-C-I-2022-23

Max. Marks: 100

Time: 3 Hours

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(ii) All questions shall carry equal marks.

Unit-I

Agreement and Contract-Definitions and Essential Elements

Proposal and Acceptance-Definition, their communication and Revocation, Postal, Telephonic and Telex Communication (Section 2-9); Proposal and Invitations for proposal; General offer; Cross-offer, Standing offer

Capacity to contract-meaning-incapacity arising out of unsound mind; Minor's Agreement- Nature and Scope, Definition of Minor; Necessaries supplied to a Minor, Consent and Free consent-Definition and need of free consent

Viodability of Agreement without free consent (Section 19-19-A) factors vitiating free consent

Coercion (Section-15); Undue influence (Section-16); Misrepresentation (Section-18); Fraud (Section-17); Mistake-Definition-Mistake of fact and Mistake of law-Effect of Mistake (Section 20-22).

Prescribed Case:

Mohiri Bibee v. Dharmodas Ghose, (1903) 30 Cal. 539 (P.C.); L.R. 30 IA 114

Unit-II

Consideration-nudum pactum, its need, meaning, essential elements; privity of contract with exceptions, Adequacy of consideration, Past, Executed and Executory Consideration, Exception to consideration (Section-2(d) and 25), Unlawful Agreements (Sections 23-24).

Void Agreement

Agreement in Restraint of Marriage (Section-26).

Agreement in Restraint of Trade (Section-27).

Agreement in Restraint of legal proceedings (Section-28).

Uncertain Agreements (Section-29).

Wagering Agreements (Section-30).

Prescribed Case:

Gherulal Pareikh v. Mahadeo Das, Air 1959 SC 781.

Unit-III

Contingent contracts (Sections-31-36).

Performance of Contract (Sections 37-50).

Reciprocal Promises (Section 51-54).

Time- when essence of contract (Section 55).

Impossibility of Performance and Doctrine of Frustration (Section 56).

Appropriation of payments (Sections 59-61)

Contracts which need not be performed (Sections 62-67).

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Quasi-Contracts or Certain Relations Resembling those created by Contract (Sections 68-72).

Breach of Contract, Anticipatory Breach and Consequences of Breach (Section 39)
Remoteness of Damage and Measures of Damages, Kinds of Damages, Penalty and Liquidated Damages (Sections 73-75).

Prescribed Case:

Hadley.v. Baxendale, (1854) 9 Exch. 341

Unit-IV

Specific Relief- Meaning and General Principles, Specific Performance of Contracts (Sections 9-25); Rectification and Cancellation of Instruments (Sections 26,31-33)
Rescission of Contracts (Sections 27-30); Preventive Relief.

Prescribed Case:

Lakhi Ram v. Trikha Ram, AIR 1998 SC 1230.

Statutory Material

1. The India Contract Act, 1872(Sections 1-75)
2. The Specific Relief Act,1963

Book Recommended:

1. Anson's : Law of Contract.
2. Chaturvedi A.N. : Lectures on Indian Contract Act.
3. Desai S.T. : Indian Contract Act.
4. Pollock & Mulla : Indian Contract and Specific Relief Acts.
5. Avtar Singh : Law of Contract.

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