

**LL.B. 4<sup>TH</sup> SEMESTER**  
**CODE-401: PAPER-I: PROPERTY LAW**

*W.e.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 of the syllabus. The student will be required to attempt any four parts.

(ii) All questions shall carry equal marks.

**Unit-I**

Interpretation Clause- Immovable Property, Attested, Registered, Actionable Claim and Notice, Definition of Transfer of Property, Transferable Property, Untransferable Interests or Properties, Competence to Transfer and Operation of Transfer, Condition Restraining Alienation, Restriction Repugnant to interest Created. Transfer for Benefit of Unborn Person. Rule against Perpetuity; Vested Interest and Contingent interest; Election and Apportionment

**Prescribed Case:**

Mussamat Bibi Sayeeda and others v. State of Bihar, AIR 1996 SC 1936

**Unit-II**

Restricted Covenants; Transfer by Ostensible owner, Transfer by Unauthorized Person who subsequently acquires interest, Doctrine of Lis-pendens, Fraudulent Transfer and Part-Performance.

**Prescribed Case**

Mohan Lal v. Mira Abdul Gaffur, AIR 196 SC 910

**Unit-III**

Definition of Sale and Contract for Sale, Rights and liabilities of Buyer and Seller, Marshalling by Subsequent Purchaser, Definition of Mortgage, Kinds of Mortgage, Right of Mortgagor to Redeem and Equity of Redemption; Subrogation, Charges and its kinds; Marshalling and Contribution; Definition of Gift, Modes of Creation of Gift, Suspension and Revocation of Gift and Onerous Gifts.

**Prescribed Case**

Delhi Development Authority v. Skipper Construction Co. (P) Ltd. And others, AIR 2000 SC 573

**Unit -IV**

Definition and kinds of lease; Distinction between Lease and Licence, Modes of Creation and Determination of Lease, Definition and Essential Features of Easement; Kinds of Easement; Easement of Necessity and Quasi-Easement, Easement by Prescription, Extinction, Suspension and Revival of Easement, The Benami Transaction (Prohibition) Act, 1988- Definition of Benami Transaction, Prohibition of Benami Transaction; Prohibition of the Right to Recover Property held Benami

**Prescribed Case**

Raja Braja Sunder Dev v. Mani Behara, AIR 1961 SC 247

**Books Recommended:**

- |                       |                                |
|-----------------------|--------------------------------|
| 1. Lahiri, S.M.       | : The Transfer of Property Act |
| 2. Mulla              | : Transfer of Property Act     |
| 3. Shah, S.M.         | : The Transfer of Property Act |
| 4. Shukla, S.N.       | : The Transfer of Property Act |
| 5. Sulbha Rao, G.C.V. | : The Transfer of Property Act |
| 6. Ameen and Shatri   | : The Law of Easement          |
| 7. Sinha R.K.         | : The Transfer of Property Act |
| 8. Sarathi V.P.       | : Law of Transfer of Property  |

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**CODE-402: PAPER-II: ADMINISTRATIVE LAW AND RIGHT TO INFORMATION**

*w.e.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 of the syllabus. The student will be required to attempt any four parts.

(ii) All questions shall carry equal marks.

**Unit-I**

1. Meaning, Nature and Scope of Administrative Law
2. Administrative Function; Doctrine of Separation of Powers
3. Delegated Legislation- Necessity, Scope, Legal Forms, Constitutionality, sub delegation, Conditional legislation
4. Publication, Preliminary consultation and parliamentary supervision of Delegated Legislation
5. Judicial Review of Delegated Legislation
6. Public Corporation- Liability and Judicial Control

**Prescribed Case:**

In Re Delhi Laws Act 1912, AIR 1951 SC 332.

**Unit-II**

1. The Concept of Natural Justice: The Rule against Bias, Right to Fair Hearing
2. The Doctrine of Legitimate Expectations
3. Liability of the State and Public Authorities in Tort
4. Contractual Liability of the State, Promissory Estoppels
5. Discretionary Powers- Failure to exercise a Discretion
6. Prevention of Abuse of Discretion- The Principle of Reasonableness

**Prescribed Case**

Meneka Gandhi v. Union of India, AIR 1978 SC 597.

**Unit -III**

1. Judicial Review of Administrative Actions through writs; Doctrine of Ultra Vires
2. Judicial Control of Administrative Tribunals
3. Government Privilege to Withhold Evidence in Public Interest
4. Exclusion of Judicial Review
5. Ombudsman- Lakpal and Lokayukta
6. Reasonableness and Equality and Rule of Law

**Prescribed Case**

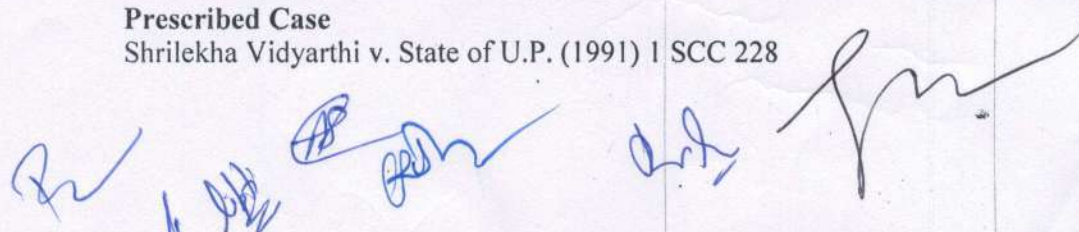
S.P. Gupta v. Union of India, AIR 1982 SC 149.

**Unit -IV Administrative Law and Good Governance**

1. The Right to Information Act, 2005  
Definition, Objectives, Right to Information and Obligations of Public Authorities, the Central Information Commission, The State Information Commission, Powers and Functions of the Information Commissions, Appeal and Penalties

**Prescribed Case**

Shrilekha Vidyarthi v. State of U.P. (1991) 1 SCC 228



**Books Recommended:**

1. Jain and Jain : Principles of Administrative Law.
2. Joshi, K.C. : Administrative Law.
3. Massey, I.P. : Administrative Law.
4. Sathe, S.P. : Administrative Law.
5. Thakkar, C.K. : Administrative Law.
6. Wade, H.W.R. : Administrative Law.
7. Garner : Administrative Law.
8. Griffith and Street : Principles of Administrative Law, a case book of Administrative Law.
9. De Smith : Judicial Review of Administrative Actions.

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LL.B (IV SEMESTER)  
CODE-403: PAPER-III: INSURANCE LAW

W.e.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 into 8 parts, carrying two parts from each unit of the syllabus. The student will be required to attempt any four parts.

(ii) All questions shall carry equal marks.

**Unit-I**

1. Insurance: Definition, Nature, Scope and functions.
2. History of Insurance: Life, Fire, Marine.
3. Principles of Insurance: General Principles, Specific Principles and Basic Principles of Insurance.
4. Contract of Insurance: Its elements, concept of Indemnity and non indemnity.
5. Insurable Interest
6. Premium in Insurance Contract: Issue of Adequacy of Premium.
7. Modes of Payment of Premium  
Forfeiture of Policy: An overview  
Non-Forfeiture clauses in an Insurance contract.
8. Assignment of Insurance Policy : History, relevancy of assignment, conditional assignments.
9. Conditions of the policy : Express and implied conditions.  
Conditions of the Life policy  
Conditions of the Fire policy  
Conditions of the Marine policy
10. Classification of insurance Policies; form and content

**Prescribed Case:**

Reserve Bank of India v. Peerless General Finance and Investment Co. AIR 1987 SC 1023

**Unit - II**

Insurance Regulatory and Development Authority Act 1999 (41 of 1999) Structure, Duties, Powers and functions of Authority.

Life Insurance Corporation Act 1956 and the life Insurance (Emergency Provisions) Act 1956 History, establishment, composition, LIC: Object, functions and Scope.

Life Insurance: Definition, Kinds of Life Insurance, nature, scope, formation of Life Insurance contract, circumstances effecting the risk.

Amount recoverable under the life policy.

Persons entitled to payment, settlement of claims

Payment of money

**Prescribed Case**

LIC v. Nirmala Adi Reddy, AIR 1984 SC 346

**Unit - III**

Marine Insurance Act 1963: Marine Insurance Nature and scope, Kinds of Marine Policies.

Concept of Insurable Interest and Insurable value in reference to marine Insurance;

Assignment of Marine Policy.

Premium in Marine Insurance An Overview

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Circumstances when half premium is refunded  
Circumstances when full premium is refunded  
Rights of Insurance an payment and return of premium  
Perils of Sea  
Measures of Indemnity.

**Prescribed Case**

Home insurance Co. v. Ramnath & Co., AIR 1955 Mad. 602

**Unit – IV**

Public Liability Insurance Act,1991

Nature, Scope and object, liability to give relief in certain cases on principles of no fault (Section 3), Duty of owner to take out insurance policies (Section 4), verification and Publication of Accident by collector (Section 5) Application for Claim for relief (Section 6), Award of Relief (Section 7)

Establishment of Environmental Relief Fund (Sections 7A); Provisions as to other right to claim compensation of death (Section 8); Powers of Collection (Section 9 to 13), Penalty for contravention (Section 15); offences by companies and Government Departments (Section 16,17)

**Prescribed Case**

Charan Lal Sahu v. Union of India, AIR 1990 SC 1480; (1990) 1 SCC 613

**Statutory Material**

1. The Life Insurance Corporation Act,1956
2. The Life Insurance (Emergency Provisions ) Act,1956
3. Marine insurance Act,1963
4. Public Liability Insurance Act,1991

**Books Recommended:**

1. Srinivasan, M.N. : Law and the Life Insurance Contract
2. Srivastava, Kirpa Dayal : Commentaries on Employees State Insurance Act,1948
3. Murthy, K.S.N. : Modern Law of Insurance in India
4. Banerjee , B.N. : The Law of Insurance
5. Mishra, M.N. : Law of insurance
6. Ivamy, E.R. Hardy : Marine insurance
7. Bhattacharjee : The Life Insurance Corporation Act
8. Naresh Mahipal : An introduction to Insurance Laws (ed. 2017),  
Central Law Publications.



Circumstances when half premium is refunded  
Circumstances when full premium is refunded  
Rights of Insurance an payment and return of premium  
Perils of Sea  
Measures of Indemnity.

**Prescribed Case**

Home insurance Co. v. Ramnath & Co., AIR 1955 Mad. 602

**Unit – IV**

Public Liability Insurance Act,1991

Nature, Scope and object, liability to give relief in certain cases on principles of no fault (Section 3), Duty of owner to take out insurance policies (Section 4), verification and Publication of Accident by collector (Section 5) Application for Claim for relief (Section 6), Award of Relief (Section 7)

Establishment of Environmental Relief Fund (Sections 7A); Provisions as to other right to claim compensation of death (Section 8); Powers of Collection (Section 9 to 13), Penalty for contravention (Section 15); offences by companies and Government Departments (Section 16,17)

**Prescribed Case**

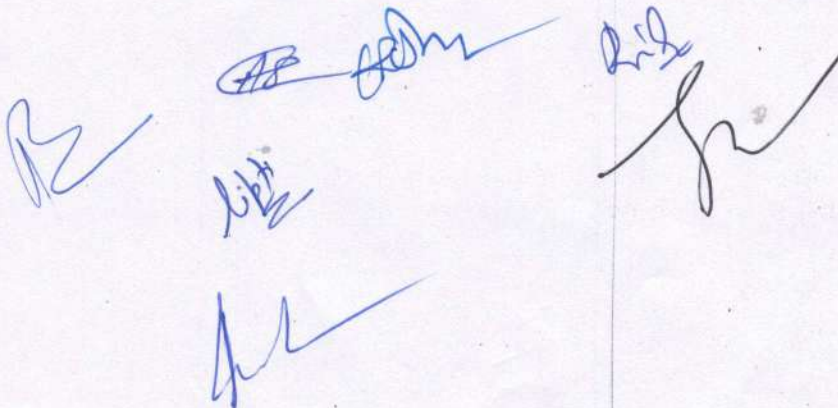
Charan Lal Sahu v. Union of India, AIR 1990 SC 1480; (1990) 1 SCC 613

**Statutory Material**

1. The Life Insurance Corporation Act,1956
2. The Life Insurance (Emergency Provisions ) Act,1956
3. Marine insurance Act,1963
4. Public Liability Insurance Act,1991

**Books Recommended:**

1. Srinivasan, M.N. : Law and the Life Insurance Contract
2. Srivastava, Kirpa Dayal : Commentaries on Employees State Insurance Act,1948
3. Murthy, K.S.N. : Modern Law of Insurance in India
4. Banerjee , B.N. : The Law of Insurance
5. Mishra, M.N. : Law of insurance
6. Ivamy, E.R. Hardy : Marine insurance
7. Bhattacharjee : The Life Insurance Corporation Act
8. Naresh Mahipal : An introduction to Insurance Laws (ed. 2017),  
Central Law Publications.



CODE-404: PAPER-IV: ENVIRONMENTAL LAW

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 of the syllabus. The student will be required to attempt any four parts.

(ii) All questions shall carry equal marks.

**Unit-I**

Environmental Protection and its importance.

Constitutional Provisions and Environment Protection in India.

Sustainable Development and the role of Indian Judiciary in Promoting it with special reference to "Precautionary Principle" and "Polluter Pays Principle"

The National Green Tribunal Act, 2010: Object and Purpose of the Act; Preliminary (Section 1-2), Establishment of the Tribunal (Section 3-13); Powers and Proceedings of the Tribunal (Section 14-25, Penalty (Section 26-28)

**Prescribed Case:**

Indian Council for Enviro-legal Action v. Union of India AIR 1996 SC 1446

**Unit-II**

The Environment Protection Act, 1986

Definitions (Section 2), General Powers of Central Govt. (Sections 3-6), Prevention, Control and Abatement of Environment Pollution (Section 7-17), Miscellaneous (Section 18-26)

Environment Protection and Law of Tort; Role of Urban Local Bodies in Controlling Pollution; Criminal Law and Environment Protection; Constitutional provisions and Noise Pollution Control

**Prescribed Case**

M.C. Mehta v. Union of India (Oleum Gas Leak Case) AIR 1987 SC 1086

**Unit-III**

Water (Prevention and Control of Pollution) Act, 1974

Definitions (Section 2), the Central and State Boards for Prevention and Control of Water Pollution (Section 3-12), Joint Boards (Sections 13-15), Powers and Functions of Boards (Section 16-18), Prevention and Control of Water Pollution (Section 19-33A), Penalties and Procedure (Section 41-50)

Air (Protection and Control of Pollution) Act, 1981

Definitions (Section 2), Central and State Boards for Prevention and Control of Air pollution (Section 3-15), Powers and Functions of Boards (Section 16-18), Prevention and Control of Air pollution (Section 9-31A), Penalties and Procedure (Section 37-46).

**Prescribed Case**

M.C. Mehta v. Union of India AIR 1988 SC 1037 (Kanpur Tanneries Case)

**Unit-IV**

Wild Life (Protection) Act, 1972

Definitions (Section 2), Authorities under the Act (Section 3-8), Hunting of wild Animals (Section 9-12), Sanctuaries, National Parks and Closed Areas (Section 18-38), Central Zoo Authority and Recognition of Zoos (Sections 38A-38J), Constitution of National Tiger Conservation Authority and its powers and functions (Sections 38-L and

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38-O), Tiger and other Endangered Species Crime Control Bureau (Section 38y and 38z), Trade or Commerce in Wild Animals, Animals Articles and Trophies (Section 39-49). Prohibition of Trade or Commerce in Trophies etc. (Sections 49A-49C), Prevention and Detection of Offences (Section 50-58)

The Schedules Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006: Preliminary (Section 1-2), Forest Rights (Section 3); Recognition (Section 4-5); Restoration and Vesting of Forest Rights and related matters; Authorities and Procedure for vesting of Forest Rights (Section 6); Offences & Penalties (Section 7-8), Miscellaneous (Section 14)

**Prescribed Case**

Indian Handicraft Emporium v. Union of India (2003) 7 SCC 589

**Books Recommended:**

1. Agarwal, S. : Legal Control of Environmental Pollution
2. Armin Rosencrauz : Environmental Law and Policy in India-Cases; Material and  
Syam Divan Statements  
Marthal, L. Noble
3. Chaturvedi, R.G. : Law on Protection of Environment  
Chaturvedi M.M. and Prevention of Pollution
4. Krishna Iyer, V.R. : Environmental Pollution and the Law, 1984
5. Paras Diwan : Environmental Administration- Law and Judicial attitude,  
Vols. I & II, 1992
6. Rama Krishna : The Emergence of Environmental Law in Developing  
Countries, a Case study of India
7. Srivastava, A.B. : Protect Global Environment, 1994
8. Jaswal, P.S. : Environmental Law  
& Nistha
9. Shanthakumar, S. : Introduction to Environment Law

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**CODE-405: PAPER-V: Compulsory Clinical Course: Professional Ethics &  
Professional Accounting System**

*W.C.F 2022-23*

Max. Marks: 100

Written Exam: 80

Viva-voce: 20

Time: 2.30 Hours

**Note:** Eight questions will be set. The students shall be required to attempt four questions in all. All questions shall carry equal marks. The course will be taught through class instructions and exercises preferably with the assistance of lawyers, judges/retired judges.

**Prescribed Course of Studies:**

- A. Professional Ethics: General Principles and Bar Council code of Ethics  
B. Contempt Law and Practice, Accountancy for Lawyers and Bar Bench Relations

The Course will be taught on the basis of the following materials:

- i) Mr. Krishnamurthy Iyer's book on "Advocacy;
- ii) The Contempt Law and Practice: The Contempt of Courts Act, 1971;
- iii) The Bar Council code of Ethics;
- iv) 50 selected opinions of the Disciplinary Committee of Bar Councils and following 10 judgments of the Supreme Court would be discussed and analyzed: -
  1. Supreme Court Bar Association v. Union of India & Others, AIR 1998 SC 1895.
  2. Re Ajay Kumar Pandey Advocate, AIR 1998 SC 3299
  3. Dr. I.P. Mishra v. State of U.P. AIR 1998 SC 3337
  4. Kashinath Kher and Other v. Dinesh Kuamr Bhagat and Others, AIR 1998 SC 374
  5. P.D. Gupta v. Ram Murti, AIR 1998 SC 283
  6. Sadhvi Ritumbhara v. Digvijay Singh & others (1997, 4SCJ 64)
  7. Delhi Judicial Services Association, Tis Hazari Court Delhi v. State of Gujrat and others, AIR 1991 SC 2176
  8. M.B. Sanghi v. High Court of Punjab & Haryana and others, AIR 1991 SC 1834
  9. Amrit Nahata v. Union of India, AIR 1986 SC 791
  10. State of Bihar v. Kripalu Shanker, AIR 1987 SC 1554

The opinions would be selected by the teacher concerned with the approval of the Chairperson and a copy of the same would be sent to the Controller of Exam., K.U. Kurukshetra

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