

LL.B. 5TH SEMESTER
SESSION 2022-23

CODE-501: PAPER-I: CIVIL PROCEDURE CODE AND LIMITATION ACT

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 form 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

Definition, Jurisdiction of Civil Courts, Suits of Civil Nature (Sec. 9)

Stay of suits, *Res-judicata*, Foreign Judgments (Ss. 10-14)

Place of Suing, Transfer of Suits (Ss. 15-25)

Joinder of Parties, Representative Suits, Splitting of Claims and Reliefs, Joinder of Cause of Actions (order I & II)

Prescribed Case

Muni Bibi v. Triloki Nath, AIR 1931 SC 114

Unit-II

Summons to Defendants (Order-V)

Appearance of Parties, *Ex-parte* Decree (O. IX,X)

Discovery and Inspection (O. XI)

Settlement of Issues(O, XIV, XV)

Summons to Witnesses (O, XVI,XVII,XIX)

Hearing of Suits (O, XVIII); Judgment and Decree (O,XX)

Awarding of Interest and Costs(Ss. 34 to 35)

Restitution, Inherent Powers of the Courts

Miscellaneous Provisions (Ss. 132-158)

Prescribed Case

Babbar Sewing Machine Co. v. Triloki Nath, AIR 1978 SC 1436

Unit-III

Commissions (Ss. 75-78, Order XXVI)

Suits against Government (Ss. 79-80)

Suits in cases of Minors, Indigent Persons (Order XXXII, XXXIII), Inter Pleader Suit (Sec. 88, Order XXXV)

Supplemental Proceedings- Arrest and Attachment before Judgment, Temporary Injunctions, Interlocutory Orders, Appointment of Receivers, (Ss. 94-95)(Orders XXXVIII to XL), Appeals- First and Second Appeal; Procedure in Appeal (Ss. 96-108. Order XLI)



Prescribed Case

Amar Nath Dogra v. Union of India, 1963 SC 424

Unit-IV

Reference, Review, Revision (Ss. 113-115, Order XL VI-XLVII)

Execution-Basic Provisions (Ss. 36-74)

Execution-(Order XXI) with all rules

Limitation of Suits, Appeals and Applications (Ss. 3-11)

Exclusion of Time (Ss. 12-15)

Effects of Death, Fraud Acknowledgment, Payment etc of Limitation (Ss. 16-22)

Prescribed Case

Major S.S. Khanna v. Brig. F.J. Dillon, AIR 1964 SC 497

Books Recommended

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|------------------|---------------------------------------|
| 1. Matta | : The Code of Civil Procedure |
| 2. Saha, A.N. | : The Code of Civil Procedure |
| 3. Mitra, B.B. | : H.C. Mitra's Indian Limitation Act. |
| 4. Takwani, C.K. | : Civil Procedure |

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LL.B. 5TH SEMESTER
SESSION 2022-23

CODE-502: PAPER-II: LABOUR AND INDUSTRIAL LAW-I

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: Industrial Disputes Act,1947

Definition of Industry, Industrial Dispute and Workman; Grievance Settlement Authorities-Works Committee, Court of Enquiry, Conciliation Officer and Board of Conciliation, Labour Court, Industrial and National Tribunal; Reference of Dispute to Board, Court and Tribunals (Section 10); Voluntary Reference of Disputes to Arbitration (Section 10A)

Prescribed Case

Banglore Water Supply and Sewerage Board v. A. Rajappa and others, AIR 1978 SC 548

Unit-II: Industrial Disputes Act,1947

Strikes and Lockouts, Lay Off and Retrenchment, Transfer and Closure (Chapter VA & VB), Conditions of Service etc. to remain unchanged (Sections 33-33C), Workers Participation in Management, Unfair Labour Practices.

Prescribed Case

Syndicate Bank v. K. Umesh Nayak, 1994 1 LLJ 836(SC)

Unit-III: Trade Union Act,1926

Definitions of Trade Union, Trade Disputes, Procedure of Registration of Trade Unions Cancellation of Registration, Dissolution of Trade Union, Rights, Liabilities and Immunities of the Members of Registered Trade Union, Recognition of Trade Union. Collective Bargaining.

Industrial Employment (Standing Orders) Act,1946

Concept and Meaning of Standing orders, Certification Process; Its Operation and binding Effect, Modification of Standing Orders and Temporary Application of Model Standing Orders.

Prescribed Case

In re Indian Steam Navigation Workers Union, AIR 1936 Cal. 57

Unit-IV: Equal Remuneration Act,1976

Payment of Equal Remuneration to Men and Women Workers, Prohibition of Discrimination while Recruiting Men and Women Workers, Advisory Committee and the Role of the Appropriate Government to Appoint Authorities for Deciding Claims.

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The child and Adolescent labour(Prohibition and Regulation) Act,1986

Prohibition of employment of children in any occupation and process, Regulation of conditions of work of adolescents, penalties.

Prescribed Case

M/s Mackinnan Mackenzie and Co. Ltd. V. Andrey D'Costas and another, (1987) ILLJ 536(SC)

Books Recommended

- | | |
|--------------------|---------------------------------------|
| 1. Malhotra O.P. | : Industrial Dispute Act,1947 |
| 2. Mishra, S.N. | : Labour and Industrial Laws |
| 3. Yadav, Sunil | : labour & Industrial Laws |
| 4. Puri, S.K. | : Labour and Industrial Laws |
| 5. Goswami, V.G. | : Labour Law and Industrial Laws |
| 6. Varandani, G. | : Workers Participation in Management |
| 7. Sabharwal, R.K. | : Job Security of Industrial Workers |

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**CODE-503: PAPER-III: LAND LAWS INCLUDING TENURE AND
TENANCY SYSTEM**

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 of the question paper shall have compulsory question, divided into four parts and each part carrying a question from the above four units of the syllabus.
- (ii) All questions shall carry equal marks.

UNIT - I

The Haryana Land Revenue Act, 1887

- Definitions (Sec. 3)
- Exclusion of Certain Land from the operation of the Act (Section 4)
- Revenue Officers (Sec. 6-22)
- Records (Sec. 31-47)
- Collection of Land Revenue (Sec. 61-96)
- Partition (Sec. 110-126)

UNIT - II

The Haryana Tenancy Act, 1887

- Definitions (Sec.4)
- Right of Occupancy (Sec. 5 -11)
- Rents (Sec. 12-30)
- Relinquishment, Abandonment and Ejectment Relinquishment (Sec. 35 - 50A)
- Improvement and Compensation (Sec. 61- 74)

UNIT - III

The Haryana Ceiling on Land Holdings Act, 1972

- Definitions (Sec. 3)
- Concept of Permissible Area and Surplus Area (Sec. 4-6)
- Ceiling on Land (Sec. 7 -17)
- Appeal, Review and Revision (Sec. 18)

The Haryana Village Common Lands(Regulation) Act, 1961

- Definitions (Sec. 2)
- Land to which this Act applies (Sec. 3)
- Vesting of Rights and Regulation of Use and Occupation etc. of Lands (Sec. 4-6)
- Power to put Panchayat in possession and cancel or vary leases etc. of Lands (Sec. 7-12)
- Ban on Jurisdiction of Civil Courts (Sec. 13-15)

The Haryana Urban (Control of Rent and Eviction) Act, 1973

- Definitions (Sec. 2)
- Determination of Fair Rent (Sec. 4)
- Rights and Duties of Landlord and Tenants (Sec. 6-12)
- Eviction of Tenants (Sec. 13)

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UNIT - IV

The Right of Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013

- Definitions (Sec. 3)
- Determination of Social Impact and Public Purpose (Sec. 4-9)
- Special Provision to Safeguard Food Security (Sec.10)
- Notification and Acquisition (Sec. 11-30)
- Rehabilitation and Resettlement Award (Sec. 31-42)
- Procedure and Manner of Rehabilitation and Resettlement (Sec. 43-47)
- National Monitoring Committee for Rehabilitation and Resettlement (Sec. 48-50)
- Establishment of Land Acquisition, Rehabilitation and Resettlement Authority (Sec. 51-74)
- Apportionment of Compensation (Sec. 75-76)
- Payment (Sec. 77-80)
- Temporary Occupation of Land (Sec. 81 -83)
- Offences and Penalties (Sec. 84-90)

The Real Estate (Regulation And Development) Act, 2016

- Registration of Real Estate Project and Registration of Real Estate Agents (Sec. 3-10),
- Functions and Duties of Promoter (Sec. 11-18), Rights and Duties of Allottees (Sec. 19), The Real Estate Regulatory Authority (Sec. 20-40), Offences and Penalties (Sec. 59-72).

Leading Cases:-

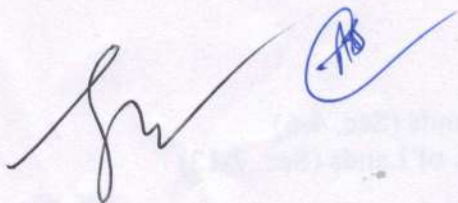
- Harish Chander & Others v. Ghisa Ram & Another, AIR 1981 SC 695.
- Om Parkash v. State of Haryana, 1987 (i) C.L.J. 791 (F.C.)
- Chandu Lal v. Kalia and Gorla, 1976 PLJ 548.
- Valliyammal & Anr. v. Spl. Tehsildar (Land Acquisition) & Anr. (2011) 10 Scr 293.

Landmark Judgement (Haryana Village Common Lands (Regulation) Act,1961

- Suraj Bhan v. State of Haryana (2017) 186 PLR 607: 2017(2) R Civil 934.

Suggested Reading

1. Dr. Preeti Bhardwaj : Simplified Approach to Land Laws in Haryana
2. Neety Kaul : Land Laws in Punjab and Haryana
3. Narula, D.P. : Punjab and Haryana Land Laws
4. Aggarwal, O.P. : The Punjab Tenancy Act, 1887



CODE-504: PAPER-IV: OPTION (II): HUMAN RIGHTS AND LAW OF DISABILITY

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 of the question paper shall have compulsory question, divided into four parts and each part carrying a question from the above four units of the syllabus.

(ii) All questions shall carry equal marks.

UNIT- I

Human Rights, Concept, Nature and Scope; Human Rights under the U.N. Charter, Universal Declaration of Human Rights; Human Rights Commission in India, National Human Rights Commission; Constitution, Powers and Functions.

UNIT – II

The European Conventions on Human Rights; European Court of Human Rights.

UNIT - III

The Rights of Persons with Disabilities, 2016: Rights and Entitlement (Sec. 3 to 12), Education (Sec. 16-18), Skill Development and Employment (Sec. 19-23), Social Security, Health, Rehabilitation and Recreation (Sec. 24-30), Special Provisions for Persons with Benchmark Disabilities (Sec. 31-37), Special Provisions for Persons with High Support Need (Sec. 38), Duties and Responsibilities of Appropriate Government (Sec. 39-48), Registration for Institutions for Persons with Disabilities and Grants to Such Institutions (Sec. 49-55).

UNIT - IV

Certification of Specified Disabilities (Sec. 56-59), Central and State Advisory Boards on Disability and District Level Committee (Sec. 60-73), Chief Commissioner and State Commissioner For Persons with Disabilities (Sec. 74-83), Special Court (Sec. 84-85), National Fund for Persons with Disabilities (Sec. 86-87), State Fund for Persons with Disabilities (Sec. 88), Offences and Penalties (Sec. 89-95), Miscellaneous (Sec. 96-102).

Suggested Reading

1. Awasthi, S.K., Kataria, R.P. : Law Relating to Protection of Human Rights
2. Verma, S.K. : Rights of Persons with Disabilities
3. Baxi, Upendra : Human Rights Accountability and Development, Indian Journal of Int. Law, 279(1978).
4. Kazmi, F. : Human Rights
5. Kapoor, S.K. : International Law and Human Rights

CODE-504: PAPER-IV: OPTION (I): CYBER LAW

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

(ii) All questions shall carry equal marks.

Unit-I: Introduction to Information Technology Act, 2000

1. Historical Background and Objectives of the Act.
2. Definition under the Act.
3. Digital & Electronic Signatures.
4. Electronic Records.
5. Authorities under the Act.
6. Cyber Appellate Tribunal.

Prescribed Case

Dharamvir v. Central Bureau of Investigation 148(2008) DLT 289.

Unit-II: Cyber Crimes.

1. Penalties, Compensation and Adjudication
2. Computer Related Offences.
3. Other Computer Related Offences:
 - i. Tempering with Computer Source Documents.
 - ii. Identity theft
 - iii. Cheating by personation by using computer resource
 - iv. Publishing of obscene information in electronic form
 - v. Publishing of False Electronic Signature Certificate.
4. Breach of Confidentiality and Privacy.
5. Powers of Police to Investigate.

Prescribed Case

Syed Asifuddin and Othrs. v. The State of Andhra Pradesh, 2005 Cr. LJ 4314.

Unit-III: International Regime of Cyber Law.

1. Personal Jurisdiction in Cyber Space.
2. International Law and Jurisdiction in Cyber Space.
3. Offences and Contraventions Committed Outside India.
4. The issues Relating to Online Defamation.

Prescribed Case

Rambabu Saxena v. State, AIR 1950 SC 155.

Unit-IV: Cyber Law and Related Issues.

1. Freedom of Expression in Cyberspace.
2. Computer Forensic and the Process of Confiscation.
3. Liabilities of Intermediaries.
4. Interception and Monitoring of Electronic Communication

Prescribed Case

Shreya Singhal v. Union of India, AIR 2015 SC 1523.

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Books Recommended :

1. Diane Rowland
Elizabeth Macdonald : Information Technology Law.
2. Nandan Kamath : A Guide to Cyber Laws and the Information Technology Act, 2000 with Rules and Notification.
3. Rodney, D. Ryder : Guide to Cyber Laws.
4. Yogesh Barua & Denzyl : Cyber Crimes
5. Sharma, Vakul : Information Technology Law and Practice
6. Justice Yathindra Singh : Cyber Laws
7. Bakshi, R.M. : Cyber & E-Commerce Laws
8. G.S. Pandey : Law of Evidence
(Revised by Dr. Amit Ludri)
9. Farooq Ahmad : Cyber Law in India(Law of Internet)

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CODE-505: PAPER-V: COMPULSORY CLINICAL COURSE:
ALTERNATE DISPUTE RESOLUTION

W.C.F 2022-23

Max. Marks: 100
Time: 3 Hours

- i. **Negotiation Skills With simulated Program.**
- ii. **Conciliation Skill**
Conciliation- Purpose and Scope (Sec.61).
Conciliation Skills.
Conciliation Proceedings (Ss.62-71).
Settlement Agreements in Conciliation (Ss. 72-75).
Miscellaneous Provisions (Ss. 76-81).
- iii. **Arbitration Law and Practice including international Arbitration and Arbitration Rules**
Nature of Arbitration Proceedings, Objectives of Arbitration & Conciliation Act, 1996, Preamble.
Definitions and General Provisions (Ss. 2-6).
Composition of Arbitral Tribunal (Ss. 10-15).
Jurisdiction of Arbitral Tribunal (Ss. 16-17).
Conduct of Arbitral Proceedings (Ss. 18-23).
Making of Arbitral Awards and Termination of Proceedings (Ss. 28-33).
Setting aside Finality and Enforcement of Award (Ss. 34-36).
Miscellaneous Provisions (Ss 37-43).
International Arbitration and Arbitration Rules.
Enforcement of Foreign Awards- New York Convention Award (Ss.44-52).
Geneva Convention Awards (Ss. 53-60).
Note: The Course will be conducted through Simulation and Case Studies.
Evaluation may also be conducted in Practical exercises.

Books Recommended :

1. Saraf B.P. & Jhunjhunwala S.M. : Law of Arbitration & ADR In India.
2. Tripathi, S.C. : Arbitration and Conciliation Act.
3. Kohli, Hari Dev : New Case Law Reference on Arbitration & Conciliation Act.
4. Datta, C.R. : Law Relating to Commercial and Domestic Arbitration.
5. Destha, Sunil : Lok Adalats in India.

