

SYLLABUS – LL.B DEGREE

FIRST YEAR

FIRST SEMESTER

LAW OF CONTRACT – I

I. General Principles of Contract

UNITS: 12X5=60

1. Nature of Contract
2. Definition, Essentials for valid Contract
3. Agreement:
Definition of agreement
Definition of Offer, Essentials, kinds and lapse of offer
Definition of Acceptance, Essentials of a valid acceptance, Revocation of acceptance
Standard Forms of Contracts
4. Consideration:
Definition, Essentials of Consideration, Kinds of Consideration, Agreements without Consideration, Exceptions to the rule, Privity of Contract, Indian and English Concept of Privity.
5. Capacity:
Agreements with Minor, Unsound mind persons and Persons Disqualified by law
6. Free Consent
Voidable contracts: Coercion, undue influence, Misrepresentation, Fraud and Mistake
7. Legality of Object
Effect of Illegal Agreements, Various Illegal Agreements and Agreements opposing public policy
8. Void Agreements:
Effect of void agreements, various void agreements
9. Contingent Contracts
10. Discharge of Contracts:
Discharge by performance: reciprocal promises and its performance, Joint promises, nature and liability of Joint promises,
Discharge by Impossibility: Kinds of Impossibility, Doctrine of frustration, Position in India and Exceptions to Doctrine of Frustration.
Discharge by Agreement: Novation and Remission of performance.
Discharge by Breach: Kinds of breach and effect of breach of contract.
11. Remedies for Breach of Contract:
Kinds of Remedies Damages: Remoteness of Damages, Measure of damages Kinds of damages, Quantum Meruit.
12. Quasi Contracts:
Basis for quasi-contractual relations. Kinds of quasi contracts

II. Government Contracts:

UNITS: 05

Essentials of Government Contracts. Contractual Liability of Government. Application of principles of quasi contracts in Government Contracts.

III. Specific Relief Act:

UNITS: 10

Definitions, Recovering Possession of Property, Specific performance of contracts Rectification of instruments, Rescission of Contracts, cancellation of Instruments, Declaratory Decrees, Injunction Kinds of Injunctions.

Note: The units mentioned above include internal assessment hours.

SUGGESTED READINGS:

Mulla	: Indian Contract Act
Desai	: Indian Contract Act
Avtar Singh	: Law of Contract
Ponnusawmy	: Cases and materials on Contract
Anson	: English Law of Contract
R.K.Bangia	: Law of Contract and Specific Relief Act
Jain M.P.	: Indian Constitutional Law

LAW OF CRIMES

1.General Principles of Criminal Law	UNITS: 06
Definition of crime, Theories of Crime, Elements of Crime, Stages in the commission of a crime, Differences between Crime, Tort and Contract	
2.Administration of Criminal Law	UNITS: 02
Indian Penal Code, 1860	
3.Introduction	UNITS: 02
Inter and Extra territorial Operations	
4.Definitions	UNITS: 04
good faith, dishonesty, illegal, fraudulently, offence etc	
5.Group liability	UNITS: 03
Common intention and common object	
6.Punishment	UNITS: 04
Kinds of punishments capital punishment	
7.General exceptions	UNITS: 10
Mistake of fact, mistake of law, accident, infancy, insanity, consent, trifling acts, private defense	
8.Abetment –conspiracy-- Offences against State	UNITS: 06
9.Offences against public tranquility—Unlawful Assembly, Rioting and Affray.	UNITS: 04
10. False evidence, Fabricating false evidence and offences against public justice	UNITS: 03
11. Offences affecting public health, safety, convenience, decency and morals	UNITS: 03
Public Nuisance, Obscenity etc.	
12. Offences affecting Human body	UNITS: 12
Murder, suicide, hurt, kidnapping, rape etc	
13. Offences against property	UNITS: 08
Documents and property marks—theft, extortion, robbery, dacoity, forgery, false document etc.	
14. Offences relating to marriage	UNITS: 05
Cruelty on wife—Bigamy, Adultery etc.	
15. Defamation, criminal intimidation, insult and annoyance	UNITS: 02
16. Attempt to commit offences	UNITS: 01

Note: The units mentioned above include internal assessment hours.

Suggested Readings:

- Ratanlal and Dhirajlal Indian Penal Code
- Atchuttan Pillai Criminal Law
- M.P. Tandon The Indian Penal Code
- Kenny Out lines of Criminal Law
- Srivastava Elements of Criminal Law
- Saxena Indian Penal Code
- Gaur K.D. Cases and Materials on Criminal Law

LAW OF TORTS

1. Nature and Definition of Tort various definitions of tort, nature of tort, essentials of tort, mental elements in tortious liability. UNITS: 05
2. General Defences UNITS: 06
3. Capacity Minor, Corporation, Convict, Husband and Wife, Sovereigns, Joint tortfeasors and independent tortfeasors. UNITS: 03
4. Vicarious Liability Master-Servant; Principal – Agent; Vicarious Liability of the State- position in India UNITS: 06
5. Remoteness of Damage test of directness, test of reasonable foresight UNITS: 03
6. Trespass to the person Assault, Battery and False Imprisonment and Remedies UNITS: 03
7. Trespass to Land meaning, trespass ab initio and remedies UNITS: 03
8. Trespass to goods meaning, conversion of goods – meaning, kinds of conversion; detinue UNITS: 03
9. Negligence Essentials of negligence; Contributory Negligence UNITS: 05
10. Nervous Shock UNITS: 01
11. Rule of Strict Liability rule and exceptions; The Rule of absolute liability UNITS: 03
12. Liability for dangerous animals Scienter rule, cattle trespass and ordinary liability UNITS: 02
13. Liability for dangerous chattels liability towards immediate transferee, towards ultimate transferee. UNITS: 02
14. Liability for dangerous premises obligation towards lawful visitors, trespassers and children UNITS: 03
15. Nuisance Kinds of nuisance, Essentials, Defences UNITS: 05
16. Defamation kinds, essentials, defences UNITS: 04
17. Abuse of legal procedure UNITS: 02
18. Interference with contract, business – inducing breach of contract, intimidation, conspiracy, malicious falsehood, passing off UNITS: 03
19. Deceit UNITS: 02
20. Discharge of tortious liability UNITS: 04
21. Death in relation to tort effect of death on a subsisting cause of action, causing of death as being actionable as a tort. UNITS: 02
22. Remedies damages, injunctions, specific restitution; extra judicial remedies. UNITS: 05
23. Consumer Protection Act: consumer, Consumerism, Unfair Trade Practices, Restrictive Trade Practices and Redressal Forums. UNITS: 05

Note: The units mentioned above include internal assessment hours.

Suggested Readings:

Ratanlal and Dhirajlal

Salmond

Winfield

Law of Torts

Law of Torts

Law of Torts

CONSTITUTIONAL LAW – I

1. Introduction: UNITS: 05

Definition of Constitution - Need for Constitution, Classification of Constitutions, Constitutionalism and Indian Constitution, Framing of Indian Constitution.

2. Salient features of the Indian Constitution UNITS: 03

3. Preamble UNITS: 03

4. The Union and its territories UNITS: 02

5. Citizenship under the Constitution and Citizenship Act UNITS: 02

6. Fundamental Rights UNITS: 43

6.1 Concept of Fundamental rights -Origin and Development, Fundamental Rights in India.

6.1 Definition of State: Judicial pronouncements on meaning of other authorities.

6.2 Justifiability of Fundamental Rights: Judicial Review Indian and American concept, Justifiability of Pre and post constitutional Laws Waiver and fundamental Rights.

6.3 Right to Equality: Reasonable classification -Basis for classification.

6.4 Right against discrimination: Special provisions for Women, children and Backward Classes.

6.5 Equality of Opportunity: Reservations of Posts for Backward Classes 79th and 85th Amendment Acts.

6.6 Abolition of Untouchability.

6.7 Abolition of Titles

6.8 Right to Freedom:

a. Freedom of Speech and Expression : Right to Know, Freedom of Press Reasonable Restrictions, Test for reasonableness Burden of proving reasonableness of restrictions.

b. Freedom of Assembly. Reasonable restrictions

c. Freedom to form Associations, Reasonable restrictions.

d. Freedom of Profession, Occupation, trade and Business, Reasonable restrictions.

6.9 Rights of the Accused: Ex-post facto laws, Right against Double Jeopardy, Right against Self-incrimination.

6.10 Right to Life and Personal Liberty: Meaning and Scope, American and Indian concept of Right to life and personal liberty, Various facets of Right to Life, Prisoners Rights.

6.11 Protection against Arrest and Detention:

Safeguards against Arrest made under the ordinary Law, Preventive detention, Safeguards against Detention made under the preventive detention laws.

6.12 Right against Exploitation: Right against trafficking in human beings, Safeguards against Beger and other forms of forced labour.

6.13 Secularism:

Right to Freedom of Religion, Reasonable restrictions, Right to establish and maintain Religious Denominations, Freedom from payment of Taxes, Prohibition of religious instructions in Educational Institutions.

6.14 Cultural and Educational Rights:

Right to conserve language script or culture, Right to admission to Educational Institutions, Right of Minorities to Establish and Administer Educational Institutions, No discrimination in granting aid.

6.15 Saving of certain laws:

Acquisition of Estates etc., Validation of certain Act and Regulations, Saving of laws giving effect to certain Directive Principle of State policy.

6.16 Right to Constitutional Remedies:

Right to move to the Supreme Court, Prerogative Remedies, Rule of locus standi, Public Interest Litigation Resjudicata, Delay and Laches, Alternative Remedy, Suspension of Fundamental Rights, Effect of Emergency on fundamental rights, Members of Armed Forces and Fundamental rights, Martial LAW, Legislation to give effect to provisions of Part III.

7. Directive Principles of State Policy: UNITS: 05

Object and purpose, Classification, Relation between Fundamental rights and Directive Principles of State Policy.

8. Fundamental duties. UNITS: 02

9. Amendment of the Constitution : UNITS: 10

Kinds of amendments, Methods of amendments under Indian Constitution, Scope of amending power of the Parliament, Amendment of Fundamental Rights, Doctrine of Basic Structure.

Note: The units mentioned above include internal assessment hours.

BOOKS RECOMMENDED

Jain M.P. : Indian Constitutional Law

Basu D.D. : Shorter Constitution of India

Kazgi : Constitutional Law Vol. I & II

Shukla V.N. : The Constitution of India

Tope T.K. : Constitutional Law of India

FAMILY LAW I

(The subject teaching should be with an integrated approach to Hindu Law, Muslim Law, Christian Law, Goa Law and the Special Marriage Act,1954 wherever relevant).

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| 1. Concept of 'Family'. | UNITS: 02 |
| 2. Sources of Family Law (Integrated) | UNITS: 05 |
| 3. Schools of Hindu & Muslim Law. | UNITS: 05 |
| 4. Marriage (Integrated) | UNITS: 09 |
| a. The Concept. | |
| b. Ceremonies of marriage. | |
| c. Registration of marriage. | |
| d. Capacity to marry | |
| e. Nullity of marriage. | |
| 5. Restitution of Conjugal Rights.(Integrated) | UNITS: 02 |
| 6. Judicial Separation.(Integrated) | UNITS: 02 |
| 7. Divorce (Integrated) | UNITS: 05 |
| a. Concept and theories | |
| b. Grounds. | |
| 8. Model Code for Divorce. | UNITS: 02 |
| 9. Bars to matrimonial relief. (Integrated) | UNITS: 03 |
| 10. Maintenance under the personal law. (Integrated) | UNITS: 05 |
| 11. Maintenance under sec.125 Cr.P.C. | UNITS: 02 |
| 12. Dower under Muslim law. | UNITS: 02 |
| 13. Guardianship (Integrated) | UNITS: 05 |
| 14. Custody (Integrated) | UNITS: 03 |
| 15. Adoption. (Integrated) | UNITS: 05 |
| 16. Legitimacy (Integrated) | UNITS: 05 |
| 17. Child marriage. | UNITS: 05 |
| 18. Application of law in case of conversion. | UNITS: 04 |
| 19. Jurisdiction of Courts in family matters. | UNITS: 02 |
| 20. Need for Uniform Civil Code. | UNITS: 02 |

Note: The units mentioned above include internal assessment hours.

BOOKS RECOMMENDED

- Subbarao G.C.V. : Family Law in India
- Usgaocar M.S.: Family Laws of Goa, Daman & Diu Vol-I
- ParasDiwan : Hindu Law
- ParasDiwan : Muslim Law in Modern India
- Mulla : Hindu Law
- Mayne's : Hindu Law