

University of Kalyani
Five year Integrated B.A. LL.B (Hons) Course
Detail Syllabus with Choice Based Credit System (CBCS)
Paper-1001
Administrative Law

Existing

Full Marks: (Written 80+Internal 20) =100. Credit: 5

1. Introduction to Administrative Law

Definition, Nature and Scope of Administrative Law

Reasons for the development of Administrative Law with special reference to India

Relationship between Constitutional Law and Administrative Law

Droit Administratif

2. Concept of Rule of law with special reference to Indian Constitution

3. Doctrine of Separation of Powers and its relevance

4. Legislative Functions of Administration

Concept and meaning of Delegated Legislation

Necessity and Constitutionality of Delegated Legislation

Control over Delegated Legislation:

(a) Judicial Control

(b) Parliamentary Control

5. Principles of Natural Justice

Rule against Bias

Audi Alteram Partem

Effect of non-compliance with Principles of Natural Justice

Exception to Principles of Natural Justice.

6. Judicial Review of Administrative Action

Jurisdiction of the Supreme Court - Articles 32 and 136

Jurisdiction of the High Courts - Articles 226 and 227

Modes of Public Law Review:

(a) Writ of *Certiorari*, (b) Writ of *Mandamus*, (c) Writ of *Quo Warranto*,

(d) Writ of *Prohibition*, (e) Writ of *Habeas Corpus*

7. Liability of the Administration

Liability of the Administration in Contract

Liability of the Administration in Tort

Sovereign and non-sovereign functions, statutory immunity, Act of the State

8. Recourse of Citizen against Administrative Faults

Ombudsman in India: The Lokpal and Lokayuktas Act, 2013

~~(a) The Lokpal Bill~~

~~(b) Working of Lokayuktas in the States~~

Right to Know, The Right to Information Act, 2005.

Book Reference:

Paper-1002A
Private International Law (Optional Paper -VI)
New

Full Marks: (Written 80+Internal 20) =100. Credit: 5

- 1. Introduction** - Subject matter, scope and basis of private international law, relationship of International law and Municipal law. [Difference between Public International Law and Private International Law.](#)
- 2. Jurisdiction** - Choice of law, renvoi, characterization.
- 3. Law of Family** - Marriage, divorce, adoption, guardianship and maintenance- Indian and English position.
- 4. Contract**- Theory of Lex loci contractus, Lex loci delicticommissi, Lex loci actus.
- 5. Enforcement of foreign judgments and decrees** - Application of Foreign Court Theory and Proper Law.
- 6. Domicile** - Meaning, Domicile of Choice, Domicile of Origin and Domicile of Corporation.
- 7. Law of Obligation**- Theory of lexfori, lex loci delicti, application of proper law.
- 8. Property**- Succession of movable and immovable property.
- 9. Adoption**- [Recognition of Foreign Adoptions, Adoption by foreign Parents, Jurisdiction under Indian and English Law.](#)

Book Reference:

Paper-1002B
Competition Law (Optional Paper -VI)
New

Full Marks: (Written 80+Internal 20) =100. Credit: 5

1. Introduction

Competition Law in India; Definition, growth, historical background; Globalization and competition Policy in India, Monopoly and the new change.

2. MRTP and Competition Act

Difference between MRTP Act and The Competition Act 2002; Shortcomings of MRTP Act; Important definitions and salient features of Competition Act, 2002.

3. Anti-Competitive Agreements and Contracts

Anti-competition agreements and the freedom of Contract; Exemptions. Constitutional initiatives in the protection of monopolistic activities. Appreciable adverse effects on competition (AAEC)

4. Regulation of Abuse of Dominant Positions

Dominance in Relevant Market, Abuse of Dominance, Predatory Pricing.

5. Regulation of Combinations

Combinations- Merger, Acquisition, Amalgamation, Takeover; Horizontal, Vertical, Conglomerate Mergers; Combinations in Competition Act, 2002; Regulations; Penalties.

6. Authorities and CCI

Authorities under Competition Act; Composition; Powers and Duties of Director General. Powers, Functions and Jurisdiction of Competition Commission of India (CCI), Adjudication and Appeals, Competition Appellate Tribunal, DGI- Penalties and Enforcement.

7. Emerging Trends in Competition Law

Salient features of- (a) the Competition (Amendment) Bill 2012, (b) Draft National Competition Policy 2011.

Intellectual Property Right and Competition Law; International Trade and Competition Law.

Book Reference:

1. Competition Law in India - T. Ramappa.
2. Competition Act, 2002- Law and Practice. Suresh T. Vishwanathan.
3. Taxmann's Competition Law & Practice- D.P. Mittal
5. Competition Law-Emerging Trends—P. Satyanaraya Prasad
6. Competition Law in India- Abir Roy and Jayant Kumar.
7. Bare Act.

Paper-1003
Seminar Paper (Honours Paper-VIII)
Existing

Full Marks: (Seminar 80+Internal 20) =100. Credit: 5

On any subject prescribed by BCI from time to time.

Paper-1004
Moot Court Exercise and Internship (Clinical Paper-IV)

Existing

Full Marks: (Practical 80+Internal 20) =100. Credit: 5

1. Moot Court (Marks-30)

Each student will do at least three Moot Courts and Prepare Memorial & Argument presentation

2. Observance of Trials (Marks-30)

Civil Trial-1

Criminal Trial-1

To be recorded in a diary.

3. Interviewing Technique, Pre-Trial Preparation & Internship Diary (Marks-40)

Observance of interviewing session in Lawyer's office-2

To be recorded in a diary. Preparation of documents and court papers -Recorded in a diary.

Book Reference: