

5th SEMESTER
(500 MARKS)

(In 5th Semester, there shall be two compulsory subjects & one compulsory clinical subject & two optional subjects.)

PAPER-I

CODE OF CIVIL PROCEDURE
(Compulsory Paper-I)

TOTAL MARKS-100

Unit- I

- a) Definitions
- b) Jurisdiction of civil courts.
- c) Res sub judice & Res Judicata.
- d) Foreign Judgement.

Unit- II

- a) Place of suing & institution of suit.
- b) Pleading, meaning, object, rules & amendment.
- c) Plaint & written statement.
- d) Appearances & non appearances of parties & first hearing.

Unit- III

- a) Interim orders
- b) Withdrawal & compromise of suits.
- c) Judgement & decree.
- d) Special suits.

Unit- IV

- a) Appeals, First Appeals, second appeals & appeals from orders.
- b) Appeal by indigent person, appeal to the Supreme Court.
- c) Reference, review & revision.
- d) Execution.

Unit- V

- a) Transfer of cases & restitution.
- b) Caveat & inherent power of courts.
- c) Limitation Act, meaning, object & limitation of suits.
- d) Computation of period of limitation, Acquisition of ownership by possession.

Books for Reference:

1. Avtar Singh- Civil Procedure Code.
2. C.K.Takwani- Code of civil Procedure.
3. M.P.Tondon- Code of civil Procedure.
4. Sarkar's Code of Civil Procedure.
5. Ganguly- Civil court, practice & procedure.
6. H.P.Gupta- Limitation Act.

Unit- I**Industrial dispute- I**

- a) Scope, object & main features of the Industrial dispute Act.
- b) Concept & meaning of Industry, Industrial dispute & Individual dispute.
- c) Meaning of public utility service, strike, Gherao, bandh, lokout, lay off, Retrenchment & Workman.
- d) Modes of settlement of industrial dispute & authorities under this Act. Works committee, conciliation officers & courts of Enquiry.

Unit- II**Industrial dispute- II**

- a) Procedure, powers of conciliation officers, boards & courts.
- b) Concept of strike, Gherao, bandh & lock out.
- c) General prohibition of strikes & lock outs, prohibition of strikes & lock outs in public utility services.
- d) Illegal strike & lock outs, penalties for illegal strikes & lock outs.

Unit- III**Industrial dispute- III**

- a) Rights of workmen in lay off & retrenchment.
- b) Compensation to workman in case of transfer of undertakings or closing down of undertaking.
- c) Special provisions relating to establishment lay off retrenshmet in certain undertaking.
- d) Unfair labour practices & penalties.

Unit- IV**Trade unions & Collective bargaining**

- a) Trade unionism in India, Definition of trade Union & trade dispute.
- b) Registration of trade unions.
- c) Rights & liabilities of registered trade unions, recognition of trade unions.
- d) Collective bargaining.

Unit- V**The contract labour(regulation & ablotion Act. 1970)**

- a) Meaning, scope & object of he Act.
- b) The davisory boards , central advisory board & state advisory board.
- c) Registration of establishment employing contract labour. Recvocation of registration, prohibition of employment of conract labour.
- d) Licensing of contractors, welfare & health of contract labour, penalties & procedure.

Books for Reference:

1. O.P.Malhotra- Industrial Dispute Act.
2. S.N.Mishra- Labour Laws.
3. V.G.Goswamy- Labour & Industrial Law.
4. S.C.SRivastava- Industrial relations & Labour Law.

Unit- I

- a) Crime, concept & character.
- b) Criminology, whether a distinct science & relationship between criminology, criminal policy & criminal Law.
- c) Schools of Criminology.
- d) General causes of Crimes.

Unit- II

- a) Classical & sociological theories.
- b) Economic Theory.
- c) Psychological Theory.
- d) Multiple causation theory of Crime & white collar Crime.

Unit- III

- a) Meaning, definition & kinds of punishment.
- b) Theories of punishment.
- c) Sentencing pattern of offender.
- d) Concept of probation & object of Probation of offenders Act 1958.

Unit- IV

- a) Parol, Meaning, principle & Distinction between parol & probation.
- b) Prison reforms in India before & after Independence.
- c) Prison System in USA, UK & India.
- d) Introduction of open prison system in India, Reformation & Rehabilitation activities.

Unit- V Victimology

- a) Meaning & concept, Victims- Victimology relationship.
- b) Problems & rights of the Victim.
- c) Rationality of the theory of Victimology.
- d) Compensation to the victims-Legal framework facilitating compensation to victims, Responsibility of the State.

Books for Reference:

1. Sutherland- Criminology
2. Ahmed Siddique-Criminology
3. J.P.S. Sirohi- Criminology & Criminal Administration.
4. N.V.Paranjape- Criminology & penology.
5. Vidya Bhusan- Prison Administration in India.
6. Dr. P.K.Rana- probation of offenders Act.

Unit- I

- a) Meaning, nature & purpose of Insurance.
- b) Ingredients of the Contract of Insurance.
- c) Development of Insurance Law in India.
- d) Insurance as a social security tool.

Unit- II

- a) Nature, meaning & definition of Life Insurance Contract.
- b) Essential & Conditions of Life Insurance Contract.
- c) Establishment & function of LIC of India.
- d) Performance of life Insurance Contract.

Unit- III**Marine Fire Insurance**

- a) Essentials & Conditions of Marine Insurance.
- b) Insurance interest, Disclosure & representation, kinds of Marine Policy.
- c) Essentials & conditions of Fire Insurance.
- d) Characteristics of Fire Insurance Contract, insurance contract, Insurable interest, Rights of Insurer.

Unit- IV**Miscellaneous**

- a) Role of Insurance in economic Development.
- b) Establishment, Incorporation, composition & tenure of the Insurance Regulatory Development Authority under the I.R.D.A Act.
- c) Duties, powers & functions of the Authorities.
- d) Establishment of Insurance Advisory Committee under the IRDA Act.

Unit- V

- a) Definition, rights, duties & liability of carriers & common carriers.
- b) Meaning of international carriage by air & their liabilities.
- c) Responsibilities of Railway administration as carrier of goods, animals & for personal injury.
- d) Rights, Duties, & Liability of Carrier by Sea.

Books for Reference:

1. M.N.Mishra- Law of Insurance.
2. C.Rangarajan- Hand Book of Insurance & allied Laws.
3. Bhattacharya- Law of Insurance.
4. R.K.Nagarjan- Law of Insurance
5. Insurance Regulatory Development Authority Act, 1999.

Unit- I

- a) Meaning, object & Fundamental rules of pleading.
- b) Alternative, Inconsistent & Amendment of pleading.
- c) Parties of suits
- d) Frame of Suits

Unit- II

- a) Complaint, Heading & Title, The body of a complaint & the relief claimed.
- b) Written Statement & Affidavit.
- c) Inter Locutory Application.
- d) Petition under 226 & 32 of the Constitution of India.

Unit- III

- a) suit for permanent injunction & temporary injunction.
- b) Suit for specific performance.
- c) Complaints.
- d) Application for Bail.

Unit- IV

- a) Application under section 125 Cr. P.C & FIR under sec. 154 Cr. P.C.
- b) Meaning, concept & essentials of conveyancing
- c) Adoption, Affidavits.
- d) Agreement & gift.

Unit- V**Model Drafts**

- a) i) Agreement to sale. ii) Power to Attorney.
- iii) Deed of Gift. iv) Will
- b) i) Application for appointment of receiver
- ii) Specific performance of contract.
- iii) Promissory Note iv) Release
- c) i) Sale deed ii) Partnership dissolution suit
- iii) Compromise suit iv) Appointment of Guardian
- d) i) Revision Petition ii) Review Petition
- iii) Lease Deed iv) License
- iv) Mortgage deeds.

Books for Reference:

1. N.S.Bindra- Conveyancing
2. R.N.Chaturvedi-Pleading, Drafting & Conveyancing.
3. Mogha- Law of Pleading.
4. Shivgopal- Conveyancing, Precedents & forms.
5. V.M.Shukla- Principles & Precedents of Pleading.
6. S.K.Dutta- The Law of Conveyancing.