



**H.S.N.C. BOARD'S**  
**KISHINCHAND CHELLARAM**  
**LAW COLLEGE, MUMBAI**

**Orientation**

*Brochure*



**ACADEMIC YEAR 2023-2024**



# WELCOME MESSAGE

*"Education is the passport to the future, for tomorrow belongs to those who prepare for it today."*

*– Malcolm X*

I wholeheartedly welcome you to Kishinchand Chellaram Law College (KC Law College), one of the premier institutions of the iconic Hyderabad (Sind) National Collegiate Board, popularly known as HSNC Board, an illustrious group which has created a strong imprint in the field of education. The illustrious journey of HSNC Board has entered into seventy-fifth year since its establishment in 1949. The College was established in 1955, has been imparting quality legal education with a view to disseminate legal knowledge and postulate courage to fight for justice. It is indeed an honor to be a part of this College which possesses standards through consistent achievements.

Law touches every aspect of human existence from birth till death, in fact from before birth and also even after death. It is thus an imperative and inseparable facet of human existence in civilized societies. This belief is expressed in our motto "Law is the King of the Kings".

We firmly believe that the strength of the College lies in its students. With a proud legacy of over 69 years, the College has carved a niche for itself in the field of law. The institute's overall growth is through its academic, co-curricular and extra-curricular activities and its achievements. Classroom teaching is supported by certificate courses, moot courts, legal aid, para-legal activities, legal literacy and legal research. This will introduce you to court crafts and make you abreast with social realities. Additionally, the institution regularly organizes guest lectures by eminent personalities from the arenas of law and justice as well as interdisciplinary studies. Our students have excelled in an array of avenues ranging from the chambers practice to trial practice, appellate court practice to academics and from solicitors to corporate world, consultancy as well as the judiciary.

The transformation of your mind with its limitless potential will make this College a unique class of its own. It is possible only if -You- share the dream and passion to achieve them. The legal education at the College is just a fuel to ignite the fire in YOU. Therefore, I welcome YOU to join the College and be a part of our family to reach the zenith of the legal profession.

Best wishes!!

**Dr. Kavita Lalchandani**  
Principal

## **ABOUT THE COLLEGE**

Kishinchand Chellaram Law College, popularly known as K.C.Law College, is one of the premier law institutions in the city of Mumbai. It is permanently affiliated to the University of Mumbai, registered with the Bar Council of India and recognized by the Government of Maharashtra.

Since 1955, the year it was established by the HSNC Board, K.C. Law has been imparting quality legal education to the students. Bearing in mind that law is an instrument of social change; the College has adopted a motto which says “Law is the King of Kings”. The aim of K. C. Law College is to promote excellence in legal studies and its mission is to provide legal knowledge through theory and practice and to make the study of law socially relevant and fruitful. K. C. Law College prides itself in motivating students to achieve excellence in, academic and extra-curricular activities and to develop strong personal values.

## **ISO CERTIFICATION**

Kishinchand Chellaram Law College has received the prestigious ISO 9001: 2015 Quality Management System certification on 18<sup>th</sup> August,2022.

## **Courses Offered by the College:**

- **Three Years Bachelor of Law (LL.B.)**

The College offers a three years degree course consisting of six semesters. On the successful completion of the course, the student is eligible for the LL.B. Degree awarded by the University of Mumbai.

- **Two Years Master of Laws (LL.M.)**

The College also offers a two-years LL.M. course in Business Law and Criminal Law. The LL.M. course comprises of four semesters. On successful completion of the course, the student is eligible for the LL.M. degree awarded by the University of Mumbai.

- **Ph.D. in Law**

The College offers Ph.D. program in Law.

## COLLEGE STAFF

### TEACHING STAFF

Dr. Kavita Lalchandani

Principal

Dr. Kiran Sharma  
Assistant Professor

Dr. Sandhya Balakrishnan  
Assistant Professor

Ms. Purba Ganguly  
Assistant Professor

Ms. Sabiha Badra  
Assistant Professor

Dr. Aashish Borse  
Assistant Professor

Ms. Sarita Samel  
Assistant Professor

Ms. Megna Devkar  
Assistant Professor

Dr. Brinda Gurbuxani  
Assistant Professor

### LIBRARY STAFF

Dr. Purnima Joshi  
Librarian

Mr. Anil Duseja  
Peon

### NON-TEACHING STAFF

Ms. Aruna Sable (Head Clerk)

Mr. Suraj J. (Junior Clerk)

Mr. Rambhuval Varma (Peon)

Mr. Balram Yadav (Peon)

Ms. Aarushi Nagrani (Senior Clerk)

Ms. Pooja Sharma (Junior Clerk)

Mr. Naresh Valmiki (Sweeper)

Mr. Sachinkumar (Sweeper)

### MOOT COURT ASSOCIATION (MCA)

The College has a Moot Court Association for training students in moot courts. It gives them an opportunity to develop their argumentative skills and techniques as well as legal research skills by participating in moot court competitions. The College gives ample exposure and provides avenues to students to build their talents through intra-collegiate as well as inter-collegiate as well as State level and national and international level moot court competitions.

### DLLE

Participation of students in „Department of Lifelong Learning & Extension (DLLE)“ activities enables students to a benefit of 10 marks grace as per the relevant ordinance issued by the University of Mumbai. The College regularly conducts DLLE activities and a large number of students participate in these activities.

## **LEGAL AID AND LEGAL AWARENESS INITIATIVES**

Legal aid is a social commitment. The College conducts a number of legal aid and legal awareness related activities. There is a Legal Aid Clinic in the College which can be accessed by citizens eligible for securing legal aid under the Legal Services Authorities Act, 1987. Students participate in legal aid camps, awareness campaigns, street plays, surveys and various other events in this regard to help and create legal awareness in the society for the needy and the underprivileged sections of the society.

## **PLACEMENT CELL**

The Placement Cell of the College guides the students to take up career-oriented courses and helps them to earn-and-learn by enabling them to seek employment opportunities after completion of their LL.B. course.

## **ANTI-RAGGING FRAMEWORK**

Ragging is totally banned and anyone found guilty of ragging and /or abetting ragging is liable to be punished under Indian Penal Code, 1860 and UGC Regulation on Curbing the Menace of Ragging in Higher Education Institutions, 2009. According to Maharashtra Prohibition of Ragging Act, 1999, any act of ragging is prohibited and punishable offence. If any student is found indulging in ragging, it should be brought to the notice of Member/ Coordinator/ Chairperson of the Anti- Ragging Committee/ Anti – Ragging Squad of the College.

Students, against whom a complaint has been received & proved, may be suspended or dismissed or expelled from the College and an F.I.R will be lodged with the police against them. The College provides a ragging free environment. In accordance with Circular No. SW/17/ of 2021 dated November 10, 2021, issued by University of Mumbai, it is mandatory for the student to submit an Online Anti-Ragging Affidavit to the College.

## **WOMEN DEVELOPMENT CELL (WDC)**

As per the directions received from the University of Mumbai, vide Circular No. WDC/161 of 2009, a Women Development Cell is constituted to deal with the cases of sexual harassment of women. The College also has a Committee and a Complaints Portal to look into the discriminating complaints received from SC/ST Students/Teachers/Non-Teaching Staff.

## **INTERNAL COMPLAINTS COMMITTEE (ICC)**

The College has an Internal Complaints Committee, which is constituted in pursuance of „The Sexual Harassment of Women at Workplace (Prevention, Prohibition and Redressal) Act, 2013“, in order to fulfill its statutory obligation under the said Act and to specifically deal with the cases of sexual harassment of women at workplace.

## **CERTIFICATE COURSES**

The College offers certificate courses in various branches and significant avenues of law. In the recent past, the following courses were conducted by the College:

- Online Certificate Course in Arbitration and Mediation
- Online Certificate Course in Cyber Law & Cyber Space
- Online Certificate Course in Legal Drafting
- Online Certificate Course in Fundamentals of Conveyancing and its relevant legal framework
- Online Certificate Course on Forensic Science in Civil Litigation
- Online Certificate Course in Constitutional Governance: Spirit, Scheme & Process
- Online Certificate Course on Fundamentals of Procedural Criminal Law in India

The College is contemplating two online certificate courses, namely:

- Online Certificate Course in Criminology and Forensic Sciences
- Online Certificate Course in Human Rights & Duties

## **INTERNSHIPS**

As per the Bar Council of India Rules, students are allowed for internship only during the vacation period as prescribed by the University.

## **SCHOLARSHIPS**

The College also provides Scholarship to needy students:

1. Priyadarshini Academy Scholarship
2. HSNC Board Scholarship.
3. Geeta Irani Scholarship

## **SINDHI ASSOCIATION**

The College has an active Sindhi association. Various programs are organized to promote the Sindhi language and culture.

## **MARATHI BHASHA AND MARATHI VANGMAY MANDAL**

The College has a Marathi Vangmay Mandal with the objective of nurturing and promoting the State language, i.e. Marathi.

## **VISIT**

Field visits to various organizations such as Maharashtra State Legislature (Vidhan Bhavan) Bombay High Court, City Civil and Sessions Court, prisons and observation homes, police stations, Income Tax Office etc. to understand the actual functioning of the organizations.

## **ELOCUTION AND DEBATE**

The College organizes various elocutions and debate competitions and sends participants to prestigious elocution competitions such as the A.D. Shroff Memorial Elocution Competition and also Mock Parliaments. The Committee encourages students to participate in inter-collegiate competitions at District, State and National level too.

## **ATTENDANCE**

According to the Bar Council of India Rules and the University Rules, attendance at lectures and practical training is compulsory. The minimum attendance required for each subject is 75%.

## **CREDIT BASED EVALUATION SYSTEM**

As per Circular No. AAMS\_UGS/ICC/2022-23/168 dated 17<sup>th</sup> November,2022, the new 75:25 applied to the First Year students of LL.B. 3 YEARS CBCS will commence to have force from 2022-2023. This will be and progressively thereafter as the student proceeds to higher class and new students get admitted.

## **Scheme of Examination for Undergraduate 3 Years LL.B.**

The performance of the learners shall be evaluated into two components. The learner's performance shall be assessed by Internal Assessment with 25% marks in the first component by conducting the Semester End Examinations with 75% marks in the second component. The allocation of marks for the Internal Assessment and Semester End Examinations are as shown below:

### **a) Internal Assessment – 25 % (25 Marks)**

1	One periodical class test held in the given semester	10 Marks
2	Subject specific Term Work Module/assessment modes as decided by the college in the beginning of the semester (like extension/field or experimental work, Objective test, open book etc. and written assignments case study, Judgment Analysis, Projects, Papers and exhibits etc. as shall be designed by the respective colleges for which the assessment is to be based on classroom presentations if so found desirable by the college) to be selflessly assessed by the teacher/s concerned.	15 Marks

### **b) Semester End Examinations – 75 % (75 Marks)**

Duration – These examinations shall be of **2 Hours and 30 minutes' duration.**

## **SYLLABUS OF SEMESTER I and II**

### **SEMESTER I**

#### ***LABOUR LAW AND INDUSTRIAL RELATIONS***

Course Code: Credits: 4

#### **OBJECTIVES:**

This course is designed to acquaint the students with the framework of Industrial relations in our country. Further, the importance of the maintenance of Industrial peace and efforts to reduce the incidence of Strikes and Lockouts is to be emphasized. The main theme underlying the course is to critically understand the provisions of the Trade Unions, the types of machinery contemplated under the provisions relating to the Industrial Disputes for the prevention and settlement of industrial disputes Further, the objectives underlying the Industrial Employment (Standing Orders) and Disciplinary Enquiry for Misconduct are to be studied to acquaint the students with misconduct and the procedure to be followed before punishing the misconduct alleged and established. Further, the students are to be acquainted with the social security framework prevailing in our country. It is necessary to know the concept of social security, its importance and the constitutional basis for the same in India. The importance of ensuring the health, safety and welfare of the workmen and social assistance and social Insurance Schemes under various legislations are to be emphasized. The main theme underlying the course is to critically examine the provisions relating to payment of wages of the workmen and the machinery provided for protecting the interests of the workers. The course aims to impart knowledge about the wages, payment of bonus, audits, etc for workmen in industries and factories as per the Wages Code, 2020. .

**COURSE OUTCOMES:** After completing these course, students should be able to:

1. Understand the provisions of the Trade Union and industry.
2. Comprehend the standards and techniques of Industrial relations.
3. Understand the technicalities and concepts of industrial dispute and apply the relevant provisions of law.
4. Know the legal provisions and concepts of Lay-Off and Lock-Out, Retrenchment, Strike, Wages and Workman.
5. To develop extensive knowledge regarding provisions relating to trade unionism
6. To understand the provisions relating to minimum payment of wages, Bonus, etc of the workers.
7. Understand in detail Laws related to Factories and Apprentices
8. Know the offences and penalties under the Wages code 2020

#### **INDUSTRIAL RELATIONS: THE TRADE UNIONS**

##### **Module : 1: INDUSTRIAL RELATIONS CODE**

1. Historical reasons for the formation of combinations of workers, legal impediments
2. International Labour Organisation – its influence in bringing changes in national legislations.
3. Trade Union – Definition, Registration and Recognition
4. Immunities in trade disputes: Criminal and Civil

##### **Module 2**

#### **INDUSTRIAL RELATIONS: THE INDUSTRIAL DISPUTES**

1. 'Industry' – Conceptual Analysis



2. Standing orders
3. Mechanism to dispute Resolution
4. Concept of 'Workman'

#### Module: 3: CAUSES OF INDUSTRIAL DISPUTE

1. 'Strike' & 'Lock out' :Concepts, legality and justification
2. 'Lay off' 'Retrenchment' & 'Closure'
3. Analysis of the Concepts, Pre-requisites
4. Unfair Labour Practices

#### Module 4: WAGES CODE

1. Minimum Wages and Payment of Wages
2. Payment of Bonus
3. Offences and Penalties
4. Miscellaneous

#### Suggested Books:

1. B. Pai, Labour Law in India (2001)
2. L.Malik, K.D. Srivastava's Law Relating to Trade Unions and Unfair Labour Practices in India (4 th ed., 2002, with Supplement 2003)
3. C. Srivastava (Rev.)Labour Law and Labour Relations : Cases and Materials (Indian Law Institute, 2007)
4. M. Rao, O.P. Malhotra's The law of Industrial Disputes(6th ed., 2004)
5. D. Srivastava, Industrial Employment (Standing Orders) Act, 1946 (4th ed., 1998 with Supplement 2003)
6. Bare Act: Industrial Relations Code 2020
7. Bare Act: Wages Code 2020

### ***LAW OF TORTS, MOTOR ACCIDENT CLAIMS AND CONSUMER PROTECTION***

Course Code: Credits: 4

#### OBJECTIVES:

This course is designed to study the principles of Tortious liability, the defences available in an action for torts, the capacity of parties to sue and be sued and matters connected therewith. Further, this course is designed to study specific torts against the individual and property. With rapid industrialization, the inadequacy of the law to protect the individual is exposed. An attempt shall be accorded to the individuals against mass torts and industrial torts. The objective of the course is to set out the law of private rights and remedies which is unique in nature as it is not covered under any statute. Students will be well acquainted with this branch of law governing actions for damages for injuries to certain kinds of rights, like the right to personal security, property, and reputation. The students will be able to conceptually understand the standing of a person in tort, justifications of tort, discharge of torts, vicarious liability, strict liability, product and services liability and remedies. Students will be acquainted with the rules for Motor Vehicle Accident Claims and the rights and remedies under Consumer Protection Act, 2019

After completing this course, the students will be able to:

1. Understand the Concept of Tort as a civil wrong and the remedies available to the aggrieved party.
2. Gain knowledge about Torts against persons, including Assault, Battery, Mayhem, False imprisonment.
3. Understand Torts against property and the concept of Trespass.
4. Comprehend the concepts of Defamation, Nuisance, Negligence, Fraud.

5. Fathom the principles of vicarious and strict liability and the Judicial and extrajudicial remedies.
6. Grasp the concepts in the Consumer Protection Act, the importance of consumer protection law and its implementation through consumer dispute redressal commission.
7. Identify and understand the elements of Motor Accident Claims under the Motor Vehicles Act.

#### MODULE 1:

##### General Principles of Tort

- 1.1 Tort: Definition, Nature, Scope and object of Tort, Tort in India.
- 1.2 Distinction from Crime, Breach of Contract etc., who may sue, who may not be sued.
- 1.3 Damnum Sine Injuria, Injuria Sine Damnum
- 1.4 Volenti non-fit Injuria, Ubi jus ibi remedium
- 1.5 Extinguishment of Liability in Tort
- 1.6 General Defenses and Discharge of Torts

#### MODULE 2:

##### Torts against person, property, Freedom & Reputation

- 2.1 Trespass to Person: Assault, Battery, Mayhem, False imprisonment.
- 2.2 Torts affecting Property (Movable & Immovable): Trespass, Trespass ab initio etc.
- 2.3 Torts related to Reputation (Defamation) & Personal Relations
- 2.4 Torts affecting person & Property: Nuisance, Negligence, Fraud
- 2.5 Joint Tort-Feasors, Nervous Shock and Malicious abuse of Legal Process.

#### MODULE 3:

##### Principles of Liability in Torts and Legal Remedies

- 3.1 Vicarious Liability: Basis, scope, Justification, Different types.
- 3.2 Principle of Strict Liability: Ryland V. Fletcher case with exceptions.
- 3.3 Principle of Absolute Liability: Bhopal Gas Disaster case and Shree Ram Food Oleum Gas Leakage case and orientation to Public liability Insurance Act, 199.
- 3.4 Judicial and Extra Judicial Remedies.

#### MODULE 4:

##### Concept of Consumer & Consumer Protection Act 2019

- 4.1 Consumer: Definition; Defect in goods.
- 4.2 Services: Types of services, Deficiency-meaning, Denial of Services, Commercial & Professional Services, Medical Services.
- 4.3 Consumer Protection Councils.
- 4.4 Consumer Disputes Redressal Agencies: District Commission, State Commission & National Commission, Judicial Review.
- 4.5 Motor Vehicles Act, 1988- Motor Accidents Claims- Claims Tribunals.
- 4.6 Liability without fault and third-party risks under Motor Vehicles Act, 1988.

#### SUGGESTED READINGS:

1. Salmond and Heuston – On the Law of Torts, Universal, Delhi
2. D.D. Basu. The Law of Torts, Kamal, Calcutta.  
D. M. Gandhi Law of Tort Eastern, Lucknow

3. P.S. Achuthan Pillai, The Law of Torts, Eastern, Ratanlal&Dhirajlal.. The Law of Torts, Wadhwa. Winfield and Jolowiz on Torts, Sweet and Maxwell, London.
4. Saraf, D. N. Law of Consumer Protection in India, Tripathi, Bombay
5. Avtar Singh. The Law of Consumer Protection, Principles and Practice, Eastern Book Co. Lucknow.
6. J. N. Barowalia, Commentary on Consumer Protection Act, 1986, Universal Delhi.
7. P. K. Majumdar, The Law of Consumer Protection In India, Orient Publishing Co. NewDelhi.
8. R.M. Vats, Consumer, and the Law, Universal, Delhi. Winfield and Jolowiz on Tort, Sweet and Maxwell London.
9. Saraf, D. n. Law of Consumer Protection in India, Tripathi, Bombay P. Mathur's Law Relating to Motor Vehicles: Eastern Book Company (Revised by Justice G. C. Mathu

### ***LAW OF CONTRACT AND SPECIFIC RELIEF***

Course Code:

Credits: 4

**COURSE OBJECTIVES:** The objective of the course is to enable the students to understand the contractual obligations and their significance. They will be able to identify the nature of contracts and various types of contracts. To enumerate and understand the essentials of a valid contract and make out what amounts to the performance of a contract. They will acquire the ability to identify if there is a breach of contract and to explain the remedies in case of breach of contract. The course also covers the Specific Relief Act 1963 and hence aims to understand the remedies available therein and actions aggrieved parties can seek.

**COURSE OUTCOMES:** After completing this course, the students will be able to

1. Identify the commencing point of contractual obligations.
2. Test the validity of contracts by applying the essentials of valid contracts.
3. Identify the nature of the contract and contractual liabilities.
4. Understand the performance of a contract
5. Identify and Apply the remedies available in case of breach of contract from the Contract Act and Specific Relief Act.
6. Understand the remedies that can be availed by adopting various legal proceedings.

**MODULE 1:** Sections 1 – 9, 30 – 37 and 68 – 72 of the Indian Contract Act 1872

- 1.1 Introduction History and nature of a contractual obligation Contemporary Relevance
- 1.2 Offer, Acceptance And Its Communication
- 1.3 Types of Contracts Including – Contingent Contract, Quasi Contracts, Standard Form Agreements and E-Contracts (Includes Legal Recognition to E-Contracts as per the Information Technology Act (Section 2 – 16) Definitions, Digital Signatures, Electronic Governance, Attribution, Acknowledgment and Dispatch of electronic records, Click wrap and Shrink Wrap Contracts

**MODULE 2:** Section 10-30

- 2.1 Essential Ingredients for Enforceability (Sections 10 – 30)
- 2.2 Competency of Parties
- 2.3 Free Consent
- 2.4 Consideration
- 2.5 Unlawful Object and Consideration
- 2.6 Void Agreements

**MODULE 3:** Sections 36 – 67 and 73-75

- 3.1 Performance of Contract
- 3.2 Discharge of contract

3.3 Breach of Contract

3.4 Types of Damages & Remedies for Breach

MODULE 4:

4.1 Origin of Specific Relief as Equitable Relief

4.2 Kinds of Reliefs in Specific Relief Act, 1963

4.2.1 Possessory Remedies

4.2.2 Specific Performance of Contracts

4.2.3 Contracts that cannot be specifically performed

4.2.4 Substituted Performance of Contract

4.2.5 Rectification of Instruments

4.2.6 Rescission of Contract

4.2.7 Cancellation of instrument

4.2.8 Declaratory Decree

4.2.9 Injunctions

Recommended Resources:

1. Anson's, Law of Contract, (OUP UK)
2. Bajaj Puneet, Law of Contract (Macmillan)
3. Bangia, R.K, Contract I: With Specific Relief Act (LexisNexis)
4. Bhatt Sairam, Law of Business Contract s In India Sage Publications
5. Chopras D.S, Cases and Materials On Contract Law & Specific Relief (Thomson Reuters)
6. Charles Fox, working with Contracts, what they don't teach you at Law Schools
7. Cracknell, D.G, Obligations: Contract Law, (Old Baily Press London)
8. Fifoot, Law of Contract (Butterworth).
9. Gupta Ritu, Law of Contract: Includes the Specific Relief Act 1963, (LexisNexis Haryana)
10. Shetty Krishna, Simplest Book on Contract Law, Naveen Publications.
11. Kapoor S.k, "Law of Contracts I Section 1 to 75 of the Indian Contract Act, 1872 and the Specific Relief Act 1963, (Central Law Agency)
12. Mitra S.C, Law of Contracts, (Orient Publishing)
13. Mulla Dinshaw F, Indian Contract Act, (LexisNexis)
14. Muray, Rayan, Contract Law: The Fundamentals, (Sweet & Maxwell)
15. Pathak Akhileshwar, Contract Law, (Oxford)
16. Pollock & Mulla "Indian Contract Act and Specific Relief Act" (LexisNexis)
17. Ramaswamy, B.S, Contracts and their Management, (Lexis Nexis).
18. Singh Avatar, (EBC)
19. Singh, R. K, Law Relating to Electronic Contracts (LexisNexis)

## ***LEGAL LANGUAGE***

Course Code:

Credits: 4

### **COURSE OBJECTIVES:**

The Course aims at training students for the legal profession from the perspective of language of the law and its interpretation and enabling them to get familiar with concepts and principles of law. This course will equip students to become familiar with the formalized and professional language which is used in the Court of Law. They will be able to understand the meaning and application of legal Maxims in written and oral submissions advanced

before the Courts. This course intends to train the students in reading, intellectually understanding and citing cases. The students will acquire expertise in comprehending the abbreviation of Law Reports and search of case laws in the relevant Law Reports and e-data bases. The students will be well versed in the study of precedents with relation to case laws involving matters of public importance, decided by the various Courts.

### **COURSE OUTCOMES:**

After completing this course the students will be able to-

- 1) Get accustomed to the language of the Court and with the legal concepts.
- 2) Search the case laws with ease.
- 3) Understand the application of Legal Maxims.
- 4) Understand the use of Law Reports.
- 5) Read and understand statute and its classification
- 6) Use the precedents in the litigation.

### **MODULE 1: Legal Concepts and Legal Maxims**

1.1. Law, Custom, Justice, Right, Duty, Wrong, Remedy, Fact, Person, Offence, State, Complaint, Suit, Affidavit, Judgment, Appeal, Review, Revision, Reference, Writ, Stay Order, Injunction, Adjourment, Cause of Action, Issue, Charge, Bail, Ex-Parte, Discharge, Acquittal, Conviction, Legal heirs, Legal Representative, Power of Attorney, International Law, Arbitration, Jurisdiction, Amicus Curiae.

1.2. Actus de nemini facit injuriam, Salus Populi Est Suprema Lex, Nemo Tenetur Sepisum Accusare Leges postprios prioras contrarias abrogant, Nova constituto futris formam imponere debet non praeteritis, Noscitur a sociis, Expressio unis est exclusio alterius Vigilantibus, non domientibus, jura subveniunt Quod ab initio non valet in tractu temporis non convallescit Nullus commodum capere potest de injuria sua propria Cessante reione legis cessat ipsa lex Acta exteriora indicant interiora secreta Domus sua cuique est tutissimum refugium Nemo est haeres viventis Ignorantia facti excusat, ignorantia lex non excusat

### **MODULE 2:**

2.1 Law Reports, Magazines and References to Case Laws Law Reports Law Magazines Explanation of citations The search of a case law Abbreviations of law Reports

2.2 Statutes (Enactments) - Meaning and Classification

2.3 Commencement of Statutes- Prospective application, Retrospective effect, Repeal of Statutes, Provisions dealing with repeal under the General Clauses Act.

2.4 General English: Essay writing, comprehension, and rules of grammar Active-passive, direct and indirect speech, degrees of comparison, kinds of sentences- interrogative, exclamatory, imperative, assertive, positive, and negative, Question tags.

### **MODULE 3:**

3.1 Legislative Material - Internal Aids -Parts of a statute and their function in interpretation of a statute – Short and long titles, preamble, schedules, marginal headings, parts, and their captions, chapters and their captions, marginal and section-headings, Definition's clause and types of definitions, Explanations, exceptions, illustrations, and provisos, Language, and punctuation, non-obstante clause and saving clause. External Aids - External Aids to the interpretation of a statute – Dictionaries, Translations, Travaux Preparatoires, Statutes in pari materia, Contemporanea Exposito, Debates, and Reports.

3.2 Judicial material – Ratio and guidelines of courts in the following cases, minority and majority judgements: D.K. Basu v. State of West Bengal - AIR1997 SC610 M.C. Mehta V. Union of India - AIR1987SC965 Vishakha v. State of Rajasthan - AIR1997SC3011 Joseph Shine v. Union of India -

AIR2018SC4898 Aruna Shanbaug v. Union of India – AIR2011SC1290 Young Lawyers Association v. the State of Kerala – AIR2018SC1690

### **MODULE 4:**

4.1 Rules of interpretation of Statutes – Literal, Mischief and Golden rule of interpretation Secondary Rules or Subsidiary Rules of Interpretation- Noscitur a Sociis, Ejusdem Generis, Reddando Singula Singulis, Interpretation with reference to the subject matter and purpose – Restrictive and beneficial construction, Taxing statutes, Penal statutes and Welfare legislation, Interpretation of directory and mandatory provisions, Interpretation of substantive and adjunctively statutes.

4.2 Presumptions in Statutory interpretation – Statutes are valid, Statutes are territorial in operation, Presumption as to jurisdiction, Presumption against what is inconvenient or absurd, Presumption against intending injustice, Presumption against impairing obligations or permitting advantage from one's own wrong.

4.3 General Clauses Act, 1897

### **SUGGESTED READINGS:**

1. Legal language and Legal Writing by Prof D.K. Shukla.
2. Legal Language and Legal Writing by Prof. Dr. K.L.Bhatia.
3. G.P Singh, Principles of Statutory Interpretation
4. Golden Legal Maxims by Maxwell
5. Broom's Legal Maxims, Lexus Nexis
6. Law Lexicon

7. Latin words, phrases, and maxims by R. S. Vasant
8. Maxwell on Interpretation of Statutes.
9. N.S. Bindra's Interpretation of Statutes
10. V. Sarthy, Interpretation of Statutes
11. Avatar Singh Interpretation of Statutes
12. Dr. Shrikant Mishra's Legal Language and Legal Writing
13. Wren and Martin, English Grammar

## ***PRACTICAL TRAINING –I PROFESSIONAL ETHICS AND PROFESSIONAL ACCOUNTING SYSTEM***

### **COURSE OBJECTIVES**

Professional legal education cannot be sans practical aspects. This course is as prescribed by the Bar Council of India(BCI) as a compulsory clinical course. The objective of this course is to equip the students with the knowledge about the Bar, enrolment into the Bar, different terminology used to refer to practitioners of law, Bar Councils under the Advocates Act, qualities of a good lawyer, Right to practice and privileges, The course is designed to imbibe in students the values forming the basis of the profession so that they can live up to those standards in their professional life and hence includes BCI laid down professional ethics and the disciplinary powers of Bar Council over the advocates for misconduct in the teaching learning of this course. The course aims at providing an insight into the Contempt of Courts Act, 1971 as prescribed by BCI. The course endeavors to teach the bar- bench relations and accountancy for lawyers.

### **COURSE OUTCOMES**

At the end of the course, the students will be able to:

1. Understand the eligibility and procedure for enrolment and required ethical standards of the legal profession.
2. Distinguish between the different kinds of lawyers and their roles.
3. Know the qualities of a good lawyer, privileges of a lawyer and the right to practice
4. Know duties of advocates and the rules of legal professionalism
5. Know professional misconduct and powers and procedure for disciplinary action against erring advocates.
6. Know and apply the contempt of court law and basic accountancy required for advocates.

### **Module 1**

- 1.1 Enrolment of Lawyers- Qualifications prescribed u/s 24 of the Advocates Act 1961 and procedure
- 1.2 Common Terminology: Solicitor, Advocate, Lawyer, Senior Counsel, Junior Counsel, Legal Practitioners, Barrister, AOR, Amicus Curie
- 1.3 Seven Lamps of Advocacy: Honesty, Courage, Industry, Wit, Eloquence, Judgment and Fellowship
- 1.4 The Bar Council of India and the State Bar Council- Constitution, Powers and Functions
- 1.5 Privileges of a lawyer- Salient features of the Advocates Act, 1961
- 1.6 Right to Practice
- 1.7 Designation as Senior Counsel: Indira Jaising v/s SC of India (SC 2017)

### **Module II**

- 2.1 Professional Ethics- Power of Bar Council of India, Meaning and Standards of professional conduct and etiquette
- 2.2 Duties
  - A. Duty to the court
  - B. Duty to the client
  - C. Duty to the opponent
  - D. Duty to the profession
  - E. Duty to the colleagues
  - F. Duty to public, state and society
- 2.3 Duty to Render Legal Aid

### **Module III**

- 3.1 Professional Misconduct
- 3.2 Punishment for misconduct
- 3.3 Remedies against the order of punishment
- 3.4 Review by the State Bar Council of its own order
- 3.5 Disciplinary Committee of the State Bar Council- Organisation and powers and procedure
- 3.6 Disciplinary Committee of the Bar Council of India- Organisation and powers and procedure
- 3.7 Transfer of proceedings from the State Bar Council to the Bar Council of India
- 3.8 Selected opinions of the Disciplinary Committee of Bar Councils and Major Judgments of the Supreme Court on the subject.

## Module IV

4.1 The Contempt Law and Practice- Articles 129 and 215 of the Constitution of India, Contempt of Courts Act, 1971

4.2 Bar Bench relations - Role of the Bar to Strengthen Bar-Bench Relations

4.3 Accountancy for Lawyers

i. Amount due to the client or amount due by the client; ii. Penalty for not keeping Account Books; iii. Bar council Rules relating to accounting. iv. Basic principles of accounting, financial statements, balance sheet, income statement

### Recommended Readings:

Mr. Krishnamurthy Iyer's book on "Advocacy"

Professional Conduct and Advocacy B S Raman

Advocates Act, 1961 □ Contempt of Courts Act, 1971

N R Madhava Menon, (ed,) - Clinical Legal Education (1998), Dr B Malik, (Ed)

## SEMESTER II

### LAW OF CRIMES

**Course Code:**

**Credits: 4**

### COURSE OBJECTIVES:

This course is designed to understand the meaning of crime, and the essential principles of criminal liability by a study of a range of offences under the Indian Penal Code 1860. It further aims to empower students to understand the fundamentals of criminal jurisprudence and analyse the various elements of the crime. The students will be equipped to understand the principles of culpability and punishment. The students will be well versed with the general scheme of the Indian Penal Code 1860 and be able to grasp the various terms and terminology used in the Indian Penal Code 1860. The students will be prepared to analyse the ingredients of various offences and study the punishments prescribed thereto. They will be able to identify the general exceptions under the penal law and understand the principles of joint criminal liability.

### COURSE OUTCOMES:

After completing this course, the student will be able to:

1. Identify the various components of criminal culpability and an offence.
2. Appreciate the fundamentals of Criminal Jurisprudence.
3. Appreciate the fundamentals of culpability and the various kinds of punishment.
4. Understand criminal terms and terminology as per the Indian Penal Code.
5. Understand the extent and operation (jurisdiction) of the Indian Penal Code.
6. Identify various crimes from the point of view of the requirements of substantive criminal law.
7. Identify the punishment prescribed for various offences from a micro perspective as per IPC.
8. Appreciate and understand the aspects of joint criminal liability.
9. Identify whether a given case is covered under any of the general exceptions.

### MODULE 1:

- 1.1 History of Criminal law Difference between civil and criminal law
- 1.2 Concept of Crime, Components of Crime and Criminal Liability

1.3 Theories and Kinds of Punishment (Includes IPC Chapter III: Sections 53 to 75)

1.4 Capital Punishment

1.5 Stages of Crime

1.6 Theories of Negligence

1.7 Introduction to Cyber Crimes

### MODULE 2:

2.1 Extent and Operation - IPC Chapter I: Sections 1 – 5

2.2 General Explanations IPC Chapter II: Sections 6 - 52

2.3 General Exceptions IPC Chapter IV: Sections 76 - 106

2.4 Abetment IPC Chapter V: Sections 107 120

2.5 Criminal Conspiracy IPC Chapter V-A: Sections 120 A & B

2.6 Attempts IPC Chapter XXIII: Section 511

1. Unlawful Assembly, Gang Rape and Dacoity from point of view of Joint criminal liability

### MODULE 3:

- 3.1 Offences against the State IPC Chapter VI: Sections 121 – 130
- 3.2 Offences relating to Army, Navy & Air force IPC Chapter VII: Sections 131 – 140
- 3.3 Offences against public tranquillity IPC Chapter VIII: Sections 141– 160
- 3.4 Offences relating to public servants IPC Chapter IX: Sections 166 – 171
- 3.5 Contempt of Lawful Authority of Public Servants IPC Chapter X: Sections 172 – 190
- 3.6 False Evidence and Offences against public justice IPC Chapter XI: Sections 191 – 229A
- 3.7 Offences relating to coin and government stamps IPC Chapter XII: Sections 230 –263A
- 3.8 Offences relating to weights and measures IPC Chapter XIII: Sections 264 – 267
- 3.9 Offences affecting the human body IPC Chapter XVI: Sections 299 – 377

### MODULE 4:

- 4.1 Offences relating to elections IPC Chapter I: Sections 171A – 171I
- 4.2 Offences affecting public health safety, convenience, decency and morals IPC Chapter XIV: Sections 268 – 298
- 4.3 Offences relating to religion IPC Chapter XV: Sections 295 – 298
- 4.4 Offences against property IPC Chapter XVII: Sections 378 – 462
- 4.5 Offences relating to documents and property marks IPC Chapter XVIII: Sections 463 – 499E
- 4.6 Offences relating to marriage IPC Chapter XX: Sections 493 – 498
- 4.7 Cruelty by husband or relatives of the husband IPC Chapter XX-A: Section 498A
- 4.8 Defamation IPC Chapter XXI: Section 499
- 4.9 Criminal Intimidation, Insult and Annoyance IPC Chapter XXII: Sections 503 – 505

### SUGGESTED READINGS:

1. Criminal Law: Cases and Material by KD Gaur
2. Commentary on the Indian Penal Code by KD Gaur
3. Criminal Jurisprudence by Dr. V S Chitnis
4. Law of Crimes in India by R C Nigam
5. Textbook of Criminal Law by Glanville Williams
6. The Indian Penal Code by Ratanlal & Dhirajlal
7. Simplest book on Criminal Law by Dr. K K Shetty
8. Lectures on Criminal Law by Dr. Rega Surya Rao
9. The Criminal Law Manual – Mulla's IPC
10. Criminal Law by P S A Pillai
11. Law of Crimes and Criminology by R P Kathuri

## CONSTITUTIONAL LAW -I

**Course Code:**

**Credits: 4**

### COURSE OBJECTIVES:

This course aims to comprehend the philosophy of the Indian Constitution, the Historical background of the Indian Constitution, objectives of the Indian Constitution through the Preamble and the provisions relating to fundamental rights and citizenship. The purpose of the course is to acquaint the students with the Basic Postulates of the Constitution like the Constitutional Supremacy, Rule of law, and Concept of Liberty. It further aspires to fathom the conceptually crafted Directive Principles of State Policy and Fundamental Duties. To develop amongst the students practical understanding of Constitutional provisions and to augment critical thinking skills related to the Constitution and various authorities and to give them a picture of Constitutional Parameters regarding the organization, Powers and Functions of the various Organs of the Government. The emphasis is also on the study of the nature of federal structure and its functioning. A critical analysis of the significant judicial decisions is offered to highlight judicial restraint, judicial passivity, judicial activism and judicial balancing. The students will be able to articulate their independent views over contemporary crucial constitutional issues. The course intends to provide students with tools for identifying Constitutional issues that may arise so that the issues can be anticipated and averted through proper planning and legal recourse. The course will also rely upon the legal case study method as a learning strategy for understanding the key principles of constitutional law. The course deals with both interpretation and implementation of the Indian Constitution.

### COURSE OUTCOMES:

After completing this course, the students will be able to understand:

1. The Historical background and salient features of the Indian Constitution.
2. Concepts of Federalism and Secularism.
3. The importance of Preamble and various concepts envisaged under the same.
4. The definition of State with special reference to Fundamental Rights.
5. The importance of Fundamental Rights, Directive Principles of State Policy and Fundamental Duties and their



justiciability and non-justiciability.

6. Implementation of Fundamental Rights through Articles 32 and 226.

## MODULE 1

1.1- Philosophy of Constitution.

Constitution as a basic norm.

Concept of Rule of Law and Constitutionalism.

Constitution as a living document.

Forms and Models of Constitution.

1.2- Historical background and framing of the Indian Constitution.

Legal system during East India Company's Rule in India.

Legal system during British Crown's Rule in India.

Freedom Struggle- Simon's Commission, Communal Award, Civil disobedience movement.

Mountbatten's Plan 1947 and Indian Independence Act 1947.

Framing and drafting of Indian Constitution by Constituent assembly.

1.3- Preamble Socio-Legal Concepts under Preamble. Preamble as a tool to interpret the Constitution. Judicial Pronouncements on Preamble.

1.4- Salient Features of the Indian Constitution.

1.5- Provisions relating to Citizenship and Citizenship Act 1955 (Part II).

## MODULE 2

2.1- Origin, Purpose and Significance of Fundamental Rights.

Article 12- Definition of State and concept of State Instrumentalities and agencies.

Article 13 -Judicial Review, Pre-constitutional and Post Constitutional Laws,

Doctrine of Ultra Vires, Doctrine of Eclipse, Doctrine of Severability and Doctrine of Waiver.

2.2- Article 14-18 – Right to Equality.

2.3- Article 19 – Six Fundamental Freedoms and Reasonable Restrictions.

2.4- Fundamental Rights under Articles 20 and 22.

2.5- Article 21 and 21A – Right to Life and Personal Liberty & Right to Education.

## MODULE 3

3.1- Article 23 and 24 – Right against Exploitation.

3.2- Article 25-28 – Right to Religion.

3.3- Article 29 and 30 – Rights of Minorities.

3.4- Article 32- Right to Constitutional Remedies and Public Interest Litigation.

3.5– Saving of Certain Laws - Article 31, 33, 34, 35.

## MODULE 4

1. – Directive Principles of State Policy. Relationship between Directive Principles of State Policy and Fundamental Rights Judicial and Legislative trends on Directive Principles of State Policy.

1. – Historical Background of Fundamental Duties Fundamental duties under the Constitution

1. – Judiciary – Supreme Court, High Court (Part V, Chapter IV and Part VI Chapter V)

1. – Tribunals (Part XIVA), Official languages (Part VII), Miscellaneous Provisions (Part XIX) and Commencement, Authoritative Texts and Repeals Part XXII

## SUGGESTED READINGS

1. H.M. Seervai, Constitutional Law of India, Law and Justice Publishing Company

2. M.P. Jain, Indian Constitutional Law, Lexis Nexis

3. Narendra Kumar, Constitutional Law of India, Allahabad Law Agency

4. J.N. Pandey, Constitutional Law of India, Central Law Agency

5. P.M. Bakshi, The Constitution of India, Butterworth Lexis Nexis

6. D.D. Basu, Introduction to the Constitution of India, Lexis Nexis

7. Subhash Kashyap, Constitution of India, National Book Trust

8. Dr. Suresh Mane, Indian Constitutional Law, Dynamics and Challenges, Aarti & Co.

9. Mahendra Pal Singh, V. N. Shukla's Constitution of India, Eastern Book Company

10. Writings and speeches of Dr. Baba Saheb Ambedkar by the Government of Maharashtra

11. Arvind Datar, Commentary on Constitutional Law

# FAMILY LAW I

**Course Code:**

**Credits: 4**

## **COURSE OBJECTIVES:**

This course is designed to equip the students of law about the institution of family, types of marriages and the matrimonial remedies inclusive of dissolution of marriages through customary practices as well as dissolution of marriage under personal laws of Parsis, Christians and Muslims and Special Marriages Act. Further, this course enables the students to understand the social evils and their effects on the family institution and update the student about new emerging trends and changing patterns of family in the present scenario of the society. Overall, this course is designed to endow the students with knowledge of both the codified and uncodified portions of Mohammedan Law. The course concerns itself with the sources, schools, institutions, succession, maintenance, the menace of dowry. In addition, the students shall be able to familiarize themselves with the provisions of the Indian Succession Act.

## **COURSE OUTCOMES:**

After completing this course, the students will be able to: 1. Recognize the Nature, Scope, Foundation and Sources of various personal laws of Parsis, Christians and Muslims. 2. Familiarize traditional and statutory legal system, which governs personal matters. 3. Understand the subject of family law not merely as a separate system of personal laws based upon religious beliefs, but as one cutting across religious lines, eventually enabling the fulfillment of the Constitutional directive of Uniform Civil Code.

### **MODULE 1**

1.1 Sources of Muslim Law Shariat Application Act, 1937 Sources of Mohammedan Law Primary Source – Quran, Sunna, Ijma, Qiyas Other Sources - Custom Modern Sources – Judicial Precedents, Legislation, Equity, Justice, and Good Conscience

1.2 Schools of Muslim Law Sunni Schools of Muslim Law - Hanafi School, Maliki School, Shafie School, Hanbali School Shia Schools of Muslim Law - Zaidya School, Ismailiya School, Ithna Ashari School

1.3 Concept of Marriages and Mehr under Muslim Law Essential requisites of Valid Muslim Marriage Kinds of Muslim Marriage Valid Marriage, Void Marriage, Irregular Marriage Concept of Iddat Muta Marriage Doctrine of Puberty (Option of Puberty) Concept of „Halala Marriage“ Concept of Mehr and its Classification

1.4 Dissolution of Muslim Marriage Kinds of dissolution of Muslim Marriage -Death of Spouse, By the Husband Divorce - Necessity of Divorce, Conditions for the effectiveness of Talaq, Oral Talaq, Talaq in writing Talaq-al-S - unna & Talaq-al-Biddat - By the wife, Talaq-e-Tawfid Divorce by Mutual Consent Khula Mubarrat Judicial Divorce (Ila, Zihar, Lian) Dissolution of Muslim Marriage Act, 1939 Criminalization of Triple Talaq

1.5 Maintenance General Principles of Maintenance Persons entitled for Maintenance under Personal Law Maintenance under Section 125 (1) (a) of Cr. P. C., 1973 Muslim women (protection on right to divorce) Act, 1986

1.6 Paternity Legitimacy, Parentage and Acknowledgment Parentage The legitimacy of children, Presumption of Legitimacy Acknowledgement of Paternity Conditions of a valid acknowledgement

1.7 Guardianship Custody (Wali) & Hijnat Definition of Guardian Classification of Guardianship Power of Guardian Disqualification of Guardian

### **MODULE 2**

2.1 General Principles of Inheritance under Muslim Law Definition of Inheritance Conditions for Inheritance Nature of property Relinquishment of shares Rights of Females

2.2 Sunni Law of Inheritance Rules or General Principles of Sunni Law of Inheritance Classes of Heirs in Sunni Law

2.3 Shia Law of Inheritance Classification of Heirs Principles or Rules of Succession Principles or Doctrines of Distribution of Shares

2.4 Life Estate

2.5 Testamentary Succession/ Concept of Wills (Vasiyyat)

### **MODULE 3**

3.1 The Parsi Marriage and Divorce Act 1936: Parsi Marriage Dissolution of Parsi Marriage Alimony Custody of Children Parsi Matrimonial Courts

3.2 The Indian Christian Marriage Act, 1872 Essentials for solemnization of marriage - An authorized person for solemnization of marriage, Time, Place & Registration of Marriage Registration of Marriage Marriages of Indian Christian Penalties and Miscellaneous provisions.

3.3 The Indian Divorce Act 1869 Dissolution of Marriage (Nullity of Marriage, Divorce, Judicial Separation, Restitution of Conjugal Rights) Protection orders Alimony, Settlements, custody of Children, remarriage Court

Procedure and Miscellaneous

#### **MODULE 4: Indian Succession Act, 1925**

4.1 Introduction Scheme of the Act Application of the Act

4.2 Domicile Kinds of Domicile

4.3 Inheritance (For other than Parsis) Meaning of Intestacy. Meaning of Consanguinity. Rules of Inheritance.

4.4 Law of Inheritance for Parsis Rules of Inheritance.

4.5 Testamentary Succession. Wills Residuary Legatees, Lapsing of Legacies Bequest to Unborn Person or Non-Existing Person Rule against Perpetuity Onerous Gifts, Conditional Gifts Kinds of Legacies Ademption of Legacies

#### **SUGGESTED READINGS:**

1. Tahir Mahmood, The Muslim Law of India, Law Book Company
2. Mulla, Principles of Mohammadan Law, Lexis Nexis
3. A.A. Fyzee, Outlines of Mohammadan Law, Oxford University Press
4. Aquil Ahmed, Textbook of Mohammadan
5. Paras Divan, Family law
6. M.P. Tandon, Muslim Law in India
7. Prof. G. C. V. Subba Rao, Family law in India
8. B B Mitra - Indian Succession Act, 1925
9. A. A. A Fyzee - Outlines of Mohammedan Law
10. D. D Basu - Law of Succession
11. Paras Diwan - Family Law: Law of Marriage and Divorce in India
12. A. M Bhattachargee - Muslim Law and the Constitution

## **ENVIRONMENTAL LAW**

**Course Code:**

**Credits: 4**

#### **COURSE OBJECTIVES:**

The objective of this course is to enable the students to understand the legal protection of the environment through various laws. The course aims to shed vivid light on environmental jurisprudence and aspires to equip future lawyers with knowledge and skills to handle environmental matters. It further highlights the detailed understanding of emerging environmental issues, remedies for the same and the viability of potential solutions. This course intends to develop an in-depth understanding of various environmental legislations available in India. The role of international and national environmental mechanisms & their involvement in promoting the cause of the environment is emphatically elucidated along with the outcome of various conferences and conventions. Environmental problems have attained alarming proportions It is essential to sensitize the students to environmental issues and the laws. The important principles in the field like intergenerational equity, carrying capacity, sustainable development and precautionary, polluter pays principles are to be appreciated. The law in practice is to be analyzed and evaluated. The course is designed towards these objectives.

#### **COURSE OUTCOMES:**

After completing this course, the students should be able-

1. To develop a basic scientific understanding of environmental issues, their causes, effects, remedies and viable solutions.
2. To be able to apply disciplinary knowledge and enforce the same through available mechanisms.
3. To explore the developments in national & international environmental laws and their fundamental principles.
4. To have an in-depth understanding of various statutes and provisions in respect of environmental laws.
5. To know about the importance of Public Participation, Public Interest Litigation, and other remedies in preserving and protecting the environment.
6. To analyze areas concerning Global & transboundary environmental problems through better perspectives.

#### **MODULE 1:**

1. Environment, its components, and factors affecting the quality of environment including global warming, climate change and kinds of pollution.

2. Environmental Law – meaning and purpose.

3. Constitutional Provisions relating to rights and duties of people and government Public Interest Litigation and Judicial Activism.

1.4 General Laws and Environment Protection- application of Tort law, Indian Penal Code and Criminal Procedure Code.

#### **MODULE 2:**

2.1 Environment Protection from International Perspectives- Stockholm Conference, Rio Declaration and Johannesburg Declaration Introduction to United Nations Framework Convention on Climate Change,

Kyoto Protocol, Montreal Protocol and Convention on Biological Diversity

2.2 Environment Protection-Significant Concepts and Principles- Sustainable Development Polluter Pays Principle

Precautionary Principle Environment Impact Assessment- CG Notification Eco-Mark Intergenerational and Intergenerational Duty Public Trust Doctrine

### MODULE 3:

3.1 The Water (Prevention & Control of Pollution) Act 1974- Definitions, Establishments of - Central Pollution Control Board (S. 3) The State Pollution Control Board (S. 4) Joint Board (S. 13) Functions of Central Pollution Control Board (S.16), The State Pollution Control Board (S. 17) Prevention & Control of Water Pollution (S.19 – S. 33) Penalties & Procedure (S.41- S. 50)

3.2 The Air (Prevention & Control of Pollution) Act 1981- Definitions, Establishments of - Central Pollution Control Board (S. 3) The State Pollution Control Board (S. 4) Constitution of State Board (S. 5) Functions of Central Board (S.16) Functions of State Boards (S. 17) Prevention and Control of Air Pollution (S.19- S. 33A) Penalties and Procedure (S. 37- S.46)

3.3 The Environment (Protection) Act, 1986- Definitions General Powers of the Central Government (S.3) Prevention, Control and Abatement of Environmental Pollution (S.7 – S.14) Penal Provision (S.15-S.17)

3.4 Indian Forest Act 1927 and Forest Conservation Act, 1980

### MODULE 4:

1. The National Green Tribunal Act, 2010- Scope (sec 3-13), Jurisdiction, Powers and Proceedings of the Tribunal (sec 14-25), Penal Provisions (26-28)

1. The Wild Life (Protection) Act, 1972- Definitions, Hunting of Wild Animals (sec- 9,11 &12) Protection of Specified Plants (sec 17A-H) Protected Areas Sanctuaries, National Parks & Closed Area (sec 18 – 49C) Offences Against Wildlife (sec 50 – 58Y)

4.3 Rules addressing some environmental problems- Bio-Medical Waste Rules 2016 Hazardous wastes Rules 1989 Noise Pollution Rules 2000 Ozone Depleting Substances Rules 2014 Solid Waste Management Rules 2016

### SUGGESTED READINGS:

1. P. Leelakrishnan, The Environmental Law in India, Butterworths – India
2. P. Leelakrishnan, Environmental Law in India, Lexis Nexis
3. Shyam Diwan& Armin Rosencranz, Environmental Law and Policy in India, Oxford University Press
4. S. C. Shastri, Environmental Law, Eastern Book Company.
5. Gurdip Singh, Environmental Law in India, MacMillan Publisher.
6. Benny Joseph, Environment Studies, Tata McGraw Hill, New Delhi.
7. Environmental & Pollution Laws in India by Justice T S Doabia, Lexis Nexis
8. Krishan Keshav, Law and Environment, Singhal Law Publications
9. Green Book: Pollution Control Act, Rules and Notifications Issued Thereunder
10. Book Corporation's Principles of Environmental Laws by Dr. Rabindra Kr. Pathak, Ms. Surbhi Singh
11. Asia Law House's Environmental Law by DR. S. R. Myneni
12. Environment, Energy and Climate Change Author: Nawneet Vibhaw, Lexis Nexis
13. All We Can Save: Truth, Courage, and Solutions for the Climate Crisis, by Ayana Elizabeth Johnson, Katharine K. Wilkinson
14. Dr. Paramjit Jaiswal et al Environmental Law. Allahabad Law Agency, 5th Edition 2021
15. Our Common Future- The Bruntland Commission Report
16. Shantakumar's Introduction to Environmental Law, Wadhwa and Company
17. H. N. Tiwari, Environmental Law, Allahbad Law Agency

## Drafting, Pleading and Conveyancing-I

### COURSE OBJECTIVES

Good speaking and the writing skills are required for the lawyers. The objective of the course is to train the students with skills to draft the essential legal documents. It also intends to acquaint the students with advocacy skills to bridge the gap between theoretical and practical knowledge and to strengthen and enhance their critical thinking. This course intends to impart the essential skills enabling the learner to understand and draft the legal documents that he/she may come across in his/her professional as well as day to-day life. It helps in making aware the learner to the critical rules and principles of drafting legal documents essential not only in professional life but also in day today life. Bar Council of India has prescribed one course on Drafting, Pleading and Conveyance as a compulsory clinical course. However, to give a winning edge to students of the University there will be three courses on drafting, pleading and conveyancing. This is the first of the three on drafting. Drafting skills are absolutely important for a lawyer and so in-depth coverage and vast coverage of the subject is the primary objective. The purpose of this course is to impart knowledge in drafting simple letters and of documents/pleadings which are related to the courses students study in the first year. The objective of the course is to teach in detail the content and format of the drafting of the items included in the four modules.

### COURSE OUTCOMES

On successful completion of this course, the students will be able to:

1. Draft with ease the various letters, documents, applications included in the four modules

2. Understand the relevant legal provisions relating to the items included for drafting in this course
3. Identify and correct the errors in the drafting of these items which they learn to draft

#### Module I

1. Letter to obtain permission from the statutory authority
2. Letter of attornment
3. Accountable receipt
4. Promissory note
5. Affidavit for change of name
6. Declaration
7. Schedule of Property- plot of land with structure thereon

#### Module II

1. Public Notice
2. Adjournalment application in criminal matters
3. Vakalatnama for High Court
4. Vakalatnama for city civil/ district court
5. Domestic Violence Act- Notice, Application

#### Module III

1. Consumer Complaint under CPA, 2019
2. Appeal and revision under CPA, 2019
3. General Power of Attorney, Special Power of Attorney
4. Agreement for Sale
5. Franchise Agreement
6. Confidentiality Agreement

#### Module IV

1. Writ Petition U/A 32, 226 and 227 of the Constitution
2. Public Interest Litigation

### **QUESTION PAPER FORMAT FOR CORE SUBJECTS\***

#### Theory Question Paper

Pattern: -

- 1) There shall be four questions as mentioned here in below.
- 2) All questions shall be compulsory with internal choice within the questions.
- 3) Question may be subdivided into sub-questions a, b, c... and the allocation of marks depends on the weightage of the topic.

<b>Duration</b>	<b>Questions to be attempted</b>	<b>Number of Sub questions</b>	<b>Marks for Sub questions</b>	<b>Total Marks</b>
150 min	Long Answers	3 out of 5	13 marks each	39
	Short Notes	2 out of 4	6 marks each	12
	Situational Problems	2 out of 4	6 marks each	12
	2 Sentences Answers	6 out of 8	2 marks each	12
	<b>Total Marks</b>			<b>75 marks</b>

### **Tentative Schedule for Internals Examination**

<b>Particulars</b>	<b>Date</b>
Class Test	05.12.2023 & 06.12.2023
Online Assignment Submission for subjects and Practical Training-I Journal	On or before 01.12.2023
Viva- Voce	07.12.23 to 11.12.2023
Written Examination and Viva Voce for Practical Training-I	After last day of University External Examination of Semester –I Date and time will be mentioned in the Hall Ticket

**KISHINCHAND CHELLARAM LAW COLLEGE**

**PROPOSED LIST OF ACTIVITIES FOR ACADEMIC YEAR 2023-2024**

12 <sup>th</sup> July, 2023	Foundation Day Celebration
9 <sup>th</sup> -30 <sup>th</sup> August, 2023	Meri Maati Mera Desh Campaign
14 <sup>th</sup> August,2023	Workshop on Prevention of Sexual Harassment at Workplace
15 <sup>th</sup> August, 2023	Independence Day Celebration
19 <sup>th</sup> August, 2023	Legal Awareness Drive on Lok Adalat
23 <sup>rd</sup> August,2023	Awareness program by DLLE on Cyber Security and Data Protection at K.J. Somaiya College
26 <sup>th</sup> August,2023	Session on “Maxillofacial Trauma” in collaboration with Association of Oral and Maxillofacial Surgeons of India
28 <sup>th</sup> August, 2023	Visit to Maharashtra Water Resources Regulatory Authority, Mumbai
2 <sup>nd</sup> September, 2023	Legal Aid Awareness Drive on Traffic Rules
4 <sup>th</sup> September,2023	Online Workshop On Intellectual Property Rights
5 <sup>th</sup> September, 2023	Teachers’ Day Celebration
5 <sup>th</sup> September, 2023 to 11 <sup>th</sup> September, 2023	HSNC Board & K.C. Law College’s Faculty Development Programme on Subject-specific Benchmarking of Learning Outcomes : Outcome Based Education” (in association with Pandit Madan Mohan Malaviya National Mission on Teachers and Training (PMMMNTT), Ministry of Education, Government of India,and Guru Angad Dev Teaching Learning Centre,SGBT Khalsa College,University of Delhi.
6 <sup>th</sup> September,2023	Visit to Maharashtra State Human Rights Commission
9 <sup>th</sup> September,2023	Participation of students as volunteers at the National Lok-Adalat
11 <sup>th</sup> September,2023	Legal Aid and Legal Awareness Drive at Cuffe Parade Koliwada, Mumbai
11 <sup>th</sup> September, 2023	Workshop on Sustainability of Water by Dr. Mahashabde,Member (Law), Maharashtra Water Resources Regulatory Authority,Mumbai)
14 <sup>th</sup> and 15 <sup>th</sup> September,2023	Visits to Chambers of Senior Advocates/Solitors/Law Firms for Final Year students
15 <sup>th</sup> September,2023	Guest Lecture on “India v/s Bharat” by Adv. Anjanikumar Singh, Senior Central Government Counsel, Bombay High Court
16 <sup>th</sup> September,2023	Legal Aid and Legal Awareness Drive at Ramgarh, P.D’mello Road, Mumbai
1 <sup>st</sup> October, 2023	Legal Awareness to promote Rights of Senior Citizens at public places/senior citizens
3 <sup>rd</sup> and 4 <sup>th</sup> October,2023	Court Visits to City Civil and Sessions Courts at Kala Ghoda, Mumnai
3 <sup>rd</sup> to 9 <sup>th</sup> October,2023	Induction Program for First Year Students
7 <sup>th</sup> October,2023	Lex Concilio : Late D.M. Harish Model Indian Parliamentary Debate
9 <sup>th</sup> October,2023	Orientation Program for First Year LL.B. students

10 <sup>th</sup> October,2023	Research Methodology Workshop
14 <sup>th</sup> October, 2023	Commencement of Online Value Added Course on Fundamentals of Criminology and Forensic Science
16 <sup>th</sup> October, 2023	e-Waste Collection Drive
17 <sup>th</sup> October, 2023	A Workshop on Mental well-being
18 <sup>th</sup> October, 2023	Self Defence Workshop by WDC
28 <sup>th</sup> October,2023	Awareness Drive on Right to Services/Public Utility Services
31 <sup>st</sup> October,2023	Cyber Law related awareness at municipal school
4 <sup>th</sup> November 2023	FDP on Training for Administrative Skills for Staff
4 <sup>th</sup> November 2023	Fresher's Moot Court Competition
6 <sup>th</sup> - 10 <sup>th</sup> November, 2023	Cultural Week
7 <sup>th</sup> November, 2023	Guidance Session on "Mediation as a Career Option"
9 <sup>th</sup> November, 2023	Legal aid and awareness for National Legal Services Day
15 <sup>th</sup> November, 2023	Workshop on Professional Ethics for Students
26 <sup>th</sup> November,2023	Celebration of Constitution Day by Constitution Club
30 <sup>th</sup> November,2023	Survey Collection and Legal Awareness program on law relating to Protection of Women from Domestic Violence Act,2005
4 <sup>th</sup> December, 2023	Cultural Event : Inter Collegiate Sindhi Skit Competition
5 <sup>th</sup> December, 2023	A Training Session on Mastering the Art of Effective Communication
9 <sup>th</sup> December,2023	Participation by students as volunteers for National Lok-Adalat at courts across Mumbai
10 <sup>th</sup> December, 2023	International Human Rights Day Celebration
15 <sup>th</sup> December,2023	Students' Exchange Program in association with B.L.Amlani College of Commerce and Economics, Mumbai
18 <sup>th</sup> December, 2023	Cultural Committee Minority Rights Day Celebration
21 <sup>st</sup> December,2023	Prison Visit
23 <sup>rd</sup> December, 2023	Workshop on "Features on Family Court and Role of the Counsellor in Marital Conflict"
6 <sup>th</sup> and 7 <sup>th</sup> January,2024	National Moot Court Competition on Indirect Tax (Preliminary Rounds)
9 <sup>th</sup> January,2024	Workshop on Enhancing Research Skills in Modern Era
12 <sup>th</sup> January, 2024	National Seminar for Students on "Uniform Civil Code"
13 <sup>th</sup> January,2024	National Moot Court Competition on Indirect Tax (Semi and Final Round



14 <sup>th</sup> – 28 <sup>th</sup> January,2024	Cultural Event : Celebration of Marathi Bhasha Samvardhan Pandharwada
16 <sup>th</sup> January, 2024	A Workshop on “Technological Awareness in the Legal field”
20 <sup>th</sup> January 2024	Ethical Concerns of using ChatGPT for Resarch Writing
25 <sup>th</sup> January, 2024	National Voters Day Celebration
26 <sup>th</sup> January, 2024	Republic Day Celebration
27 <sup>th</sup> January, 2024	Commencement of Online Value Added Course on Human Rights and Duties
2 <sup>nd</sup> & 3 <sup>rd</sup> Feb,2024	Annual Sports Event
5 <sup>th</sup> February, 2024	Workshop on POSH by WDC in collaboration with Bharatiya Stree Shakti
10 <sup>th</sup> February, 2024	Student Exchange in Collaboration with Lala Lajpatrai College
12 <sup>th</sup> February, 2024	Cultural Day: Dance Competition
20 <sup>th</sup> February, 2024	A Guiding Session on “E- Book on Career Pathway”.
21 <sup>st</sup> February, 2024	e-Waste Collection Drive
24 <sup>th</sup> February,2024	Alumni Meet
27 <sup>th</sup> February, 2024	Cultural Event : Celebration of “Marathi Bhasha Diwas”
28 <sup>th</sup> February, 2024	Legis Centrum: National Level Law Fest
5 <sup>th</sup> March, 2024	Professional Ethics for Teaching & Non-Teaching Staff
7 <sup>th</sup> March 2024	Workshop on Development of laws and their implication on social media
8 <sup>th</sup> March, 2024	Workshop on “Tools and Techniques on Safety and Security of Women” by WDC
10 <sup>th</sup> March, 2024	Beyond the Campus Environmental Awareness
13 <sup>th</sup> March, 2024	Diverse Avenues of Higher Education Abroad (In Collaboration with Edwise)
15 <sup>th</sup> March, 2024	Annual Day and Prize Distribution Ceremony
23 <sup>rd</sup> March, 2024	Cultural Event : Chetti Chand Celebration
5 <sup>th</sup> April 2024	Training Program for staff on Stress and Time management”
10 <sup>th</sup> April,2024	Cultural Day Sindhi Language Day celebration
11 <sup>th</sup> April, 2024	Workshop on “Research as a Career Option”
5 <sup>th</sup> June, 2024	Environment Day
21 <sup>st</sup> June, 2024	International Yoga Day