

SEMESTER – II			
Code	Paper	Credits	Marks
LL.B.: 2.1	Constitutional Law of India – II	8	100
LL.B.: 2.2	Family Law – II	7	100
LL.B.: 2.3	Specific Contract	8	100
LL.B.: 2.4 OP ₁	Optional – 1 , any one from following: 1. Land Laws of Assam 2. Securities Law (BLGroup)	7	100
LL.B. (Hons): 2.5 H ₂	Honours – 2 , any one from following: 1. Right to Education(CL group) 2. International Trade Law (BLGroup) 3. Criminal jurisprudence-II(CrLGroup)	6	100
Total for Non Honours Course		30	400
Total for Honours Course		36	500

Semester II
LL.B.:2.1
Constitutional Law of India – II

End Semester -80

Internal Assessment -20

Total Marks: 100

Credit8

**Marks
16**

Unit 1: The Union and the State Executive

- 1.1 The Union and the State Executive
 - 1.1.1 The President of India –qualification –election –term of office –power – impeachment. (Article 52 – 72)
 - 1.1.2 The Governor –appointment and powers. (Article 153, 261)
 - 1.1.3 Relationship between the President and Governor with the Council of Ministers. (Article 73, 162)
 - 1.1.4 Nature, scope and extent of executive powers of the Union and the States –Articles 73 & 162.
- 1.2 The Union Parliament and State Legislatures
 - 1.2.1 Compositions of the Parliament and State Legislatures.
 - 1.2.2 Qualification/Disqualification of Members of Parliament and State Legislatures –Anti Defection Law.
 - 1.2.3 Prime Minister –Cabinet System –Collective Responsibility
 - 1.2.4 Legislative Process –Legislative Privileges –Immunities of members of the Parliament and state legislature. (Article 105, 195)

Unit 2: Union and State Judiciary

16

- 2.1 Supreme Court of India –Composition –appointment and removal of Judges of the Supreme Court. (Article 124 – 147)
- 2.2 High Courts in the States
- 2.3 Jurisdiction of Supreme Court –original/appellate/advisory jurisdiction – statutory appeal- special leave to appeal –power of review-
- 2.4 Writs (32-226)
- 2.5 Judicial Review (nature and scope) –independence of the Judiciary –Judicial activism –PIL

Unit 3: Relationship between the Union and the States

16

- 3.1 Distribution of Legislative Powers.
- 3.2 Administrative Relation.
- 3.3 Financial Relation.

Unit 4: Amendment of the Constitution and Emergency Provisions

16

- 4.1 Amendment of the Constitution
 - 4.1.1 Power of the Parliament to amend the Constitution and procedures (Article 368)
 - 4.1.2 Limitation on the power to amend the Constitution –Doctrine of basic feature/structure
- 4.2 Emergency Provisions
 - 4.2.1 National Emergency
 - 4.2.2 State Emergency –Grounds of imposition
 - 4.2.3 Financial Emergency
 - 4.2.4 Effect of declaration of emergency –emergency and fundamental rights –44th Amendment Act.

Unit 5: Freedom of Trade, Commerce and Intercourse within the Territory of India, services under the Union and States **16**

- 5.1 Freedom of trade, Commerce and Intercourse –meaning-power of the Parliament –restrictions.
- 5.2 Services under the Union and the States –Doctrine of Pleasure –protection against arbitrary dismissal, removal or reduction in rank –Exception of Article 311.

Internal Assessment

20

Referred Cases:

- 1 KesavanandaBharati Vs. State of Kerala, AIR 1973 SC 1461
- 2 Maneka Gandhi Vs. Union of India, AIR 1978 SC 597
- 3 In Reference No. of 1998 (Judges Appointment Case), AIR 1999 SC 1
- 4 SR Bomai Vs. Union of India, AIR 1994 SC 1918
- 5 KuldeepNayar Vs. Union of India, AIR 2006 SC 312
- 6 A.D.M. Jabalpur Vs. SrikanthShukla, AIR 1976 SC 1207
- 7 Rameswar Prasad Vs. Union of Inda, AIR 2006 SC 980
- 8 Powers, Privileges and Immunties of State Legislatures, Re, AIR 1965 SC 745
- 9 Union of India Vs. Tulshi Ram, AIR 1985 SC 1416
- 10 Atiabari Tea State Co. Vs. State of Assam, AIR 1961 SC 232

Recommended Books

- 1. Dr. J. N. Pandey –Constitutional Law of India.
- 2. D. D. Basu –Shorter Constitution of India.
- 3. V. N. Shukla –Constitutional Law of India.
- 4. M. P. Jain –Constitutional Law of India.
- 5. H. M. Sreevai –Constitutional Law of India.

Semester II
LL.B.:2.2
Family Law – II

End Semester -80
Internal Assessment -20
Total Marks: 100

Credit – 7

	Marks
Unit 1:General Conception, School and Application of Muslim Laws	16
1.1 General conception: who is Muslim, Fiqh, Sources etc.	
1.2 Schools of Muslim Law	
1.3 Application of Muslim Law	
Unit 2: Marriage Laws	16
2.1 Nikah (Muslim Marriage):	
2.1.1 Definition, objects and nature	
2.1.2 Essentials and validity	
2.2 Obligations arising out of marriage :	
2.2.1 Mahr: concept, kinds & quantum;	
2.2.2 Maintenance etc.	
2.3 Civil Marriage Concept	
2.4 Dissolution of Marriage under Muslim Law	
2.4.1 By death	
2.4.2 By the act of either party	
2.4.3 By mutual consent	
2.4.4 By court	
2.5 Indian Divorce Act and Parsi Marriage Act	
Unit 3: Principles of Inheritance and Gift	16
3.1 Inheritance under Muslim Law:	
3.1.1 General Principles of Inheritance	
3.1.2Its legal impact	
3.1.3Difference between Shia and Sunni	
3.1.4Uniform Civil Code	
3.2Gift:	
3.2.1 Concept of Hiba,	
3.2.2 Kinds of Hiba,	
3.2.3Revocation of Hiba	
Unit 4: Religious and Charitable Endowments	16
4.1 Waqf under Muslim Law:	
4.1.1 Meaning, Kinds, Rights and Characteristics,	
4.1.2 Advantages and disadvantage	
4.1.3 Objects and purpose	
4.1.4 Methods of creation of waqf	
4.2 Mosques – objects, kind, requisites	
4.3 Pre-emption – Origin, Definition, Classification, Subject matter, formalities, effects, constitutional validity	
UnitV: Guardianship and Maintenance	16
5.1 Guardianship under Muslim Law	
5.1.1Entitlement to guardianship,	
5.1.2Rights, obligations and disqualification of a guardian	
5.2 Maintenance under Muslim Law	
5.2.1Entitlement to maintenance	

- 5.2.2 Rights, obligations and disqualification of maintenance
- 5.2.3 Kharcha -e- pandan
- 5.2.4 Muslim Women (Protection of Rights on Divorce) Act, 1986
- 5.2.5 Maintenance under the Code of Criminal Procedure, 1973

Internal Assessment

20

Referred Cases:

1. Abdul Khadar Vs. Taib Begum AIR 1957
2. Abdul Latif Mandal Vs. Anwar Khatun (2002) 1, CLJ 186
3. Hamida Bibi Vs. Zubaida Bibi, (1916), 43 IA 294
4. Maina Bibi Vs. Choudhury Vakil Ahmed (1924) 52 IA 145
5. Sarala Mudgal Vs. Union of India (1985) 3, SCC 635

Recommended Books:

1. Outlines of Mohammadan Law – A. A. Fyzee
2. Muslim Law of India - Tahir Mahmood
3. Mohammadan Law : Aqil Ahmad
4. Ameer Ali: Mahomedan Law
5. Mulla : Principle of Mohammedan Law
6. Tyabji : Muslim Law
7. Sir William Jones: The Mohammedon Law of Inheritance
8. Wilson and Ali: Aglo-Mahomedan Law

Semester II
LL.B.:2.3
Specific Contract

End Semester -80
Internal Assessment -20
Total Marks: 100

Credit
8

Marks

UNIT 1:Contract of indemnity and guarantee:

16

- 1.1 Definition, nature.
- 1.2 Rights, duties and liabilities.
- 1.3 Interrelation between the parties.

UNIT 2:Bailment and Pledge:

16

- 1.1 Definition, nature.
- 1.2 Rights, duties and liabilities.
- 1.3 Interrelation between the parties.

UNIT 3:Contract of Agency:

16

- 1.1 Definition, nature.
- 1.2 Rights, duties and liabilities.
- 1.3 Interrelation between the parties.

UNIT 4:The Indian Partnership Act: 1932

16

- 1.1 Definition, nature kinds,
- 1.2 Rights, duties, liabilities and interrelations between the partners,
- 1.3 Registration of partnership,
- 1.4 Limited liability partnership,
- 1.5 Dissolution of partnership

UNIT 5:The Sales of Goods Act: 1930

16

- 1.1 Definition, nature,
- 1.2 Rights, duties and liabilities of buyer and seller,
- 1.3 Condition and warranty.
- 1.4 Doctrine of Caveat Emptor
- 1.5 Rights of unpaid seller.

Internal Assessment

20

Referred Cases:

1. Gajanan Moreshwar Vs. Moreshwar Madan, AIR 1942, Bombay, 302
2. Kaliapermal Pillai Vs. Visalaxmi, AIR 1938 Madrash, 32
3. Union of India Vs. Anawar Singh
4. Delhi Electric Supply undertaking Vs. Basanti Devi and other, AIR 2005 SC 43
5. Sarswati Devi Vs. Motilal, AIR 1928, Raj. 108

Books Recommended:

- Beatesen (ed), *Anson's law of Contract* (27thed 1998)
- P.S. Atiya, *-Introduction to the law of contract* 1992 reprint.
- Avtar Singh – *Law of contract* 2000.
- M. Krishnam Nair – *Law of Contract*
- *Mulla on contract* :Commentory by J.H. Dalal.
- Avtar Singh, *Principles of Law of Sale of Goods and Hire Purchase* (1998), Eastern, Lucknow

- J.P. Verma (ed.), Singh and Gupta, *The Law of partnership in India* (1999), Orient Law House, New Delhi
- A.G. Guest (ed.), Benjamin's *Sale of Goods* (1992), Sweet and Maxwell.
- Bhashyam and Adiga, *The Negotiable Instruments Act* (1995), Bharath, Allahbad
- M.S. parthasarathy (ed.), J.S. Khergamvala, *The Negotiable Instruments Act*
- Saharaya, H.K., *Indian Partnership and Sale of Goods Act* (2000) Universal
- Ramnainga, *The Sales of Goods Act* (1998) Universal

Semester II
LL.B.:2.4 OP₁
1. Land Laws of Assam

Optional -1
End Semester -80
Internal Assessment -20
Total Marks: 100

Credit 7

Unit1: Introduction 16

- 1.1 Origin of Land Rights in Assam, Proprietor, Land-holder and Settlement holder, other than land holder.
- 1.2 Assam Land and Revenue Regulation, 1881, Definitions; rights over land – acquisition of rights over land, rights of proprietors, land holders, settlement holders,
- 1.3 Allotment of grazing land, disposal of government waste land, rights in fishery.

Unit 2: Land Revenue 16

- 2.1 *Settlement & Resumption under the Assam Land & Revenue Regulation, 1886* – Settlement, operation, procedure for settlement – survey & demarcation of land – preparation of record of rights – assessment of land revenue; resumption, Hoe tax.
- 2.2 Mutation – classes of persons entitled to pray mutation – obligation to pray for mutation – procedure for mutation; field mutation;
- 2.3 Arrears & Mode of recovering it – defaulter – defaulting estate; models of recovering Arrears – Attachment & sale of movables – attachment of defaulting estate – sale of defaulting estate, sale of immovable property other than the defaulting estate.

Unit 3: Partition 16

- 3.1 partition – meaning – need – who can sue for partition – procedure – restriction for partition.
- 3.2 Powers of officers – revenue officers – procedure and appeals – matters exempted for cognizance of civil court.
- 3.3 Protection of backward classes - tribal belts & blocks.

Unit 4: State legislations on tenancy 16

- 4.1 The Assam non-Agricultural Urban Areas Tenancy Act, 1955
- 4.2 The Assam (Temporarily Settled Areas Tenancy) Act, 1971.

Unit – 5: State Legislations on – 16

- 5.1 Rent control:- The Assam Urban Areas Rent Control Act, 1972
- 5.2 Ceiling on land:- The Assam Fixation of Land Holding Act, 1956.
- 5.2 Land Requisition & Acquisition:- The Assam Land (Requisition & Acquisition) Act, 1964.

Internal Assessment 20

Referred cases:

1. Swasna brahma v. Assam Board of Revenue, AIR, 1972, GAU 121
2. Refiqunnessa v. LalBahadurChetri, AIR 1964 SC 1511
3. Kali Kumar Sen v. MohanlalBiswas AIR 1969 ASM 66(FB)
4. Satyaranjan v. Assam Board of Revenue AIR 1999 GAU-83(FB)

Recommended Books:

1. O.D. Iadia, “Land laws in Assam & Meghalaya”, Assam Law House, Guwahati.
2. K.C. Mazumdar, “Commentaries on Land Laws of Assam”, Assam Law house, Guwahati
3. J.N. Das, “Land laws of Assam, ed. Book land, Guwahati
4. K.N. Saikia, “Land Laws of Assam”

Semester III
LL.B.:2.4OP₁
2. Securities Law (BL Group)

Optional – 1

End Semester Marks: 80

Internal Assessment: 20

Total Marks: 100

Credit 6

Unit 1: Securities Contract (Regulation) Act, 1956

Marks

16

- 1.1 Recognised Stock Exchanges.
- 1.2 Power of Central Government and SEBI in case of recognition and suspension of Stock Exchange,
- 1.2 Contract of Securities,
- 1.3 Contract of Derivatives,
- 1.5 Requirement of listing of securities,

Unit 2: Securities Exchange Board of India Act, 1992

16

- 2.1 Need and objectives of the SEBI Act,
- 2.2 Constitution of the SEBI,
- 2.3 Power and function of the SEBI,
- 2.4 Securities Appellate Tribunal and its procedure.

Unit 3: Depositories Act, 1996

16

- 3.1 Definitions
- 3.2 Setting up of depository,
- 3.3 Role and functions of depository,
- 3.4 Depository participants
- 3.5 Inspection and penalties, Internal audit and concurrent audit of depository participants,
- 3.6 Overview of depository system in India.

Unit 4: Capital Market

16

- 4.1 Importance of Capital Market in the context of Liberalisation, privatisation and globalisation,
- 4.2 Capital Market instrument and Rating
- 4.3 Capital Market intermediaries,
- 4.4 Secondary Market Institutions,
- 4.5 Mutual funds,
- 4.6 Venture Capital,
- 4.7 Collective Investment Schemes,
- 4.8 Buy- Back of Securities

Unit 5: Issue Management and Compliances

16

- 5.1 Importance of issue of capital and resource mobilisation
- 5.2 Issue of Capital,
- 5.3 Resource mobilisation and International Capital Market,
- 5.4 Indian Depository Receipts.

Internal Assessment

20

Recommended Books-

1. E. Gordon & K. Natarajan – Capital Market in India, Himalaya Publishing House, Ramdood,, Dr.Bhalerao Marg, Girgaon, Mumbai, 400004
2. Sanjeev Aggarwal :- Guid to Indian Capital Market, Bharat Law House, 22, Tarun Enclave, Pitampura, New Delhi -110034
3. V.L.Iyer: SEBI Practice Manual, Taxman Allied Service (P) Ltd. 59/32, New Rohtak Road, New Delhi-110005
4. V.K.Bhalla – Investment management Security Analysis and Portfolio Management, S. Chand & Co. Ltd.
5. Students are advised to read relevant Bare Acts and Rules and Regulation relating thereto.

Semester II
LL.B.(Hons) 2.5 H₂
1. Right to Education (CL Group)

Honours-2: Constitutional Law Group

End Semester Marks: 80

Internal Assessment: 20

Total Marks: 100

Credit 6

Marks

Unit 1:	16
1.1 Right to Education and U.N.	
1.2 Right to education – Article 21-A	
1.3 Judicial Activism for Right to Education.	
1.4 Directive principles of State policy (Art. 41 & 45)	
1.5 Reasonable classification, Affirmative Action by the State.	
Unit 2: Minority and Education	16
2.1 Minority Rights – Art. 25	
2.2 Art 29	
2.3 Art. 30	
2.4 No discrimination in grants in –aid	
Unit 3:	16
3.1 Article 246 read with 7 th Schedule	
3.2 Concurrent List entry, 25	
3.3 Union List 63,64,65 & 66	
3.4 Transfer of education from State List to Concurrent List	
3.5 Right to Education Act 2009: Merits and Demerits	
Unit 4: Higher education Regulatory authority	16
4.1 U.G.C. Act 1965	
4.2 Rules regarding legal Education by Bar council of India	
4.3 National Knowledge Commission	
4.4 National Higher Education & Research Council (Bill)	
Unit 5: Judicial Process and Education	16
1.1 Judicial review	
1.2 Educational Tribunal	
1.3 Rules of Natural Justice	
Internal Assessment	20

Referred Cases:

1. Mohini Jain v. State of Karnataka, 1992(3)SCC 666
2. Unni Krishnan v. State of A.P (1993) 1 SCC 645
3. P.AInamdar v. State of Maharastra, AIR 2005 SC 3226

Suggested Readings:

86th constitutional Amendment act 2002

93rd amendment act 2005

Malick.Surendra, 'Supreme Court on Educational institutions' EBC, Lucknow

H.MSreevai: Constitutional Law of India

D.DBasu: Constitutional Law of India

J.N Pandey: Constitutional Law of India

Semester II
LL.B. (Hons) 2.5 H₂
2. International Trade Law (BL Group)

Honours-2:Business Law Group

End Semester Marks: 80

Internal Assessment: 20

Total Marks:100

(Credit : 6)
Marks

Unit 1: Concept and theories of international trade:	16
1.1 Meaning of trade, international trade	
1.2 Inter-relation between international trade, inter-State trade and intra-State trade	
1.3 Theories of international trade	
Unit 2: International trade and treaties:	16
2.1 Institutionalisation of international trade	
2.2 Establishment of WTO, need, objectives and powers and functions of WTO	
Unit 3:- Economic Blocks and trade:	16
3.1 Agreements such as ASEAN, EU, SAPTA, NAFTA	
3.2 India's free trade	
3.3 Economic co-operation and partnership agreements	
Unit 4:- Anti-dumping, subsidies and countervailing duties:	16
4.1 WTO agreements or anti-dumping	
4.2 Safeguard measures	
4.3 Subsidies & countervailing duties	
4.5 Regulatory framework and procedure in India	
Unit 5:- Settlement of disputes under WTO:	16
5.1 Rules	
5.2 Regulations	
5.3 Procedures relating to settlement of disputes under WTO	

Recommended Books-

1. R.K. Gupta- Safeguards countervailing and anti-dumping measures, Academy of business study, Ansary Road, New Delhi-110002
2. D.C. Singhanian- Foreign collaboration and investment in india, Universal Law Publishing Co. Pvt. Ltd. New Delhi
3. M.B. Rao&Manjula Guru- WTO and International Trade; Vikas Publishing House, Pvt. Ltd. A-22 Sector-4 Noida-201301
4. M.G. Sasvraja- World Trade Organisation, Serial Publication Khyberpas Market, Civil Market , Delhi-54
5. dr. Raj Agarwal- Joint Venture – Law and Management, Bharti Publishing House' New Delhi.

Semester II
LL.B. (Hons) 2.5 H₂

CRIMINAL JURISPRUDENCE-II (CrL Group)

Honours – 2: Criminal Law Group

End Semester: 80

Internal Assessment: 20

Total Marks: 100

Credits: 6
Marks

Unit 1 Inchoate Crime

16

- 1.1 Attempt
- 1.2 Abetment
- 1.3 Criminal Conspiracy

Unit 2 General Defences-I

16

- 2.1 Excusable Defences (I)
 - 2.1.1 Accident
 - 2.1.2 Necessity
 - 2.1.3 Duress or Compulsion

Unit 3 General Defences II

16

- 3.1 Excusable Defences (II)
 - 3.1.1 Non-mentality
 - 3.1.1.1 Infancy
 - 3.1.1.2 Unsoundness of mind
 - 3.1.1.3 Intoxication

Unit 4 Justifiable Defences

16

- 4.1 Right of Private Defence
- 4.2 Limits on the Right of Private Defence

Unit 5 Rights and Protection of the Accused

16

- 5.1 Innocence of the Accused
- 5.2 Protection under the Constitution of India
- 5.3 Legal Aid to Poor Accused
- 5.4 New Judicial Trend

Internal Assessment

20

Referred Cases

1. Haughton V Smith (1975) AC 476(HL)
2. Malkiat Singh V State of Punjab AIR 1970 SC 713
3. Mod Khalid V State of W.B. (2002) 7SCC 334
4. State of T.N. VsNalini&ors AIR 1999 SC2640
5. M. S. Hoskot V State of Maharastra AIR 1978 SC 1548

Referred Books

1. Text Book of Criminal Law, Glanville Williams
2. R. C. Nigam, Principles of Criminal Law
3. Andrew Ashworth, Principles of Criminal Law