

Swami Ramanand Teerth Marathwada University, Nanded
Revised Syllabus LL.B I & BSL III (Second Semester) 2010-11

Paper-I Constitutional Law

Topic/subject	Method of teaching	No. of Hours/Period	Month Duration	Any other
1. Historical Perspective : 1. Constitutional Developments since 1858 to 1947 Morle Minto Reform - Dyarchy - Montague - chemsford Reforms, Indian National Congress 1885 - various Trends of opinion - Social Reforms vs Political Independence. Protest against British Repression, Jalianwala Baag. Rowlatt Act. Sedition Trials of Tilak 2. Making of India's Constitution - Concept of Constitution and Constitutionalism - Salient features - Constituent Assembly - Sovereignty		10 Unit		
2. Preamble 1. Sufient Features of Constitution with case laws 2. Secularism : 1. Concept of Secularism - Indian Constitutional Provisions, Historical Perspective of Indian Secularism 2. Religion and State in India - State Control and non-interference with religion. Concept of Secularism : American Model - Separation of State - Church- Is it Relevant to India ? Tradition in India - Equal Respect for all Religions 3. minority Rights why ? scope- Meaning of Minority. 6. Minority Rights to Educational Institutions.		15 Unit		
3. Citizenship 1. Citizen's foreigners, non resident Indians (NRI) 2. Modes of acquisition of Indian Citizenship under Our Constitution and also under the provisions of Citizenship Act, 1955 3. Loss of Indian Citizenship - kinds of Indian Citizenship		7 Unit		



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<p>4. Fundamental Rights (Art. 12 to 35)</p> <p>1. Equality and social Justice :</p> <p>1. Equality before the law and equal Protection of Law - Meaning - Constitutional provisions - total conspectus - Articles 14, 15, 16, 17, 29 (2), 325, 2. Classification for Differential Treatment. 3. Gender Justice, Art. 15(1), (2),(3),16,29(2) 4. Administrative discretion and equality. 5. Compensatory Discrimination for Backward Classes /SC and ST.</p> <p>2. Freedom and Social Control :</p> <p>1. Freedom of speech and expression 2. Freedom of the Press. 3. Freedom of speech and contempt of Court. 4. Freedom of Assembly 6. Freedom of Association, 6. Freedom of Movement 7. Freedom to Reside and Settle 8. Freedom of Profession / business, etc. 9. Property and social control 1950 to 1978. 10. Property and social control- After 1978,</p> <p>3. Personal Liberty :</p> <p>1. Rights of an accused -Double Jeopardy 2. Right against self-incrimination. 3. Right against Retroactive Punishment 4. Right to life and Personal Liberty - Meaning of Art. 21. Gopalan. 5. Personal Liberty - Meaning of - Meneka Gandhi, Sunil Batra, etc. 6. Procedure established by law - Gopalan, Kharak Singh. 7. Procedure established by law - Due process - Meneka Gandhi and after. 8. Preventive detention - constitutional Policy Art. 22. 9. Preventive detention - Safeguards under the Constitution.</p> <p>4. Right Against Exploitation (Art. 23 & 24)</p> <p>5. Right to Religion (Art 25 to 28) .</p> <p>6. Cultural and Education Rights (Art 29 to 30)</p> <p>7. Right to Property (Art 31 A to C)</p> <p>8. Right to Constitutional Remedies (Art 32 to 35)</p>		10 Unit		
<p>5. Directive Principles :</p> <p>1. Directive Principles - Reasons for Incorporation. 2. Directive Principles - Directions of social Change - a new social order. 3. Fundamental Rights and Directive principles - Interrelationship - Judicial balancing. 4. Constitutional amendments - Art. 31 A, 31 B and 31 C to strengthen Directive Principles. 5. Judicial Policy towards Directive Principles from Chamapakam to Minerva Mills. 6. What is "State ?" Art. 12. 7. Naresh Vs. Maharashtra - is judiciary "State ?".</p>		10 Unit		
<p>6. Duties - Art 51 (A)</p> <p>1. Need and Status in consist and set up 2. Inter relationship with F.R. and D.P.</p>		7 Unit		

SELECT BIBLIOGRAPHY :

- G. Austin, History of Democratic Constitution : The Indian Expenditure (2000) Oxford.
D.D. Basu, Shorter Constitution of India, (1996), Prentice Hall of India, Delhi.
Constituent Assembly Debates Vol. 1 to 12 (1989).
H.M. Seervai, Constitution of India, Vol. 1 - 3 (1992), Tripathi, Bombay.
M.P. Singh (ed.), V.N. Shukla, Constitutional Law of India (2000) Oxford.
G. Austin, Indian Constitution : Cornerstone of A. Nation (1972).
M. Galanter, Competing Equalities - Law and the Backward Classes in India (1984) Oxford.
B. Sivaramayya, Inequalities and the Law (1984) Eastern, Lucknow.
S.C. Kashyap, Human Rights and Parliament (1978) Metropolitan, New Delhi.
[All books latest editions have to be followed.]


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AMI RAMANAND TEERTH MARATHWADA UNIVERSITY, NANDED

LL.B - I and BSL - III

Paper - IX

PROFESSIONAL ETHICS, ACCOUNTANCY FOR LAWYERS AND BAR-BENCH RELATION

SYLLAABUS 2012-13

The syllabus for this practical shall be in two parts A & B.

Part A

This part consists of 60 marks based on theory examination at University level as per the following syllabus.

Unit I Professional Ethics-

Meaning, need of professional ethics, importance of legal profession, historical evolution in India, enrolment of Advocates under The Advocate Act 1961, qualification, disqualification, rights and privileges, and duties of Advocates.

Unit II Accountancy for lawyers-

Meaning, kinds, necessity of accountancy for lawyers, valuation of suits, court fees, Advocate fee, Advocate Welfare Fund fees, professional tax, service tax etc.

Unit III Bar-Bench relation-

Meaning and respective obligation of bar and bench, professional misconduct by lawyers, its kinds, contempt of court, its kinds, powers of disciplinary committee of State Bar Council and Bar Council of India.

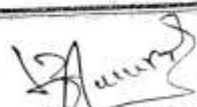
Scheme of examination- theory paper shall consist of 60 marks and the candidate has to answer any 3 out of 6 questions given from all three units.

Part B

This practical component consists of two parts i.e. (a) Record and (b) Viva voce. Each candidate shall submit a practical record of the analysis of any 10 Supreme Court or High Court decisions relating to professional misconduct and any ten opinions of Bar Council Disciplinary Committee. Each of the two components of records (10 decisions and ten opinions) shall be evaluated for 10 marks each. Viva voce shall be for 20 marks and examination of viva voce shall be conducted by Board consisting of the Principal of the college and the in-charge faculty member.

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Suggested readings-

Dr. S.R. Myneni, Professional Ethics, Accountancy for lawyers and Bench Bar Relation, Asia law House, Hyderabad.

G.L. Anand, General Principles of Legal Ethics, Law Book Co. Allahabad

Dr. S.K. Awasthi, Law and Conduct of Legal Profession, CTJ publication, Pune

Dr. S.P. Gupta, Professional Ethics, Accountancy for Lawyers and Bench Bar Relation, Central Law Agency, Allahabad

Dr. Kailash Bar, Legal Ethics, Accountancy for Lawyers and Bench Bar Relations, Central Law Publication, Allahabad

P. Ramaniya Aiyer, Legal and Professional Ethics, Wadhwa Nagpur

Bhalla's Advocates Act and Professional Ethics, Nasik Law House, Aurangabad

J.P.S. Sihra, Professional Ethics, Accountancy for Lawyers and Bench Bar Relation, Allahabad Law Agency

G.B. Reddy

Advocates Act 1961

Contempt of Court Act 1971

The Bar Council of India Rules



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LL.B – III and BSL – V (Semester VI)

Paper – VIII

INTERNATIONAL HUMAN RIGHTS

(This paper comprises of 84 units)

Syllabus (w.e.f. 2012-2013)

1) Historical development of concept of human rights

Human rights in Indian tradition, ancient, medieval and modern. Human rights in Western tradition, classification of human rights three generation. Concept of natural law. Concept of natural rights. Human rights in legal tradition, international law and national law. (units 10)

2) UN and Human rights

Universal Declaration of Human Rights, 1948, individual and group rights. International Covenant on Political and Civil Rights 1966. International Covenant on Economic, Social and Cultural Rights 1966. ILO and other Conventions and Protocols dealing with Human Rights. (units 14)

3) Human rights and vulnerable groups

Women, Child, Migrant Workers, Refugees, Internally Displace. Relevant International Conventions and Declarations. (units 10)

4) Role of regional organizations

European Convention on Human Rights. American Convention Human Rights. African Convention Human Rights. (units 12)

5) Protection agencies and mechanisms

International commission of human rights. Non Governmental organizations. Amnesty international. European Commission on Human Rights/Court of Human Rights. U.N. Division of Human Rights. International Labour Organization. UNESCO. UNICEF. (units 14)

6) Impact and implementation of international human rights norms in India

Human rights norms reflected in fundamental rights in the constitution. Directive principles, legislative and administrative implementation of international human rights norms. (units 10)

7) Enforcement of Human Rights in India

Role of courts, the supreme Court, High Courts and other courts. Statutory commissions, National Human Rights Commission, State Human Rights Commission, National Commission for Women, Scheduled Caste, Scheduled Tribe, Minority and Backward Class. (units 14)

Select bibliography

S.K. Avesti and R.P. Kataria, Law Relating to Human Rights.

S.K. Varma, Public International Law, Prentice Hall, New Delhi

Peter J. Van Krieken The Exclusion on Clause, Kluwer

Human rights Watch Women's Rights Project, The Human Rights Watch Global Report on Women's Rights 2000, Oxford

Ermacora, Nowak and Tretter, International Human Rights, Sweet and Maxwell

Wallace, International Human Rights, Text and Material, Sweet and Maxwell

Muntarhorn, The Status of Refugees in Asia, Oxford

Human Rights and Global Diversity, Frank Cass, London

Nirmal C.J. Human Rights in India, Oxford

P.R. Gandhi, International Human Rights Documents, Universal, Delhi


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