



**DR. B.R. AMBEDKAR NATIONAL LAW UNIVERSITY, SONEPAT**  
(Established by the Haryana State Legislature Act No. 15 of 2012)

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**NOTIFICATION**

The Academic Council of this University in its 3<sup>rd</sup> meeting held on 15.09.2021 has considered and approved the Syllabus for Semester – IV to B.A. LL.B. (Hons.) Five Year Integrated Course taught during the academic session 2020-21 for the students who have been admitted in the year 2019-20 (Batch) vide Resolution No. 6, which is now available on the University Website [www.dbranlu.ac.in](http://www.dbranlu.ac.in) for record.

Sd/-

**Deputy Registrar (Acad.)**

**Endst. No. DBRANLU/Academic/25/697-701**

**Dated: 17.01.2022**

A copy of the above is forwarded to the following for information and necessary action if any:

1. The Controller of Examinations, DBRANLU, Sonapat.
2. The In-charge, Department of Law, DBRANLU, Sonapat.
3. P.A. to Vice-Chancellor (for kind information of the Hon'ble Vice-Chancellor), DBRANLU, Sonapat.
4. P.A. to Registrar (for kind information of the W/Registrar), DBRANLU, Sonapat.
5. IT Cell, DBRANLU, Sonapat, along with soft copy for uploading the Notification on the University Website.

Sd/-

**Superintendent (Academic)**  
**for Deputy Registrar**



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**SYLLABUS FOR B.A.LL.B. (HONS.) FIVE YEAR INTEGRATED COURSE  
(2020-2021)**

**Semester-IV**

**Course: Sanskrit**  
**Course Credits: 04**

**Course Code: 401**

**विषय उद्देश्यः**

१. संस्कृत भाषा राष्ट्रीय एकता, अखण्डता, नैतिकता एवं आध्यात्मिकता के महत्व को निरूपित करती है। भारतीय संस्कृति के संरक्षण व संवर्धन हेतु संस्कृत भाषा का ज्ञान आवश्यक है अतः विद्यालयीन कक्षा के पाठ्यक्रम में संस्कृत भाषा का ज्ञान अपरिहार्य है।
२. विद्यार्थियों को संस्कृत भाषा का सामान्य ज्ञान हो।
३. बोधपूर्वक संस्कृत सुनने, बोलने, पढ़ने व लिखने की क्षमता का विकास हो।
४. संस्कृत भाषा व साहित्य के प्रति अभिरुचि उत्पन्न हो।
५. विद्यार्थियों का नैतिक, सामाजिक एवं राष्ट्रीय मूल्यों के प्रति रुझान बने।
६. मातृभाषा में संस्कृत शब्दों की पहचान हो सके।
७. संस्कृत की ध्वनियों (वर्ण, पद) का शुद्ध उच्चारण करने की योग्यता उत्पन्न करना एवं संस्कृत में वाक्य समझने व बोलने की क्षमता विकसित करना।
८. संस्कृत श्लोकों के सस्वर वाचन की योग्यता उत्पन्न करना एवं विद्यार्थियों में सौंदर्य बोध, कल्पनाशीलता तथा चिन्तनशीलता का विकास करना।

**खण्ड-१**

व्याकरण

- १) सन्धि
- २) कारक
- ३) शब्दरूप
- ४) इंगलिश से संस्कृत तथा संस्कृत से इंगलिश अनुवाद

**खण्ड-२**

- १) मृच्छकटिकम् अंक-६

**खण्ड-३**

(२० श्लोक विधि से संबंधित)

- १) याज्ञवल्क्य स्मृति (५ श्लोक)
- २) मनुस्मृति (५ श्लोक)
- ३) शान्ति पर्व (महाभारत) (५ श्लोक)
- ४) कौटिल्य अर्थशास्त्र (५ श्लोक)

खण्ड-४

- १ ) संस्कृत साहित्य का इतिहास (परिचय) रामायण और महाभारत
- २) नीतिशतकम् (भट्टहरि)
- ३) विधिक शब्द
- ४) भारतस्य संविधानम् उद्देशिका (Preamble of Constitution of India & fundamental Duties)

निर्धारित ग्रन्थ सूची:-

- १ ) संस्कृत साहित्य का इतिहास-बलदेव उपाध्याय-चौखम्बा सुरभारती प्रकाशन ।
- २) नीतिशतकम् (भट्टहरि)-डॉ० श्रीकृष्णमणि त्रिपाठी-चौखम्बा सुरभारती प्रकाशन ।
- ३) भारतीय दर्शन-जगदीश शर्मा-चौखम्बा सुरभारती प्रकाशन ।
- ४) रचनानुवाद कौमुदी-कपिल द्विवेदी-विश्वविद्यालय प्रकाशन गौरखपुर ।
- ५) मृच्छकटिकम्-डॉ० रांगेय राघव, राजपाल एण्ड सन्स, कश्मीरी गेट, दिल्ली छावनी ।
- ६) कौटिल्य अर्थशास्त्र-आर०आर० रघुवंशी
- ७) याज्ञवल्क्यस्मृति:-डॉ० केशव किशोर कश्यप-चौखम्बा कृष्णदास अकादमी, वाराणसी ।

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**SYLLABUS FOR B.A.LL.B. (HONS.) FIVE YEAR INTEGRATED COURSE  
(2020-2021)**

**Semester-IV**

**Course: Hindi**  
**Course Credits: 04**

**Course Code: 401**

**विषय उद्देश्य:**

1. विद्यार्थी हिन्दी भाषा के विकास को समझ सकेंगे।
2. विद्यार्थी राजभाषा और राष्ट्रभाषा के रूप में हिन्दी की स्थिति को जान सकेंगे।
3. विद्यार्थियों को पत्र लेखन (औपचारिक तथा अनौपचारिक) तथा लोकोक्ति, मुहावरों का ज्ञान हो सकेगा।
4. विद्यार्थी शब्द और वाक्य की शुद्धता की पहचान कर सकेंगे।
5. कार्यालयों में हिन्दी का प्रयोग किस प्रकार किया जाता है समझ सकेंगे।
6. विद्यार्थी साहित्य की कहानी, उपन्यास और कविता विधा से परिचित हो सकेंगे।
7. विधि शब्दावली में हिन्दी के शब्दों को पहचान सकेंगे।
8. अदालतों में प्रयोग किए जाने वाले उर्दू के प्रमुख शब्दों को हिन्दी में जान और समझ सकेंगे।
9. विद्यार्थी निबन्ध लेखन से परिचित हो सकेंगे।

**इकाई-1**

भाषा

- 1) भाषा का विकास
- 2) भाषा और बोली
- 3) राजभाषा, राष्ट्रभाषा और सम्पर्क भाषा
- 4) राजभाषा की संवैधानिक स्थिति (धारा 343-धारा 351)

**इकाई-2**

व्याकरण

- 1) लोकोक्ति, मुहावरे
- 2) पत्र-लेखन (औपचारिक तथा अनौपचारिक)
- 3) शब्द और वाक्य को शुद्ध करना
- 4) अ.-प्रयोजनमूलक हिन्दी (कार्यालयी हिन्दी) क्या है, उसकी आवश्यकता  
ब.-टिप्पण (Noting) मसौदा (Drafting) संक्षेपण (Summary) और पल्लवन (Amplification)

**इकाई-3**

- 1) कहानी-उसने कहा था (चंद्रधर शर्मा 'गुलेरी')
- 2) उपन्यास-गबन (प्रेमचन्द)
- 3) कविता-1. वर दे, वीणा वादिनी, वर दे  
2. तोड़ती पत्थर (निराला)
- 4) कविता-1. जो न प्रिय पहिचान पाती  
2. पंथ होने दो अपरिचित, प्राण रहने दो अकेला (महादेवी वर्मा)

## इकाई-4

- 1) विधि शब्दावली
  - अ. 50 शब्द (सूची संलग्न है)  
हिन्दी के विधि शब्दों को अंग्रेजी अर्थ लिखकर उनकी व्याख्या कीजिए।
  - ब. 30 शब्द (सूची संलग्न है)  
उर्दू के विधि शब्दों को हिन्दी में लिखकर उसकी व्याख्या कीजिए।
- 2) निबन्ध
  - अ. भारत में मानवाधिकार
  - ब. सूचना का अधिकार
  - स. राष्ट्रभाषा के रूप में हिन्दी
  - द. भारतीय लोकतंत्र में धर्म निरपेक्षता

अनुमोदित पुस्तकें

1. डॉ० हरदेव बाहरी, हिन्दी भाषा, अभिव्यक्ति प्रकाशन, इलाहाबाद
2. आधुनिक हिन्दी व्याकरण और रचना, वासुदेव नंदन प्रसाद, भारती प्रकाशन
3. डॉ० नन्द किशोर नवल, निराला ग्रंथावली भाग-1, राजकमल प्रकाशन, दिल्ली
4. महादेवी वर्मा, दीप-शिखा, लोकभारती प्रकाशन, इलाहाबाद
5. सुरेश सलिल, उसने कहा था और अन्य कहानियां, शिक्षा भारती प्रकाशन, दिल्ली
6. प्रेमचन्द, गबन, नेहा प्रकाशन, दिल्ली
7. भोलानाथ तिवारी, हिन्दी भाषा, किताब महल, नई दिल्ली

विधि शब्दावली-हिन्दी के विधि शब्दों को अंग्रेजी अर्थ लिखकर उनकी व्याख्या करना

- |                        |                            |
|------------------------|----------------------------|
| 1. अधिवक्ता            | Advocate                   |
| 2. अधिसूचना            | Notification               |
| 3. अधिपत्र             | Warrant                    |
| 4. अध्यादेश            | Ordinance                  |
| 5. अनुज्ञप्ति          | License                    |
| 6. अनन्य क्षेत्राधिकार | Exclusive Jurisdiction     |
| 7. अनुस्मारक           | Reminder                   |
| 8. अपवचन               | Slander                    |
| 9. अभिकथन              | Allegation                 |
| 10. अभिप्रायः          | Intention                  |
| 11. अभिलेख न्यायालय    | Record Court               |
| 12. आत्मरक्षा          | Self Defence               |
| 13. अभियोग पत्र        | Charge Sheet               |
| 14. उच्च न्यायालय      | High Court                 |
| 15. कठोर कारावास       | Rigorous Imprisonment      |
| 16. कुर्की             | Attachment                 |
| 17. चुंगी              | Octroi                     |
| 18. जनहित याचिका       | Public Interest Litigation |
| 19. जमानतीय            | Bailable                   |
| 20. दण्ड न्यायालय      | Criminal Court             |
| 21. न्यायाधिपति        | Chief Justice              |
| 22. न्यायिक शक्ति      | Judicial Power             |
| 23. निषिद्ध            | Forbidden                  |
| 24. पहचान छिपाना       | Concealment of Identity    |

25.	प्रतिग्रहण	Acceptance
26.	पार पत्र	Passport
27.	प्राकृतिक न्याय	Natural Justice
28.	भरण पोषण भत्ता	Maintenance Allowance
29.	भारतीय विधि परिषद्	Bar Council of India
30.	भू राजस्व	Land Revenue
31.	महाधिवक्ता	Advocate General
32.	महाभियोग	Impeachment
33.	मुकदमें को निपटाना	Disposal of the Case
34.	रद्द करना	Annulment
35.	राजपत्र	Gazette
36.	वचन पत्र	Promissory Note
37.	विधिक क्षति	Legal Damage
38.	संज्ञेय अपराध	Cognizable Offence
39.	सर्वोच्च न्यायालय	Supreme Court
40.	न्यायपालिका	Judiciary
41.	विधि अधिकार	Legal Right
42.	सिविल अधिकार	Civil Right
43.	दावा	Claim
44.	अनन्य साक्ष्य	Exclusive Evidence
45.	मूल अधिकार	Fundamental Right
46.	व्याख्या	Explanation
47.	संज्ञान	Cognition
48.	दांडिष्क न्याय	Criminal Justice
49.	अभिमत	Verdict
50.	भर्त्सना	Admonition

उर्दू के विधि शब्दों को हिन्दी में लिखकर उसकी व्याख्या करना।

मुकदमा, गवाह, रोजनामचा, खात्मा, खारिजी, मुचलका, जमानत, बरी, हवालाती, गिरफ्तारी, मुलतवी, जिरह, प्यादा, हाजिर, मुंसिफ, दीवानी, वकील, अदालत, गुनाह, इन्साफ, इकबाल, एलाननामा, आलिन, अदालती ओहदा, अमलदारी

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**Semester-IV**

**Course: International Relations and Organizations      Course Code: 402**  
**Course Credits: 04**

**Objectives of the Course:** In the last three semesters students have been made aware about the basic theories, concepts and thought in the subject of political science with special reference to Bharat. This course on IR and International Organizations is designed by keeping in mind the motive to prepare the students to grasp the international environment where the countries interact with one another. The main questions addressed here are, what do we mean by IR? What are the prevalent systems in IR? Which country behaves how in the international arena and why? How the international organizations facilitate the interaction among the nations and what are their limitations? Where can we situate a rising power like Bharat in the international system? How the prevalent systems of globalization, dependency, neo-colonialism, regionalism, neo-liberalism and interregnum impact Bharat's case for a superpower status in the global sphere?

**Module-1**  
**Basics of International Relations**

- 1. International Relations:** Meaning, Nature and Scope.
- 2. National Power and National Interest in International Arena:** Elements, Concepts, evaluation and limitations.
- 3. Indian Approaches to study IR:** Mandala Theory (Kautilya and Kamandakiya Nitisara), Sarva-bhauma, Vasudhay Katumbkam (Indian approach to International Peace).
- 4. Approaches to study IR:** Realism, Liberalism, Marxism, Feminism, Constructivism, Post-structuralism, Critical theory.
- 5. Neo – Liberalism, Neo- Realism, Dependency and World System Analysis.**



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**Module-2**  
**International Relations in 20th Century**

1. World War I and the League of Nations.
2. WWII and the United Nations: its organs.
3. The Cold War: Balance of power and the collapse of the former USSR.
4. Non Alignment Movement and its role and relevance.
5. New India's Foreign Policy in 21st Century: Trends in India's relationship with major powers, the peaceful rise and developmental aid to other countries.

**Module-3**  
**Trends in International Politics**

1. Debates on New World Order
2. Nuclear Proliferation and Disarmament
3. War, Global Terrorism and Human Security
4. Peace and Environmental Issues: Politics around Climate Change and International Environmental Cooperation.
5. North South Dialogue

**Module-4**  
**Regional and Global Organizations**

1. Concept of Regionalism and Regional Organizations.
2. EU, ASEAN, SAARC, Arab League, OAS, SCO.
3. Concept of International Organizations for Cooperation.
4. IMF, WB, WTO, BRICS, BIMSTEC, G-20 and G-7.
5. Idea of World Community and World Government.

**Suggested Readings:**

Kautilya: Arthashastra

B. K. Sarkar, "Hindu Theory of International Relations", American Political Science Review 13, no. 3 (1919): 400-14.

B. K. Sarkar, The Futurism of Young Asia and other Essays on the Relations Between the East and the West (Berlin: Julius Springer, 1922), 1-22.





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- Amitav Acharya, "Global International Relations and Regional Worlds: A New Agenda for International Studies", *International Studies Quarterly* 58, no. 4 (2014): 647.
- Navnita Chadha Behara, "Re-imagining IR in India", *International Relations of the Asia-Pacific* 7, no. 3 (2007): 341-68.
- Kanti P. Bajpai and Siddharth Mallavarapu, eds., *International Relations in India: Bringing Theory Back Home* (New Delhi: Orient Longman, 2005)
- V. S. Ram and P. N. Masaldan, "Peace and Collective Security", *The Indian Journal of Political Science* 3, no. 2 (1941): 169.
- B. M. Sharma, "Essentials of a World Federation: A Critical Examination," *The Indian Journal of Political Science* 3, no. 1 (1941): 62-71.
- Sharma, "Essentials of a World Federation"; Dev Raj, "The Problem of International Peace," *Indian Journal of Political Science* 1, no. 2 (1940): 81-91.
- Kanti P. Bajpai and Siddharth Mallavarapu, eds., *International Relations in India: Theorizing the Region and Nation* (New Delhi: Orient Longman, 2005).
- Aggarwal, P.N.: *The New International Economic Order: An Overview*
- Arblaster, Anthony : *Democracy: Concepts in the Social Sciences*
- Baytic, John and Smith : *The Globalisation of World Politics*
- Bowet, D.W. : *International Institutions*
- Brandt Commission : *Common Crisis: North-South Cooperation for World Recovery*
- Brandt Commission : *North-South: A Programme for Survival*
- Bretherton, C. and Ponton, G.: *Global Politics: An Introduction*
- Brittan, S. : *The Economic Consequences of Democracy*
- Burchill, S. and Linklater, A. : *Theories of International Relations*
- Burton, J. : *World Society*
- Calvocoressi, P. : *World Politics Since 1945*
- Chomsky, N. : *World Order, Old and New*
- Cunningham, Frank : *Theories of Democracy: A Critical Introduction*
- Garg, J.P. : *Regionalism in International Politics*
- Hocking, B. and Smith, M. : *World Politics: An Introduction to International Relations*
- Jha, L.K. : *North South Debate*
- Kennedy, P. : *The Rise and Fall of the Great Powers*
- Kumar, Mahendra : *The Theoretical Aspects of International Politics*
- Malhotra Vinay : *International Relations*
- Morgenthau, Hans J. : *Politics Amongst Nations: The Struggle for Power and Peace*
- Nugent, N.: *The Government and Politics of the European Community*
- Palmer and Perkins: *International Relations*
- Roy, AtulChandra : *International Relations Since 1919*



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**Semester-IV**

**Course: Economics-I**  
**Course Credits: 04**

**Course Code: 403**

**Module-1**

**Introduction to Economics and Development**

- 1.1 Economics and Law: Introduction, Meaning and Importance.
- 1.2 Economic Problems of Scarcity and Choice: Scope and Limitations.
- 1.3 Micro vs Macro Analysis in Economics and Equilibrium in Economics.
- 1.4 Meanings of Economic Growth and Economic Development.
- 1.5 Factors of Economic Development.

**Module-2**

**Demand and Supply Analysis and Consumer Behaviour**

- 2.1 Law of Demand: Movements, Shifts and Elasticity in the Demand Curve.
- 2.2 Law of Supply: Movement, Shifts and Elasticity in the Supply Curve.
- 2.3 Aggregate Demand and Aggregate Supply
- 2.4 Utility Analysis: Cardinal Theory, Marginal utility Approach and Consumer Equilibrium.
- 2.5 Types of Goods in Consumer Behaviour: Normal, Inferior and Giffen Goods.

**Module-3**

**1. Theory of Production and Production Cost**

- 3.1 Production function: Concept and Types.
- 3.2 Law of Variable Proportions and Variable Returns.
- 3.3. Production Costs: Accounting, Real, Opportunity, Fixed and Variable Costs.
- 3.4 Economies and Diseconomies of Scale.
- 3.5 Concept of Revenue.
- 3.6 Theory of Markets in Short Run and Long Run: Equilibrium of Firm and Industry under Perfect Competition and Monopoly.



## **Module-4**

### **National Income, Money and Inflation**

- 4.1 Circular Flow of Income
- 4.2 Concept of National Income: Approaches to Measurement, Difficulties in Estimation, National Income and Economic Welfare.
- 4.3 Theories of Demand for Money: Classical and Neo-classical.
- 4.4 Money supply: Concept and Measures of Money Supply in India.
- 4.5 RBI and Money Markets: Control and Approaches.
- 4.6 Inflation: Definition, Types, Causes and Effects.

#### **Suggested Readings:**

- Dwivedi, D.N. (latest edition). Principles of Economics. Vikas Publishing, India.
- Verma, K. N. (latest edition). Microeconomic Theory. Vikas Publishing, India.
- Ahuja, H.L. (latest edition). Advanced Economic Theory. S. Chand and Company, India.
- Pindyck, Robert, S., Rubinfeld, D. L. & Gupta, P.L. (2017). Micro-Economics. New Delhi: Prentice Hall of India
- Koutsoyiannis, A. (2003). Modern microeconomics.(2nd ed.). Paperback.
- Dornbusch, Fischer and Startz.( 2010) Macroeconomics (11th ed.) McGraw Hill.
- N. Gregory Mankiw. (2010) Macroeconomics, (7th ed.) Worth Publishers.
- Maddala, G. S. & Miler, E. (2004). Micro-Economic Theory and Applications, Tata McGraw Hill Education, India.
- Snowden, B & Vane, H. R. (2005). Modern Macroeconomics: Its Origin, Development and Current Stat., UK: Edward Press.
- Dwivedi, D.N. (2005). Macroeconomics: Theory and policy, Tata McGraw Hill Education, India.



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**SYLLABUS FOR B.A.LL.B. (HONS.) FIVE YEAR INTEGRATED COURSE  
(2020-2021)**

**Semester-IV**

**Course: Environmental Law**  
**Course Credits: 05**

**Course Code:404**

**Module-1**  
**DEVELOPMENT OF ENVIRONMENT LAW**

- 1.1 Origin and Growth of Environment Law in India: Ancient and Modern Perspective
- 1.2 Environment Pollution: kinds, Causes and Prevention
- 1.3 Concept of Sustainable Development
- 1.4 Judicial Activism and Protection of Environment in India
- 1.5 Concept of Environment Impact Assessment

**Prescribed Case:**

Indian Council for Enviro-legal Action v. Union of India AIR 1996 SC 1446   □  
Vellore citizens welfare forum v. Union of India AIR 1996 SC 2715   □  
M.C. Mehta v. Kamal Nath and others 1997 SCC 388

**Module-2**  
**LEGISLATION CONCERNING ENVIRONMENT PROTECTION**

- 2.1 Environment (Protection) Act, 1986 (Sec. 2, 3-6, 7-17,18-26)
- 2.2 The Air (Prevention and Control of Pollution) Act, 1974 (Sec. 2, 3-31A, 37-46).
- 2.3 Wild Life Protection Act, 1972 (Sec.2,3-8,9-12,18-38-L &38-O,38y and 38z, 39-49C,50-58)
- 2.4 The Water (Prevention and Control of Pollution) Act, 1974 (Sec. 2, 3-33A, 41-50)
- 2.5 Inter-generational and Intra-generational Equity and Public Trust Doctrine

**Prescribed Case:**

M.C. Mehta v. Union of India (Oleum Gas Leak Case) AIR 1987 SC 1086  
M.C. Mehta v. Union of India AIR 1988 SC 1037(Kanpur Tanneries Case)

**Module-3**  
**LEGISLATION CONCERNING ENVIRONMENT PROTECTION**

- 3.1 Noise Pollution: Causes and its Prevention.
  - 3.2 Solid Waste & Bio-Medical Waste (Management and Handling) Rules, 2016
  - 3.3 E-Waste & The Plastic Waste (Management and Handling) Rules, 2011
  - 3.4 The National Green Tribunal Act, 2010: Salient Features
  - 3.5 National Cleanliness Movements
- Church of God (Full Gospel) In India v. K.K.R Majestic Colony Welfare Association, AIR (2000)



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U.P. Pollution Control Board v. Modi Distillery and Ors. , AIR 1988 SC 112 A.P. Pollution Control Board v. Prof. M.V. Nayudu AIR 1999 SC 812

**Module-4**

**Global Concern for Environment Protection**

- 4.1 The U.N. Declaration on Human Environment, Stockholm, 1972
- 4.2 Brundtland Commission's Report on Sustainable Development, 1987
- 4.3 International Environment Organizations
- 4.4 Climate Change and Global Warming
- 4.5 Traditional knowledge and Environment

**Suggested Readings:**

Dr. Paramjit S. Jaswal n Dr. NishthaJaswal, Environmental Law, Allahabad lawAgency  
Dr SC Tripathi, Environmental Law, Central Law Publications

**References:**

R. G.Chaturvedi, : Law on Protection of Environment Pollution

V.R. Krishna Iyer: Environmental Pollution and the Law

ParasDiwan, : Environmental Administration- Law and Judicial attitude, Vols. I & II,

A.B.Srivastava, : Protect Global Environment

S.Shanthakumar, : Introduction to Environment Law

SanjayUpadhyay and Videh Upadhyay: - Handbook on Environmental Laws

P. Leelakrishnan: Environmental Law Case Book

S. C. Shastri: Environmental Law,

Gurdip Singh: Environmental Law in India,

Sneh Lata Verma: Environmental Problems: Awareness and Attitude,

Benny Joseph: Environment Studies



**SYLLABUS FOR B.A.LL.B. (HONS.) FIVE YEAR INTEGRATED COURSE  
(2020-2021)**

**Semester-IV**

**Course: Property Law**  
**Course Credits: 05**

**Course Code: 405**

**Module 1**

**Introduction: Concept of Property and General Principles Relating to Transfer of Property**

- 1.1 Provisions of transfer of property before Transfer of Property Act 1882.
- 1.2 Definitions: attested, attached to the earth, notice, Meaning and Concept of property- Distinction between moveable and immoveable property as per the Transfer of Property Act 1882.
- 1.3 Concept of transfer of property, Transferable and non-transferable property, Operation of transfer, Conditions restricting transfer.
- 1.4 Transfer to an unborn person in ancient period, Provisions related to transfer for benefit of unborn person and Rule against perpetuity in the Transfer of Property Act 1882.
- 1.5 Vested and Contingent Interest.

**Module 2**

**Principles Governing Transfer of Immovable Property**

- 2.1 Doctrine of election.
- 2.2 Transfer by ostensible owner.
- 2.3 Rule of feeding the grant by estoppel.
- 2.4 Doctrine of *Lis Pendens*.
- 2.5 Fraudulent transfer, Rule of Part Performance.

**Module 3**

**Specific Transfer**

- 3.1 Mortgage: Kinds of Mortgage.
- 3.2 Doctrine of Marshalling.
- 3.3 Sale: Definition and essentials of sale and Contract for sale, Rights and liabilities of buyer and seller, Discharge of encumbrances on sale.
- 3.4 Gift: Essentials of gift, Revocation of gift.
- 3.5 Exchange: definition, Rights and liabilities of parties, Exchange of money, Difference between gift and exchange.



## **Module 4**

### **Specific transfer, Charge & Transfers of Actionable Claims**

4.1 Easement: Definition and essentials of easement, Dominant and servient heritage and owner, Who may impose easements and who may acquire easements, Extinction, suspension and revival of easements.

4.2 Lease: definition, Essentials of lease, Rights and liabilities of lessor and lessee, Determination of lease.

4.3 License: Essentials of license, Who may grant License? Duties of grantor, Revocation of license, Difference between lease and license.

4.4 Meaning and Concept of Charge.

4.5 Actionable Claims: Definition, Transfer of actionable claim, Liability of transferee of actionable claim, Form of notice for transfer of actionable claim.

#### **Prescribed Legislations:**

1. The Transfer of Property Act 1882.
2. The Registration Act 1908.
3. The Indian Contract Act 1872.

#### **Prescribed Books:**

1. Mulla, *Transfer of Property Act*.
2. Saxena, Poonam Pradhan, *Property Law*.
3. Singh, Avtar, *Transfer of Property Act*.
4. Tripathi, G.P., *The Transfer of Property Act*.
5. Shukla, S.N., *Transfer of Property Act*.
6. Sinha, R.K., *The Transfer of Property Act*.

#### **(B) Reference Books:**

1. James Charles Smith, *Property and Sovereignty (Law, Property and Society)*
2. Medill, Colleen E. *Acing Property: A Checklist Approach to Solving Property Problems*
3. Sprankling, John G. *Understanding Property Law*.

#### **Suggested Cases:**

- 1 Shanta Bai v. State of Bombay, AIR 1958 SC 532.
- 2 Commissioner of Income Tax, v. M/S. Motor & General Stores AIR 1968 SC 200.
- 3 Delhi Motor Company & Ors v. U.A. Basurkar & Ors. AIR 1968 SC 794.



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- 4 Ramamurthy Subudhi v. Gopinath AIR 1968 SC 919.
- 5 Nathu Lal v. Phool Chand AIR 1970 SC 546
- 6 Jaya Ram v. Ayyaswami, AIR 1973 SC 569.
- 7 Union of India v. Sri Sarada Mills Ltd. AIR 1973 SC 281.
- 8 S.C. Mahadic v. Devi Sahai, AIR 1982 SC 989.
- 9 Nemichand v. OnkarLal, AIR 1991 SC 2046.
- 10 Vishwa Nath v. Ramraj & Others AIR 1991 All. 193.
- 11 Dharma Naika v. Rama Naika, (2008) 14 SCC 517.
- 12 Zoroastrain Coop. Housing Society Ltd. v. District Registrar Coop. Societies (Urban) (2005) 5 SCC 632.
- 13 M/S Park Street Properties (Pvt) v. Dipak Kumar Singh And Anr, AIR 2016 SC 4038.
- 14 Eureka Builders v. Gulabchand (2018) 8 SCC 67.





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**SYLLABUS FOR B.A.LL.B. (HONS.) FIVE YEAR INTEGRATED COURSE  
(2020-2021)**

**Semester-IV**

**Course: Family Law-II**  
**Course Credits: 05**

**Course Code: 406**

**Course Objectives:** The key objectives of this course are to make the students conversant with the provisions relating to adoption and guardianship in the ancient and modern era. Through this course the students will be acquainted with laws relating to partition, succession under Hindu and Muslim laws. The course also focuses on the property rights of women and miscellaneous other provisions relating to family issues.

**Module-1**

**Adoption and Guardianship**

1. **Adoption:** Concept of adoption in ancient era.
2. **Adoption in the Modern Era:** Statutory Provisions under the Hindu Adoption and Maintenance Act, 1956; Who may take in adoption; Who may give in adoption; Who may be given in adoption, Other conditions and ceremonies of adoption; Effects of adoption.
3. International Adoptions; Central Adoption Resource Authority (CARA) Guidelines.
4. **Guardianship: Concept of Guardianship in ancient era.**
5. **Guardianship in the Modern Era:** Statutory Provisions under the Hindu Minority and Guardianship Act, 1956, Kinds of Guardian: Natural Guardian; Powers of Natural Guardian, Testamentary Guardian, Guardianship of Minor's Property; Custody of Minor.

**Module-2**

**Joint Hindu Family and Coparcenary**

1. Concept and Meaning of Joint Hindu Family; Requisites of Joint Hindu Family.
2. **Concept of Karta:** Position of Karta in Joint Family; Minor as Karta; Woman as a Karta; Powers and Liabilities of Karta.
3. **Coparcenary:** Formation of Coparcenary; Characteristics of Coparcenary; Mitakshara Coparcenary and Dayabhaga Coparcenary; Rights of Coparceners, Distinction between Joint Hindu Family and Coparcenary.
4. **Alienation of Coparcenary Property:** Subject Matter of Alienation, who may alienate the coparcenary property? Doctrine of legal necessity, benefit of estate, Religious and indispensable duties. Coparcener's power of alienation, coparcener's right to challenge alienations.



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5. **Partition:** Meaning and subject matter of partition; Persons entitled to demand partition; Persons Entitled to Take Share on Partition; Right of a child in womb, disqualifications. Partition how effected: Partial partition; Partition by metes and bounds; Suit for partition; Re-opening and Re-union of partition.

### **Module-3**

#### **Hindu Succession**

1. **Ancient Law of Succession.**
2. **Concept of Jetham Bhagam.**
3. **Women's right to property under Hindu law:** Concept of matrimonial property (*stridhana*); Impact of amendment of Hindu Succession (Amendment) Act, 2005 on women's right to property.
4. **Intestate Succession:** Succession of property of a male Hindu dying intestate; Succession of property of a female Hindu dying intestate.
5. **Classes of Heirs under the Hindu Succession Act, 1956:** Class-I Heirs; Class-II Heirs.

### **Module-4**

#### **Muslim Law of Property:**

1. General principles of inheritance under Shia law, Competence to inherit.
2. General principles of inheritance under Sunni law, Competence to inherit.
3. **Hiba:** Meaning and Definition; Subject matter of Hiba; Capacity of Parties; Gift to a minor or lunatic; Revocation of gift.
4. **Vasiyat:** Concept of Vasiyat and Formalities; Subject matter of Vasiyat.
5. Capacity of parties to make a Vasiyat; Doctrine of Marz-ul-maut; Revocation of Vasiyat.

#### **Suggested Readings:**

1. **Vijender Kumar J.D. Mayne, Hindu Law and Usage, 2014.**
2. **Paras Diwan, Modern Hindu Law, Allahabad Law Agency, 2019.**
3. **Dinshah Fardunji Mulla, Hindu Law, Lexis Nexis, 2018.**
4. **B.M. Gandhi, Family Law, Eastern Book Company, 2019.**
5. **U.P.D. Kesari, Modern Hindu Law, Central Law, Publications, 2019.**
6. **Aqil Ahmad, Mohammedan Law, Central Law Agency, 2020.**
7. **Tahir Mahmood and Saif Mahmood, Introduction to Muslim Law, Lexis Nexis, 2018.**

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