LL.M. (Intellectual Property Laws) Semester-II

Course Code	**PL02CIPL01**	**Title of the Course**	**Indian Constitutional Law: The New Challenges-II**
Total Credits of the Course	5	**Hours per Week**	

Course Objectives:	1. The course is designed with the aim to provide exposure to the new challenges and perspectives of constitutional development. 2. To acquaint the students about the emerging regime of new rights and remedies such as right to education, commercialization of education of its impact on society, brain drain by foreign education market. 3. To understand the various rights of minorities and the constitutional safeguards available to them. 4. To understand secularism and the religious fanaticism regarding it. 5. To understand the doctrine of basic structure and separation of powers.

Unit	**Description**	**Weightage* (%)**
1.	**Emerging regime of new rights and remedies** Rights of life and personal liberty Reading Directive Principles and Fundamental Duties into Fundamental Rights Compensation jurisprudence under the constitution Right to Education Commercialization of education and its impact. Brain drain by foreign education market.	20%
2.	**Right of minorities to establish and administer educational institutions and state control.** Inter relation of Art-14,19 and 21 old and present view Inter relation of Art-32 and 226 Constitutional safeguards and minorities in India	20%
3.	**Secularism** Secularism and religious fanaticism Right against exploitation Right to freedom of religion Uniform civil code and new challenge	20%
4.	**Separation of powers: stresses and strain** Judicial activism and judicial restraint. PIL: implementation. Judicial independence. Appointment, transfer and removal of judges. Accountability: executive and judiciary. Tribunals	20%

5.	**Basic Structure, Amendment & Constitution** The constitution and environmental justice Amendment of constitution Basic structure theory of constitution Emergency provisions under the constitution	20%

PSDA (Professional Skill Development Activities)
❖ Statutes and Judgment Analysis
❖ Preparation of One Research Paper/Research Article
❖ Access to Legal Resources: E-Library, E-Books and E-Database
❖ Developing Comparative Analysis Skills

Teaching-Learning Methodology	• Lecture Method • Case study • Expert talk

Evaluation Pattern		
Sr. No.	**Details of the Evaluation**	**Weightage (%)**
1.	Internal Written / Practical Examination (As per CBCS R.6.8.3)	20%
2.	Internal Continuous Assessment in the form of Practical, Viva-voce, Quizzes, Seminars, Assignments, Attendance (As per CBCS R.6.8.3)	10%
3.	University Examination	70%

Course Outcomes: Having completed this course, the learnerwill be able to	
1.	To enable the students to understand the mechanism of judicial process of constitutional interpretation involves a technique of adapting the law to meet changing social needs.
2.	To understand the working of legal system and processes leads to constitutional developments.
3.	To study about new challenges and perspectives of constitutional developments.

Suggested References:	
Sr. No.	**References**
1.	**Textbooks** 1. Marc Galanter (ed.)- Law and Society in Modern India (1997) Oxford, 2. Robert Lingat-The Classical Law of India (1998), Oxford 3. U. Baxi -The Crisis of the Indian Legal System (1982). Vikas, New Delhi. 4. U. Baxi (ed.) -Law and Poverty Critical Essays (1988). Tripathi, Bombay.
2.	**Reference books:** 1. Manushi - A Journal about Women and Society. 2. Duncan Derret -The State, Religion and Law in India (1999). Oxford University Press, New Delhi. 3. H.M. Seervai -Constitutional Law of India (1996), Tripathi. 4. D.D. Basu -Shorter Constitution of India (1996), Prentice - Hall of India (P) Ltd., New Delhi
3.	**Journal** 1. Journal of Constitutional Law Review 2. Constitutional & Administrative Law Journal

On-line Resources
1. SCC Online
2. Hein Online
3. JStor
4. Manupatra
5. EPW
6. Bloonmsbury

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LL.M. (Intellectual Property Laws) Semester-II

Course Code	**PL02CIPL02**	**Title of the Course**	**Jurisprudence**
Total Credits of the Course	5	**Hours per Week**	

Course Objectives:	The objective of this course is to introduce important ideas of selected jurists so as to help thestudents or budding lawyers to think critically and creatively about law and its role in thecontemporary society. This course introduces the four main Schools of Jurisprudence i.e. theNaturalLawSchool, Analytical PositivistSchool, Historical School and SociologicalSchool. It also mainly deals with certain central issues like law and justice, law and morality and realist movement inorder to acquaint the students with the nature of law and its role in society. Jurisprudence has the following objectives. 6. To Develop students' fundamental understanding of the concept of Legal Methods, Legal Theory and Law of Jurisprudence. 7. To Prepare students in the context of how to create their own presence felt in the Legal Methods after completing the programme. 8. The syllabus of this paper is confined to the various concepts of law. The study of concepts concretizes the study of jurisprudence and reduces its abstractness to a large area. …

Course Content

Unit	**Description**	**Weightage* (%)**
1.	Definition or Meaning, Nature & Scope of Jurisprudence ❖ Purpose and Use of Jurisprudence Schools of Jurisprudence	20%
2.	Concept of Law Law and Morality Kinds of Law Sources of Law – Custom, Legislation & Precedent State &Sovereignty Administration of Justice	20%

3.	Legal Concepts Concepts of Rights& Duties Nature of Law Concepts of Ownership	
4.	Concepts of Possession Concepts of Titles Concepts of Liabilities Concepts of Personality	20%
5	Concepts of Law of Obligation Concepts of Property Theories of Negligence Wrongful Acts	20%
	-Statutes and Judgment Analysis -Preparation of one Research Paper -Access to Legal Resources: Library and Online Data Base -Debate/Seminar/Symposium/Group Discussion -Development of writing skills	20%

PSDA (Professional Skill Development Activities)
❖ Statutes and Judgment Analysis
❖ Preparation of One Research Paper/Research Article
❖ Access to Legal Resources: E-Library, E-Books and E-Database
• Developing Comparative Analysis Skills

eaching-Learning Methodology	1. Lecture Method 2. Power Point Presentation(including audio/video) 3. Group Discussion 4. Case Study

Evaluation Pattern

Sr. No.	Details of the Evaluation	Weightage
1.	Internal Written / PracticalExamination (As per CBCS R.6.8.3)	20%
2.	Internal Continuous Assessment in the form of Practical, Viva-voce, Quizzes, Seminars, Assignments, Attendance (As per CBCS R.6.8.3)	10%
3.	University Examination	70%

Course Outcomes: Having completed this course, the learnerwill be able to	
1.	To provides a detailed understanding of concept of rights and its correlation with duty.
2.	To understand the concept of person, meaning and concept of possession and ownership and about property and title and about liability deal with obligations and kinds of obligations along with substantive and procedure laws connected to it.
3.	To understand the he study of jurisprudence aids the lawyer in the analysis of legal concepts, sharpens his technique of logical thinking and aids in understanding the assumptions upon which a statute rests.
4.	To provides a detailed understanding of concept of rights and its correlation with duty.
...	

Suggested References:	
Sr.No.	**References**
1.	Jurisprudence and Legal Theory – V. D. Mahajan
2.	Jurisprudence (Legal Theory) – Dr. B. N. Mani. Tripathi
3.	Jurisprudence M. P. Tandan
4.	Indian Jurisprudence : G. P. Tripathi
5.	Jurisprudence and Legal Theory –GSV Subbarao
6.	Jurisprudence – Dr. S. R. Myneni

7.	Jurisprudence – Dias
8.	New Jurisprudence –P.B. Mukherjee

On-line Resources:
a. SWAYAM
b. Coursera
c. Manupatra
d. Bloomsbury
e. Hein Online
f. JStor

LL.M. (Intellectual Property Laws) Semester-II

Course Code	**PL02EIPL01**	**Title of the Course**	**Trademarks Laws**
Total Credits of the Course	5	**Hours per Week**	

Course Objectives	1. To understand the historical development, principles, and international framework of trademark law. 2. To examine the registration, licensing, assignment, transmission, and rectification of trademarks under the Trade Marks Act, 1999. 3. To analyse trademark infringement, passing off, deceptive similarity, and unfair competition. 4. To understand the legal rights, remedies, and enforcement mechanisms for trademark protection at national and international levels. **5.** To evaluate emerging challenges in trademark law, including domain names, cyberspace disputes, well-known trademarks, and digital branding.

Unit	**Course Content**	**Credit**
I	**1 Foundations of Trade Mark Law and International Framework** 1.1 Historical evolution of trade mark law 1.2 International conventions and treaties: (Paris Convention for the Protection of Industrial Property, Madrid Agreement Concerning the International Registration of Marks, Madrid Protocol, TRIPS Agreement Trademark Law Treaty) 1.3 Purpose, definition, function, and types of trademarks 1.4 Service marks and classification of marks 1.5 Economic and social justification of trademarks 1.6 Passing off: concept & legal basis 1.7 Global overview of trademark protection systems	1
II	**2 Registration and Protection under the Trade Marks Act, 1999** 2.1 Trade Marks Act, 1999 (as amendment act 2010 and rules 2013) 2.2 Principles and essential conditions for registration 2.3 Characteristics of a good trademark 2.4 Procedure for registration in India and international filing 2.5 Deceptive similarity and examination standards 2.6 Grounds for refusal and non-registrable marks 2.7 Cancellation and rectification of registration	1
III	**3. Rights of Registered users, Licensing and Assignment of trademark** 3.1 Rights of registered proprietors and registered users 3.2 Transfer of trademark rights 3.3 Licensing of trademarks and conditions 3.4 Assignment and transmission of trademarks	1

IV	**4. Infringement and Enforcement Mechanisms** 4.1 Infringement of trademarks: concept and forms 4.2 Civil, criminal, and administrative remedies 4.3 Action taken for passing off 4.4 Reliefs available: injunctions, damages, account of profits, etc. 4.5 Offences and penalties under the Act 4.6 Authorities under the Trade Marks Act: powers, functions, jurisdiction 4.7 Litigation procedure and enforcement mechanisms 4.8 Unfair competition law and its interface with trademarks	1
V	**5 Contemporary Issues and Comparative Perspectives of Trademarks** 5.1 Trade marks in cyberspace 5.2 Domain names and cyber-squatting 5.3 Meta-tagging and online infringement issues 5.4 Alternative dispute resolution mechanisms: 5.5 Uniform Domain Name Dispute Resolution Policy (UDRP) 5.6 Well-known trademarks: concept and protection standards 5.7 Comparative study: European Union vs Indian trademark law 5.8 Emerging challenges in digital and global branding	1

- **Assessment and Evaluation**

Sr. No.	Assessment/Evaluation	Component	Weightage (%)
1	Continuous Internal Evaluation	Seminars, Assignments, Quizzes, Class Regularity,	30%
2	End-Semester Examination	Written Exam/Practical Exam Project Evaluation (Report, Presentation, Viva)	70%

- **Suggested Learning Materials Books:**

Sr. No.	Title	Author(s)	Edition/Year	Publisher
1	Law of Intellectual Property	Dr. S.R.Myneni	9th Edition /2019	Asia Law House
2	Law Relating to Intellectual Property	Dr. B L Wadehra	5th Edition	LexisNexis
3	Intellectual Property Rights and the Law	Dr. G.B.Reddy's	2017	Gogia Law Agency - Hyderabad

4	Law Relating to Intellectual Property	V K Ahuja	3rd Edition	LexisNexis
5	Intellectual Property in India	V K Ahuja	2nd Edition	LexisNexis

- **Online Resources (Open Source)**

Sr. No.	Description of Resource(s)	Weblink
1	**Manupatra**	**https://www.manupatra.com/roundup/340/Articles/An%20Introduction%20to%20IPR.pdf**
2	**SCC online**	**https://www.scconline.com/blog/post/tag/ipr/**
3	**LexixNexix**	**https://www.lexisnexis.com/en-us/solutions/intellectual-property.page**
4	**Swayam**	**https://onlinecourses.nptel.ac.in/noc26_hs84/preview**

LL.M. (Intellectual Property Laws) Semester-II

Course Code	**PL02EIPL02**	**Title of the Course**	**Law Relating to Industrial Designs and Semiconductor Layout Designs**
Total Credits of the Course	5	**Hours per Week**	

Course Objectives	6. To understand the concept, scope, and legal protection of industrial designs under the Designs Act, 2000. 7. To examine the registration procedures, requirements, rights, duration, infringement, and remedies relating to industrial designs. 8. To understand the legal framework governing semiconductor integrated circuit layout designs under the Semiconductor Integrated Circuits Layout-Design Act, 2000. 9. To analyse the rights, registration, assignment, transmission, infringement, and enforcement mechanisms relating to semiconductor layout designs. **10.** To develop legal approaches for resolving issues concerning industrial design and semiconductor layout-design protection and infringement.

Unit	**Course Content**	**Credit**
I	**1. Introduction to Industrial Design Law and Need for Protection** 1.1 Introduction to Industrial Designs 1.2 Need & Justification for protecting Industrial Designs (economic, aesthetic, commercial value) 1.3 Subject matter of protection and legal requirements 1.4 Copyright on Registered designs 1.5 Industrial and International exhibitions and protection issues 1.6 Examples of Industrial Designs and its types	1
II	**2. The Designs Act, 2000- Registration and Legal Protection** 2.1 The Designs Act, 2000: Objectives and scope 2.2 Procedure for obtaining design registration 2.3 Requirements and conditions for registration 2.4 Articles not register-able as designs 2.5 Term (duration) of design protection 2.6 Design infringement 2.7 Revocation of registered designs 2.8 Remedies available for infringement	1
III	**3. Semiconductor Integrated Circuits Layout Design Protection** 3.1 Need for protection of Semiconductor Layout Designs 3.2 The Semiconductor Integrated Circuits Layout Design Act, 2000 3.3 Conditions Registration 3.4 Procedure for registration of layout designs and opposition to registration 3.5 Duration and effect of registration	1

IV	**4. Assignment, Transmission in Layout Design** 4.1 Assignability and transmissibility of registered layout designs 4.2 Registration of assignments and transmissions 4.3 Rights of registered users	1
V	**5. Enforcement and Penalties in Layout Design** 5.1 Infringement of layout designs 5.2 Offences and penalties under the Act 5.3 Enforcement mechanisms, legal remedies and appellate board	1

- **Assessment and Evaluation**

Sr. No.	Assessment/Evaluation	Component	Weightage (%)
1	Continuous Internal Evaluation	Seminars, Assignments, Quizzes, Class Regularity,	30%
2	End-Semester Examination	Written Exam/Practical Exam Project Evaluation (Report, Presentation, Viva)	70%

- **Suggested Learning Materials Books:**

Sr. No.	Title	Author(s)	Edition/Year	Publisher
1	Law of Intellectual Property	Dr. S.R.Myneni	9th Edition /2019	Asia Law House
2	Law Relating to Intellectual Property	Dr. B L Wadehra	5th Edition	LexisNexis
3	Intellectual Property Rights and the Law	Dr. G.B.Reddy's	2017	Gogia Law Agency - Hyderabad
4	Law Relating to Intellectual Property	V K Ahuja	3rd Edition	LexisNexis
5	Intellectual Property in India	V K Ahuja	2nd Edition	LexisNexis

- **Online Resources (Open Source)**

Sr. No.	Description of Resource(s)	Weblink
1	**Manupatra**	**https://www.manupatra.com/roundup/340/Articles/An%20Introduction%20to%20IPR.pdf**
2	**SCC online**	**https://www.scconline.com/blog/post/tag/ipr/**
3	**LexixNexix**	**https://www.lexisnexis.com/en-us/solutions/intellectual-property.page**
4	**Swayam**	**https://onlinecourses.nptel.ac.in/noc26_hs84/preview**

LL.M. (Intellectual Property Laws) Semester-II

Course Code	PL02EIPL03	Title of the Course	Protection of Plant varieties, Traditional knowledge and Biodiversity
Total Credits of the Course	5	Hours per Week	

Course Objectives	11. To understand the concept, evolution, and legal framework of Plant Variety Protection and Farmers' Rights under the PPVFR Act, 2001. 12. To examine the rights of farmers, breeders, and researchers, including benefit sharing, compulsory licensing, and infringement. 13. To analyse the relationship between biodiversity conservation and Intellectual Property Rights under national and international legal frameworks. 14. To understand the roles and functions of biodiversity regulatory authorities and their contribution to biodiversity governance. **15.** To explore legal and policy mechanisms for protecting Traditional Knowledge through IPR, Prior Informed Consent, Access and Benefit Sharing, and sui generis systems.

Unit	Course Content	Credit
I	**1. Introduction to Concept and law** 1.1 Concept and evolution of Plant Variety Protection (PVP) 1.2 Historical Development of Plant Patents, Plant Variety, Bio-Diversity Protection 1.3 Protection of Plant Varieties and Farmers' Rights Act, 2001 1.4 Plant variety authority and registry 1.5 Registration of Plant varieties-(who can register, criteria for registration, grounds of opposition)	1
II	**2. Farmers' Rights and Breeders' Rights** 2.1 Effect of registration and benefit sharing, surrender and revocation of certificate 2.2 Farmer's rights 2.3 Rights of breeders 2.4 Researcher's rights 2.5 Rights of Registered agent or licensee 2.6 Compulsory license, terms, conditions, revocation and modification. 2.7 Infringement, Offences, Penalties and plant varieties appellate tribunal	1
III	**3. Biodiversity and IPR** 3.1 Conceptual analysis of biodiversity, significance of biodiversity, meaning of 'genetic material', 'genetic resources', 'biological resources', and 'benefit-sharing'; reasons for loss of biodiversity, the importance of technological growth and its impact on socioeconomic growth of the country, impact of IPR on biodiversity conservation. 3.2 The Convention on Biological Diversity (CBD) 1992, and Nagoya Protocol	1

	3.3 The Cartagena Protocol on Bio-safety to the Convention on Biological Diversity, 3.4 the Bonn Guidelines on Access to Genetic Resources and Fair and Equitable Sharing of Benefit sharing out of their utilization; 3.5 The interrelationship between the CBD and TRIPs Agreement and the CBD and UPOV.	
IV	**4. Bio Diversity Act** **4.1** Biological Diversity Act, 2002 4.2 Regulation of Access to Biological Diversity: composition, powers, functions and duties of the National Biodiversity Authority (NBA) 4.3 State Biodiversity Boards (SBB) and Biodiversity Management Committees(BMCs)	1
V	**5. Traditional knowledge and IRP** 5.1 Meaning and Characteristics & Classification of Traditional Knowledge Protection 5.2 United Nations Declaration on the Rights of Indigenous Peoples (UNDRIP), 2007. 5.3 Protection of Traditional Knowledge under Existing IPR Regime: Patent, Geographical Indication and Copyright 5.4 National Policy Framework for Traditional Knowledge Protection: The Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act,2006, 5.5 Sui Generis Protection of Traditional Knowledge; Prior Informed Consent, Access and Benefit Sharing (PIC-ABS) in TK Preservation, Traditional Knowledge Digital Library (TKDL) 5.6 Traditional Knowledge in Different Sectors; Traditional knowledge and engineering, Traditional medicine system, TK and biotechnology, TK in agriculture, Ayurved, TK and Sustainable Development, TK and Food security	1

- **Assessment and Evaluation**

Sr. No.	Assessment/Evaluation	Component	Weightage (%)
1	Continuous Internal Evaluation	Seminars, Assignments, Quizzes, Class Regularity,	30%
2	End-Semester Examination	Written Exam/Practical Exam Project Evaluation (Report, Presentation, Viva)	70%

- **Suggested Learning Materials Books:**

Sr. No.	Title	Author(s)	Edition/Year	Publisher
1	Law of Intellectual Property	Dr. S.R.Myneni	9th Edition /2019	Asia Law House
2	Law Relating to Intellectual Property	Dr. B L Wadehra	5th Edition	LexisNexis
3	Intellectual Property Rights and the Law	Dr. G.B.Reddy's	2017	Gogia Law Agency - Hyderabad
4	Law Relating to Intellectual Property	V K Ahuja	3rd Edition	LexisNexis
5	Intellectual Property in India	V K Ahuja	2nd Edition	LexisNexis

- **Online Resources (Open Source)**

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2	**SCC online**	https://www.scconline.com/blog/post/tag/ipr/
3	**LexixNexix**	https://www.lexisnexis.com/en-us/solutions/intellectual-property.page
4	**Swayam**	https://onlinecourses.nptel.ac.in/noc26_hs84/preview