

# SARDAR PATEL UNIVERSITY

## LL.B (CBCS) SEMESTER-V

EFFECTIVE FROM JUNE-2015

COURSE TYPE	COURSE CODE	NAME OF THE COURSE	CREDIT	EXAMINATION DURETI	COMPONENT OF MARKS		
					INTERNAL 30 MARKS	EXTERNAL 70 MARKS	TOTAL 100
CORE COURSE	ULO5CLLB01	LAW OF CRIME - PAPER-II CRIMINAL PROCEDURE .CODE	04	03	12/30	28/70	40/100
CORE COURSE	ULO5CLLB02	LAW OF EVIDENCE	04	03	12/30	28/70	40/100
CORE COURSE	ULO5CLLB03	CIVIL. PROCEDURE .CODE & Limitation Act	04	03	12/30	28/70	40/100
CORE COURSE	ULO5CLLB04	ADMINISTRATIVE LAW	04	03	12/30	28/70	40/100
ELECTIVE COURSE	UL05ELLB01	INTELLECTUAL PROPERTY-I	04	03	12/30	28/70	40/100
ELECTIVE COURSE	UL05ELLB02	PUBLIC INTWEREST LITIGATION, I.EG AL AID AND PARA LEGAL SERVICES	04	03	12/30	28/70	40/100

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**SARDAR PATEL UNIVERSITY  
VALLABH VIDYANAGAR**

**FACULTY : LAW**

**LL.B. (CBCS)**

<b>SEMESTER : V (w.e.f. July, 2015)</b>		
<b>Course Code : UL05CLLB01</b>	<b>Course Title : Law of Crimes Paper-II: Criminal Procedure Code</b>	
<b>Course Credit : 04</b>	<b>Course Type : Core compulsory</b>	
<b>Examination Marking Scheme</b>		
Internal(Marks)	External(Marks)	Total(Marks)
<b>30</b>	<b>70</b>	<b>100</b>

UNIT	DESCRIPTION IN DETAIL	CREDIT	WEIGHTAGE
1	Introductory, history and development Constitution of criminal courts and their powers Powers of the police Arrest of persons Process to compel appearance and productions of things Reciprocal arrangement for transfer of persons and attachment and forfeiture of property	1	25 %
2	Security for keeping the peace and for good behaviour Maintenance of wives ,children and parants Maintenance of public orde and tranquility Preventive action of police Information to the police and their power to investigate Jurisdiction of the criminal courts in inquiry and trials Complaint to the magistrate	1	25 %
3	The charge Trial before the court of session Trial of warrant case and summons casae by magistrate Summery trial Plea barganing Attendance of persons confined or detained in prisons Evidence in inquiry and trials General provisions as to inquiries and trials	1	25 %
4	Provision as to accused persons of unsound mind Offence effecting administration of justice The gudgement Submissions of death sentences for conirmation Appeal, Review, Revision Transfer of criminal case Execution;suspension,remission and commutation of sentences Provision as to bail and bond Disposal of property Irregular proceedings Limitation of taking cognizance of certain offences miscellaneous	1	25 %

Reference books		
1	The Code of Criminal Procedure	- Ratanlal & Dhirajlal
2	Criminal Procedure Code	- D. D. Basu
3	Criminal Procedure Code	-M.P.Tandan
4	Criminal Procedure Code	-Mishra
5	Criminal Procedure Code	-Dr. Myneni
6	Criminal Procedure Code	-S.N.Mishra

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**FACULTY : LAW**

**LL.B. (CBCS)**

<b>SEMESTER : V (w.e.f. July, 2015)</b>		
<b>Course Code : UL05CLLB02</b>	<b>Course Title : Law of Evidence</b>	
<b>Course Credit : 04</b>	<b>Course Type : Core compulsory</b>	
<b>Examination Marking Scheme</b>		
Internal(Marks)	External(Marks)	Total(Marks)
<b>30</b>	<b>70</b>	<b>100</b>

UNIT	DESCRIPTION IN DETAIL	CREDIT	WEIGHTAGE
1	Introduction- Definitions Central Conceptions in Law of Evidence Relevant facts,facts in issue and issue in fact Kinds of Evidence Presumption, May presume, Shall presume, Conclusive proof "Proving", "Not proving" and "Disproving" Evidence of common intention Relevant facts for proof of custom	1	25 %
2	Admissions and confessions Statements by Persons who cannot be called as Witnesses Dying Declarations Statements made under special circumstances	1	25 %
3	Relevance of Judgments :General principles Admissibility of judgments in civil and criminal matters Opinion of third person when relevant (Expert Testimony) Types of expert evidence Opinion on relationship especially proof of marriage The problems of judicial defence to expert testimony. Facts which need not be proved Oral and Documentary Evidence Burden of Proof	1	25 %
4	Ecceppol Competency of witnesses Privileged Communication Examination of Witnesses	1	25 %

Reference books		
1	The Evidence Act	- Ratanlal & Dhirajlal
2	Principal of Evidence Act	- Dr. Avatar Singh
3	Law of Evidence	- Sarkar & Ejaz
4	Evidence Act	-Batuklal
5	Law of Evidence	-Vepa P. Sarathi
6	Law of Evidence	-M.V.Chaturvedi

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**FACULTY : LAW**

**LL.B. (CBCS)**

<b>SEMESTER : V (w.e.f. July, 2015)</b>		
<b>Course Code : UL05CLLB03</b>	<b>Course Title : Civil Procedure Code and Limitation Act</b>	
<b>Course Credit : 04</b>	<b>Course Type : Core compulsory</b>	
<b>Examination Marking Scheme</b>		
Internal(Marks)	External(Marks)	Total(Marks)
<b>30</b>	<b>70</b>	<b>100</b>

UNIT	DESCRIPTION IN DETAIL	CREDIT	WEIGHTAGE
1	Introduction, Concepts and Definitions Affidavit, order, judgment, decree, plaint, restitution, execution, decree-holder, Judgment-debtor, mesne profits, written statement. Distinction between decree and judgment and between decree and order. Jurisdiction Kinds Hierarchy of courts Suit of civil nature - scope and limits Res sub-judice and Res Judicata Foreign judgment - enforcement Place of suing Institution of suit Parties to suit: joinder, mis-joinder or non-joinder of parties: representative suit. Frame of suit: cause of action Summons Pleadings Rules of pleading, signing and verification. Alternative pleadings Construction of pleadings Plaint: particulars Admission, return and rejection Written statement: particulars, rules of evidence Set off and counter claim: distinction Discovery, inspection and production of documents. Interrogatories Privileged documents Affidavits	1	25 %
2	Appearance, examination and trial Appearance, Ex-parte procedure Summary and attendance of witnesses, Trial Adjournments Interim orders: commission, arrest or attachment before judgment, injunction and appointment of receiver Interests and costs Execution The concept General principles Power for execution of decrees	1	25 %


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	Procedure for execution Enforcement, arrest and detection Attachment Sale Delivery of property Stay of execution Suits in particular cases By or against government By aliens and by or against foreign rulers or ambassadors Public nuisance Suits by or against firm Suits in forma pauperis		
3	Appeals Appeals from original decree Appeals from appellate decree Appeals from orders General provisions relating to appeal Appeal to the Supreme Court Review, reference and revision Miscellaneous Transfer of cases Restitution Caveat Inherent powers of courts	1	25 %
4	<b>All provisions of Indian Limitation Act</b>	1	25 %

Reference books		
1	Civil Procedure Code	- Mulla
2	Civil Procedure Code	- Sarkar
3	Civil Procedure Code	-S.P. N. Singh
4	Civil Procedure Code	-T.P. Tripathi
5	Civil Procedure Code	-Rao
6	Law of limitation	- B. B. Mitra
7	Law of Limitation	- Desai
8	Law of Limitation	-D.N.R.Pandey
9	Law of Limitation	-K.K. Shrivastava
10	Civil Procedure Code	- C. K. Takwani

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**FACULTY : LAW**

**LL.B. (CBCS)**

**SEMESTER : V (w.e.f. July, 2015)**

**Course Code : UL05CLLB04**  
**Course Credit : 04**

**Course Title : Administrative Law**  
**Course Type : Core compulsory**

**Examination Marking Scheme**

Internal(Marks)	External(Marks)	Total(Marks)
<b>30</b>	<b>70</b>	<b>100</b>

UNIT	DESCRIPTION IN DETAIL	CREDIT	WEIGHTAGE
1	Evolution, Nature , Scope of Administrative Law Development and growth of Administrative Law Sources of Administrative Law Difference between english and indian Administrative Law Relationship between constitutional law and administrative law Rule of law Droit administratif Separation of powers Classification of administrative action	1	25 %
2	Delegated legislation meaning,growth,classification and Necessity Advantage and disadvantage of delegated legislation Which function can be delegated and which cannot be delegated Condition legislation, sub legislation and administrative instructions Legislative control of delegated legislation Control over delegated legislation -Parliamentary or legislative control -Judicial control Administrative tribunals defined,growth,features,examples and how it differ from a court of law	1	25 %
3	Rules of natural justice Administrative discretion Need for administrative discretion Limitations on exercise of discretion Judicial review and Administrative discretion Writ jurisdiction of Supreme and High Court , Kinds of writ Public interest litigation (PIL) and locus standi Revisional and appellate jurisdiction of the supreme court and the high court	1	25 %
4	Liability of government in torts and contract Public corporations, legal status, characteristics, classification, right, duties and liabilities, liabilities and control Informal Methods of Settlement of Disputes and Grievance Redressal Procedures: - Ombudsman,Lokpal and Lokayukta -Congressional and Parliamentary Committees -The central vigilance commission(CMC)	1	25 %

Reference books

1	Administrative Law	- M. P. Jain & S. N. Jain
2	Administrative Law	- C. K. Thakkar
3	Administrative Law	- Garner
4	Administrative Law	-Paras Diwan
5	Administrative Law	-K.Rai
6	Administrative Law	-Devendra Sing
7	Administrative Law	-I.P.Massai

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**FACULTY : LAW**

**LL.B. (CBCS)**

<b>SEMESTER : V (w.e.f. July, 2015)</b>		
<b>Course Code : UL05ELLB01</b>	<b>Course Title : Intellectual Property Law – I</b>	
<b>Course Credit : 04</b>	<b>Course Type : Subject Elective</b>	
<b>Examination Marking Scheme</b>		
Internal(Marks)	External(Marks)	Total(Marks)
<b>30</b>	<b>70</b>	<b>100</b>

UNIT	DESCRIPTION IN DETAIL	CREDIT	WEIGHTAGE
1	<b>THE COPYRIGHT ACT</b> The meaning and object of intellectual property law Historical evolution of the law Meaning of copyright Availability of copyright protection; Copyright in literary and artistic work, dramatic, musical works, sound recording, cinematograph films, computer programme, internet, database works Author and ownership of copyright, Term of copyright, Authorities under the Copyright Act and their power.	1	25 %
2	Registration of copyright society and its powers, appeal provisions Right conferred by copyright, assignment, transmission and relinquishment of copyright, provision relating to licence Infringement of copyright International copyright Remedies penalty provision	1	25 %
3	<b>THE TRADE MARK ACT</b> Preliminary provisions-sec-1 to 17 Service Mark, Well known Trade Mark & Certification Marks Distinction between Trademark and Property Mark Register, conditions and Procedure for Registration Criteria of Infringement Assignment and transmission	1	25 %
4	Passing off Infringement of Trademark Remedies for infringement Offence, penalties and procedure Appellate board Trade mark agent Trademark and Domain Name Interface	1	25 %

Reference books		
1	Intellectual property rights laws	- S K Singh
2	Intellectual property Law	-S.R. Myneni
3	Intellectual property law	-Meena Paul
4	Intellectual property law	-K.D.Raju
5	Intellectual property law	-Nagarjun
6	Intellectual property law	-J. P. Mishra

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**LL.B. (CBCS)**

<b>SEMESTER : V (w.e.f. July, 2015)</b>		
<b>Course Code : UL05ELLB02</b>	<b>Course Title : Public Interest Litigation, Legal Aid and Para-Legal Services</b>	
<b>Course Credit : 04</b>	<b>Course Type : Subject Elective</b>	
<b>Examination Marking Scheme</b>		
Internal(Marks)	External(Marks)	Total(Marks)
<b>30</b>	<b>70</b>	<b>100</b>

UNIT	DESCRIPTION IN DETAIL	CREDIT	WEIGHTAGE
1	<ul style="list-style-type: none"> <li>-Meaning,nature,scope,characteristics of Public Interest Litigation</li> <li>-Objects of Public Interest Litigation</li> <li>-Use and misuse of Public Interest Litigation</li> <li>-Procedure and limitation of Public Interest Litigation</li> <li>-PIL and judicial activism, public welfare</li> <li>-Merits and demerits of Public Interest Litigation</li> <li>-Locas standi and Public Interest Litigation</li> </ul>	1	25 %
2	<ul style="list-style-type: none"> <li>-Prison and Prisoners and Public Interest Litigation</li> <li>-Police and Public Interest Litigation</li> <li>-Environmental protection and Public Interest Litigation</li> <li>-labour and Public Interest Litigation</li> <li>-Human right and Public Interest Litigation</li> <li>-Expanding dimention of Public Interest Litigation</li> </ul>	1	25 %
3	<ul style="list-style-type: none"> <li>-legal system and Public Interest Litigation</li> <li>-Education and Public Interest Litigation</li> <li>-Protection of women by Public Interest Litigation</li> <li>-Protection of children by Public Interest Litigation</li> <li>-Poverty and Public Interest Litigation</li> <li>-Protection of public health and Public Interest Litigation</li> <li>-Protection of monument and Public Interest Litigation</li> </ul>	1	25 %
4	legal Services Authorities Act of 1987 <ul style="list-style-type: none"> <li>-Object and importance of para legal training</li> <li>-Writing of case comment</li> <li>-Law office management</li> <li>-Use of computer in legal work and legal research in support of P.I.L.</li> <li>-legal aid under Criminal Procedure Code and rights of accused</li> <li>- Constitution, functions and powers of National Legal Service Authority and State Legal Service Authority</li> <li>Lok-adalat system means justice of the door steps of people.</li> <li>Organization of lok-adalat, its power and nature of its award</li> <li>Objects and necessity of Legal aid camps and legal literacy</li> </ul>	1	25 %

Reference books		
1	Public interest litigation	-P.S.Narayan
2	Public interest litigation	- P.M.Bakshi
3	Public Interest Lawyering, Legal, Aid & Para Legal Service	- Dr. Kailash Rai
4	Public Interest Lawyering, Legal, Aid & Para Legal Service	- Ajay Gulati
5	Public interest litigation	-O.P.Tiwari
6	Public interest litigation	-J.P.S.Shirohi
7	Public interest litigation	-S.Bawa

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