**FIFTH SEMESTER**

**FAMILY LAW - II**

**1. Joint family**

a. Mitakshara joint family.

b. Mitakshara coparcenary -formation and incidents.

c. Property under Mitakshara law -separate property and coparcenary property. d. Dayabhaga coparcenary -formation and incidents.

e. Property under Dayabhaga law.

f. Karta of the joint family -his position, powers, privileges and obligations. g. Alienation of property -separate and coparcenary.

h. Debts -doctrines of pious obligations and antecedent debt. i. Partition and re-union.

j. Joint Hindu family as a social security institution and impact t of Hindu Gains of Learning Act and various tax laws on it.

k. Matrilineal joint family.

**2. Inheritance**

a. Hindus.

b. Historical perspective of traditional Hindu law as a background to the study of Hindu Succession Act 1956

c. Succession to property of a Hindu male dying intestate under the provisions of the Hindu Succession Act 1956.

d. Devolution of interest in Mitakshara coparcenary with reference to the provisions of Hindu Succession Act 1956.

e. Succession to property of Hindu female dying intestate under the

Hindu Succession Act 1956.

f. Disqualification relating to succession. g. General rules of succession

h. Marumakkattayam and Aliyasantana laws governing people living in

Travancore - Cochin and the districts of Malabar and South Kanara i. Muslims

j. General rules of succession and exclusion from succession

k. Classification of heirs under Hanafi and lthnaAshria schools and their shares and distribution of property.

l. Christians, Parsis and Jews.

m. Heirs and their shares and distribution of property under the Indian

Succession Act of 1925.

**3. Settlement of spousal property).**

(Need for development of law).

**4. Establishment of Family courts**

a. Constitution, powers and functions.

b. Administration of gender justice. c. Uniform Civil Code.

d. (Need for).

e. Religious pluralism and its implications.

f. Connotations of the directive contained in Article 44 of the Constitution. g. Impediments to the formulation of the uniform Civil Code.

h. The idea of optional uniform Civil Code.

**RECOMMENDED BOOKS**

1. Paras Diwan : Family Law

2. Aquil

Ahmad

: Mohammedan law

3. Mulla : Hindu law

**COMPANY LAW**

1. Introduction

2. Definition, Nature, Advantages and Disadvantages of a company.

3. Registration and Incorporation

4. Memorandum of Association

5. Various clauses of Memorandum of Association

6. Articles of Association

7. Constructive Notice and Doctrine of Indoor Management and Limitations

8. Prospectus

9. Definition, Contents of Prospectus, Remedies for Misrepresentation

10. Promoters

11. Definition, Duties, Liability and Position

12. Shares

13. Allotment, Statutory Restrictions, General Principles, Transfer of Shares

14. Shareholders and Members

15. Definition, How to become a member, who may be a member, calls on shares

16. Share Capital

17. Kinds of share capital, Share Warrants

18. Directors

19. Position, Appointment of Directors, Qualifications of Directors, Powers of Directors, Duties of Directors, Meetings of Directors

20. Other Managerial Personnel

21. Meetings

22. Kinds of Meetings, Voting

23. Dividends, Audit and Accounts

24. Borrowing, Lending, Investments and Contracts

25. Debentures

26. Definition, Features and Kinds of debentures, Charge

27. Majority Powers and Minority Rights

28. Rule in Foss v. Harbottle and exceptions

29. Prevention of Oppression and Mismanagement

30. Investigations

31. Kinds of Company

32. Reconstruction and Amalgamation

33. Defunct Companies

34. Winding up

35. Types of winding up, Consequences of winding up, Powers of Liquidator

36. Conduct of Winding up

**BOOKS RECOMMENDED**

Indian Company Law : Avtar Singh Law Guide to Companies Act: Rammiaya Company Law : Palmer

Gower: Principles of Modern Company Law

**ENVIRONMENTAL LAW**

|  |  |  |
| --- | --- | --- |
| 1. | Concept of Environment and Pollution |  |
| 2. | Environment—meaning and contents |  |
| 3. | Pollution—meaning, kinds and effects of pollution |  |
| 4. | Legal control and historical perspective |  |
| 5. | Environmental jurisprudence |  |
| 6. | Criminal law and environment |  |
| 7. | Common law and environment |  |
| 8. | Constitutional perspectives |  |

9. Fundamental rights—directive principles—fundamental duty—judicial approach— public interest litigation—right to information—doctrines of environmental pollution

10. Water and Air pollution

11. Meaning and standards, offences and penalties, judicial approach

12. Authorities under the enactments their powers and functions

13. Remedies in case of water and air pollution

14. Noise pollution

15. Legal control-judicial approach

16. Environmental protection

17. EP Act, 986—objectives, loopholes, judicial approach

18. Environmental Impact assessment

19. Bio-medical waste and hazardous waste

20. Coastal Regulation zone, 1991

21. Guidelines for beach resorts —role of judiciary

22. Forest and greenery

23. Greenery conservation laws—role of judiciary-authorities

24. Protection of wild life

25. Role of judiciary-offences-authorities

International regime

Stockholm conference, green house effect and ozone depletion-Rio conference-UN Declarations

**BOOKS RECOMMENDED**

Rosencranz : Environmental law and policy in India

Kailash Thakur : Environmental protection law and policy in India

Leelakrishnan : The Environmental Law in India

Gandhi : Environmental law

Karkera : Environmental law

**MAJOR PAPER V : POLITICAL SCIENCE**

**Goa Pre-Statehood &Goa Post-Statehood**

**Course Rationale:**

The course seeks to give the students an insight into pre-colonial &post colonial institutions in Goa. It provides the historical background and political evolution in Goa leading from the liberation to the pre state-hood period, focusing on both political leaders and the parties.

**Goa Pre-Statehood**

1. Goa -A Historical Overview: Gaunkari system, Portuguese Colonial Period, Dictatorship of

Salazar & Struggle for Liberation.

2. Issues of Transition: Integration of Goa; First Assembly Elections, Controversy over

Political Future, Opinion Poll.

3. Emergence & growth of Political Parties: Indian National Congress, MaharashtrawadiGomantak Party, United Goans Party, BharatiyaJanata Party, Assembly Elections from 1963-1984.

4. Politics under Union Territory Phase I: Bandodkar Government- Consolidation of Institutions, Phase II: Shashikala Government- Erosion of Bahujan Politics, Phase III: Rane Government- Emergence of National Politics.

**Goa Post-Statehood**

1. Statehood - Attainment of Statehood, Instability: Defections, Anti-Defection Law & 91st

Amendment; Role of the Speaker.

2. Coalition Politics: PDF, CDF, Congress split factions coalitions, BJP

Coalitions.

3. Political Movements: Language, Environment, &Women issues UNITS: 09

4. Panchayati Raj Institutions: Structure & functions (Goa Panchayati Raj Act 1994), Finances, Gram Sabha.

**Readings for PS 12 & PS 15:**

Saksena, R.N., Into the Mainstream, Abhinav Publications, New Delhi.

1. Goa Gazetteer Dept, Gazetteer of the UT of Goa Daman& Diu Part-I.

2. Cuhna, T.B., Goa’s Struggle for Freedom, T.B.Cuhna Memorial Committee, Bombay.

3. Shirodkar, P.P., Goa’s Struggle for freedom, Ajantha Publications, Delhi.

4. FernandesAureliano, Cabinet Government in Goa 1961-1993, Maureen &Camvet

Publishers. 1997.\*

5. Rubinoff Arthur, The Construction of a Political Community –integration & identity in

Goa, Sage Publications, New Delhi. \*

6. Dantas Norman, The Transforming of Goa, Other India press Mapusa

7. Newman, R.S., Of Umbrellas, Goddesses & dreams, Other India Press .

8. Pereira, R.G. Goa vol II (Gaunkari).\*

9. Alvares, Claude, Fish , Curry & Rice, the Goa Foundation.

10. D’Souza B.G., Goan Society in Transition

11. Fernandes A. & PM. Redesigning Panchayat Finances & Attitudes in Goa. Journal of

Rural development Vol18 No. 1\*

12. Chowdhury, R.C. & S.P. Jain. Strengthening Village Democracy. NIRD. 1999.

13. Peaceful Society. National Seminar on Gram Sabha. Seminar Proceedings. Kundai Goa.

2005.\*

14. Rubinoff Arthur , The Continuous Election Campaign in Goa in Ramashray Roy and

Paul Wallace, India’s 1999 Elections and 20th Century Politics, New Delhi, Sage\*

15. Fernandes A. Elections 1999: A Yes Vote for Defectors? inRamshray Roy and Paul

Wallace. India’s 1999 Elections and 21st Century Politics. Sage Publications.\*

*\* available with the Dept of Political Science, Goa Univ.*

**MINOR PAPER – B I**

**HISTORY**

**History of India upto A.D. 1200**

Social & Cultural Patterns

1) Sources For The Study Of Ancient Indian History; Influence Of Geography On Indian

History.

2) Pre-History, Proto History & Historic Periods: Paleolithic, Mesolithic & Neolithic Cultures

With Special Reference To Rock Art.

3) Harappan Civilization :- Origin, Major Sites, Town Planning Economy, Society, Political

Organization, Religion, Script, Theories Regarding Decline.

4) Vedic Culture: Society, Polity, Economy, Culture & Religion During Vedic Period.

5) Iron Age In India:- Expansion Of Agriculture, Trade, Urbanization In The Gangetic Valley

In 6th CBC.

6) Social Developments: Varna, Jati, Marriage, & Property Relations, 16 Sanskaras& 4

Purusharthas.

7) Rise Of Heterodox Religious: Jainism & Buddhism

8) Rise Of Territorial States: The 16 Mahajanapadas.

9) Mauryan Empire: Foundation, Ashoka’sDhamma, Its Political Connotation, Nature

Of Mauryan State- Administration Mauryan Art & Architecture.

10) Post–Mauryan Period:- With Special Reference To The Kushanas&Satvahanas, Impact Of

Greek & Persian Invasions.

11) Age Of Guptas :- A) Nature Of The State, B) Economy & Society- Land Grants & The Emergence Of Feudal Tendencies, C) Religion, Education & Literature, Science, Art & Architecture.

12)Post Gupta Period:- A) Pallavas, Chalukyas&Vardhanas

B) South India: Chera, Chola, Pandya- Their Relation With South East Asia (Sangam Age - Literature, Society)

13) Status Of Women:- Marriage, Property Rights, Sati, Purdah & Devdasi System

14)Invasion Of The Turks, Ghaznavids & Ghorids& Its Impact.

**SUGGESTED READING**

1. ALTEKAR, A.S : State & Government In Ancient India, Delhi, MotilalBanarasidas, 1958.

2. BASHAM A.L: (Ed) A Cultural History Of India, OUP, Delhi.

3. BASHAM A.L: The Wonder That Was India (Mumbai, Rupa, 1971)

4. CHAKRABARTI, D.K; India: An Archaeological History, Paleolithic Beginnings To Early

Historical Foundation (Delhi, OUP, 1999)

5. CHATTOPADHYAY, BD, Essays In Ancient Indian Economic History (1987)

6. Comprehensive History Of India Vols II (1957) III (Orient Longman, 1952)IV (Delhi PPH 1992)

7. GOPAL L, Economic History Of Northern India 750-1200 (Varanasi, MotilalBanarasidas 1965)

8. JHA, D.N : Ancient India An Introductory Outline, New Delhi, 1977.

9. KOSAMBI D.D : An Introduction To The Study Of Indian History, Popular Prakashan, Bombay,

1985

10. KOSAMBI D.D : The Culture & Civilization Of Ancient India In Historical Outline, Vikas

Publishing House, New Delhi 1982.

11. KULKE H AND D ROTHERMUND: History Of India (London, Routlledge, 1998)

12. KULKE, HERMANN (Ed) The State In India, 1000-1700, Delhi, OUP, 1995

13. LAL, K.S. : Early Muslims In India, New Delhi, Books & Books 1984)

14. MAJUMDAR R.C. Et Al; History & Culture Of The Indian People, Vol II,III,IV,V (Mumbai, BhartiyaVidyaBhavan Series 1970,1979,1980)

15. MEHTA J.N : History Of Medieval India 2 Vols, Sterling, 1981

16. MUNSHI V.K.M. & R.R. DIWAKAR, BhartiyaVidyaBhavan Series – Indian Inheritance, 3 Vol.

17. NILKANTA SASTRI, K.A : A History Of South India From Pre-Historic Times To The Fall Of

Vijaynagar (Chennai, OUP,1983)

18. NILKANTA SASTRI, K.A : The Age Of Nandas&Mauryas, Benaras, 1952

19. SFUIN , B, A History Of India, John Wiley & Sons, 2010

20. SFUIN , B, India’s Past (OUP 2006)

21. SHARMA R.S : Aspects Of Political Ideas & Institutions In Ancient India (Delhi, Motilal

Banarasadas,1991)

22. SHARMA R.S.: Indian Feudalism; Calcutta, 1965 (Macmillan, 1981)

23. SHASTRI, KAN, A History Of South India (OUP, 1988)

24. SRINIVASAN K.R.: Temples Of South India (Delhi, NBT, 1972)

25. STEIN, BURTON: Peasant State & Society In Medieval South India (Delhi, OUP, 1980)

26. THAPER B.K: Recent Archeological Discoveries In India (Paris UNESCO, 1985)

27. THAPER R, (Ed) Recent Perspectives In Early Indian History, Popular Prakarshan 1975)

28. THAPER ROMILA :- Early India From The Origins To A.D.1300

29. THAPER ROMILA: Ashoka& The Decline Of The Mauryas

30. THAPER, ROMILA; A History Of India, Vol 1 (Pelican, 1966, Penguin)

31. THE AGE OF IMPERIAL UNITY : BhartiyaVidyaBhavan Series