**SYLLABUS – LL.B DEGREE**

**FIRST YEAR**

***FIRST SEMESTER***

**LAW OF CONTRACT – I**

I. General Principles of Contract

1. Nature of Contract

2. Definition, Essentials for valid Contract

3. Agreement:

Definition of agreement

Definition of Offer, Essentials, kinds and lapse of offer

Definition of Acceptance, Essentials of a valid acceptance, Revocation of acceptance

Standard Forms of Contracts

4. Consideration:

Definition, Essentials of Consideration, Kinds of Consideration, Agreements without

Consideration, Exceptions to the rule, Privity of Contract, Indian and English Concept of Privity.

5. Capacity:

Agreements with Minor, Unsound mind persons and Persons Disqualified by law

6. Free Consent

Voidable contracts: Coercion, undue influence, Misrepresentation, Fraud and Mistake

7. Legality of Object

Effect of Illegal Agreements, Various Illegal Agreements and Agreements opposing public policy

8. Void Agreements:

Effect of void agreements, various void agreements

9. Contingent Contracts

10. Discharge of Contracts:

Discharge by performance: reciprocal promises and its performance, Joint promises, nature and liability of Joint promises,

Discharge by Impossibility: Kinds of Impossibility, Doctrine of frustration, Position in India and

Exceptions to Doctrine of Frustration.

Discharge by Agreement: Novation and Remission of performance. Discharge by Breach: Kinds of breach and effect of breach of contract.

11. Remedies for Breach of Contract:

Kinds of RemediesDamages: Remoteness of Damages, Measure of damages Kinds of damages, Quantum Meruit.

12. Quasi Contracts:

Basis for quasi-contractual relations. Kinds of quasi contracts

II. Government Contracts:

Essentials of Government Contracts.Contractual Liability of Government. Application of principles of quasi contracts in Government Contracts.

III. Specific Relief Act:

Definitions, Recovering Possession of Property, Specific performance of contracts Rectification of instruments, Rescission of Contracts, cancellation of Instruments, Declaratory Decrees, Injunction Kinds of Injunctions.

**Note: The units mentioned above include internal assessment hours.**

**SUGGESTED READINGS:**

Mulla : Indian Contract Act Desai : Indian Contract Act Avtar Singh : Law of Contract

Ponnusawmy : Cases and materials on Contract

Anson : English Law of Contract

R.K.Bangia : Law of Contract and Specific Relief Act

Jain M.P. : Indian Constitutional Law

**LAW OF CRIMES**

1.General Principles of Criminal Law

Definition of crime, Theories of Crime, Elements of Crime, Stages in the commission of a crime, Differences between Crime, Tort and Contract

2.Administration of Criminal Law

Indian Penal Code, 1860

3.Introduction

Inter and Extra territorial Operations

4.Definitions good faith, dishonesty, illegal, fraudulently, offence etc

5.Group liability

Common intention and common object

6.Punishment

Kinds of punishments capital punishment

7.General exceptions

Mistake of fact, mistake of law, accident, infancy, insanity, consent, trifling acts, private defense

8.Abetment –conspiracy-- Offences against State

9.Offences against public tranquility—Unlawful Assembly, Rioting and Affray.

10. False evidence, Fabricating false evidence and offences against public justice

11. Offences affecting public health, safety, convenience, decency and morals

Public Nuisance, Obscenity etc.

12. Offences affecting Human body

Murder, suicide, hurt, kidnapping, rape etc

13. Offences against property

Documents and property marks—theft, extortion, robbery, dacoity, forgery, false document etc.

14. Offences relating to marriage

Cruelty on wife—Bigamy, Adultery etc.

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| 15. | Defamation, criminal intimidation, insult and annoyance |  |
| 16. | Attempt to commit offences |  |

**Suggested Readings:**

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|  | Ratanlal and DhirajlalAtchuttanPillai | Indian Penal CodeCriminal Law |
|  | M.P.Tandon Kenny SrivastavaSaxena | The Indian Penal CodeOut lines of Criminal Law Elements of Criminal Law Indian Penal Code |
|  | Gaur K.D. | Cases and Materials on Criminal Law |

**LAW OF TORTS**

1. Nature and Definition of Tort various definitions of tort, nature of tort, essentials of tort, mental elements in tortious liability.

2. General Defences

3. Capacity Minor, Corporation, Convict, Husband and Wife, Sovereigns, Joint tort feasors and independent tort feasors.

4. Vicarious Liability Master-Servant; Principal – Agent; Vicarious Liability of the State- position in India

5. Remoteness of Damage test of directness, test of reasonable foresight

6. Trespass to the person Assault, Battery and False Imprisonment and Remedies

7. Trespass to Land meaning, trespass ab initio and remedies

8. Trespass to goods meaning, conversion of goods – meaning, kinds of conversion; detinue

9. Negligence Essentials of negligence; Contributory Negligence

10. Nervous Shock

11. Rule of Strict Liability rule and exceptions; The Rule of absolute liability

12. Liability for dangerous animals Scienter rule, cattle trespass and ordinary liability

13. Liability for dangerous chattels liability towards immediate transferee, towards ultimate transferee.

14. Liability for dangerous premises obligation towards lawful visitors, trespassers and children

15. Nuisance Kinds of nuisance, Essentials, Defences

16. Defamation kinds, essentials, defences

17. Abuse of legal procedure

18. Interference with contract, business – inducing breach of contract, intimidation, conspiracy, malicious falsehood, passing off

19. Deceit

20. Discharge of tortious liability

21. Death in relation to tort effect of death on a subsisting cause of action, causing of death as being actionable as a tort.

22. Remedies damages, injunctions, specific restitution; extra judicial remedies.

23. Consumer Protection Act: consumer, Consumerism, Unfair Trade Practices, Restrictive Trade

Practices and Redressal Forums.

**Suggested Readings:** Ratanlal and Dhirajlal Salmond

Winfield

Law of Torts Law of Torts Law of Torts

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**CONSTITUTIONAL LAW – I**

1. Introduction:

Definition of Constitution - Need for Constitution, Classification of Constitutions, Constitutionalism and

Indian Constitution, Framing of Indian Constitution.

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| 2. | Salient features of the Indian Constitution |  |
| 3. | Preamble |  |
| 4. | The Union and its territories |  |
| 5. | Citizenship under the Constitution and Citizenship Act |  |

**6. Fundamental Rights**

6.1Concept of Fundamental rights -Origin and Development, Fundamental Rights in India.

6.1 Definition of State: Judicial pronouncements on meaning of other authorities.

6.2 Justifiability of Fundamental Rights: Judicial Review Indian and American concept, Justifiability of

Pre and post constitutional Laws Waiver and fundamental Rights.

6.3 Right to Equality: Reasonable classification -Basis for classification.

6.4 Right against discrimination: Special provisions for Women, children and Backward Classes.

6.5 Equality of Opportunity: Reservations of Posts for Backward Classes 79th and 85th Amendment Acts.

6.6 Abolition of Untouchability.

6.7 Abolition of Titles

6.8 Right to Freedom:

a. Freedom of Speech and Expression : Right to Know, Freedom of Press Reasonable Restrictions, Test for reasonableness Burden of proving reasonableness of restrictions.

b. Freedom of Assembly. Reasonable restrictions

c. Freedom to form Associations, Reasonable restrictions.

d. Freedom of Profession, Occupation, trade and Business, Reasonable restrictions.

6.9 Rights of the Accused: Ex-post facto laws, Right against Double Jeopardy, Right against Self- incrimination.

6.10 Right to Life and Personal Liberty: Meaning and Scope, American and Indian concept of Right to life and personal liberty, Various facets of Right to Life, Prisoners Rights.

6.11 Protection against Arrest and Detention:

Safeguards against Arrest made under the ordinary Law, Preventive detention, Safeguards against

Detention made under the preventive detention laws.

6.12 Right against Exploitation: Right against trafficking in human beings, Safeguards against Beger and other forms of forced labour.

6.13 Secularism:

Right to Freedom of Religion, Reasonable restrictions, Right to establish and maintain Religious Denominations, Freedom from payment of Taxes, Prohibition of religious instructions in Educational Institutions.

6.14 Cultural and Educational Rights:

Right to conserve language script or culture, Right to admission to Educational Institutions, Right of

Minorities to Establish and Administer Educational Institutions, No discrimination in granting aid.

6.15 Saving of certain laws:

Acquisition of Estates etc., Validation of certain Act and Regulations, Saving of laws giving effect to certain Directive Principle of State policy.

6.16 Right to Constitutional Remedies:

Right to move to the Supreme Court, Prerogative Remedies, Rule of locus standi, Public Interest Litigation Resjudicata, Delay and Laches, Alternative Remedy, Suspension of Fundamental Rights, Effect of Emergency on fundamental rights, Members of Armed Forces and Fundamental rights, Martial LAW, Legislation to give effect to provisions of Part III.

7. Directive Principles of State Policy:

Object and purpose, Classification, Relation between Fundamental rights and Directive Principles of State

Policy.

8. Fundamental duties.

9. Amendment of the Constitution :

Kinds of amendments, Methods of amendments under Indian Constitution, Scope of amending power of the Parliament, Amendment of Fundamental Rights, Doctrine of Basic Structure.

**BOOKS RECOMMENDED**

Jain M.P. : Indian Constitutional Law

Basu D.D. : Shorter Constitution of India

Kazgi : Constitutional Law Vol. I & II

Shukla V.N. : The Constitution of India

Tope T.K. : Constitutional Law of India

**FAMILY LAW I**

(The subject teaching should be with an integrated approach to Hindu Law, Muslim Law, Christian Law,

Goa Law and the Special Marriage Act,1954 wherever relevant).

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| 1. | Concept of ‘Family’. |  |
| 2. | Sources of Family Law (Integrated) |  |
| 3. | Schools of Hindu & Muslim Law. |  |
| 4. | Marriage (Integrated) |  |

a. The Concept.

b. Ceremonies of marriage. c. Registration of marriage. d. Capacity to marry

e. Nullity of marriage.

5. Restitution of Conjugal Rights.(Integrated)

6. Judicial Separation.(Integrated)

7. Divorce (Integrated)

 a. Concept and theories

b. Grounds.

8. Model Code for Divorce.

9. Bars to matrimonial relief. (Integrated)

10. Maintenance under the personal law. (Integrated)

11. Maintenance under sec.125 Cr.P.C.

12. Dower under Muslim law.

13. Guardianship (Integrated)

14. Custody (Integrated)

15. Adoption. (Integrated)

16. Legitimacy (Integrated)

17. Child marriage.

18. Application of law in case of conversion.

19. Jurisdiction of Courts in family matters.

20. Need for Uniform Civil Code.

**BOOKS RECOMMENDED**

 Subbarao G.C.V. : Family Law in India

 Usgaocar M.S. : Family Laws of Goa, Daman & Diu Vol-I

 ParasDiwan : Hindu Law

 ParasDiwan : Muslim Law in Modern India

 Mulla : Hindu Law

 Mayne’s : Hindu Law