

LL.M. 4th Semester 2-Year Course

402. Paper- II (Opt.): Business Law Group(C): Legal Regulation of Economic Enterprises

Max. Marks: 100

Time: 3 Hours

Note: (1) Eight questions shall be set with two questions from each unit. The candidates shall be required to attempt four questions in all, selecting one question from each Unit.

(2) All questions shall carry equal marks.

Objective of the Course:

After independence, we have placed greater emphasis on the growth of our economy. The focus is on growth, both in public and private sectors, so as to cope up with the problems of population explosion. We have found that there is now almost a circle from laissez-faire to welfare state and again back to laissez faire. Adoption of the concept of global economy in the presence of the socialistic perspectives in the Constitution presents a dilemma. The trends of liberalization starting in the early nineties and continuing to this day bring a shift in focus of regulations in diverse fields of economic activities.

This course is designed to acquaint the students of the eco-legal perspectives and implications of such developments.

Unit-I

- Constitutional Provisions to Regulate Economic Enterprises in India. Industrial policy resolutions of 1948, 1956 and 1991.
- Development and Regulation of Industries- Industrial (Development and Regulation) Act. 1951; Regulation, control and Development of Industries, Agencies under the Act
- Development and Prospects of Consumerism in India.

Unit-II

- Securities Contracts (Regulation) Act,1956; Object, basic features, Recognition of Stock Exchanges, Contracts and options in Securities, Listing of Securities, Penalties and Procedure.
- Securities and Exchange Board of India Act,1992; Basic Features, Establishment of SEBI, Powers and Functions of SEBI, Registration of Capital Market Intermediaries, Offences and Penalties, powers and jurisdiction of securities Appellate Tribunal, Capital Markets Regulation(2009) of SEBI.
- Depositories Act,1996.

Unit-III

- Essential Commodities Act,1955; Object, Salient Features, Essential Commodities, Powers of the Central Government, Confiscation of Essential Commodities, offences and Penalties.
- Competition Act,2002; Object, Prohibition of Certain Agreements, Abuse of Dominant Position, Regulation of Combinations,

Competition Commission of India, Duties, Powers and Functions of Commission, Penalties, Appeal to Competition Appellate Tribunal.

Unit-IV

- Foreign Trade(Development and Regulations) Act,1992; Object, Regulations of Import and Export, Import-Export License, Penalties.
- Foreign Exchange Management Act,1999; Object, Regulation and Management of Foreign Exchange, Authorized Persons, Penalties.
- Insurance Regulatory and Development Authority Act,1999.

Select Bibliography:

Aggarwal, V.K. : Consumer Protection- Law and Practice.

Myeni, S.R. : Corporate Law-II

Sharma, Gokulesh : financial and Economic Laws

Cherunilam, Francis : Business Environment

SEBI Act,1992.

Industrial(Development and Regulation) Act,1951.

Essential Commodities Act,1955

Competition Act,2002

Securities Contracts(Regulation) Act,1956

Insurance Regulatory and Development Authority Act,1999.

Foreign Trade(Development and Regulation) Act,1992.

Depositories Act,1996.

**LL.M. -Part-II (2-Year
Course) (Through Distance
Education)**

**205 DE- Paper- V (Opt.): Business Law Group(C): Legal Regulation of
Economic Enterprises**

Max. Marks: 100

Time: 3 Hours

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(2) All questions shall carry equal marks.

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Unit-II

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- Securities and Exchange Board of India Act,1992; Basic Features, Establishment of SEBI, Powers and Functions of SEBI, Registration of Capital Market Intermediaries, Offences and Penalties, powers and jurisdiction of securities Appellate Tribunal, Capital Markets Regulation(2009) of SEBI.
- Depositories Act,1996.

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Abuse of Dominant Position, Regulation of Combinations, Competition Commission of India, Duties, Powers and Functions of Commission, Penalties, Appeal to Competition Appellate Tribunal.

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