Note: (i) The Entire Syllabus of the theory has been divided into four units. But the question paper shall have five units. Unit I to IV of the question paper will have two questions from each unit of the syllabus. The student will be required to attempt one question form each unit.

Unit V of the question paper shall have compulsory question, divided into four parts and each part carrying a question from the above four units of the syllabus.

(ii) All questions shall carry equal marks.

Unit-I
1. Definition, nature and scope of jurisprudence
2. Natural Law- Its development and relevance in modern times
3. Analytical School.
   (i) Austin’s Theory of Law
   (ii) Kelsen’s Pure Theory of Law
   (iii) Hart’s Concept of Law

Unit-II
1. Historical School
2. Realist School
3. Sociological School

Unit-III
1. Administration of Justice
2. Socio-economic approach and philosophy
   (i) Law and Social Change
   (ii) Legal Aid
   (iii) Public Interest Litigation (PIL)

Unit-IV Sources and Elements of Law
1. Sources of Law: Custom, Precedent and Legislation
2. Rights & Duties
3. Possession and Ownership
4. Persons.

Book Recommended:
1. Paton : Jurisprudence
2. Dias : Jurisprudence
3. Friedmann : Legal Theory
4. Bodenheimer : Jurisprudence
5. Lloyed Denis : Idea of Law
6. Tripathi B.N. Mani : Jurisprudence
CODE-102: PAPER-II: CONSTITUTIONAL LAW-I

Max. Marks: 100
Time: 3 Hours

Note: (i) The Entire Syllabus of the theory has been divided into **four units**. But the question paper shall have **five units**. Unit I to IV of the question paper will have two questions from each **unit** of the syllabus. The student will be required to attempt one question form each **unit**.

**Unit V** of the question paper shall have compulsory question, divided into **four parts** and each part carrying a question from the above **four units** of the syllabus.

(ii) All questions shall carry equal marks.

**Unit-I**
1. Nature, Salient Features and Preamble of Constitution of India
2. Union and its Territory
3. Citizenship
4. Fundamental Rights in General (Articles 12-13)

**Prescribed Case:**

**Unit-II**
1. Right to Equality (Articles 14-18)
2. Right to Freedom (Article 19)
3. Right to Freedom (Articles 20,21&22)

**Prescribed Case:**
Maneka Gandhi v. Union of India, AIR 1978 SC 597

**Unit-III**
Right against Exploitation (Articles 23-24)
1. Right to Freedom of Religion (Articles 25-28)
2. Cultural & Educational Rights (Articles 29-30)

**Prescribed Case:**

**Unit-IV**
1. Directive Principles of State Policy (Articles 31-C, 36-51)
2. Right to Property (Articles 300-A, 31-A, 31-B)
3. Fundamental Duties (Article 51-A)

**Prescribed Case:**
Minerva Mills Ltd. V. Union of India, AIR 1980 SC 1789.

**Book Recommended:**
2. Chander Pal : Centre-State Relations and Co-operative Federation
3. Chander Pal : State Autonomy in Indian Federation
4. Diwan, Paras : Constitution of India
6. Jain, M.P. : Indian Constitutional Law
7. Seervai, H.M. : Constitutional Law of India
8. Singh Mahendra, P : V.N. Shukla’s Constitutional Law of India
9. Narinder Kumar : Constitutional Law of India
Note: (i) The Entire Syllabus of the theory has been divided into four units. But the question paper shall have five units. Unit I to IV of the question paper will have two questions from each unit of the syllabus. The student will be required to attempt one question form each unit.

Unit V of the question paper shall have compulsory question, divided into four parts and each part carrying a question from the above four units of the syllabus.

(ii) All questions shall carry equal marks.

Unit-I
Sources of Hindu Law, Schools of Hindu Law, Joint Family and Coparcenary, Joint Family property, Separate and Self-acquired Property, Karta and Powers of Karta.

Unit-II

Prescribed Case:

Unit-III
The Hindu Adoption and Maintenance Act, 1956- Requisites of a Valid Adoption, Capacity of a Male Hindu to take in Adoption, Capacity of a Female Hindu to take in Adoption, Persons capable of giving in Adoption, Who may be Adopted, Effect of Adoption, Right of Adoptive Parents to Dispose of their Property, Maintenance of Wife, Widowed, Daughter-in-law, Children, Aged parents, Dependents and Other Miscellaneous provisions under the Act.

The Hindu Minority and Guardianship Act,1956- Natural, Testamentary and De facto Guardians of a Hindu minor, Power of Natural, Testamentary and De facto Guardians, Guardianship of Minor’s interest in joint Hindu Family Property,

Prescribed Case:
Githa Hariharan v. Reserve Bank of India, AIR 1999 SC 1149

Unit-IV
The Hindu Succession Act, 1956-Preliminary, Intestate Succession, Succession to a Hindu Male’s Property, Succession to the Property of Hindu Female, General Provisions Relating to Succession, Disqualified heirs, Testamentary Succession.

Prescribed Case:
Sadhu Singh v. Gurdwara Sahib Narika and Others. (2006) 8 SCC 75

Book Recommended:
1. Derrett, J.D.M. : Introduction to Modern Hindu Law
2. Diwan, Paras : Modern Hindu Law
3. Diwan, Paras : Muslim Law in Modern India
4. Fyzee, A.A.A. : Outlines of Mohammedan Law
5. Mulla, D.N. : Principles of Hindu Law
6. Mulla, D.N. : Mohammedan Law
7. Sharma, Basant Kumar : Hindu Law
Note: (i) The Entire Syllabus of the theory has been divided into four units. But the question paper shall have five units. Unit I to IV of the question paper will have two questions from each unit of the syllabus. The student will be required to attempt one question form each unit.

Unit V of the question paper shall have compulsory question, divided into four parts and each part carrying a question from the above four units of the syllabus.

(ii) All questions shall carry equal marks.

Unit-I
Indian Penal Code, 1860
1. Territorial Jurisdiction (Sections 1-5)
2. General Explanations (Sections 6-52-A)
3. General Exceptions (Sections 76-106)
4. Abetment (Sections 107-114)
5. Criminal Conspiracy (Section 120-A,120-B)
6. Offences against the State (Sections 121-124-A)
7. Offences against the Public Tranquility(Sections 141-160)

Prescribed Case:
Nalini v. State, 1999 Cr.L.J. 3124

Unit-II
1. False Evidence (Sections 191-193)
2. Offences Affecting Life (Sections 299-311)
3. Causing Miscarriage, etc. (Sections 312-318)
4. Hurt and Grievous hurt (Sections 319-320)
5. Wrongful Restraint, Wrongful Confinement, Criminal Force, Assualt, etc. (Sections 339,340,349,351,354)
6. Kidnapping, Abduction, Sexual Offences (Sections 359-362,375-377)

Prescribed Case:

Unit-III
1. Theft, Extortion, Robbery and Dacoity (Sections 378,379,383,384,390-396)
2. Criminal Misappropriation of Property, Criminal Breach of Trust, Receiving of Stolen Property (Sections 403-406,410,411)
3. Cheating, Mischief (Sections 415-420,425,426)
4. Criminal Trespass (Sections 441-448)

Prescribed Case:

Unit-IV
1. Offences relating to Documents, Property marks, Currency-Notes and Bank-Notes (Sections 463-465)
2. Offences relating to Marriage (Sections 493-498)
3. Offence of Cruelty by Husband or Relatives of the Husband (Section 498-A
4. Defamation (Sections 499-502)
5. Criminal Intimidation etc. (Sections 503-510)
6. Attempt (Section 511)

**Prescribed Case:**
Lily Thomas v. Union of India, AIR 2000 SC 1650

**Book Recommended:**
1. Gour, H.S. : The Penal Law of India
2. Raju, V.B. : Commentaries on the Indian Penal Code
3. Singh, Jaspal : Indian Penal Code
5. Ratanlal and Dhirajlal : The Indian Penal Code
7. Tripathi, B.N. Mani : Text Book of Criminal Law
8. Tandon, M.P. : Indian Penal Code
CODE-105: PAPER-V: LAW OF CONTRACT-I

Max. Marks: 100
Time: 3 Hours

Note: (i) The Entire Syllabus of the theory has been divided into four units. But the question paper shall have five units. Unit I to IV of the question paper will have two questions from each unit of the syllabus. The student will be required to attempt one question form each unit.

Unit V of the question paper shall have compulsory question, divided into four parts and each part carrying a question from the above four units of the syllabus.

(ii) All questions shall carry equal marks.

Unit-I
Agreement and Contract-Definitions and Essential Elements
Proposal and Acceptance-Definition, their communication and Revocation, Postal, Telephonic and Telex Communication (Section 2-9); Proposal and Invitations for proposal; General offer; Cross-offer, Standing offer
Capacity to contract-meaning-incapacity arising out of unsound mind; Minor’s Agreement- Nature and Scope, Definition of Minor; Necessaries supplied to a Minor, Consent and Free consent-Definition and need of free consent
Viodability of Agreement without free consent (Section 19-19-A) factors vitiating free consent
Coercion (Section-15); Undue influence (Section-16); Misrepresentation (Section-18); Fraud (Section-17); Mistake-Definition-Mistake of fact and Mistake of law-Effect of Mistake (Section 20-22).
Prescribed Case:
Mohiri Bibee v. Dharmodas Ghose, (1903) 30 Cal. 539 (P.C.); L.R. 30 IA 114

Unit-II
Consideration-nudum pactum, its need, meaning, essential elements; privity of contract with exceptions, Adequacy of consideration, Past, Executed and Executory Consideration, Exception to consideration (Section-2(d) and 25), Unlawful Agreements (Sections 23-24).
Void Agreement
Agreement in Restraint of Marriage (Section-26).
Agreement in Restraint of Trade (Section-27).
Agreement in Restraint of legal proceedings (Section-28).
Uncertain Agreements (Section-29).
Wagering Agreements (Section-30).
Prescribed Case:

Unit-III
Contingent contracts (Sections-31-36).
Performance of Contract (Sections 37-50).
Reciprocal Promises (Section 51-54).
Time- when essence of contract (Section 55).
Impossibility of Performance and Doctrine of Frustration (Section 56).
Appropriation of payments (Sections 59-61)
Contracts which need not be performed (Sections 62-67).
Quasi-Contracts or Certain Relations Resembling those created by Contract (Sections 68-72).

Breach of Contract, Anticipatory Breach and Consequences of Breach (Section 39)

Remoteness of Damage and Measures of Damages, Kinds of Damages, Penalty and Liquidated Damages (Sections 73-75).

Prescribed Case:
Hadley v. Baxendale, (1854) 9 Exch. 341

Unit-IV
Specific Relief- Meaning and General Principles, Specific Performance of Contracts (Sections 9-25); Rectification and Cancellation of Instruments (Sections 26,31-33) Rescission of Contracts (Sections 27-30); Preventive Relief.

Prescribed Case:

Statutory Material
1. The India Contract Act, 1872 (Sections 1-75)
2. The Specific Relief Act, 1963

Book Recommended:
Note: (i) The Entire Syllabus of the theory has been divided into **four units**. But the question paper shall have **five units**. Unit I to IV of the question paper will have two questions from each unit of the syllabus. The student will be required to attempt one question form each unit.

   **Unit V** of the question paper shall have compulsory question, divided into **four parts** and each part carrying a question from the above **four units** of the syllabus.

(ii) All questions shall carry equal marks.

**Unit - I**
Definition, Nature and Basis of International Law; Sources of International Law; Relationship between International Law and Municipal Law, Subjects of International Law and Position of Individual in International Law.

**Prescribed Case:**
North Sea Continental shelf Case, ICJ Report 1969, P. 39

**Unit - II**
Nature of State, Non-State Entities, Recognition, State Succession, State Jurisdiction, including Jurisdiction on the High Sea; Acquisition and Loss of territory, Intervention.

**Prescribed Case:**
S.S. Lotus Case (1927) PCIJ Series A No. 10

**Unit - III**
Nationality: Extradition; Asylum; Diplomatic Agents and Treaties.

**Prescribed Case:**
Re Castioni Case (1891) Q.B. 149

**Unit - IV**
Settlement of International Disputes, War, Rules of Land, Naval and Aerial Warfare Neutrality, Blockade; Prize court, Purpose and Principles of UNO.

**Prescribed Case:**
Zamora Case (1916) 2 AC 77

**Book Recommended:**
2. Aggarwal, H.O. : International Law and Human Rights
5. Tandon, M.P. : Public International Law
Note: (i) The Entire Syllabus of the theory has been divided into four units. But the question paper shall have five units. Unit I to IV of the question paper will have two questions from each unit of the syllabus. The student will be required to attempt one question form each unit.

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(ii) All questions shall carry equal marks.

Unit-I
1. Supreme Court of India- Establishment, Jurisdiction and Powers (Articles 124-145)
2. Independence of the Judiciary
3. High Courts in the States (Articles 214-227)
4. Writ Jurisdiction (Articles 32 and 226)

Prescribed Case:
Supreme Court Advocates-on-Record Association v. Union of India, AIR 1994 SC 268

Unit-II
1. The Union Government- the Executive and the Parliament (Articles 52-123)
2. The State Government (Articles 152-213)
3. Parliamentary Privileges (Articles 105 and 194)

Prescribed Case:

Unit-III
1. Relations between the Union and the States (Articles 245-289)
   (a) Legislative Relations (Articles 245-255)
   (b) Administrative Relations (Articles 256-263)
   (c) Financial Relations (Articles 268-289)
2. Freedom of Trade and Commerce & Intercourse (Articles 301 to 307)
3. Services under the Union and the States (Articles 309-323)

Prescribed Case:
Union of India v. Tulsi Ram Patel, (1985) 3. SCC 398

Unit-IV
1. Tribunals (Articles 323 A-323 B)
2. Panchayts and Municipalities (Articles 243-243 ZG)
3. Election (Articles 324-329A)
4. Emergency Provisions (Articles 352-360)
5. Amendment of the Constitution (Articles 368)

Prescribed Case:
S.R. Bommai v. Union of India, AIR 1994 SC 1918

Book Recommended:
2. Chander Pal : Centre-State Relations and Co-operative Federation
3. Chander Pal : State Autonomy in Indian Federation
4. Diwan, Paras : Constitution of India
6. Jain, M.P. : Indian Constitutional Law
7. Seervai, H.M. : Constitutional Law of India
8. Singh Mahendra, P : V.N. Shukla’s Constitutional Law of India
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(ii) All questions shall carry equal marks.

Unit-I
Sources of Muslim Law, Schools of Muslim Law, Marriage, Dower, Talaq, Divorce, Dissolution of Muslim Marriage Act, 1939

Prescribed Case:
Shamim Ara v. State of Uttar Pradesh, 2002 SCC (Cri) 1814

Unit-II
Guardianship- Kinds of Guardianship, Guardianship of the person, Guardian of the Property and Guardianship in Marriage, Gifts—how gifts are made, who can make gifts, object of gift and subject matter of gift, Legitimacy and Acknowledgement.

Prescribed Case:
Salamat Ali v. Majju Begum, AIR 1985 All. 29

Unit-III

Prescribed Case:
Daniel Latifi v. Union of India, AIR 2001 SC 3958

Unit-IV: Muslim Law
Special Marriage Act, 1954- Solemnization of Special Marriage, Registration of Marriage Celebrated in Other Forms, Consequence of Marriage under this Act, Restitution of Conjugal Rights and Judicial Separation, Nullity of Marriage and Divorce.

Prescribed Case:
Asha Qureshi v. Afaq Qureshi, AIR 2002 M.P. 363

Book Recommended:
1. Derrett, J.D.M.: Introduction to Modern Hindu Law
2. Diwan, Paras: Modern Hindu Law
3. Diwan, Paras: Muslim Law in Modern India
4. Fyzee, A.A.A.: Outlines of Mohammedan Law
5. Mulla, D.N.: Principles of Hindu Law
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7. Sharma, Basant Kumar: Hindu Law
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(ii) All questions shall carry equal marks.

Unit I
Preliminary (Chapter-I)
Criminal Courts (Chapter-II); Powers of Courts (Chapter-II); Arrest of Person(Chapter-V); Process to Compel Appearance and Production of Things (Chapter-VI & VII); Security for Keeping the Peace and for Good Behaviour (Chapter VIII); Order for Maintenance of Wives, Children and Parents(Chapter-IX)

Prescribed Case:

Unit-II
Maintenance of Public Order and Tranquility (Chapter-X); Preventive Action of the Police (Chapter-XI); Information to the Police and their Powers to Investigate (Chapter-XII); Jurisdiction of Criminal Courts in Inquiries and Trials (Chapter-XIII); Complaints to Magistrates (Chapter-XV) and (Chapter-XVI)

Prescribed Case:
Ganesh Das v. State of Punjab,1996, Cri.L.J. 612 ( P & H High Court)

Unit-III
The Charge (Chapter-XVII); Trials: Trial Before a Court of Session (Chapter-XVIII); Trial of Warrant Cases and Summons Cases by Magistrate (Chapters-XIX and XX); Summary Trials (Chapter-XXI); Plea Bargaining (Chapter-XXI-A); General Provisions as to Inquiries and Trials (Chapter-XXIV)

Prescribed Case:

Unit-IV
The Judgment (Chapter-XXVII), Submission of Death Sentence for Confirmation (Chapter-XXVIII); Appeals, Reference and Revision (Chapter-XXIX, XX)
Transfer of Criminal Cases (Chapter-XXXI), Execution, Suspension, Remission and Commutation of Sentences (Chapter-XXXII); Provisions as to Bail and Bonds (chapter-XXXIII); Irregular Proceedings (Chapter-XXXV)

Prescribed Case:
Sammunder Singh v. State of Rajasthan, 1987 SCC (Cri) 189; (1987) 1 SCC 466

Book Recommended:
1. Kelkar, R.V.: Outlines of Criminal Procedure
2. Ratanlal Dhirajlal: The Code of Criminal Procedure
Note: (i) The Entire Syllabus of the theory has been divided into four units. But the question paper shall have five units. Unit I to IV of the question paper will have two questions from each unit of the syllabus. The student will be required to attempt one question from each unit.

Unit V of the question paper shall have compulsory question, divided into four parts and each part carrying a question from the above four units of the syllabus.

(ii) All questions shall carry equal marks.

Unit-I

Contract of Indemnity- Definition and Scope; Rights of Indemnity-Holder (Sections 124-125)
Contract of Guarantee- Definition and Scope; Essential Features; Comparison of Contract of Guarantee and Indemnity; Continuing Guarantee; Extent of Surety’s liability; Modes of Discharge of Surety; Rights of Surety against the Creditor, Principal Debtor and Co-sureties (Section 126-147)
Prescribed Case:

Unit-II

Bailment- Definition and Scope; Essential Features of Bailment, kinds of Bailee- Banker, Factor, wharfinger, Attorneys, Policy-brokers and Carriers, Duties and Rights of Bailor; Duties and Rights of Bailee, Finder of lost goods(Sections 148-171).
Bailment and Pledge: Definition and Scope; Hypothecation and Pledge; Pledge and Mortgage. Pawner’s Right to Redeem; Rights of Pawnee; Who can Pledge- Pledge by Mercantile Agent, Pledge by person in Possession under Voidable Contract; Pledge by Pledgee (Sections 172-179).
Prescribed Case:
Juggilal Kamlapat Oil Mills v. Union of India (1976) 1 SCC 893.

Unit-III

Agency- Definition and Scope; Essential Features of Agency; Kinds of Agent; Delegation of Authority- Sub-agent and Substituted Agent; Modes of Creation of Agency; Agency by Ratification; Revocation of Authority; Agent’s Duty to Principal; Principal’s Duty to Agent; Effects of Agency on Contracts with third Persons; Personal Liability of Agent; Termination of Agency-Revocation, Renunciation by Operation of Law (Sections 182-238)
Prescribed Case:

Unit-IV

Indian Partnership Act- Nature of Partnership; Essentials of Partnership (Sections 4-8), Partnership compared with Co-ownership; Company, joint Hindu Family Business; Relations of Partner to one another (Sections 9-17), Relations of Partners to third parties
including the Principle of “Holding Out”, minor admitted to the Benefits of Partnership (Sections 18-30)
Incoming and outgoing Partners (Sections 31-38); Dissolution of Firms- (Sections 39-55); Registration of Firm and Effects of Non-Registration (Sections 56-71)

**Prescribed Case:**
Cox v. Hickman, (1860) 8 HLC 268

**Statutory Material**
1. Indian Contract Act, 1872 (Sections 124-238)
2. Indian Partnership Act, 1932

**Book Recommended:**