

PANJAB UNIVERSITY, CHANDIGARH.

Outlines of Tests, Syllabi and Courses of reading for the Master of Laws (One Year Course) w.e.f. academic session 2019-20.

1st Semester

- Paper I Research Methods and Legal Writing - Compulsory
Paper II Comparative Public Law - Compulsory
Paper III One optional Group from the following two groups
(to be chosen by the candidate)

Paperó III - Group I -Constitutional and Administrative Law i) Fundamental Rights and Directive Principles ii) Health Laws iii) Service Law
Paper-III - Group II - Criminal and Security Law i) Criminology and Penology ii) Criminal Justice and Human Rights iii) Victimology

- Paper-IV Term Paper (35 ó 50 pages - font 12 Times New Roman ó
1 ½ spacing)

2nd Semester

- Paper V Law and Justice in a Globalizing World - Compulsory
Paper VI One optional Group from the following two groups
(to be chosen by the candidate)

Paper VI - Group I - Constitutional and Administrative Law i) Centre State Relations and Constitutional Governance ii) Media Law iii) Administrative Law
Paper VI - Group II - Criminal and Security Law i) International Criminal Law ii) Police Law and Administration iii) Corporate Crimes/White Collar Crimes

Paper VII : Dissertation

Scheme of Examination:

The Scheme of examination of papers of both the semesters (excluding dissertation) shall be as under:-

Maximum 100 marks will be allotted for each paper (except term paper and dissertation). These marks will be further divided into two parts i.e. theory examination (75 marks) and Seminar (25 marks).

Theory Examination (75 marks):

For the theory examination the whole syllabus shall be divided into two sections. Question paper will be divided into three units. Unit I will have one compulsory question of 25 marks, from Section A and B of the syllabus, consisting of 5 parts (at least two parts from each section) of 5 marks each. Unit II to III of the question paper corresponding to the Section A to B of the syllabus will have four questions each and the students will be required to attempt two questions of 12 ½ marks each from each unit. The focus of the papers shall be to critically examine the academic/research aptitude of the LL.M. students.

Seminar (25 marks):

The Seminar will include a research paper of 10-12 typed pages including footnotes, (Font-12 óTimes New Roman óSpacing 1 ½) and its presentation. The topic of the Seminar will be given by the concerned teacher in the class. The seminar and its presentation shall be evaluated by the concerned teacher/s and atleast one Professor. The marks of Seminar will be divided as under:

Research Paper	-12 ½ marks
Presentation	-12 ½ marks

Term Paper : 50 (marks):

There will be a Term Paper of 35-50 pages (font ó 12 ó Times New Roman and spacing 1 ½) to be assigned by the concerned teacher in the class on the relevant subject. The term paper shall be evaluated by an external examiner. Three names of external examiners will be proposed by the concerned teacher and out of which one name will be recommended by the committee of all Professors of the Department to be approved by the DUI.

Instructions to Paper Setters

For the theory examination the whole syllabus shall be divided into two sections. Question paper will be divided into three units. Unit I will have one compulsory question of 25 marks, from Section A and B of the syllabus, consisting of 5 parts (at least two parts from each section) of 5 marks each. Unit II to III of the question paper corresponding to the Section A to B of the syllabus will have four questions each and the students will be required to attempt two questions of 12 ½ marks each from each unit. The focus of the papers shall be to critically examine the academic/research aptitude of the LL.M. students.

LL.M. SEMESTER 1
PAPER I
RESEARCH METHODS AND LEGAL WRITING
(COMPULSORY)

Section A

1. Meaning and Objectives of Research
2. Meaning and Significance of Legal Research
3. Legal Reasoning
4. Legal Reforms Committees:-
 - Malimath Committee
 - Krishna Iyer Committee
 - Mulla Committee
 - Verma Committee
5. Research Design
6. Sampling Design
7. Research Methods : - Data Collection Techniques/Tools
8. Data Processing and Data Analysis

Section B

9. Identification and Formulation of Research Problem
10. Review of Literature
11. Hypothesis:- Meaning, Types and Formulation
12. Primary and Secondary Authorities
13. Use of Library, Online Database and E- Research
14. Citing and Validating the Authorities.
Legal Citation Form: - Blue Book Nineteenth Edition.
15. Research Ethics
16. Report Writing
Article Writing
Dissertation/Thesis Writing

SUGGESTED READINGS

1. John W. Creswell, *Research design*, 3rd Edition Sage South Asia Edition.
2. Devendra Thakur, *Research Methodology in Social Sciences*, Deep & Deep Publications, 2009.
3. Robert Watt, *Concise Legal Research*, Universal Law Publishing Co., 5th Edition, 2009.
4. Dawn Watkins & Mandy Burton (Eds.), *Research Methods in law*.
5. S.R. Myneni, *Legal Research Methodology*, Allahabad Law Agency, 2010.
6. S.K. Verma & M. Afzal Wan (Eds.), *Legal Research and Methodology*, Indian Law Institute.
7. Ranjit Kumar, *Research Methodology*, Sage Publications, 3rd Edition, (2011).
8. *Blue Book ó A Uniform System of Citation*, Nineteenth Edition.
9. Charles R. Calleros, *Legal Method and Writing*, Sixth Edition, Wolters Kluwer
10. Richard K. Neumman, Jr Sheila Simon, Second Edition, Wolters Kluwer
11. John C. Dernbach et al., *Legal Writing & Legal Method*, Fourth Edition, Wolters Kluwer.
12. Kothari C.K., *Research Methodology; Method & Techniques*, New Delhi, Wiley Eastern Ltd., 1980.

LL.M. SEMESTER 1

PAPER II COMPARATIVE PUBLIC LAW (COMPULSORY)

Section A

- I. Constitutional Law and Constitutionalism
- II. Distinction between Public Law and Private Law
- III. Forms of Constitutional Governance:- Unitary and Federal
- IV. Parliamentary and Presidential forms of Government
- V. Legislative Mechanism:ó Unicameral, Bicameral, Amendment Process.
- VI. Rule of Law
- VII. Ombudsman

Section B

- I. Due Process of Law
- II. Separation of Powers
- III. Independence and Accountability of Judiciary
- IV. Judicial Legislation
- V. Judicial Review of Legislative and Administrative actions
- VI. Doctrine of *Locus Standi* and Public Interest Litigation
- VII. Right to Information

SUGGESSTED READINGS

1. A.V. Dicey, *Introduction to Law of the Constitution*, (Macmillan & Co. Ltd. London & New York).
2. B. Schwartz- *American Administrative Law: Case Book*, (Aspen Publishers 2006).
3. Bignami, Francesca: *Comparative Law* (Ch. 7 (PP-145-170) at Cambridge University Press 2012).
4. Christopher Forsyth, Mark Elliott, Swati Jhaveri, *Effective Judicial Review: A Cornerstone of Good Governance* (Oxford University Press, 2010).
5. D.D. Basu, *Comparative Constitutional Law* (2nd ed., Wadhwa Nagpur).
6. David Strauss, *The Living Constitution* (Oxford University Press, 2012).

7. DeSmith, *Judicial Review of Administrative Action*, (7th Ed. Sweet & Maxwell, 2013).
8. Dr. Subhash C Kashyap, *Framing of Indian Constitution* (Universal Law, 2004).
9. Elizabeth Giussani, *Constitutional and Administrative Law* (Sweet and Maxwell, 2008).
10. Ivor Jennings, *Law & the Constitution*, (University of London Press, 1964).
11. I.P. Massey, *Administrative Law*, (Eastern Book Co., Lucknow, 2008).
12. K. S. Shukla & S. S. Singh, *Lokayukta-A Socio-Legal Study*, (Indian Institute of Public Administration, New Delhi, 1988).
13. Louis Leventhal Jaffe, *Judicial Control of Administrative Law*, (Little Brown, 1965).
14. M.V. Pylee, *Constitution of the World* (Universal, 2006).
15. Mahendra P Singh, *Comparative Constitutional Law* (Eastern Book Company, 1989).
16. M.P. Jain, S. N. Jain, *Principles of Administrative Law*, (2 Vols.: Lexis Nexis, 7th Edition, 2013).
17. M.P. Jain, *Cases & Materials on Administrative Law*, (3 Vols.).
18. M. Shukla, *Judicial Accountability: Welfare & Globalization*, (Regal Publications, New Delhi, 2010).
19. R.K. Gupta & P. K. Saini, *Right to Information Act 2005: Implimentation & Challenges*, (Deep & Deep Publications Pvt. Ltd., New Delhi, 2009).
20. S.K. Aggarwal, *Towards Improving Governance*, (Academic Foundation, New Delhi, 2008).
21. S.K. Aggarwal, *Public Interest Litigation in India: A Critique*, (The Indian Law Institute, New Delhi).
22. N.M. Tripathi, *An Introduction to the Study of Comparative Law*, (The Indian Law Institute, Bombay, 1971).
23. S.N. Ray, *Judicial Review & Fundamental Rights*, (Eastern Law House, 1974).
24. Tom Bingham, *The Rule of Law*, (Penguin Publication, 2011).
25. Videh Upadhyay, *Public Interest Litigation in India: Concepts, Cases, Concerns*, (1st Ed. Lexis Nexis 2007).

LL.M. SEMESTER 1

PAPER III

GROUP I – CONSTITUTIONAL AND ADMINISTRATIVE LAW

(i) FUNDAMENTAL RIGHTS AND DIRECTIVE PRINCIPLES

Section A

Concept of Fundamental Rights

Justiciability of Fundamental Rights, State and Other Authorities, Personal Laws & Customs, Unconstitutionality of a Statute, Doctrine of Eclipse, Severability, Waiver of Fundamental Rights, Emergency and Fundamental Rights, Military Law and Fundamental Rights.

Equality Principles

Concept of reasonable classification, Principles of non-discrimination and non-arbitrariness, Wednesbury Principle, Doctrine of proportionality and legitimate expectation, Equality of opportunity in public employment, Protective discrimination

Rights against Exploitation

Begar, Forced Labour, Trafficking in Human Beings, Child Labour

Section B

Freedoms and Concept of Reasonable Restrictions

Rights of Accused and arrested persons and persons detained under the Preventive detention laws

Right to life and personal liberty. Procedure established by law versus Due process of law

Freedom of Religion, Cultural and Educational Rights

Safeguards to minorities

Right to Constitutional Remedies and Public Interest Litigation

Concept of Socio-Economic Justice and Relationship between Fundamental Rights and Directive Principles of State Policy. Fundamental Duties

SUGGESTED READINGS

1. Basu, Durga Das: Shorter Constitution of India, 13th Edition, Wadhwa, 2006.

2. Jain, M.P.: Indian Constitutional Law- 5th Edition, Wadhwa, 2006.
3. Seervai, H.M.: Constitutional Law of India- 4th Edition, Universal Law Publishing Co. Pvt. Ltd., 2008.
4. Shukla, V.N.: The Constitution of India- 11th Edition, Eastern Book Company, 2008.
5. Austin, Granville : Working a Democratic Constitution: Indian Experience- 2nd Edition, Oxford University Press, 2000
6. Kagzi, M.C.J. : The Constitution of India- 6th Edition, India Law House, 2004.
7. Bakshi, P.M.: Constitution of India- 8th Edition, Universal Law Pub., 2008.

LL.M. SEMESTER 1

PAPER III

GROUP I – CONSTITUTIONAL AND ADMINISTRATIVE LAW

(ii) HEALTH LAWS

Section - A

I Introduction

Concept of Health: Meaning, Definitions & Historical Perspective of Health; Determinants, Indicators of Health & Levels of Health Care; Health as a Human Right under International Instruments; Constitutional framework of Right to health in India.

II Health Law & Bio Ethics: Issues & Challenges: -

- a) Reproductive Health Law & Bio Ethics: Reproductive Rights; Abortion & Medical Termination of Pregnancy Act 1971; Foeticide and The Pre-Conception & Pre-Natal Diagnostic Techniques (Prohibition of Sex Selection) Act 1994;
- b) Reproductive & Therapeutic Technology-Surrogacy; Organ Transplantation Technology & The Transplantation of Human Organs and Tissues Act 1994.

Section – B

I Medical Professionals, Patients & The Law:

Nature of Doctor-Patient Relationship-Informed Consent & Confidentiality; Duty of Care & Standard of Care; Code of Ethics in Medical Profession; Role of Indian Judiciary in Regulating Medical Profession; The Clinical Establishments (Registration & Regulation) Act 2010.

II Important Health Laws:

- a) Laws Relating to Public Health & Convenience:-

Anti-Smoking Laws- The Cigarettes & Other Tobacco Products (Prohibition of Advertisements & Regulation of Trade & Commerce, Production, Supply & Distribution) Act 2003; The Epidemic Disease Act 1897 & Relevant Section of Chapter XIV of IPC 1860; The Food Safety & Standards Act 2006 & Relevant Provisions of Chapter XIV of IPC 1860; The Prohibition of

Employment as Manual Scavengers & their Rehabilitation Act 2013.

b) Health Laws for Specially Challenged Persons:

The Rights of Persons with Disabilities (Equal Opportunities, Protections of Rights & Full Participation) Act 2016; The Mental Health Act 2017.

SUGGESTED READINGS

1. Basu Durga Das, *Commentary on the Constitution of India*, (Lexis Nexis Butterworths Wadhwa Nagpur, New Delhi, 2008).
2. Davar V. Bhargavi, *Mental Health from a Gender Perspective*, (Sage Publications India Pvt. Ltd., New Delhi 2001).
3. Dhanda Amita, *Legal Order And Mental Disorder*, (Sage Publication, New Delhi, 2000).
4. Doyal Lesley, *What makes women Sick-Gender and the Political Economy of Health*, (Macmillan Press Ltd., London, 1995).
5. Gupta M. C., *Health And Law*, (Kanishka Publishers, Distributors, New Delhi, 2002).
6. Jain K Ashok, *Socio legal off shoots, The Sana of Female Foeticide in India* (Ascent Publication, Delhi, 2006).
7. Kishore J., *National Health Programs of India*, (Century Publications, New Delhi, 2006).
8. Kishwar Madhu, *Off the beaten track rethinking gender justice for Indian women*, (Oxford University Press, New Delhi, 1999).
9. Kumar Avanish, *Human Right to Health*, (Satyam Law International, New Delhi, 2007).
10. Kumar Narinder, *Constitutional Law of India*, (Pioneer Books, Delhi, 2005).
11. Maan Jonathan, *Health and Human Rights: A Reader*, (New York, Routledge, 1999).
12. Parmanand Desai, *Law of Disability-medical & nonmedical* (Dwivedi & Company Law Publishers & Book sellers, Adersh Nagar, Bhawapur, Allahabad, 2004).

13. Patel Tulsi, *Sex-Selective Abortion in India, Gender, Society and New Reproductive Technologies*, (Saga Publications India Pvt. Ltd., New Delhi, 2007).
14. Rao B. Shiva, *The Framing of India's Constitution*, (Universal Law Publishing Co. Pvt. Ltd., Vol. 2, Delhi, 1967).
15. Singh Jagdish, Bhushan Vishwa, *Medical Negligence & Compensation*, (Bharat Law Publication, Jaipur 2004).
16. Srivastava S. C., Verma S. K., *Legal Framework for Health Care in India*, (Lexis Nexis Butterworths, The Indian Law Institute, New Delhi, 2002).
17. Swarup Jagdish, *Constitution of India*, (Modern Law Publication, Allahabad Vol. I, 2006).

LL.M. SEMESTER 1

PAPER III

GROUP I – CONSTITUTIONAL AND ADMINISTRATIVE LAW

(iii) SERVICE LAW

Section A

Constitutional right of equality (Articles 14 to 16) in relation to service matters (including reservation in the services), Compassionate Appointment, Principles of equal pay for equal work Article 323-A of the Constitution, Administrative Tribunals, their Constitution, powers, jurisdiction and procedure under the Administrative Tribunals Act, 1985 along with the provisions of the Administrative Tribunal (Amendment) Act, 2006.

Services under the Union and the States (Articles 309-311) including applicability of Article 311 to various categories of non-permanent employee and Article 320, compulsory retirement, probation, status and rights of adhoc employees and daily wagers and their regularization.

Section B

Suspension and subsistence allowance (with special reference to CCS (CCA) Rules 1965, Principles for determination of seniority including a) Seniority based on the date of confirmation, b) seniority as per statutory rules framed under Article 309 read with Article 16 (4) (a) of the Constitution, Annual Appraisal Performance Report, Deputation. Major and Minor Penalties, Conduct and procedure of disciplinary departmental enquiries (including chargesheet, inspection and supply of copies of documents, production of evidence, enquiry report, hearing if any on the question of penalty and final competent authority) (with special reference to CCS (CCA) Rules, 1965)

SUGGESTED READINGS

1. A.S. Bhatnagar : Guide to Departmental Problems Enquiries, Punishment & Appeal- 7th Edition, Ashok Law House, 2005.
2. G.B. Singh : Law of Suspension, Penalties and Departmental Enquiries- Mrs. Baljit Kaur, 2005.
3. Muthu Swami : Swami's Manual on Disciplinary Proceedings- 5th Edition, Swami Pub. Pvt.Ltd., 1993.
4. Ramchandaran, A.S. : Law relating to Departmental Enquiries, Punishment & Appeal- 7th Edition, Ashok Law House, 2005.
5. Narinder Kumar : Law relating to Government Services and Management of Discipline Proceedings- Allahabad Law Agency, 2003.

LL.M. SEMESTER 1

PAPER III

GROUP II – CRIMINAL AND SECURITY LAW

(i) CRIMINOLOGY AND PENOLOGY

Section A

Criminology—Meaning, Nature and Scope; Etiology of Crime: Social, Economic, Environmental, Biological, Psychological, Relationship between Crime and Criminology; **Schools of Thought:** Classical, Neo-Classical, Positivist

Section B

Criminal Behaviour: Corporate and white Collar Crime, Youth Crime, Organised Crime, **Criminology and Penology:** Relationship, Kinds of Punishments, Capital Punishment, Rights of Prisoners and their Rehabilitation

SUGGESTED READINGS

1. Walker, N. Crime and criminology: A Critical introduction (1987)
2. S. Rao, Crime in Our Society, (1983)
3. A. Siddique, Criminology: Problem and perspectives (1997)
4. E. Sutherland, White Collar Crime (1949)
5. Mulla Committee Report (1983)
6. J.P.S.Sirohi, Criminology and Penology (2004)
7. H.L.A. Hart, Punishment and Responsibility (1968).
8. Alf Ross, On Guilt, Responsibility and punishment (1975),
9. A. Siddique, Criminology (1984) Eastern, Lucknow.
10. Law Commission of India, Forty-Second Report Ch. 3 (1971),
11. Sen P.K. Penology Old and New
12. Gillian J.L. Criminology and Penology

LL.M. SEMESTER 1

PAPER III

GROUP II – CRIMINAL AND SECURITY LAW

(ii) CRIMINAL JUSTICE AND HUMAN RIGHTS

Section A

1. Criminal justice and human rights:
concept of crime and criminal liability,
recent trends of mensrea in criminal law;
Human Rights : concept and evolution
2. International and National perspective of Criminal Justice System and Human Rights:

Human Rights under UN Charter,
Universal Declaration of Human Rights,
International Covenants- International Covenant on Civil and Political Rights, 1966 and International Covenant on Economic, Social & Cultural Rights, 1966, Regional Conventions - European Convention for the Protection of Human Rights and Fundamental Freedoms, 1950 and African Charter on Human and Peoplesø Rights, 1981,
International Human Rights Institutions- UN Centre for Human Rights, Economic and Social Council, Human Rights Council and Office of the United Nations High Commissioner for Human Rights,
Constitutional Guarantees and Legislative Measures in India, NHRC and its role for protection of Human Rights.

Section B

1. Human Rights Issues and Criminal Justice System: ó
Custodial violence,
terrorism and insurgency,
human rights violation of marginalised section,
communal violence,
caste and class conflicts,
maintenance of law and order,
rights of inmates of prisons, custodial homes, protection homes, reformatory homes and other social organizations.
2. New trends in criminal justice system:
Criminal Justice System and Medical Examination,

Criminal Justice System and Cyber Laws,
Criminal Justice System and Preventive Detention Laws,
Criminal Justice System and Arbitration/Plea-bargaining,
Criminal Justice System and Restorative Justice System of USA ó
A comparative analysis.

SUGGESTED READINGS

1. Bava, Noorjahan, (ed), (2000), Human rights and Criminal Justice Administration in India, Uppal Publishing House, New Delhi.
2. Arora, Nirman, (1999), Custodial Torture in Police Stations in India: A Radical Assessment, Journal of Indian Law Institute, Vol. 41, Nos. 3 and 4.
3. Shubhi Ghosh, S.K., (1993), Torture and Rape in Police Custody, New Delhi: Asish Publishing House.
4. Vada Kumchery, James, (1991), The Police and Delinquency in India, New Delhi: APH Publishing Corporation.

LL.M. SEMESTER 1
PAPER III
GROUP II – CRIMINAL AND SECURITY LAW
(iii) VICTIMOLOGY

Section A

Victimology: Definition and Meaning; Nature and Scope of Victimology; Kinds of Victims; Theories of Victimology. **Victim and victimizers:** Victim offender Relationship Sources of Victimization (Criminals/Individuals/Non State actors, State, Police). **Impact of Victimization:** Physical impact, Psychological impact, Financial impact, Social impact

Section B

Rights of and Protection to Victims under The Criminal justice system: Rights of Victim; Compensation and Restitution to the victim; State liability to pay compensation; Compensatory provisions in Criminal law; Recommendations of The Malimath Committee with respect to compensation to the victims of crime; Latest trends in Victimology and Compensation

SUGGESTED READINGS

1. Dutta K.K., Some Aspects of Criminal Law, Law Research Institute, Edition 1997, APH, Publishing House, Darya Ganj, New Delhi -02.
2. Dr. Mrinmaya Chaudhari, Languishing for Justice, A Critical Survey of the Criminal Justice System, DATTSONS, J. Nehru Marg, Sadar, Nagpur.
3. Malik P.L., Criminal Court Hand Book, 18thEdition, Eastern Book Company, 32, Lalbagh, Lucknow -01.
4. Manjula Batra, Protection of Human Rights in Criminal Justice Administration, Deep and Deep Publication, New Delhi.
5. Parvesh K Atri, Readings in Criminal and Criminology, 1st edition 1998, Anmol Publication Pvt. Limited, New Delhi -2
6. Ahmed Siddiqui, Criminology, Problems and Perspectives, 4thedition 1997, Eastern Book Company, Lucknow -01
7. Clive Coleman and Clive Norris , Introducing Criminology, Edition 2000, Lawman (India) Pvt Limited, Lajpat Nagar, New Delhi-24
8. Bharat B Das, Victims in the Criminal Justice System, 1stEdition 1997, APH Publication Corporation, New Delhi 2

LL.M. SEMESTER 2

PAPER V

LAW AND JUSTICE IN A GLOBALIZING WORLD (COMPULSORY)

Section – A

- I. Introduction:- Meaning, Significance & Dimensions of Globalization; Concept of Justice in a Globalized world; Models to Achieve Global justice:- Social justice/Distributive justice-John Rawls Theory of Justice; Gandhian model of justice.
- II. Impact of Globalization & Central Challenges to Global Justice- Impact on sovereignty of States, on federalism and Democratic Law making; Impact on Environment & Natural Resources- Displacement for Development;

Section – B

- I. Globalization and Economic Development in India- Economic development and economic justice; Impact of WTO and TRIPs on Indian Economy- WTO & Indian Agricultural Challenges; Industrial Reforms:- Free enterprise versus State regulation.
- II. Globalization and Reforms in Justice Delivery System in India. Concept of Plea Bargaining, Justice to Victims of Crime, Shift from Adversarial System to accusatorial system.

SUGGESTED READING

1. Amartya Sen, *Development of Freedom*, (Oxford University Press, 1999).
2. Amartya Sen, *The Idea of Justice*, (Oxford, 2009).
3. Amit Bhandari, *Development with Dignity*, (National Book Trust of India, New Delhi, 2005).
4. Andrew Kuper, *Democracy Beyond Borders: Justice and Representations in Global Institutions* (OUP, 2006).
5. Anthony McGrew, David Held (eds.), *Governing Globalization: Power, Authority and Global Governance*, (Polity Press, 2002).
6. Ashok Nathan, *Economic Liberalization and its Implication for Employment*, (2002).
7. Boaventura de Sousa Santos, Cesar A. Rodriguez-Garavito (eds.) *Law and Globalization from Below*, (Cambridge University Press, 2005).
8. David B. Goldman, *Globalization and the Western Legal Tradition: Recurring Patterns of Law and Authority*, (Cambridge University Press, 2008).
9. David Held, *A Globalizing World? Culture, Economics, Politics*, (2004).
10. David Kinley, *Civilizing Globalization: Human Rights and the Global Economy*, (Cambridge University Press, 2009).
11. D. R. Saxena (ed.), *Law, Justice and Social Change*, (Deep & Deep Publication, New Delhi, 1996).
12. Eleotrora Kofman & Gillian Youngs (eds.), *Global Station: Theory and Practice*, (2nd edn-Continuum, London, 2003).

13. Johan Rauls: *A Theory of Justice*, (Harvard University Press, 1971).
14. Johan Rauls: *Justice as Fairness: A Restatement*, (Harvard University Press, 2001).
15. Martha Nussbaum, *Frontiers of Justice*, (Cambridge, Mass: Harvard University Press, 2006).
16. N. R. Madhava Menon (ed.), *Social Justice and Social Process in India*, (Indian Academy of Social Sciences, Allahabad, 1988).
17. P. Ishwara Bhat: *Law & Social Transformations*, (Eastern Book Co., Lucknow 1st ed, 2009).

LL.M. SEMESTER 2

PAPER VI

GROUP I – CONSTITUTIONAL AND ADMINISTRATIVE LAW

(i) CENTRE STATE RELATIONS AND CONSTITUTIONAL GOVERNANCE

Section A

Federalism and unitary forms of Constitution
Composition and Functions of Union and State Legislature
Creation of new states.
Special status of certain States.
Tribal Areas, Scheduled Areas.

Section B

Legislative, Administrative and Financial Relations
Union and State Executive
Emergency Provisions
Inter-State Trade and Commerce
Inter-State disputes and Jurisdiction of Supreme Court

SUGGESTED READINGS

1. H. M. Seervai, Constitutional Law of India, Universal Law Publisher, 4th Edition in 3 Volumes, 2011
2. L.M. Singhavi (ed.), Union-State Relations in India, Journal of Constitutional and Parliamentary Studies, New Delhi, 124-154, 1969
3. M.P. Jain, Indian Constitutional Law, Lexis Nexis, 7th Edition, 2014
4. K. Subba Rao, The Indian Federation, University of Poona, 1969
5. K.C. Wheare, Federal Government, Oxford University Press, 4th Edition, 1970
6. Report of the Finance Commission
7. Report of Administrative Reforms Commission
8. Report of Commission on Centre-State Relations
9. Constitutional Assembly Debates

LL.M. SEMESTER 2

PAPER VI

GROUP I – CONSTITUTIONAL AND ADMINISTRATIVE LAW

(ii) MEDIA LAW

Section A

Concept of media and its evolution; Constitutional framework and media: Pre and Post-censorship; Issues relating to Privacy; Parliamentary Privileges

Media and criminal Law: Sedition; Obscenity; Defamation; Media and Tort Law: Defamation; Media and Contempt of Courts; Media Trials and administration of justice

Section B

Legislation in Broadcasting Sector: Parsar Bharati Act, 1990; Cable Television Network Regulation Act, 1995, Press Council Act, 1978; Cinematograph Act, 1952; Emerging problem of Social Media and Information Technology Act, 2000.

Concept of advertisement: Legal regulation and Self Regulation of advertisement in India; Comparative and Surrogate advertisement; Advertisement and IPR.

SUGGESTED READINGS

1. M.P. Jain, Constitutional Law of India; Wadhwa, Nagpur;(1994)
2. H.M. Seervai, Constitutional Law of India 2002 Vol. 1; Universal Law Publishing Co Ltd
3. John B. Howard, "The Social Accountability of Public Enterprises" in Law and Community Controls in New Development Strategies (International Center for law in Development 1980)
4. Rodney D. Ryder, Brands, trademarks, and advertising, Lexis Nexis Butterworths, (2003).
5. Soli Sorabjee, Law of Press Censorship in India (1976).
6. Justice E.S. Venkaramiah, Freedom of Press: Some Recent Trends (1984).
7. D.D. Basu, The Law of Press of India (1980)
8. Venkat Iyerass, Media Laws And Regulations In India; Bahri Sons (India Research Press) (2000).
9. Monroe Edwin Price, Stefaan G. Verhulst, Broadcasting reform in India: media law from a global perspective, Oxford University Press, (2000).
10. Kiran Prasad, Media Law in India, Kluwer Law International ;(2011).
11. Daxton Stewart (ed.) Social Media and the Law: A Guidebook for Communication Students and Professionals, Routledge, (2013).
12. B. Manna, Mass Media and Related Laws in India, Academic Publishers, (2006).
13. Monroe Edwin Price, Stefaan G. Verhulst, Broadcasting reform in India: media law from a global perspective, Oxford University Press, (2001).

LL.M. SEMESTER 2

PAPER VI

GROUP I – CONSTITUTIONAL AND ADMINISTRATIVE LAW

(iii) ADMINISTRATIVE LAW

Section A

Definition, nature and Scope of Administrative Law

Droit Administratif

Separation of Powers and Theory of Checks and Balances. Principle of Judicial Self Restraint

Concept of Fairness:

Rule of Law ó Evolution, meaning and evaluation.

Modern Concept of Rule of Law

Principles of Natural Justice : Rule against Bias

Rule of Hearing including Post-decisional hearing and reasoned decision. Exclusion of Principles of Natural Justice

Section B

Judicial Review of Administrative Action ó Its Nature, Scope and Limitations

Delegated Legislation: Meaning, Constitutionality and Controls

Retrospective Delegated Legislation

Delegated Legislation v. Conditional Legislation

Liability of Administration in Tort and Contract

Privileges and Immunities of the Administration

Promissory Estoppel and Legitimate Expectation

Statutory Public Corporations: their nature, characteristics, liability, constitutionality and controls.

Ombudsman ó Evolution, Position and Development

SUGGESTED READINGS

1. H. W. Wade, -Administrative Law, 1988, Clarendon Press, 1961
2. DeSmith - Judicial Review of Administrative Action, 6th edition, UK Butterworths: London, 2007
3. Garnerø - Administrative Law, B.L. Jones and K Thompson, 1985
4. D. D. Basu - Comparative Administrative Law, Universal Book Traders, Delhi, 2012.
5. Wade and Philips - Constitutional Law and Administrative Law, Bradley London: Longman, 1977.
6. M. P. Jain and S. N. Jain - Principles of Administrative Law, Lexis Nexis Butterworths, Wadhwa, Nagpur, 2010
7. M. P. Jain and S.N. Jain - The Evolving Indian Administrative Law, Lexis Nexis Butterworths, Wadhwa, Nagpur, 2013
8. M. P. Jain - Cases and Materials on Administrative Law, , Lexis Nexis Butterworths, 1994
9. I.P. Massey - Administrative Law, Eastern Book Company, 2011
10. Dr. Devinder Singh, Administrative Law, Allahabad Law Agency, 2007.

LL.M. SEMESTER 2

PAPER VI

GROUP II – CRIMINAL AND SECURITY LAWS

(i) INTERNATIONAL CRIMINAL LAW

Section A

1. International Criminal Law:
 - a. Meaning,
 - b. History and sources,
 - c. Objective and Principles
 - d. International crime and types (brief introduction) such as:
 - i. Criminal offenses against the world community: genocide, war crimes, **crimes** against humanity, crimes of aggression , act of terrorism and
 - ii. Transnational criminal acts: drug trafficking, trans-border organized criminal activity, counterfeiting, money laundering, financial crimes, willful damage to the environment, and cyber crimes.
2. Salient Features of important UN Conventions relating to International crimes
:
 - a. Genocide Convention 1948
 - b. the United Nations Convention against Illicit Traffic in Narcotic Drugs and Psychotropic Substances of 1988
 - c. United Nations Convention against Transnational Organized Crime and the Protocols , 2000
3. International crime Investigating agency : INTERPOL
4. Jurisdiction under International Criminal Law

Section B

5. Responsibility under International Criminal Law and Immunity to state officials as per Diplomatic Convention, 1961
6. Extradition and Mutual Legal assistance
7. International criminal Tribunals and Special courts:
 - a. Nuremberg Tribunal
 - b. Tokyo Tribunal
 - c. International Criminal tribunal for Yugoslavia (ICTY)
 - d. International Criminal Tribunal for Rwanda(ICTR)
 - e. [Special Courts in Sierra Leone](#) and [Lebanon](#)
8. International Criminal Court(ICC):

Rome Statute of ICC : Jurisdiction (genocide, war crimes, Crimes against humanity, Crime of aggression), Applicable Law, Composition, Mandate and Principles, Penalties , Appeal and Revision, Enforcement, Assembly of States Parties, Reservations, Amendments, Review of Statute, Important cases decided by ICC

SUGGESTED READINGS

1. Julius Stone, "Legal contract of International Conflicts"
2. JG Starke "Introduction to International Law"
3. Dr.S.KKapoor "International Law and Human Rights"
4. Ian Brownli "principles of International Law"
5. Malcolm Shaw "International Law"
6. L Oppenheim "Principles of International Law"
7. Charles Fenwick "International Law"
8. Phillip C Jessup "A Modern Law of Nations"

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PAPER VI

GROUP II – CRIMINAL AND SECURITY LAWS

(ii) POLICE LAW AND ADMINISTRATION

Section A

Police Administration

1. History of Police Administration.
2. Legislative Development of Policing

Policing in India

Community Policing

Contemporary Issues in policing and Police Reforms

Section B

Police Law

1. Police and Human Rights
2. Police and Investigation of Crime
3. Role of Judiciary and Police
- 4.
4. Model Police Act

Suggested Reading

1. Bailey, David, H., *The Police and Political Development in India*, (Princeton University Press, New Jersey, 1969).
2. Gupta, Anandswarup , *The Police in British India, 1861-1947*,(Bureau of Police Research & Development, New Delhi, 2007).
3. Wilson. O.W and , *Police Administration*, (McGraw Hill Book MacLaren Roy Company, New York, 1972).
4. Sen, Shankar , *Indian Police Today*, (Ashish Publishing House, New Delhi, 1994).
5. Chaturvedi, J.C., *Police Administration and Investigation of Crime*, (Isha Books, Delhi, 2006).
6. Dempsey, John S. & Linda S. Forst , *An Introduction to Policing*,(Thomsont Wadsworth, CA, 2005).
7. Sharma, K.K. , *Law and Order Administration*, (National Book Organization, New Delhi, 1985).
8. Srivastava, Aparna , *Role of Police in a Changing Society*, (A.P.H. Publishing Corporation, New Delhi, 1999).

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PAPER VI

GROUP II – CRIMINAL AND SECURITY LAWS

(iii) CORPORATE CRIMES/WHILTE COLLAR CRIMES

Section A

- **Historical background, Nature and Meaning of corporate crimes and its impact.**
(Psychological and Socio-economic Factors underlying corporate frauds)
- **Features of corporate crimes**
 - white collar crimes
 - occupational crimes
 - state corporate crimes
 - organized crimes
- **THEORIES OF CORPORATE CRIMINALITY**
 - Learning Theory
 - Theory of Anomy
 - Neutralisation Techniques
 - Control Theories
 - Economic Theory
- **Types of Corporate Crimes along with relevant case laws.**
 - Crime resulting in physical harm:- Industrial Disasters, Ignoring occupational standard and safety standards, Victims of unsafe products, Victims of industrial pollution .
 - Economic Corporate Crimes:- Deceptive Accounting, Inside Trading, Manipulation of Security Market, Stealing Trade Secrets, Investment Trends, money laundering, scams, Hawala & Counterfeiting of Currency.
- **Liability in corporate crimes:-**
 - Liability of the Corporation
 - Liability of Individuals
 - Doctrine of responsible corporate officer (RCO). (United States vs.Park , Sunil Mittal vs. CBI)
- **Controlling and regulating corporate crimes/ white collar crimes.**
 - Nexus of Organized crime and politics
 - Role of Police in Investigation of corporate crimes
 - Role of Judiciary, Trial and Sentencing in corporate crimes
 - Role of media in corporate crimes

Section B

- ❖ Defining and Assessing White Collar Crimes
- Historical Background
- Theories of White Collar Crimes
 - Sub-cultural Theory
 - Structured Action Theory
 - Anomie Theory
- Typology of White Collar Crimes

- ❖ Controlling/Regulating White Collar Crimes
- Self Control (special focus on resistance to Insider trading)
- Whistle Blowing
- Government Control
- Legal Control ó Prosecution
- Media Influence and impact (impact of throwing limelight on these crimes publicly)

SUGGESTED READINGS

1. Is Corporate Crime Serious Crime? Criminal Justice and Corporate Crime Control, by Ronald C. Kramer, Journal of Contemporary Criminal Justice 1984; 2; 7 (Online version available at: <http://ccj.sagepub.com>)
2. Crime and Business, by Edwin H. Sutherland, Annals of the American Academy of Political and Social Science Vol. 217, Crime in the United States (Sep., 1941), pp. 112-118 Published by : Sage Publications, Inc. Article Stable URL: <http://www.jstor.org/stable/1023421>
3. Occupational Crime, Occupational Deviance, and Workplace Crime: Sorting Out the Differences, by David O. Friedrichs, 2002, Criminal Justice 2:243-56, -Trusted Criminals: White Collar Crime in Contemporary Society. Belmont, CA: Thomson Wadsworth.
4. White-Collar Crime : The Essentials by Brian K. Payne, 2013.
5. Corporate and White Collar Crimes, Cases and Materials, 5th edition, by Kathleen F. Brickey, 2011.
6. Understanding White Collar Crimes by J. Kelly Strader, 2011.
7. Vijay Kumar Singh, Corporate Power to Corporate Crimes: Understanding Corporate Criminal Liability in India, Satyam Law International (2013).
8. Viano, Emilio C 2000 Global Organized Crime and International Security, Ashgate Publishing Limited
9. Nelken, "White Collar Crime", in Maguense et. al. (eds.) The Oxford Handbook of Criminology, 3rd Ed. (2002) .
10. Bensen, M.L., Simpson, S.S., White Collar Crime ó An Opportunity Perspective, Criminology and Justice Series, Routledge, N.Y. (New York) (2009).
11. Mishra, Girish, 1998, White-collar Crimes, Gyan Publishing House, New Delhi.
12. Frank, Nancy and Machael Lynch, Corporate Crime, Corporate Violence: A Primer, 1992.
13. Paranjapa NV, 2001, Criminology and Penology 2nd edition, Central LawPublication Allahabad.
14. Lyman, Michael D, Organized Crime, Prentice Hall, Upper Saddle, 1997.

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PAPER VII- DISSERTATION

The dissertation shall carry 150 marks and out of which viva-voce shall be of 30 marks.