

THIRD SEMESTER

Code: K-3001

PAPER-I

Family Law-II (Muslim Law)

The course shall comprise of the following :

- (1) Introduction : Who is Muslim, Conversion, Apostasy.**
- (2) Sources of Muslim Law .**

- (3) Schools of Muslim Law
- (4) **Marriage** : Definition, Nature, Capacity, Classification and Legal Effect of Marriage.
- (5) Dower, Will, Gifts, Wakf and Pre-emption.
- (6) **Dissolution of Marriage under Muslim Law** : (Divorce) Talaq, Ila, Khula, Mubarrat, Talaq-e-Tafweed, Lian, Faskh etc., Dissolution of Muslim Marriage Act, 1939.
- (7) Maintenance of Wives with special reference to Section 125 Cr.P.C.
- (8) Shah Bano Case and the ensuing Legislation.
- (9) **Parentage and Legitimacy** : Acknowledgement of Legitimacy. Brief Study of Section 112 of the Evidence Act.
- (10) Indian Succession Act, Part VII (Protection of Deceased, Section : 192 to 210), Part VIII (Prerepresentative Title to Property of Deceased on Succession, Section : 211 to 216).

Code: K-3002

PAPER-II

Public International Law

The course shall comprise of the following :

- (1) **Theoretical Foundation of International Law** :
 - (a) Definition,
 - (b) Nature and Scope
- (2) **Sources of International Law** :
 - (a) Custom,
 - (b) International Conventions,
 - (c) General Principles of Law,
 - (d) Judicial Decisions and Juristic Works
- (3) **Relation between International Law and Municipal Law** :
 - (a) Theories of Relationship,
 - (b) Indian and British Practices
- (4) **State** : State Sovereignty, State Territories and Jurisdiction, Recognition, Succession, Intervention, Nationality, Diplomatic Agents, Extradition and Asylum.
- (5) **Laws of War** : War Crimes and Crime against Peace, Settlement of International Disputes – Pacific and Coercive, Hijacking Narcotics, Treatment of Aliens, Enemy Character, Contraband, Blockade, State Jurisdiction on Terrorism.
- (6) **Law of the Sea** : Maritime Belt, Contiguous Zone, EEZ, Continental Shelf Jurisdiction.

Code: K-3003

PAPER-III

Administrative Law

The course shall comprise of the following :

- (1) Evolution of Administrative Law, Definition and its Scope.
- (2) Rule of Law.
- (3) Separation of Powers
- (4) **Delegated Legislation** :
 - (a) Necessity of Delegated Legislation

- (b) Constitutionality of Delegated Legislation
- (c) Control Over Delegated Legislation
 - 1. Judicial Control, 2. Parliamentary Control,
 - 3. Procedural Control.
- (5) **Principles of Natural Justice :**
 - (a) Nemo judex in sua causa (Rule Against Bias), (b) Audi alteram partem, (c) Reasoned decision, (d) Doctrine of Legitimate Expectation.
- (6) **Writs with Special Reference to :**
 - (a) Writ of Habeas Corpus (b) Writ of Prohibition (c) Writ of Certiorari (d) Writ of Mandamus (e) Writ of Quo-Warranto
- (7) Public Interest Litigation.
- (8) Ombudsman (Lokpal) in India & Lokayukta in State of U.P.,
- (9) **Administrative Tribunals-With Special Reference to Central Administrative Tribunals.**

Code: K-3004

PAPER-IV

Law of Property And Easement

The course shall comprise of the following :

- (1) General Principles of the Law of Transfer of Property, Kinds of Property, Ownership.
- (2) **Sale of Immoveable Property :** Definition and Mode of Sale and Exchange (Sections 54 and 118).
- (3) **Mortgages :** Definitions: Mortgage, Mortgagor, Mortgagee, Mortgage Money, Mortgage Deed (Section 58), Charge (Section 100), Kinds of Mortgage (Section 58), Mode of Formalities for Creation of Mortgage (Section 59)
Right to Redeem, Partial Redemption, Clog on Redemption, (Section 60), Marshalling and Contribution (Sections 81 and 82), Subrogation (Sections 91 and 92).
- (4) **Leases of Immoveable Property :** Definition of Lease (Section 105) and License, Leases How Made (Section 107), Determination of Lease (Section 111), Effect of Holding Over (Section 116).
- (5) **Gift :** Definition of Gift (Section 122), Transfer how Effected (Section 123), Onerous Gift (Section 127), Universal Donnie (Section 128).
- (6) **Easements :** Definition, Acquisition and Kinds of Easements (Sections 4 to 18).

Code: K-3005

PAPER-V

Professional Ethics, Accountability of Lawyers And Bar Bench Relation (Practical Training)

*This course will be taught in association with the practicing Lawyers / retired Judges / retired Law Teachers. This paper will carry Maximum 100 Marks. The written examination on this paper (Theory Paper) will

be in descriptive form and of three (03) hours duration and will carry 50 Marks. The written examination (Theory Paper) shall be held by way of paper with the other theory papers. **The Practical / Viva-voce Examination will carry 50 Marks.** The students will be given Assignment by the subject teacher. Students will record answer to all the Assignment by preparing a Project File. **The Project File will carry 30 Marks. The Project File will be evaluated by the Board of Examiners at the time of Practical / Viva-voce examination. The Viva-voce will carry 20 Marks.**

The course shall comprise of the following :

- (1) Historical Perspective and Regulation of Legal Profession.
- (2) Admission, Enrolment and Rights of Advocate, Bar Councils.
- (3) **Nature and Characteristics of :**
 - (a) Ethics of Legal Profession, (b) Legal Profession
- (4) **Contempt of Court :**
 - (a) Civil Contempt (b) Criminal Contempt
 - (c) Punishment for Contempt (d) Defences Against Contempt.
 - (e) Constitutional Validity of Contempt Law.
 - (f) Contempt by Lawyers, Judges, State, and Corporate Bodies
- (5) Strike by the Lawyers
- (6) **Extent of Professionalization of Legal Profession :**
 - (a) Code of Ethics for Lawyers
 - (b) Professional Misconduct and its Control
 - (c) Bar-Bench Relations
 - (d) Accountability of Lawyers towards Court, Clients and Society
 - (e) Role of Law and Legal Profession in Social Transformation.