**SARDAR PATEL UNIVERSITY**

**FACULTY OF LAW**

**COURSE OF STUDY**

**INTEGRATED DEGREE OF BACHELOR OF ARTS / COMMERCE/ BUSINESS ADMINISTRATION & LAW**

B. Com, LL.B. (HONS.) (Under Choice Based Credit Scheme Semester Degree Programme)

**Semester - VII**

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| **Course Type** | **Subject Code** | **Subject** | **T/P** | **Credits** | **Exam Duration in hrs.** | **Component of Marks** | | |
| **Intern**  **Passing %** | **Internal Passing %** | **Internal Passing %** |
| **B. Com, LL.B. (HONS.)**  **INTEGRATED**  **5 years** | **UL07CBLH01** | **Labour Law – II** | **T** | **4** | **2** | **20/50** | **20/50** | **40/100** |
| **UL07CBLH02** | **Interpretation of Statutes** | **T** | **4** | **2** | **20/50** | **20/50** | **40/100** |
| **UL07CBLH03** | **International Law** | **T** | **4** | **2** | **20/50** | **20/50** | **40/100** |
| **UL07CBLH04** | **Law & Economics (BL)** | **T** | **4** | **2** | **20/50** | **20/50** | **40/100** |
| **UL07CBLH05** | **Law of Carriage (BL)** | **T** | **4** | **2** | **20/50** | **20/50** | **40/100** |
| **UL07CBLH06** | **Criminal Psychology (CL)** | **T** | **4** | **2** | **20/50** | **20/50** | **40/100** |
| **UL07CBLH07** | **Prison Administration (CL)** | **T** | **4** | **2** | **20/50** | **20/50** | **40/100** |
| **UL07CBLH08** | **International Organizations (IL)** | **T** | **4** | **2** | **20/50** | **20/50** | **40/100** |
| **UL07CBLH09** | **Humanitarian and Refugee Law (IL)** | **T** | **4** | **2** | **20/50** | **20/50** | **40/100** |
| **UL07CBLH10** | **Patent – I (IPR)** | **T** | **4** | **2** | **20/50** | **20/50** | **40/100** |
| **UL07CBLH11** | **Patent – II IPR)** | **T** | **4** | **2** | **20/50** | **20/50** | **40/100** |
| **UL07CBLH12** | **Practical-IV (Mock Trial Criminal)** | **P** | **4** | **2** | **20/50** | **20/50** | **40/100** |
| **UL07CBCH01** | **Financial Accounting** | **T** | **4** | **2** | **20/50** | **20/50** | **40/100** |
|  |  | **Seminar Paper** | **T** | **2** |  |  |  |  |
|  |  |  |  | **30** |  |  |  | **280/700** |

**SARDAR PATEL UNIVERSITY**

**Programme: B.Com LLB (Honours)(5 Years)**

**Semester: VII**

**LABOUR LAW - II**

**Syllabus with effect from: June 2015**

**Objective:** The students are to be acquainted with Social Security Frame-work prevailing in our Country. It is necessary to know the concept of social security, its importance and also constitutional basis for the same in India. The importance of ensuring the health, safety and welfare of the workmen and social assistance and social Insurance Schemes under various legislations are to be emphasized. The main theme underlying the Programme is to critically examine the provisions in the Employee’s State Insurance Act, the machinery provided for providing health benefits, Child labour protecting the interests of workers. Further, the objectives underlying the Maternity Benefit Act, Gratuity Act, Provident Funds Act are to be studied with a view to acquaint the students with various rights and benefits available to the workmen under the legislations.

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| **Paper Code: UL07CBLH01** | **Total Credits : 4** |
| **Title of Paper : LABOUR LAW - II** |

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| **Unit** | **Description in Detail** | **Weightage (%)** |
| **I** | **Employees State Insurance Act 1948,** Historical Background, Objectives Scope and applicability, ESI Corporation, Standing committee, Medical benefit council, Contributions and benefits.  Adjudication of Disputes and claims, Penalties and miscellaneous Provisions | **25%** |
| **II** | **Maternity Benefit Act 1961,** Historical Background Objectives , Scope and applicability, Employment of, or work by, women prohibited during certain periods, Right to payment of Maternity benefit, Payment of maternity benefit in case of death of women, Payment of medical bonus, Leave for miscarriage, leave with wages for tubectomy operation, Leave for illness arising out of pregnancy, delivery, premature birth of child, medical termination of pregnancy, Dismissal during absence of pregnancy, No deduction of wages in certain cases, Appointment of inspectors, powers and duties of inspectors, Forfeiture of maternity benefit. Protection of action taken in good faith. | **25%** |
| **III** | **Employees Provident Funds and Miscellaneous Provisions Act, 1952.** Historical Background Objectives, Scope and applicability, Employees Provident Funds Scheme, Contributions, Advances and withdrawals, Entitlement of pension, Benefit package under scheme, Employees Deposit Linked Insurance Scheme, Miscellaneous Provisions. | **25%** |
| **IV** | **Payment of Bonus Act and Gratuity Act,** Historical Background Objectives , Scope and applicability, Determination of Bonus, Payment of Bonus, Disqualification of Bonus, Calculation of Bonus  Seton and set off of allocable surplus, Deductions of certain amounts from Bonus Payable, Time limit for payment of Bonus, Recovery of Bonus, Gratuity :- Historical Background Objectives , Scope and applicability, Payment of Gratuity Provisions | **25%** |

**Reference**:

1. Statutory Material –ESI Act, Maternity Benefit Act, Employees Provident Funds and

Miscellaneous Provisions Act, 1952, Payment of Bonus Act and Gratuity Act

1. S.C. Srivastava, Industrial Relations and Labour Law, Vikas Publishing House, New

Delhi

3. J P Sharma, Labour Laws, Bharat Law House, New Delhi

4. O.P. Malhotra, Industrial Disputes Act, Vol. I & II

5. Indian Law Institute – Cases and Materials on Labour Law and Labour Relations

**SARDAR PATEL UNIVERSITY**

**Programme: B.Com LLB (Honours) (5 Years)**

**Semester: VII**

**Interpretation of Statute**

**Syllabus with effect from: June 2015**

**Objective:** Enacted laws, i.e. Acts and Rules are drafted by legal experts. Language used will leave little or no room for interpretation or construction. But the experience of all those who have to bear and share the task of application of the law has been different. Courts and lawyers are busy in unfolding the meaning of ambiguous words and phrases and resolving inconsistencies. The statute is to be construed according ‘to the intent of them that make it.’ To ascertain the true meaning, intent of the maker, numerous rules of interpretation were formulated by courts and jurists. The objective of this course is to make the student familiar with various rules of interpretation

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| **Paper Code: UL07CBLH02** | **Total Credits : 4** |
| **Title of Paper : Interpretation of Statues** |

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| **Unit** | **Description in Detail** | **Weightage (%)** |
| **I** | General-Meaning, Nature and Scope of Interpretation, Statute- Definition and Classification Need and Purpose of Interpretation- General Principles of Interpretation, Rules of Construction under the General Clauses Act, 1897, General /Primary Principles of Interpretation, Intention of Legislature, Statute must be read as a whole-Statute to be workable and effective, Plain Language must be given effect irrespective of consequences. Subsidiary Rules of Interpretation -Rule of Last Antecedent. Non Obstante Clause-Legal Fiction-Mandatory and Directory Provisions. Conjunctive and Disjunctive words Construction of General Words. Noscitur A Sociis, Ejusdem Generis, Words of Rank, Reddendo Singula Singulis. Grammatical Rule of Interpretation — Golden Rule of Interpretation – Rule of Interpretation to avoid mischief. | **25%** |
| **II** | Interpretation of Penal Statutes and Statutes of Taxation, Beneficial Construction, Construction to avoid conflict with other provisions, Doctrine of Harmonious Construction. | **25%** |
| **III** | External Aids to Interpretation, Statement of objects of legislation, Legislative debates, Identification of purpose sought to be achieved through legislation. Internal Aids to Interpretation. Preamble, title, interpretation clause, marginal notes, explanations etc. Presumptions. Effect of Repeal. Effect of amendments to statutes. Conflict between parent legislation and subordinate legislation. Methods of interpreting substantive and procedural laws. | **25%** |
| **IV** | Contemporary Issues of Interpretation, Enactment of Complex and Technical Statutes, Traditional Usage of Latin, French words in the Statutes, Globalization and Unification of Law, A Challenge Ahead, Judicial Review and Interpretation of Statutes, Encroachment on Legislative Powers | **25%** |

**References:**

* Vepa P. Sarathi: Interpretation of Statutes, Eastern Book Co, 4th Edition, 1976.
* Maxwell: Interpretation of Statutes, Butterworths Publications, 1976, 12th Edition.
* Crawford: Interpretation of Statutes, Universal Publishers.
* 4 Chatterjee: Interpretation of Statutes.
* G.P. Singh: Principles of Statutory Interpretation, Wadhwa and Company, 8thEdn., 2001. 6. Cross, Statutory Interpretation
* Avtarsingh, introduction to the interpretation of statutes, LexisNexis Butterworths Wadhwa Nagpur, third edition.

**SARDAR PATEL UNIVERSITY**

**Programme: B.Com LLB (Honours) (5 Years)**

**Semester: VII**

**International Law**

**Syllabus with effect from: June 2015**

**Objective:** International Law refers to a bundle of principles, orders, provisions those are generally recognized and accepted by all states or nations in order to form a bond or a stable relationship to govern the dealings of nations with each other. To enhance knowledge and understanding this thing and to achieve, maintain peace, basic human Rights and to create awareness about the contemporary approach at the international scenario, has become quite inevitable to have an in depth study on this topic.

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| **Paper Code: UL07CBLH03** | **Total Credits : 4** |
| **Title of Paper : International Law** |

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| **Unit** | **Description in Detail** | **Weightage (%)** |
| **I** | Introduction, Definition, Nature and basis of International Law , Sources of International Law, History and Development of International Law, Relationship between International Law and Municipal Law | **25%** |
| **II** | State Responsibility, Recognition, State Succession, Intervention , State Jurisdiction, State Territory , Acquisition and Loss of Territory | **25%** |
| **III** | Air Law, Aircraft Hijack, Piracy, Law of the sea, Outer Space, Nationality, Extradition, Asylum, Treatment of Aliens, Environment and Development. | **25%** |
| **IV** | Diplomatic Agents, Treaties, League of Nations, Permanent Court of Arbitration, Permanent Court of International Justice, International Court of Justice.Origin, Purpose, Principles, Membership etc., of United Nations.The General Assembly, The Security Council, Settlement of International Disputes, Laws of Maritime Warfare, Aerial Warfare, Genocide, Non International Armed Conflicts, Neutrality. | **25%** |

**References**:

1. International Law. By Nutshell, Central Law Agency.
2. International Law and Human Rights. By K.C.Joshi, Eastern Book Company.
3. International Relations (Third Edition) By PeuGhose, EEE.
4. Text Book on international Law. By Martin Dixon.
5. International Law. By S.K Kapoor, Allahabad Law Agency.

**SARDAR PATEL UNIVERSITY**

**Programme: B.Com LLB (Honours) (5 Years)**

**Semester: VII**

**Law and Economics (BL) Hons – I**

**Syllabus with effect from: June 2015**

**Objective:** This subject has relation between law and economics. It is basic objective of the law and economics to make student familiar with the relation between law and economics and economic analysis of law. This course divided in to four units.

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| **Paper Code: UL07CBLH04** | **Total Credits : 4** |
| **Title of Paper : Law and Economics (BL) Hons – I** |

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| **Unit** | **Description in Detail** | **Weightage (%)** |
| **I** | **Economics and law,** The problem in studying economics, History of economics. Definition. Economics and law and government laws. Types of theories. | **25%** |
| **II** | Interactional dimension of law and economics, Micro analysis of legal economics, Tort law, Contract law, Regulation – Consumer Protection Act, Tax avoidance and evasion, Criminal law and criminal justice system. | **25%** |
| **III** | Constitutional Law and Economics, The Economic Analysis of Constitutional Law, Relationship between Economics and Constitution.  Significance of a Constitution, Frameworks, Dictatorships, Scope, Historical context. Democracies, Scope. Property Rights, Investment. Autonomy of the State, Technological and Societal Changes | **25%** |
| **IV** | Economic analysis of the right to fair compensation and transparency in land acquisition, rehabilitation & resettlement act, 2013 and features.  Recognition of the right to rehabilitation and resettlement, Introduction of social impact assessment. Compensation before transfer of possession, Prohibition on change of purpose, redefining affected persons, Concrete definition of public purpose, Recognition of the land for land principle. Right to receive alternate employment, Benefit sharing, Provision for food security. Limited application of the requirement of informed consent. Inadequacies in the social impact assessment, Differential treatment to the report of the expert group. Problems with the calculation of market value. Lack of creativity in defining the mode of awarding compensation. Lack of protection to persons without formal title to land. Constitution and mandate of the national monitoring committee. Economic analysis of specific aspects of the Act .Introduction of social impact assessment. Compensation before transfer of possession. Prohibition on change of purpose. Right to receive alternate employment, Benefit sharing, Explanation of the operation of benefit sharing. The viability issue, The implementation issue. | **25%** |

**References:**

* Economic Analysis of Law By Dr. Bimal Patel, Lexis Nexis, Butterworth Wadhwa Nagpur
* Legal Economics, K C Gopal Krishnan, Eastern Book Company.

**SARDAR PATEL UNIVERSITY**

**Programme: B.Com LLB (Honours) (5 Years)**

**Semester: VII**

**Law of Carriage (BL)**

**Syllabus with effect from: June 2015**

**Objective:** Law of carriage is referred to as law of transnational commercial transactions refers to that body of rules and regulations governing private commercial transactions across national frontiers. The main objective of this course is to help understanding the legal framework governing transnational commercial transactions with special reference to law and practice in India. The subject is intended to cover all those sale transactions with international dimensions but excludes private international law aspects. The course is broadly divided into four units.

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| **Paper Code: UL07CBLH05** | **Total Credits : 4** |
| **Title of Paper : Law of Carriage (BL) Hons - II** |

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| **Unit** | **Description in Detail** | **Weightage (%)** |
| **I** | Carriers as a class of baseless, Public carriers, duties and liabilities, exclusion and limitation of carriers’ liability. | **25%** |
| **II** | Carriage by Road and Rail, Functions of Road Receipt and Railway Receipt, Responsibility for cargo, International conventions on carriage by Rail and Road. | **25%** |
| **III** | Carriage by air, safety of passengers, liability for goods, International conventions on carriage by air, Exclusion and limitations of liability | **25%** |
| **IV** | Carriage by sea, Contracts of affreightment liability under charter party, Implied and express terms in charter party contracts, Carriage under Bills of lading and multimodal transport documents, Functions of bill of lading, Liability of carriers, Exempted perils, Trading, Discharge and delivery of cargo, Carriers liens, and Suggested readings. | **25%** |

**Reference:**

* Avtarsingh law of carriage
* Raoul Colinvaux, “Carver’s Carriage by sea”, Stevens and Sons, London (1982)
* Dr.JusticeT.Kochu Thommen, “Bills of Lading in international Law and Practice”, Eastern Book Company, Lucknow
* B.C.Mitra, The Law Relating to Bills of Lading and Charterparties Contract of Affreighment” University Book Agency, Allahabad (1996)
* Charles Debattista, “Sale of Goods Carried by Sea” Butterworths (1990)
* “Scrutton on Charterparties and Bills of Lading” Sweet and Maxwell, London
* William Tetley, “Marine Cargo Claims”, Butterworths, Toronto.

**SARDAR PATEL UNIVERSITY**

**Programme: B.Com LLB (Honours)(5 Years)**

**Semester: VII**

**Criminal Psychology (CL) Hons - I**

**Syllabus with effect from: June 2015**

**Objective:** Help students to understand the theoretical and applied aspects of Criminal Psychology and Familiarize students with criminal behavioral aspects and legal procedure.

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| **Paper Code: UL07CBLH06** | **Total Credits : 4** |
| **Title of Paper : Criminal Psychology (CL) Hons - I** |

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| **Unit** | **Description in Detail** | **Weightage (%)** |
| **I** | Introduction to Criminal Psychology, What is Criminal Psychology? Development of Criminal Psychology | **25%** |
| **II** | Crime and the Public, Attitudes towards Crime, Knowledge of Crime, The Fear of Crime: Cultivation Theory, Availability Heuristic Theory,  Cognitive Theory. | **25%** |
| **III** | Theories of Crime: Neuropsychology of Offending, Intelligence and Crime. Psychoanalysis and Crime, Addiction to Crime. Eysenck’s Biosocial Theory of Crime, Social Learning Theory The Social Construction of Crime. | **25%** |
| **IV** | Criminal Profiling and Violent Offenders, Defining Criminal Profiling, Criminal Intelligence, The Need for an Intelligence System, Violent Offenders: Media Influences, Theories of Homicide. | **25%** |

**References:**

* Howitt, Dennis, (2002), Forensic and Criminal Psychology, Prentice Hall, An Imprint of Pearson Education, Harlow.
* Ainsworth, P.B., (2002), Psychology and Crime - Myths and Reality, Harlow, Longman.
* Holin, C., (2006), Psychology and Crime – An Introduction to Criminological Psychology, Routledge, London and New York.

**SARDAR PATEL UNIVERSITY**

**Programme: B.Com LLB (Honours)(5 Years)**

**Semester: VII**

**Prison Administration (CL) Hons II**

**Syllabus with effect from: June 2015**

**Objective:** to equip the students with the administration of prison and to get acquainted with the arrest procedure. To get a thorough knowledge of the arrest and prison administration. How the arrest is made and how prisoner are kept and how their administration is made by prison officials

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| **Paper Code: UL07CBLH07** | **Total Credits : 4** |
| **Title of Paper : Prison Administration (CL) Hons II** |

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| **Unit** | **Description in Detail** | **Weightage (%)** |
| **I** | Arrest: Introduction, definition, civil and criminal arrest, Constitutional provisions regarding arrest w.r.t to India, USA, Rights of arrested person, Power of arrest- by police officer, police officer without warrant, with warrant, by magistrate. Arrest of particular class of Persons- child, public servant, railway servant, civil prisoners, women, MP MLA judicial officers, Custody and remand- introduction, judicial custody, police custody, custody of under trial prisoners, Habeas corpus and arrest, Absconders and proclaimed offenders- action against absconders offenders, action against proclaimed offenders. | **25%** |
| **II** | Prison administration, Historical review of prison reforms in India, Objective, human rights issues, Definitions, Need for prison , Administration, scope, Rights and duties of prisoners, Prison administrators- hierarchy of officers, Custodial management- Security and Custody, Reserve Guard, Armed Sentry, General Guarding Duties, Guarding Requirements, Custody of Articles Facilitating Escape, Use of Weapons Against Prisoners, Admission of Prisoners, Procedure of Warrant, Examination of Warrant, Procedure when the Legality of a Warrant is Doubted, Checking of Prisoner's Property, Search of Prisoners on Admission, Removal of Articles from Prisoners, Reception Ward, History Ticket, Maintenance of prisoners – FOOD, Requirements of pregnant and nursing women, Distribution and service of food, Clothing, Accommodation and Ventilation, Conservancy | **25%** |
| **III** | Medical care- Prison Hospitals, Transfer of prisoner - Reasons and Circumstances for Transfer, Home State, Powers of Inspector General, Transfer of sick Prisoners, Prisoners convicted in the same case, Transfer of habitual prisoners, Transfer of adolescent prisoners, Transfer of prisoners convicted by civil courts of competent jurisdiction on reciprocal basis, Transfer of prisoners convicted by court martial overseas or in India on reciprocal basis, Transfer of prisoners prior to release, Transfer of prisoners belonging to other States, Precautionary measures, Dispatch of prisoner’s property, Documents to accompany prisoners, Execution of sentence, Contacts with the outside the world- Reasonable facilities to be allowed for interviews and letters, Privileges Contingent to Good Conduct, Superintendent’s Discretion to Grant Privileges at Shorter Intervals, Education to prisoners, Vocational trainings and work programs- Objectives of Work Programs and Vocational Training, Policy of the Government, Vocational Training, Employment of Prisoners, Prison Industries and Work Programs, Safeguards for Prisoners Engaged in Work. | **25%** |
| **IV** | Welfare of prisoners- Basic Elements of Welfare Programs, Psychotherapy, Celebration of Festivals, Implementation of Welfare Activities. Under trial prisoners- Classification of Under Trial, Admission, Approvers, Identification for court purposes, Facilities, Food, Under trial prisoners of category I., Handcuffing, Court Premises. High security prisoners- Classification of High Security Prisoners, Facilities, Security, Women prisoners- Classification and Separation, Young prisoner, After care and rehabilitation- Objectives, Process, Functioning of a Welfare Officer, Scope of after-care assistance Family or Marital Adjustments, Legal Aid and Protection. | **25%** |

**Reference:**

* Prison Manual
* Law related to arrest and bail by M S Adil

**SARDAR PATEL UNIVERSITY**

**Programme: B.Com LLB (Honours)(5 Years)**

**Semester: VII**

**International organizations (IL) Hons - I**

**Syllabus with effect from: June 2015**

**Objective:** The paper is to enable students of international laws to specialize in the subject by having a detailed study of the structure, purpose and functioning of international organizations.

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| **Paper Code: UL07CBLH08** | **Total Credits : 4** |
| **Title of Paper : International organizations (IL) Hons - I** |

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| **Unit** | **Description in Detail** | **Weightage (%)** |
| **I** | Introduction, IPU (Introduction, member and organizations, the IPU and the UN), League of Nations, ILO, (Origin, structure, ILO in India). | **25%** |
| **II** | Legal Personality, Sources of personality of International Organization, Importance of legal personality (ICJ), The Reparations case ( ICJ Report 1949) | **25%** |
| **III** | Relations with States, Members , Non-members , Municipal Law | **25%** |
| **IV** | Intergovernmental organizations, UN, Organization for Economic Co-operation and development(OECD), Organization for Security and Co-operation in Europe(OSCE), Council Of Europe(COE), Central commission for Navigation on Rhine, International Monetary Fund(IMF), World Trade Organization, World Bank, UNESCO, UNICEF | **25%** |

**References:**

1. Bowett’s Law of International Institutions (2001)
2. A.O. Kruger, WTO as an International Organizations (2000)
3. J. Steiner, Textbook on EEC Law (London, 2003)
4. T.A. Hartley, European Community Law

**SARDAR PATEL UNIVERSITY**

**Programme: B.Com LLB (Honours)(5 Years)**

**Semester: VII**

**Humanitarian and Refugee Law (IL) Hons - II**

**Syllabus with effect from: June 2015**

**Objective:** The course covers relevant normative standards in the International Humanitarian Law and Refugee Law, issues of enforcement, role of ICRC and UNHCR and relationship of these branches of law with the International Human Rights Law. Knowledge about the challenges, backgrounds, causes and experiences of human migration and their displacement to respond professionally with empathy to asylum seekers, refugees, internally displaced people, migrants and stateless people

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| **Paper Code: UL07CBLH09** | **Total Credits : 4** |
| **Title of Paper Humanitarian and Refugee Law (IL) Hons - II** |

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| **Unit** | **Description in Detail** | **Weightage (%)** |
| **I** | Definition, content and application of International Humanitarian Law, International Humanitarian Law and Human Rights Law, Protection of wounded and sick in Armed Forces in the Field and at Sea, Protection of the Prisoners of War, Protection of Civilian Population | **25%** |
| **II** | Protection of Women and Children, Protection of medical personnel, hospitals, ambulances, etc., and cultural property, Limitations on the means and methods of warfare, Implementation of International Humanitarian Law: Basic Issues, International Criminal Court; International ad hoc Criminal Tribunals. | **25%** |
| **III** | Historical; Development of law for the protection of refugees; Definition of refugee, regional efforts , (OAU, Cartagena, Manila Principles), Legal framework: Convention Relating to the Status of Refugees 1951 and Protocol of 1967, Rights of refugees including principle of non-refoulement, Assessment in Refugee Status Determination; UNHCR’s procedure for the determination of refugee status in India; Loss and denial of refugee status, Asylum | **25%** |
| **IV** | Substantive rights of refugees under 1951 Refugee Convention: Non- discrimination, Right to fair trial, Employment, Housing and property, Education, Freedom of movement, Family reunification United Nations High Commissioner for Refugees (UNHCR): appointment, powers and functions with respect to the protection of refugees/IDPs Legal protection of Internally Displaced Persons and Stateless persons Standards of treatment: Women and Children Refugees Durable solutions to refugee problem. | **25%** |

**References:**

* Prof. B.S. Chimini, International Refugee Law
* V.S. Mani, Handbook of International Humanitarian Law in South Asia
* Ian Brownlie, Basic Document in International Law
* Council of Europe, Human Rights in International Law
* South Asia Human Rights Documentation Centre (Author) Human Rights and Humanitarian Law: Developments in Indian and International Law.

**SARDAR PATEL UNIVERSITY**

**Programme: B.Com LLB (Honours)(5 Years)**

**Semester: VII**

**Patent - I (IPR) Hons - I**

**Syllabus with effect from: June 2015**

**Objective:** Patent is an exclusive right granted for an invention. Broadly speaking, it is a monopoly right conferred by the state to an investor to industrially and commercially exploit his invention at the cost of making a complete discloser of the details of his invention. In the Indian context, patent means the grant of some privilege, property or authority made by the Government to one or more individuals.

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| **Paper Code: UL07CBLH10** | **Total Credits : 4** |
| **Title of Paper: Patent - I (IPR) Hons – I** |

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| **Unit** | **Description in Detail** | **Weightage (%)** |
| **I** | Over view of Intellectual Property. Meaning, Object, Concept, Nature and Classification of Intellectual Property. IPR in India and IPR in Abroad. Concept, meaning, evolution and silent features of Patent Act 1970.Kinds of Patent. (Process patent, Product Patent), Patentee. Patentable inventions and Inventions not Patentable. Originality of Inventions, (i) Novelty, (ii) Non-Obvious, (iii) Usefulness., Application for patent. (i). Who can apply for patent? , (ii) Assignee of the true and first inventor, (iii). Form/ filling of Application (At different layers). | **25%** |
| **II** | Specification, (i) Provisional and complete specification. (ii)Drawing model or sample, (iii). Essential requirements of complete Specification, (iv) Claims in respect of modification/ Development of invention. Publication and Examination of Application., (i) Hierarchy of officers in patent office, (ii). Publication of Application. (iii). Examination of Application. (iv). Search for Anticipation. And Amendment of the complete specification.(v). Report of Examiner consideration by controller. (Power of Controller in case of anticipation). Representation or Opposition.(i). Ground of opposition.(ii). Invention not Patentable (Subject to which patents are granted), (iii). Opposition Board. | **25%** |
| **III** | Incidental matters related to grant of Patent, (i) Anticipation, (ii) Secrecy.(iii) Indian residents to apply outside India. Grants of Patents and Rights of Patentee and co-owner of Patent.(i). Grants of Patents (Form, extent and date of Patent), (ii) Patent of Addition. (Meaning, Term, validity of Addition), (iii) Term of Patent.(iv). Rights of Patentee granted before 1970. (v). Rights of Patentee after 1970.Right to assign and license. (i). Right to surrender the patent (ii) Right before Sealing (iii) Apply for license addition. (iv) Right against infringement.(v) Right to be issued copies and certificates | **25%** |
| **IV** | Restoration of Lapsed Patents., Application, procedure, publication and notice of opposition. Limitations.(I)Use of experiment, research and teaching.(ii). Invention for Defense purposes., (iii) Use by Government.(iv) Use in Foreign vessels etc., Surrender and Revocation of Patient. | **25%** |

**Reference:**

* An Introduction to Patent Law. By: Janice. M. Muller. Publisher: ASPEN.
* Patents and to get one: A practical Hand book. By: U S Dept. of Commerce.
* Patent it yourself. By; David Pressman. Publisher: NOLO

**SARDAR PATEL UNIVERSITY**

**Programme: B.Com LLB (Honours)(5 Years)**

**Semester: VII**

**Patent - II (IPR) Hons - II**

**Syllabus with effect from: June 2015**

**Objective:** Patent is an exclusive right granted for an invention. Broadly speaking, it is a monopoly right conferred by the state to an investor to industrially and commercially exploit his invention at the cost of making a complete discloser of the details of his invention. In the Indian context, patent means the grant of some privilege, property or authority made by the Government to one or more individuals.

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| **Paper Code: UL07CBLH11** | **Total Credits : 4** |
| **Title of Paper : Patent - II (IPR) Hons - II** |

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| **Unit** | **Description in Detail** | **Weightage (%)** |
| **I** | Transfer of Patent Rights, License, Compulsory License, Licenses by Rights, Public use of invention. Assignments. Mortgages. Transmission. Acquisition of invention by Government. Surrender and Revocation of Patents, Surrender. Revocation. ( grounds of Revocation) | **25%** |
| **II** | Infringement of Patent and Remedies. Infringement of patent and burden of proof. Defenses in suits of infringement. Act not to be considered as infringement. Relief in suits for infringement. Injunction. Damages. Accounts of profit. Seizure or forfeiture of infringing goods and implements. Functionaries and Establishments. The Controller and his powers. Appeals (Appellate Board), Penalties. Offences by Companies. Patent Agents. | **25%** |
| **III** | International Arrangements. Convention countries. , Countries not Providing for reciprocity. Multiple priorities. Issues related to compulsory licenses. Infringement of Exclusive Marketing Rights (EMRs).TRIPS and Patent Regime. Strategies for post 2004 | **25%** |
| **IV** | Geographical Indications and patenting. Definitions and Rationale of Protecting GI. Historical Background of Law and India, Registration of Geographical Indication. Application for Registration, Advertisement of Application, Opposition to Registration, Ratification and Correction of Register. Offences, Penalties, and Procedure Infringement, Appeals and Reliefs. | **25%** |

**Reference:**

* An Introduction to Patent Law. By: Janice. M. Muller. Publisher: ASPEN.
* Patents and to get one: A practical Hand book. By: U S Dept. of Commerce.
* Patent it yourself. By; David Pressman. Publisher: NOLO.

**SARDAR PATEL UNIVERSITY**

**Programme: B.Com. LLB (Honours) (5 Years)**

**Semester: VII**

**Practical –IV (Mock Trail Criminal)**

**Syllabus with effect from: June – 2015**

**Objective:** This course is to be taught for the better understanding of Practical Knowledge of filing Private Complaint, Leading Evidence, Bail Application, Cross Examination, and Arguments.The students will be taught in classroom as well as Moot Court Hall. The basic activities happening in the Criminal Courts will be taught and the students shall act as advocates and will learn the court decorum. The Practical works same shall be reduced in writing in the ledger exclusively provided for the same. There will be periodical assessment of the ledger and at the end of the course the Viva will be taken by the external examiner. Practical IV will be further step for the law students to understand the basic things happening in the criminal court with emphasis on the stages & the activity happening in the court. This course also shall provide an insight into the justification for statutory provisions of Court activity

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| **Paper Code: UL08CBLH12** | **Total Credits : 4** |
| **Title of Paper : Practical –IV (Mock Trail Criminal)** |

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| **Unit** | **Description in Detail** | **Weightage (%)** |
| **I** | **Criminal case on NI Act**  Preparation of the complaint, Objection to the complaint and Bail Application, Leading Evidence, Cross Examination, Arguments. | **50%** |
| **II** | **VIVA – Voice Exam** | **50%** |

**Sardar Patel University**

**Programme: B COM., LL. B. (Honours) (5Years)**

**SEMESTER VII**

**Financial Accounting**

**Syllabus with effect from: June – 2015**

**Objective:** This subject is designed to provide a basic understanding of the subject of Human Resource management to the students. What Human Resource Management is? What is the nature of human resource management? About Recruitment, selection & training. How employees get promotion & transfer and to understand the compensation & performance appraisal system in the organization.

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| **Paper Code: UL07CBCH01** | **Total Credit: 4** |
| **Title Of Paper: Financial Accounting** |

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| **Unit** | **Description in detail** | **Weighting (%)** |
| **I** | **Financial Accounting: An Introduction** Introduction of accounting, Meaning of financial accounting, Meaning of financial statements, Qualitative characteristics of financial statements, Meaning of generally accepted accounting principle, Modifying principle of accounting, An introduction of accounting standards , Valuation of inventories(AS-2), Requirements of AS 2 as to FIFO and LIFO methods(example) | **25%** |
| **II** | **Preparation of Vertical Financial Statements and Preparation of Cash Flow Statement (Theory and Example) :** Cash Flow Statement (AS 3), The CFS should be prepared under the “Indirect Method” as set out in Accounting Standard – 3 on CFS issued by the Institute of Chartered Accountants of India (ICAI)., Clause 32 of the listing agreement requires companies to use the Indirect Method | **25%** |
| **III** | **Accounting for Professionals:** Introduction, Methods of keeping accounts, Cash System, Mercantile System, Solicitor’s accounts, Books of accounts of a solicitor and Chartered Accountants, Examples based on Solicitor and Chartered Accountants’ accounts | **25%** |
| **IV** | **Preparation and Presentation Financial Statements (Theory and Example):** Vertically Presented Profit and Loss Account – Part II of the Schedule VI, Vertically Presented Balance Sheet – The Form is given in Part I of the Schedule VI | **25%** |

**Reference books:**

1. Ghosh T. P. (2007), Accounting Standards and Corporate Accounting Practices, Taxmann Allied Services (P.) Ltd., New Delhi.
2. Gupta R. L. and Radhaswamy M. (2006) Advanced Accountancy, Vol.II, Sultan Chand & Sons, New Delhi.
3. Narayanswamy R. (2007), Financial Accounting: A Managerial Perspective, Prentice Hall of India Private Ltd., New Delhi.
4. Tulsian’s.P.C.(2009),financial accounting, dorling Kindersley(India)Private Ltd.

**SARDAR PATEL UNIVERSITY**

**FACULTY OF LAW**

**COURSE OF STUDY**

INTEGRATED DEGREE OF BACHELOR OF ARTS / COMMERCE/ BUSINESS ADMINISTRATION & LAW

B. Com, LL.B. (HONS.) (Under Choice Based Credit Scheme Semester Degree Programme)

**Semester - VIII**

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| **Course Type** | **Subject Code** | **Subject** | **T/P** | **Credits** | **Exam Duration in hrs.** | **Component of Marks** | | |
| **Internal Passing %** | **Internal Passing %** | **Internal Passing %** |
| **B. Com, LL.B. (HONS.)**  **INTEGRATED**  **5 years** | **UL08CBLH01** | **Company Law** | **T** | **4** | **2** | **20/50** | **20/50** | **40/100** |
| **UL08CBLH02** | **Human Rights Law & Practice** | **T** | **4** | **2** | **20/50** | **20/50** | **40/100** |
| **UL08CBLH03** | **Cyber Laws** | **T** | **4** | **2** | **20/50** | **20/50** | **40/100** |
| **UL08CBLH04** | **Banking Law (BL)** | **T** | **4** | **2** | **20/50** | **20/50** | **40/100** |
| **UL08CBLH05** | **Merger & Acquisition (BL)** | **T** | **4** | **2** | **20/50** | **20/50** | **40/100** |
| **UL08CBLH06** | **Forensic Psychology (CL)** | **T** | **4** | **2** | **20/50** | **20/50** | **40/100** |
| **UL08CBLH07** | **Probation & Parole (CL)** | **T** | **4** | **2** | **20/50** | **20/50** | **40/100** |
| **UL08CBLH08** | **IMF & World Bank (IL)** | **T** | **4** | **2** | **20/50** | **20/50** | **40/100** |
| **UL08CBLH09** | **ILO &Labour Laws (IL)** | **T** | **4** | **2** | **20/50** | **20/50** | **40/100** |
| **UL08CBLH10** | **Copyright (IPR)** | **T** | **4** | **2** | **20/50** | **20/50** | **40/100** |
| **UL08CBLH11** | **Trademark (IPR)** | **T** | **4** | **2** | **20/50** | **20/50** | **40/100** |
| **UL08CBLH12** | **Practical-V (Mock Trial Civil)** | **P** | **4** | **2** | **20/50** | **20/50** | **40/100** |
| **UL08CBCH01** | **Management Accounting** | **T** | **4** | **2** | **20/50** | **20/50** | **40/100** |
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**SARDAR PATEL UNIVERSITY**

**Programme: B.Com LLB (Honours)(5 Years)**

**Semester: VIII**

**Company Law**

**Syllabus with effect from: June – 2015**

**Objective:** Companies play a very vital role in any economy. In our country the companies Act primarily deals among other things with the formation, financing and functioning of a company. Out of this the regulation of financial management aspects constitutes the main focal point. In the functioning of corporate sector, the protection of investors and shareholders also takes equally important .So how to deal with all these basic objectives have become quite essential on the part of the learners before their entering into the real corporate world.

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| **Paper Code: UL08CBLH01** | **Total Credits : 4** |
| **Title of Paper : Company Law** |

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| **Unit** | **Description in Detail** | **Weightage (%)** |
| **I** | **The Company as a business medium:** nature and forms and types of business enterprise. Concept of corporate personality and nature of corporations. Formation of a company and its types: Memorandum of Association, Article of Association, certification of incorporation, commencement of business. Promoters: Meaning and importance, position duties and liabilities, Doctrine of Ultra-vires, doctrine of Constructive Notice, Doctrine of Indoor Management and Lifting of Corporate Veil. | **25%** |
| **II** | **Financial Structure and Membership:** The concept of Capital and financing of companies- Sources of companies, Classes or types of shares, Equity with different rights, Issues of shares at par, Premium and discount, Bonus issues. Prospectus: Definition, Abridged prospectus, Statement in lieu of prospectus, Self-prospectus. Debt Capital: Debenture, Stock, Bonds, Conversion and redemption of Debentures. | **25%** |
| **III** | **Management and control of companies:** Directors – Appointment and re appointment, Qualification, remuneration, vacation, Retirement, resignation and removal. The powers and duties of Directors, lone to Directors. Managers, company Secretary – Appointment, reappointment, Powers and Duties. Auditors: Appointment, removal,  Resignation, rights duties and liabilities of auditors. Power of Central Government to direct special audit. Meetings: Kinds of Meetings and Resolutions, Law, Practice and procedure relating to conveying and proceedings at general and other Meetings. | **25%** |
| **IV** | **Investment and Loans:** Law relating to investment and granting loans to other bodies and providing securities. Accounts and Audit: Statutory books of balance sheet and profit and loss accounts, disclosure of accounts of subsidiary companies, Director’s report, Auditor’s report, Corporate Governance. Winding up of Company: Types of winding up, Winding up proceedings, Appointment of liquidator, Powers and duties of official liquidator; Payment of liabilities - preferential payments, Unclaimed dividends, winding up of unregistered company. Emerging issues and concept in Company Law. | **25%** |

**Reference Books**

* Company Law. By: Dr. G.K. Kapoor, Taxman.
* Lecturers on Company Law (12th Edition). By: K. S. Anantharaman, LexisNexis.
* Company Law. By: Avtar Singh, Eastern Book Company.
* Business and Corporate Law. By: M.P. Vijoykumar and Upendra Prasad Indu.
* Corporate Law. By: Inderjeet Dagar and Anurag Agnihotri.
* Mercantile Law. By: N. D. Kapoor. S. Chand Publication.
* Company Law. By: Gogan. S.Chand Publication.

**SARDAR PATEL UNIVERSITY**

**Programme: B.Com LLB (Honours) (5 Years)**

**Semester: VIII**

**Human Rights Laws & Practice**.

**Syllabus with effect from: June – 2015**

**Objective:** Human rights deals with education, training and information to build a universal culture. The study of human rights provides not only the knowledge about the basic rights of human being and the mechanisms, but it also develops the skills needed to promote, defend and apply the same in daily life. Therefore, the Learners are required to identify and address those rights to seek solutions consistent with standards. Moreover, those who have the responsibility for respecting, protecting and fulfilling the rights of others, this education provides their capacity to do so. But the things what is learnt and the way in which it is learned should always reflect in the values of human rights, encourage participation and foster a learning environment free from want and fear.

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| **Paper Code: UL08CBLH02** | **Total Credits : 4** |
| **Title of Paper: Human Rights Laws & Practice**. |

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| **Unit** | **Description in Detail** | **Weightage (%)** |
| **I** | Introduction, History, Evolution, Growth. | **25%** |
| **II** | UN Charter and Human Rights, Universal Declaration of Human Rights,  Covenants of 1966, Optional Protocols. | **25%** |
| **III** | Human Rights and the Indian Constitution ,Fundamental Rights, Directive Principles of State Policy ,Protection of Human Rights Act 1993, The National Human Rights Commission (NHRC), ,Establishment, powers and Functions of the ,Human Rights Commission. The Judiciary,NGOs. | **25%** |
| **IV** | Group Rights:Prisoners Women and Human rights – Gender discrimination , harassment of women ,The judicial Approaches –The Commission for women Establishment ,powers and Functions – The Kerala State Women’s Commission Establishment , powers and Functions . Human Rights and the Child – Rights of International Convention of the rights of the Child – Child rights in India The tribal s and the Human rights – Right to Land Development Vis a Vis Tribal displacement The Narmada Andoolan Movement a human rights problem ,Indigenous People and Disabled | **25%** |

**Reference Books**

1. UN Charter
2. Constitution of India
3. Human Rights Act 1993
4. Sinha, M.K. – Implementation of Non-Derogation Human Rights (Delhi 1999)
5. H.O.Agrawala- International Law and HunamRights

**Further Readings:**

1. D.D. Basu – Human Rights

2. UpenderBaxi – Human Rights

3. Thomas Buergenthal – Human Rights

4. Henry Steiner & Philip Alston – International Human Rights Law

5. B.G. Ramcharan – International Human Rights (Oxford,

**SARDAR PATEL UNIVERSITY**

**Programme: B.Com LLB (Honours) (5 Years)**

**Semester: VIII**

**Cyber Laws**

**Syllabus with effect from: June – 2015**

**Objective:** The main objective of this course is to make students familiar with the developments that are being taking place in the different areas with the help of Computer Science and Information Technology. To acquaint the students with the national and international legal order relating to cyber laws.

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| **Paper Code: UL08CBLH03** | **Total Credits : 4** |
| **Title of Paper : Cyber Laws** |

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| **Unit** | **Description in Detail** | **Weightage (%)** |
| **I** | Fundamentals of Cyber Law- Jurisprudence of Cyber Law- Overview of Computer and Web Technology- Introduction to Indian Cyber Law-  Overview of General Laws and Procedures in India; Freedom of Expression on the Internet: Is it a Global Value? The Internet and the Problems of Geography and Sovereignty. | **25%** |
| **II** | E-commerce-Legal issues; Electronic Commerce –Digital Signature- Meaning; Creation of Digital Signature; Understanding how digital signatures work, Role in Information Technology; technical issues; legal issues; Crimes relating to digital signature certificates; Case Study – Digital signature fraud; Electronic Contracts; E-taxation, E-banking, online publishing and online credit card payment. | **25%** |
| **III** | Cyber Crimes -Meaning of Cyber Crimes –Cyber crimes under IPC, Cr.P.C and Indian Evidence Law – Cyber crimes under the Information Technology Act,2000 – Cyber crimes under International Law - Hacking Child Pornography, Cyber Stalking, Denial of service Attack,  Virus Dissemination, Software Piracy, Internet Relay Chat (IRC) Crime, Credit Card Fraud, Net Extortion, Phishing etc - Cyber Terrorism - Violation of Privacy on Internet - Data Protection and Privacy ; Concept of Social Networking – Legal Implications of Social Networking | **25%** |
| **IV** | Intellectual Property Issues and Cyberspace – The Indian Perspective; Overview of Intellectual Property related Legislation-Copyright law & Cyberspace; Trademark law & Cyberspace; Law relating to Semiconductor Layout & Design Information Technology Act, 2000 - Aims and Objects — Overview of the Act – Jurisdiction - Electronic Governance – Legal Recognition of Electronic Records and Electronic Evidence – Digital Signature Certificates – Securing Electronic records and secure digital signatures –Duties of Subscribers - Role of Certifying Authorities – Regulators under the Act -The Cyber Regulations Appellate Tribunal – Internet Service Providers and their Liability – Powers of Police under the Act – Impact of the Act on other Laws. | **25%** |

**Reference Books**

* Kamlesh N. & Murali D.Tiwari(Ed), IT and Indian Legal System, Macmillan India Ltd, New Delhi
* K.L.James, The Internet: A User’s Guide (2003), Prentice Hall of India, New Delhi
* Chris Reed, Internet Law-Text and Materials, 2nd Edition, 2005, Universal Law Publishing Co., New Delhi
* Vakul Sharma, Hand book of Cyber Laws, Macmillan India Ltd, New Delhi
* S.V.Joga Rao, Computer Contract & IT Laws (in 2 Volumes), 2005 Prolific Law Publications, New Delhi 6. T.Ramappa, Legal Issues in Electronic Commerce, Macmillan India Ltd, New Delhi
* Indian Law Institute, Legal Dimensions of Cyber Space, New Delhi
* Pankaj Jain & Sangeet Rai Pandey, Copyright and Trademark Laws relating to Computers, Eastern Book Co, New Delhi
* Farouq Ahmed, Cyber Law in India
* S.V.Joga Rao, Law of Cyber Crimes and Information Technology Law, 2007, Wadhwa & Co, Nagpur
* Rodney D. Ryder, Guide to Cyber Laws, 2nd Edit, Wadhwa and Company, Nagpur

**SARDAR PATEL UNIVERSITY**

**Programme : B.Com LLB (Honours) (5 Years)**

**Semester: VIII**

**Banking Law (BL) Hons III**

**Syllabus with effect from: June – 2015**

**Objective:** After the ‘Narishman Committee Report’ there is tremendous growth in the banking sector and the scenario has undergone complete paradigm shift, the present course attempts to examine The historical growth of banking sector in India (against the back drop of the economic development of course); and the way the banking institutions are regulated.

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| **Paper Code: UL08CBLH04** | **Total Credits : 4** |
| **Title of Paper : Banking Law (BL) Hons III** |

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| **Unit** | **Description in Detail** | **Weightage (%)** |
| **I** | Banking Regulation Act, 1949,of Bank and Banker, Functions of Banks, Classification of Banks, Relationship between Bank and Customer, Control by government and it agencies, Management of Banking companies, On account and audit, Reconstruction and reorganization of banking companies, Suspension and winding up of business of banking companies, Social control over banking, Banking Ombudsman, Recent Trends in Banking. | **25%** |
| **II** | Reserve Bank of India Act, 1934,Incorporation, Capital, Management and Business of Banking Company, Central Banking function of Reserve Bank of India, Collection and furnishing of Credit Information, Control of Reserve Bank of India over Non-banking Institutions and Financial Institutions, Credit Control by Reserve Bank of India, General provisions and penalties. | **25%** |
| **III** | Law relating to Negotiable Instruments, 1881 Act (Read with the amended Act of 2002) ,Negotiable Instruments, Kinds- Holder and holder in due course –Parties Negotiation-Assignment –Presentment –Endorsement –Liability of parties –Payment in due course –Special rules of evidence -Material alteration –Noting and protest –Paying banker and collecting banker –Bills in sets –Penal provisions under NI Act -Banker‘s book evidence Act. | **25%** |
| **IV** | Employment of funds - Loans and Advances- Guarantees- Advances secured by Collateral securities- Agency Services- Financing of Exports- Special Banking Services –Advances to Priority Sectors and Credit Guarantee schemes- Securitization Act, 2002. | **25%** |

**Reference Books.**

* M. S. Parthasarathy (Ed.), Khergamvala - Negotiable Instruments Act.
* R.N. Chaudhary, Banking Laws, Central Law Publications, Allahabad.
* Avtar Singh – Negotiable Instruments Act.
* Basu - Review of Current Banking: Theory and Practice.

**SARDAR PATEL UNIVERSITY**

**Programme : B.Com LLB (Honours) (5 Years)**

**Semester: VIII**

**Merger and Acquisition (BL) Hons IV**

**Syllabus with effect from: June – 2015**

**Objective:** This course covers the broad field of mergers, acquisitions, and divestitures. The primary objective of the course is for each student to gain a well-rounded understanding of the major strategic, economic, financial, and governance issues of mergers and acquisitions.

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| **Paper Code: UL08CBLH05** | **Total Credits : 4** |
| **Title of Paper : Merger and Acquisition (BL) Hons IV** |

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| **Unit** | **Description in Detail** | **Weightage (%)** |
| **I** | **Introduction,** Definition,Concept of Merger, Demerger, Amalgamation and Acquisition,Distinction between mergers and acquisition,Types of mergers,Motives behind merger,Internal and External Change forces contributing to M & A activities,Advantages and disadvantages of Mergers, **Theories of Merger** | **25%** |
| **II** | **Valuation Matters,** Valuation Approaches,Comparative ratio,Pre merger and post merger stock price, **Corporate Restructuring,** Different Methods of Restructuring,Divestitures,Equity Carve-outs,Spin off,Tracking Stock,Sell-off,Leveraged Buy-outs,Management Buy-outs,Master Limited Partnerships,Employee-Stock ownership Plans | **25%** |
| **III** | **Procedure of Merger,**Dynamics of M& A Process,Five Stage Module,**Legal and Regulatory Framework of Merger and Acquisitions,**Provisions of Company’s Act, 1956,Income Tax Act, 1961,SEBI Take-Over Code,Provisions of Competition Act. | **25%** |
| **IV** | **Landmark Judicial Decision** | **25%** |

**Reference Books**

1. Fred Weston- Mergers, Restructuring and Corporate Control, Pearson Education, 4th Edn
2. Mergers, Acquisitions and Business Valuation- Rabindhar Vada palli- Excel Boook- 1st Edn 2007
3. Mergers, Acquisitions and Corporate Restructuring- Chandrasherkhar Krishnamurthy and Vishwanath S.R. Sage Publication
4. P. Mohan Rao, Mergers and Acquisitions- Deep and Deep Publication
5. Mergers and Acquisitions-Machi Raju , New Age Publishers

**SARDAR PATEL UNIVERSITY**

**Programme: B.Com LLB (Honours) (5 Years)**

**Semester: VIII**

**Forensic Psychology (CL) Hons III**

**Syllabus with effect from: June – 2015**

**Objective:** Familiarize students with the applied field of forensic psychology and its role in legal and court room procedure.

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| **Paper Code: UL08CBLH06** | **Total Credits : 4** |
| **Title of Paper : Forensic Psychology (CL) Hons III** |

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| **Unit** | **Description in Detail** | **Weightage (%)** |
| **I** | Introduction to Forensic Psychology, Nature, definition, scope, History of Forensic Psychology. Forensic psychology in India ,Ethical & legal issues in forensic practice. | **25%** |
| **II** | Forensic Investigations, Case studies and case investigation, Polygraph testing, Eye witness testimony, Psychological tests, types and characteristics, Tests used in forensic psychology- Intelligence, Personality and Interpersonal relationship. | **25%** |
| **III** | Victimization, What is Victimization? Impact of crimes on victims  Factors affecting for victimization, Coping with victimization. | **25%** |
| **IV** | Rehabilitation of Juvenile Delinquents and Victims,Define Juvenile Delinquent Causes of Juvenile delinquency, Rehabilitation, Effective intervention for serious juvenile offenders. Understanding the psychological needs of victims & their families. Rehabilitation of women and families. | **25%** |

**Reference Books**

* Thou Teisi (2011). Forensic Psychology. ABD Publishers, Jaipur-302018
* Bachhav, Aun M. (2012). Criminal Psychology. Chandralok Prakashan, Kanpur -208021
* Howitt, Dennis, (2002), Forensic and Criminal Psychology, Prentice Hall, An Imprint of Pearson Education, Harlow.
* Ainsworth, P.B., (2002), Psychology and Crime - Myths and Reality, Harlow, Longman
* Bharati, A. (2012). Studies on Criminological Psychology. G.S. Rawat for Ceber TechPublications. New Delhi- 110 002
* Cohen, R.J., Swerdlik, M.E. (2005). Psychological testing and assessment (6th ed.). Delhi: Tata McGraw-Hill.

**SARDAR PATEL UNIVERSITY**

**Programme: B.Com LLB (Honours) (5 Years)**

**Semester: VIII**

**Probation and Parole (CL) Hons - IV**

**Syllabus with effect from: June – 2015**

**Objective:** Objectives: To equip the students with the procedure and rules of probation of offenders act and of bail and parole. To have a thorough knowledge of on the subject of bail, parole and probation of offenders. How bail is given and when not, how parole is given. How probation is provided and what are the scope and nature of probation officer.

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| **Paper Code: UL08CBLH07** | **Total Credits : 4** |
| **Title of Paper : Probation and Parole (CL) Hons - IV** |

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| **Unit** | **Description in Detail** | **Weightage (%)** |
| **I** | Introduction to PO: Derivation, Concept,Definitions as per PO act 1958  History of PO in UK USA,History in India,Computation of sentence  Legislative history of PO: historical perspective of probation in India, history of probation law in India, objective of PO Act 1958, other enactments,Courts and probation,Role of the probation officer,Dos and don’ts for probationer officer,Role of police | **25%** |
| **II** | How to recommend for probation,Probation as a treatment,Probation and community,Place of probation in penal policy: from the point of view of the delinquent, from the stand –point of society, from the point of view of probation officer. PO Act 1958 full text and Gujarat probation of offenders rules 1973,Classification of offenders Functions of PO: thorough understanding, Investigation and surveillance, Use of professional control to modify offender’s behavior, Acting as a legal authority in delinquent’s life with responsibility for value change, Decision making. | **25%** |
| **III** | **Bail:** Historical background, procedure established by law, arrest, bail  What is bail? Right to bail, definition, bail reforms,Authorities which may grant bail,Bail and bailable offence,Bail in non bailable offence  Conditions of bail, Forfeiture of bond and cancellation of bail. | **25%** |
| **IV** | **Parole:**Concept and philosophy behind parole,Theoretical foundation behind parole,Parole in India,Parole distinguished from pardon,Legal provisions under prisoners act 1900,Release on probation ,Release of unsound person under Cr. P C, prisoner’s act 1900,Refusal of parole  Human rights vs Social security | **25%** |

**Reference Books**

* Criminology and Penology by Prof. N V Paranjape
* Probation of offenders act by B. D. Khatri
* Law related to Arrest and Bail By M. S. Adi

**SARDAR PATEL UNIVERSITY**

**Programme: B.Com LLB (Honours) (5 Years)**

**Semester: VIII**

**IMF & World Bank (IL) Hons III**

**Syllabus with effect from: June – 2015**

**Objective:** Objects, This course starts with the creation of IMF and World Bank with their goals to establish a framework for economic cooperation and development, which would lead to a more stable and prosperous global economy. Apart from this the syllabus also deals with different financial institutions under UNO and their collaboration at different levels to assist member countries to work together on several initiatives.

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| **Paper Code: UL08CBLH08** | **Total Credits : 4** |
| **Title of Paper : IMF & World Bank (IL) Hons III** |

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| **Unit** | **Description in Detail** | **Weightage (%)** |
| **I** | Introduction the IMF And The World Bank: The Need For Accountability,The evolving role of the World Bank and the IMF ,The World Bank,The IMF ,The use of conditionality as a coercive expression of power ,Criticisms directed against policy prescriptions  Criticisms directed against the manner of operation of the World Bank and the IMF,Criticisms directed against the nature and extent of power of the World Bank and the IMF | **25%** |
| **II** | Institutional Accountability Of The World Bank And The IMF self-Regulation, World Bank Operational Policies and Directives IMF: Art. 4 Consultations with Member States,Quasi-independent accountability mechanisms ,The World Bank Inspection Panel,The IMF Independent Evaluation Office | **25%** |
| **III** | Non-Institutional Accountability Of The World Bank And The IMF  Legal Personality of the World Bank and the IMF ,Principles for determining international legal personality of international organizations,International legal personality of the World Bank ,International legal personality of the IMF ,Municipal legal accountability of the World Bank and the IMF …,The Principle of Functional Immunity of International Organizations ,Functional Immunities of the World Bank and the IMF ,Evaluating Mechanisms for Enhanced Municipal Accountability of the World Bank and the IMF ,International legal accountability of the World Bank and the IMF  Why do we need International Accountability of the World Bank and the IMF? Existing arguments establishing international human rights accountability of the World Bank and the IMF | **25%** |
| **IV** | The Horizontality Thesis, Human Rights as Protection Against Power, Mapping the Horizontality Debate, Vertical Application of Rights, The Horizontality Thesis, Degrees of Horizontal Application, Defense of the Horizontality Thesis, Horizontal Application of Rights in Liberal Democratic Constitutional Orders.Direct Horizontal Application, Direct and Indirect Horizontal Application**,** India, South Africa, Germany,indirect Horizontal Application: United Kingdom, Horizontal Application Of Human Rights Against The World Bank And The IMF, The Right to Self Determination, Civil and Political Rights, Economic and Social Rights. | **25%** |

**Reference Books**

1. Unholy Trinity: The IMF, World Bank and WTO - by [Richard Peet](http://www.amazon.in/Richard-Peet/e/B001H6O8EA/ref=dp_byline_cont_book_1)  (Author)
2. The Globalizers: The IMF, the World Bank, and Their Borrowers by [Ngaire Woods](http://www.amazon.com/Ngaire-Woods/e/B001HD04AA/ref=dp_byline_cont_book_1)  (Author)
3. Debt, the IMF, and the World Bank: Sixty Questions, Sixty Answers Paperback: by [Eric Toussaint](http://www.amazon.com/Eric-Toussaint/e/B001ICD5Y2/ref=dp_byline_cont_book_1)  (Author), [Damien Millet](http://www.amazon.com/s/ref=dp_byline_sr_book_2?ie=UTF8&field-author=Damien+Millet&search-alias=books&text=Damien+Millet&sort=relevancerank) (Author)Tower of Basel:

# The Shadowy History of the Secret Bank that Runs the World Paperback by [Adam LeBor](http://www.amazon.com/Adam-LeBor/e/B001IOH20I/ref=dp_byline_cont_book_1)  (Author)

**SARDAR PATEL UNIVERSITY**

**Programme: B.Com LLB (Honours)(5 Years)**

**Semester: VIII**

**ILO and Labour Laws (IL) Hons - IV**

**Syllabus with effect from: June – 2015**

**Objective:** Objectives: The course has been designed to give students detail information about various labour laws governing industry and other organization which would help them in future prospects to get jobs in different avenues.

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| **Paper Code: UL08CBLH09** | **Total Credits : 4** |
| **Title of Paper : ILO and Labour Laws (IL) Hons IV** |

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| **Unit** | **Description in Detail** | **Weightage (%)** |
| **I** | International Labour organization,History and Importance of ILO,Structure of ILO,Importance of ILO in Indian Context,Decent Work Agenda. | **25%** |
| **II** | International Labour Organisation : Genesis, development and dimensions, aims and objectives, Organs of the International Labour Organisation, The International Labour Conference ,The governing Body ,The International Labour Office ,The Regional Conferences and Industrial Committes, their composition, functions, etc. | **25%** |
| **III** | The I.L.O Legislative Procedure, Conventions, Recommendation,  The I.L.O. Standard and Indian ratification, I.L.O. Conventions and Indian Labour Legislation with special reference to Labour welfare Social Security, Human Rights and Social Justice, , child labour  .L.O. and Appraisal with special reference to U S. | **25%** |
| **IV** | Programmes, Labour Law and Public Interest Litigation, Legal services programmed, Environmental pollution and Human Rights Justice through Labour Laws. | **25%** |

**Reference Books:**

* Dhyani, S.N.: I.L.O. and India in pursuit of social Justice I.L.O.: International Labour Codes, Vol. I & II
* Indian Labour Bureau Publication: Year Books, Government Constitution of India: Relevant portions Johnstan, G.A.
* The I.L.O. Mahesh Chandra : Industrial Jurisprudence N. Vaid Nathan :
* International Labour Standards Sharma, N.D. : I.L.O. (in Hindi) Samant, S.R., Industrial Jurisprudence The Universal Declaration of Human Rights, 1948

**SARDAR PATEL UNIVERSITY**

**Programme: B.Com LLB (Honours) (5 Years)**

**Semester: VIII**

**Copy Right (IPR) Hons - III**

**Syllabus with effect from: June – 2015**

**Objective:** Copyright is a legal term used to describe the rights that creators have over their works which range from literary, music, painting, sculpture, film, cinematography, computer programme, sound recording, database, maps, technical drawings and others artistic works**.** In fact it is a bundle of rights irrespective of their value or purpose.

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| **Paper Code: UL08CBLH10** | **Total Credits : 4** |
| **Title of Paper : Copy Right (IPR) Hons - III** |

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| **Unit** | **Description in Detail** | **Weightage (%)** |
| **I** | Meaning, Concept and Nature of copyright. Origin, Historical evolution, object and Development of Copyright. Subject matter of Copyright. Copyright and Constitution. Original Literary works. Original computer programs. Original Artistic works. Original Dramatic works. Original Musical works.Works in which Copyright does not subsists. | **25%** |
| **II** | Ownership and Assignment of Copyrights. Author’s moral right and joint authorship. Ownership of Copyright in Lectures, Address etc. Ownership in Artistic works. Ownership in Computer programs (Digital Technologies).Ownership in Sound recording. Ownership in Cinematograph Films. Ownership in Government Works. Ownership in work of public undertaking. Ownership in the work of International Organization.Assignment of Copyright and Licenses. Work made by employees generally. Contract of Service “and “Contract for Services”. | **25%** |
| **III** | Role of Copyright institutions under Copyright. Authorities and Institutions. Copyright Board. B. Copyright Societies. Direct Copying, Indirect Copying. C. Subconscious copying. Fair Use and Misuse. Digital Millennium Copyright Act. | **25%** |
| **IV** | Infringement of Copyrights and Neighboring Rights.Notion of infringement of Copyright. Criteria of Infringement of Copyright/Test of Infringement of Copyright. Infringement of Copyright in Films, Literary and Dramatic works with Exemptions, Defenses. Copyright infringement distinguished from plagiarism. Remedies for infringement of Copyright. (Injunction, Damages, Offences, Appeals.)The International Copyright. Extension of Copyright to foreign works and Restrictions. | **25%** |

**Reference Books**

1. Patent, Copyright and Trademark: An Intellectual Property Desk Reference. By: Richard

Stim. Publisher: NOLO.

2. Law of Copyright and Neighboring Rights. By: V.K. Ahuja. Publisher: LexisNexis.

**SARDAR PATEL UNIVERSITY**

**Programme: B.Com LLB (Honours) (5 Years)**

**Semester: VIII**

**Trade Mark (IPR) Hons - IV**

**Syllabus with effect from: June – 2015**

**Objective:** Trademarks are the alliance of Law and Marking. Trade Marks are earned and not born. It protects consumers from misled and ensures free competition by protecting the goodwill of the entity that owns the mark. It is a sign capable of distinguishing the goods or services of one enterprise from those other enterprises. It helps to assure a producer that it will reap the financial, reputation related rewards associated with a desirable product.

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| **Paper Code: UL07CBLH11** | | **Total Credits : 4** | | |
| **Title of Paper : Trade Mark (IPR) Hons - IV** | |
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| **Unit** | **Description in Detail** | | **Weightage (%)** |
| **I** | Meaning and Definition of Trade Mark. Historical background of Trade Mark Law in India. Features, Objectives, functions and the rationale of Trade Mark Act 1999.Different types of Trade Mark. Service Mark, Collective Mark, Trade Mark and Goodwill, Trade Mark and Property Mark, Certification Marks, Non- traditional Mark/ Modern Mark.  Legal fundamentals of trade-secrets protection. | | **25%** |
| **II** | Acquisition of Trade Mark. Who can apply for Registration? Office where Application to be filed. Steps of registration of Trade Mark. Acceptance/ Refusal of application. Withdrawal of Acceptance.  Advertisement of Application. Opposition to Registration. Submission of Evidences and Registration. Factors of refusal to be considered for Registration. Renewal and Restoration of Registration. Assignment and Transmission. | | **25%** |
| **III** | Distinct Marks and Deceptive Similarities.Distinct Marks. Illustration of marks allowed/ not allowed for Registration. Protection to well-known Trade Mark. Special provisions for Textile goods. Prohibition of Registration of names of chemical elements or international non- propriety names. Deceptive Similarities. Deceptive Similarity for Medical products. Deceptive Similarity in domain Names. Similarity of goods or services. Onus of proof with Decided Cases. | | **25%** |
| **IV** | Infringement and Passing off. Right Conferred by Registration, Rights for Passing off .Offences, Penalties, Procedure and Remedies. False Advertisement. Confusion – Based on Trade Mark Protection. Geographic Limits on Trade Mark Rights. | | **25%** |

**Reference Books:**

* Trademark: Legal care for your Business and Product Name .By: Stephen Elias. Publisher: NOLO.
* Law relating to Intellectual property Rights. By: V.K. Ahuja. Publisher; LexisNexis.

**SARDAR PATEL UNIVERSITY**

**Programme: B.Com. LLB (Honours) (5 Years)**

**Semester: VIII**

**Practical –V (Mock Trail Civil)**

**Syllabus with effect from: June – 2015**

**Objective:** This course is to be taught for the better understanding of Practical Knowledge of filing Private Complaint, Leading Evidence, Bail Application, Cross Examination, and Arguments.The students will be taught in classroom as well as Moot Court Hall. The basic activities happening in the Criminal Courts will be taught and the students shall act as advocates and will learn the court decorum. The Practical works same shall be reduced in writing in the ledger exclusively provided for the same. There will be periodical assessment of the ledger and at the end of the course the Viva will be taken by the external examiner. Practical IV will be further step for the law students to understand the basic things happening in the criminal court with emphasis on the stages & the activity happening in the court. This course also shall provide an insight into the justification for statutory provisions of Court activity.

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| **Paper Code: UL08CBLH12** | **Total Credits : 4** |
| **Title of Paper : Practical –V (Mock Trail Civil)** |

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| **Unit** | **Description in Detail** | **Weightage (%)** |
| **I** | **Civil case on NI Act**  Preparation of the complaint, Objection to the complaint and Bail Application, Leading Evidence, Cross Examination, Arguments. | **50%** |
| **II** | **VIVA – Voice Exam** | **50%** |

**SARDAR PATEL UNIVERSITY**

**Programme: B COM., LL. B. (Hons.)**

**Semester: VIII**

**Management Accounting**

**Syllabus with effect from: June 2015**

**Objectives:** The primary objective of the course is to familiarize the students with the basic concepts of management accounting, Budget & budgetary control, standard costing etc. and provides the students an understanding of the application of accounting techniques for management.

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| **Paper Code: UB01CBCH02** | **Total Credit: 4** |
| **Title Of Paper: Management Accounting** |

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| **Unit** | **Description in detail** | **Weighting (%)** |
| **I** | **Management of Accounting:** Existence of Management Accounting, limitations of Financial Accounting, Meaning & definition of Management Accountancy, Characteristics, Scope of Management Accountancy, Functions of Management Accounting, Methods of Management Accounting, Difference between Management Accounting, Financial Accounting and Cost Accounting, Advantages & Limitations of Management Accounting, Role & function of Management Accountant | **25%** |
| **II** | **Budgeting & Budgetary Control :** Introduction & Meaning , Objectives-importance- managerial application , Advantages and limitations of budgetary control , Practical problems regarding to cash budget | **25%** |
| **III** | **Flexible Budget:** Introduction & Meaning , Utility of Flexible Budget, Practical Problems | **25%** |
| **IV** | **Standard Costing:** Meaning, definition and characteristics of standard costing **,** Difference between standard costing & Budgetary Control, Advantages & limitations of Standard costing **,** Examples on material variances and labour variances | **25%** |

**Reference Books:**

1. Problem & Solution of Cost Accounting – S.N. Maheshwari and S. K. Maheshwari
2. Cost Accounting- M. N. Arora
3. Cost Accounting- Nigam and Sharma
4. Management Accountancy- T. J. Rana, B. S. Shah Prakashan