

# ACHARYA NAGARJUNA UNIVERSITY

NAAC – 'A' grade

**R E G I S T R A R**



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No. ANU/Acad./S1/SC to AS/143/Minutes/Law/2017.

Date: 14-9-2017.

## PROCEEDINGS OF THE VICE-CHANCELLOR

Sub:- ANU – Academic – 143<sup>rd</sup> meeting of the SC to AS, dt. 20-7-2017 – Minutes – P.G. Dept. of Legal Studies & Research – Orders – Issued.

Read:- 1. Minutes of the meeting of the Board of Studies (PG) in Law held on 18-4-2017.

2. Minutes of the 143<sup>rd</sup> meeting of the SC to AS held on 20-7-2017 pertaining to Item No.19.

3. Vice-Chancellor's orders dated 29-8-2017.

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## ORDER:

The Vice-Chancellor, after having considered the minutes 1<sup>st</sup> and 2<sup>nd</sup> cited, has ordered as follows:

1. The existing curriculum and pattern of examination be continued for LL.B. and LL.M. courses, subject changes made in some subjects.
2. The recommendation of the BoS (PG) in Law that not to suggest any changes in the pattern of question paper be approved.
3. List of Paper Setters-cum-Examiners for paper setting and evaluation of LL.B. and LL.M. answer scripts recommended by BoS be approved.
4. List of Subject Experts for Selection Committees for the appointment of teaching posts recommended by BoS be approved.
5. To add the topic "Plea Bargaining" in Unit-III of Paper-III i.e., Criminal Procedure Code in LL.M. Criminal Branch w.e.f. the academic year 2017-18 be approved.
6. To add Protection of Children from Sexual Offences Act, 2012 in Unit-II, Criminal Laws (Amendment) Act, 2013 after insulting the modesty of Women, Sec.354A to Sec.354D of IPC Rape – Sec.375 to 376D in Unit-III and After Immoral Trafficking, Trafficking of person Sec. 370 and Sec. 370-A of IPC in Unit-IV of Paper-VIII i.e., "Offences Against Weaker Sections" in LL.M. Criminal Branch w.e.f. the academic year 2017-18 be approved.
7. To add National Green Tribunals Act, 2010 – Composition – Jurisdiction, Powers and Proceedings of the Tribunal – Penalties in Unit-VII of Paper-IX of II Semester of 3 year LL.B. and VI Semester of 5 year LL.B. course i.e., "Environmental Law including Laws for the Protection of the Wild Life and other Living Creatures including Animal Welfare" w.e.f. the academic year 2017-18 be approved.

(P T O)

8. To revise the syllabus of "Company Law" i.e., Paper-IV of III Semester of 3 year LL.B. and VII Semester of 5 year LL.B. course, on the lines of The Companies Act, 2013 w.e.f. the academic year 2017-18 be approved.
9. To replace the Paper entitled. "History of Indian Culture" i.e., Paper-XII of III Semester of 5 year LL.B. Course with the Paper entitled. "Gender Justice and Feminist Jurisprudence" w.e.f. the academic year 2017-18 be approved.
10. The MOOCs (Massive Online Open Courses) be introduced in the curriculum of LL.M. course and be implemented from the Academic Year 2017-18 in place of Non-Core papers.
11. List of Law Journals recommended by the BoS (PG) in Law be included in the UGC website.

Further, the Vice-Chancellor has ordered that the students should register for two MOOC courses, which shall not be less than three months duration, one in II Semester and the other in III Semester either from the SWAYAM platform (MHRD) or from the University website (list of courses identified by the concerned Department) and to allot 4 credits for each MOOC (2x4=8 credits) and submit the marks to the Controller of Examinations, ANU through the Head of the Department for incorporating the same in Marks Memo and Consolidated Marks Memo (CML).

Also, the Vice-Chancellor has ordered that students be permitted to opt more than one MOOC course in II and III Semesters of LL.M. course WITHOUT credits but the particulars of the course(s) completed by such students be printed in the marks lists and CML respectively.

(BY ORDER)



JOINT REGISTRAR  
ACADEMIC

Encl.: Syllabus copies. (*Also available in ANU website*)

To

The Chairman, Board of Studies (PG) in Law, ANU.

Copies to: The Principal, University College of Arts, Commerce & Law, ANU.

The Dean, Faculty of Law, ANU.

The Head, P.G. Dept. of Legal Studies & Research, ANU.

The Co-ordinator, P.G. & Professional Courses (Exams), ANU.

The Controller of Examinations, ANU.

All the members, BoS (PG) in Law, ANU.

All the Principals of the Affiliated Colleges offering LL.B. course, ANU area.

✓ Dr. B. Basaveswara Rao, In-Charge, University Official Website, ANU.

P.A. to Vice-Chancellor/Rector/Registrar, ANU.

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**Appendix - 3**

**Semester-I (LLM Criminal Law)**

**Paper III – Criminal Procedure Code, 1973**

**UNIT-I**

Organization of Courts and Prosecuting Agency

Hierarchy of Criminal Courts their Jurisdiction

Sentencing Powers of Courts

Territorial Division

Preventive Measures in India

Aid to the Magistrate and the Police

Public to give information of certain offences

Duty of officers employed in connection with

the officers of a village to make certain report

**UNIT-II**

Pre-trial Procedure

Arrest

The rights of the accused

Investigation

First Information Report

The evidentiary value of statements/articles/seized/collected by the Police

Role of Presentor and the Judicial Officer in Investigation

Search and Seizure

Process to compel appearance

Summons

Service of Summons

Warrant of arrest

Proclamation of person absconding

*Dr. Subash*

*L. Jayaram*

**UNIT-III**

Provisions as to Bail and Bond

Bailable offence

Non-Bailable offence

When bail may be taken in case of non-bailable offences

Cancellation of bail and bail bond

Anticipatory bail

Trial Procedure

**Plea Bargaining**

Trial before Court of Session

Trial by Magistrate

Cases instituted on a police report

Cases instituted otherwise than on police report

Trial of Summons Cases, Summary Trial

**UNIT-IV**

Appeal

No appeal in certain cases

When accused pleads guilty in petty offences

Appeals from conviction

Appeal for enhancement of sentence

Summary dismissal of appeal

Power of the appellate Court

Reference &amp; revision

Reference

Sessions Judge

High Court

**UNIT V**

Order of marriage

Wife's right

Children's right

Parent's right

Enforcement of

Procedure

Alteration of

**Reference Book**

1. Criminal Pro

2. K.N. Chaudh

3. S.R.V. Kulk

- Reference to High Court
- Sessions Judge's powers of revision
- High Court's power of revision

**UNIT-V**

- Right of maintenance of Wives Children and Parents
- Wife's right
- Children's right
- Parent's right
- Enforcement of Order of maintenance
- Procedure
- Variation in allowance

**Reference Books:**

- 1. Criminal Procedure Code 1973, D.D. Basu Code of Criminal Procedure : S 5 vols.
- 2. N. Chandrasekharan Pillai(ed).
- 3. V. Kelkar's Outlines of Criminal Procedure (2000) Eastern

*[Handwritten signatures and notes at the bottom of the page]*

## Appendix -4

SEMESTER -III (LLM Criminal Law)

**Paper VIII -- Offences against Weaker Sections****UNIT-I**

Offences against children

Offences against feticide

Miscarriage

Medical Termination of pregnancy Act 1971

Pre natal Diagnostic Act 1987

Offences against infants

Infanticide (Murder- Explanation 3 of Section 299)

Concealment of birth

Exposure and abandonment of child

**UNIT-II**

Offences against child

Kidnapping

Kidnapping a minor for purpose of begging

Kidnapping for ransom or murder

Kidnapping in order to subject to slaver

Kidnapping a child with intent to steal from its person

Child marriage restraint Act 1929

Child trafficking

Immoral traffic prevention Act 1956

Selling or buying a minor for the purpose of prostitution

Procurator of a minor girl

Importation of girl from foreign country

Sexual offences against child

**Protection of Children from Sexual Offences Act, 2012**

Rape

Sexual relation with minor wife

Incest  
Unnatural offences

**UNIT-III**

Offences against Women  
Offences affecting human body  
Dowry death  
Cruelty by husband or his relatives

**Insulting the modesty of women**

Assault or criminal force with intent to outrage of modesty of women  
Eye teasing  
Kidnapping or abducting women to compel her marriage etc.

**Criminal Law (Amendment) Act, 2013**

Rape  
Custodial rape  
Marital rape  
Gang Rape  
Offences relating to marriage  
Fraudulent marriage  
Bigamy  
Adultery

**UNIT-IV**

Offences relating to women in other legislations  
Immoral Traffic (Prevention) Act  
**Trafficking of Person**  
Prohibition of indecent Representatio0n of women  
Domestic violence  
Sexual harassment at work place.

**UNIT-V**

Offences against SC and ST  
SC & ST atrocities Act

**Reference Books**

1. K.D. Gour, Criminal Law - cases and materials Butterworths, India
2. Ratanlal and Dherajlal Indian Penal code
3. K.D. Gour A Text book on The Indian Penal Code Universal Delhi.
4. P.S. Achuthan Pillai Criminal Law Eastern Lucknow

Appendix - 5

III LL.B. / V B.A., LL.B.,

SECOND SEMESTER / SIXTH SEMESTER

PAPER - IX

ENVIRONMENTAL LAW INCLUDING LAWS FOR THE PROTECTION OF  
WILD LIFE AND OTHER LIVING CREATURES INCLUDING ANIMAL WELFARE

UNIT-1 THE MEANING OF 'ENVIRONMENT' AND 'POLLUTION'

1.1 Definition: As defined in the Environment protection Act, 1986 Section 2(a): "pollution" as defined in the same Act. Section 2(b)(c)(d)(e); and in the Water (Prevention and Control of Pollution) Act, 1974. 'forests', as defined in the Indian Forest act, 1927. And the Forest (conservation) Act, 1980. The intended meaning of environment in the constitution, Arts 15(2)(b)24, 39(a)(b)(c)(e)(f)47.48A, 49.

1.2 Causative factors of Pollution.

UNIT-2 SUBJECT MATTER OF ENVIRONMENTAL LAWS TYPES

UNIT-3 AND FUNCTIONS OF ENVIRONMENTAL LAWS

3.1 Primary Protective Laws 3.1.1 For Human-beings Laws pertaining to a) Water b) Air c) Noise d) Nuclear Radiation e) Toxic Substances 3.1.2 For non human-beings Laws pertaining to a) Wild life b) Marine Life c) Forests d) Minor forests e)Restrictions on trade

3.2 Primary planning Laws

3.2.1 For production Laws pertaining to a) land use b) Irrigation c) Industries  
d) Mining e) Grazing land f) Catchment areas g) Wet land h) Estuaries

3.2.2 For production Laws pertaining to

a) land ceiling b) Town Planning/Zoning c) Slums d) Housing

e)Recreational areas f) Parks g) sanctuaries h) Biospheres

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#### UNIT-4 SECONDARY LAWS

4.1 Pertaining to the administration and functioning of pollution control Boards: Water Boards; the Factories Acts, Forest Act, Land Reform and Development Acts, Industries Act, etc. 4.2 Laws relating to the administration within the Ministry of Environment and forest 4.3 Laws relating to the collection, dissemination and publication of data by the Boards or Ministry, concerning, a) hazardous material b) endangering industries c) levels of pollution, d) types of safety measures available and implemented 4.4 Causative factors of Pollution. 4.4 Laws relating to the role of the lower courts (including the forest courts)

#### UNIT-5 TERRITORY LAWS

5.1 Constitutional provisions concerning inter-state relations that concern acquisition regulation and distribution of natural resources (Water, Forests, mines, oil). (With special emphasis on Articles 14, 19, 31-A, 31-B, 31-c, 39(b)(c) Union list: 6, 52, 56, 57. State List 17, 18, 21, 23. Concurrent list: 17, 17A, 17 -B, 18, 20 and the Ninth Schedule 5.2. Constitutional provisions: The Constitution of India Articles: 14, 15, 2(b) 19(e) 21, 31-C, 32, 38, 39, 42, 47, 48-A, 49, 51, 51-A(g)

#### UNIT-6 INTERNATIONAL PARAMETERS OF ENVIRONMENT

6.1 Stockholm Declaration and its impact 6.2 Rio summit 6.3 United Nations Environmental Programme (UNEP) 6.4 State responsibility for Environmental Pollution 6.5 North South Perspective

#### UNIT-7 LEGAL STRATEGIES REGULATION

7.1 Deterrence through Criminal Liability, Strict Liability Absolute Liability and Vicarious Liability. 7.2 Principles of calculating penalties and economic sanctions against offenders 7.3 Principles and methods of standardization Environmental impact assessment cost Benefit Analysis 7.4 Managerial 7.4.1 Principles of tortious liability 7.4.2 Estoppel 7.4.3 Strategies of incentives, through non-taxation, Deductions, etc., 7.4.4 Methods of recovery through insurances, sureties, bonds, etc., 7.4.5 Creation of Environmental Fund 7.5 National Green Tribunals Act, 2010 - Composition - Jurisdiction, Powers and Proceedings of the Tribunal - Penalties.

## Appendix – 6

### PAPER IV- COMPANY LAW

Unit I MEANING OF COMPANY- VARIOUS THEORIES OF CORPORATE PERSONALITY - CREATION AND EXTINCTION OF COMPANY

Unit II FORMS OF CORPORATE AND NON-CORPORATE ORGANISATIONS: Corporation, Partnerships, Limited Liability Partnership and other association of persons, State Corporations, Government Companies, Public sector: Small scale, Co-operative, Corporate and Joint sectors; Foreign Collaboration; their role, functions and accountability - Companies and the Rule of Law, their Civil and Criminal liability; their essential characteristics.

Unit III FORMATION OF A COMPANY: 3.1 Law relating to Companies – The Companies Act, 2013 3.1.2. Need of company for development. Formation of a company, registration and incorporation. 3.2. Memorandum of Association- Various Clauses - Alteration therein - Binding force - its relation with Articles of Association- Doctrine of Constructive Notice and indoor Management - exceptions. 3.4. Prospectus-issue -contents - liability for misstatements - statement in lieu of prospectus 3.5. Promoters position - duties and liabilities.

Unit IV SHARES, SHAREHOLDERS AND DIRECTORS: 4.1 Prospectus and Allotment of Securities – Shares, Share Capital - general principles of allotment its objects and effects Private placement - Transfer of shares - restrictions on transfer - procedure for transfer refusal of transfer - role of public financial institutions relationship between transferor and transferee - issue of shares at premium and discount. 4.2. Shareholder - who can be and who cannot be a shareholder - modes of becoming a shareholder, calls on shares - forfeiture and surrender of shares -lien on shares rights and liabilities of a shareholder. 4.3. Share capital - kinds -alteration and reduction of share capital - further issue of capital conversion of loans and debentures into capital, duties of court to protect the interests of creditors and share holders. 4.4 Company Management and Administration - Directors - position - appointment - qualifications, vacuation of office - removal, resignation powers and duties of directors - meeting, registers, loans - remuneration of directors - role of nominee directors compensation for loss of office -managing directors and other managerial personnel. Meeting - Kinds - Procedure - Voting.

UNIT V DIVIDENDS, DEBENTURES, BORROWING POWERS: 5.1. Dividends Declaration and payment of - capitalization of bonus shares - 5.2. Audit and accounts - 5.3. Acceptance of Deposits by Companies - Borrowing - powers - effects of unauthorised borrowing - charges and mortgages loans to other companies - contracts by companies. 5.4. Debentures - meaning - floating charge - kinds of debentures - share holder and debenture holder - remedies of debenture holders 5.5. Protection of minority rights 5.6. Prevention of oppression and Mismanagement.

VI OTHER ALLIED ASPECTS: 6.1 Private Companies - nature - advantages - conversion to public company - foreign companies - Government companies, holding and subsidiary companies. 6.2 Investigations - powers. 6.3. Reconstruction and amalgamation. 6.4. Defunct companies - Revival and Rehabilitation of Sick Companies

VII WINDING UP: Winding up - types - Voluntary winding up - Winding up by Tribunal - grounds - who can apply - procedure - powers of liquidator powers of Court - consequences of winding up order voluntary winding up by members and creditors - winding up subject to supervision of court - liability of past members - payment of liabilities - preferential payments - unclaimed dividends - winding up of unregistered company - Official Liquidators

VIII National Company Law Tribunal and Appellate Tribunal - Constitution - Qualification - Term of Office - Resignation - Removal of President and Members - Appeals - Special Courts

IX LAW AND MULTINATIONAL COMPANIES: 9.1. Collaboration agreements for technology transfer. 9.2. Control and regulation of foreign companies, taxation of foreign companies - share capital in such companies.

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Appendix - 7

Paper IV (5 Year LL.B.)

**GENDER JUSTICE AND FEMINIST JURISPRUDENCE**

Unit I: Gender Justice - Historical development of Women Rights - Conceptualization of Patriarchy - Gender as a Class - Gender inequality - Gender insensitivity - Woman as a symbol of dignity - Peoples movements - Gender Justice under Indian Constitution.

Unit II: Woman and Employment - Formal equality and Employment Laws - Woman reservation in employment - Gender bias and labor laws - Woman in agriculture.

Unit III: Feminist Jurisprudence - Origin and Scope - Feminism - Radical feminism - Cultural feminism - Post modern feminism - Feminism in India - Reservations in elections - Women and Globalization - Internet and woman - Woman as enemy of woman.

Unit IV: Violence against woman - Reasons and historical background - Crimes against woman under Criminal Law - Acid attacks - Domestic violence - Violence at workplace.

Unit V: Protection of Womanhood - Woman and religion, Hinduism, Islam and Christianity - Woman and dress code - Veil - Woman and impotency and fertility - Surrogacy and implications - Same sex marriages - Girl child protection - Female infanticide.

## GENDER JUSTICE AND FEMINIST JURISPRUDENCE

### Model Paper

#### SECTION I – (5 X 6 = 30 marks)

1. Gender insensitivity
2. Women in agriculture
3. Radical feminism
4. Internet and women
5. Acid attacks
6. Domestic violence
7. Dress code for women
8. Female infanticide

#### SECTION II – (4 X 10 = 40 marks)

9. Trace the development of woman rights.
10. Describe how woman reservation in employment has helped in elevating the position of women in India.
11. Describe the origin, scope and development of feminist jurisprudence in India.
12. Explain how woman is an enemy to woman.
13. Describe the reasons for violence against woman. Explain the measures necessary to control violence against woman.
14. Describe the various forms of violence against woman at workplace. Explain how the law took care of violence against woman at workplace.
15. Describe the measures necessary to protect the girl child.
16. Describe the problems of impotency and fertility in women.