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792103

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### Bachelor of Arts Bachelor of Law

#### SIXTH SEMESTER

Sl. No.	Name of Subject	Credits	Total Marks
1	Law and the Child	3	100
2	Criminal Law (I.P.C.)	4	100
3	Investment and Competition Law	4	100
4	International Trade Law	4	100
5	Administrative law	4	100
6	Intellectual Property Rights II	3	100
<b>Total</b>		24	
<b>Internship III will be added on last semester.</b>			

**SUBJECT NAME:** Law and the Child

**UNIT I:** Social, Constitutional and International Legal Status of child

- a. Significance, Scope and Magnitude of the problem
- b. Special status of child- national policies
- c. Constitutional concern- Articles 15(3), 24, 39 (e) and (f)
- d. International concern and endeavour for the welfare of children
- e. Minimum Wage Convention
- f. Child Rights Convention
- g. U.N. declaration of the Rights of the child

**UNIT – II: Problems of Conception, Birth**

- a. Legal status of the child in the womb
- b. Sex selection: foeticide and infanticide
- c. Tortious liability against injuries to unborn children
- d. Law relating to maternity benefit and relief

**UNIT-III: Family Relations and Child and Legal Control of Child Labor**

1. The status of a child in matters:
  - a. Marriage
  - b. Legitimacy
  - c. Guardianship
  - d. Adoption
  - e. Maintenance
  - f. Custody
2. Statutory provisions regarding:
  - a. child marriage
  - b. guardianship
  - c. adoption
  - d. maintenance
3. Regulation of the employment of children in various occupations.
4. Recommendations of the ILO and statutory protection

**UNIT-IV: Contractual and Criminal Liability**

- a. Minor's agreement: nature, rationale
- b. Liability in beneficial contracts
- c. Testimony of children
- d. Crimes committed by child;
- e. Crimes committed by others in relation to children Judicial proceedings in criminal cases
- f. Statutory provisions: sections 82, 83, 299 Explanation 3, 363A, 372 and 376 IPC;
- g. Penal provisions contained in the Child Marriage Restraint Act, 1929; Young Persons harmful
- h. Publication Act, 1956;
- i. Juvenile Justice Act, 2000

**UNIT- V: Law and offences against Child**

Juvenile Justice Act, 2000

- a. Provision for the protection of neglected children
- b. Institutions for the protection of neglected children
- c. Child Welfare Boards and Juvenile Courts:
  - i. Constitutions
  - ii. Powers
  - iii. Duties
  - iv. Functions
- d. Protection of girls from immoral traffic
- e. Prevention of vagrancy and beggary

**Subject Name:** CRIMINAL LAW (I.P.C.)

Unit – I: Introduction to Substantive Criminal Law

- a. Extent and operation of the Indian Penal Code
- b. Definition of Crime
- c. Fundamental elements of crime
- d. Stages in commission of a crime
- e. Intention, Preparation, Attempt

Unit – II: General Explanations and Exceptions

- a. Definitions
- b. Constructive joint liability
- c. Mistake
- d. Judicial and Executive acts
- e. Accident
- f. Necessity
- g. Infancy
- h. Insanity
- i. Intoxication
- j. Consent
- k. Good faith
- l. Private defence

Unit – III: Abetment and Criminal Conspiracy

Unit – IV: Punishment

- a. Theories: Deterrent, Retributive, Preventive, Expiatory and Reformatory Theory
- b. Punishment under the IPC: Fine, Imprisonment, Capital Punishment

Unit – V : Offences affecting the Human body

- a. Offences affecting life, causing miscarriage, or injuries to unborn children
- b. Offences of hurt, of wrongful restraint and wrongful confinement
- c. Offences of criminal force and Assault, offences of kidnapping and Abduction

Unit – VI: Offences against Women

- a. Obscene acts and songs
- b. Outraging the modesty of women
- c. Rape
- d. Cruelty by husband or relatives of husband
- e. Offences relating to marriage

Unit – VII: Offences against Property

- a. Theft, Extortion, robbery and decoity
- b. Criminal misappropriation and criminal breach of trust
- c. Cheating
- d. Mischief
- e. Criminal trespass

Unit- VIII: Defamation and offences relating to documents and property marks

- a. Defamation
- b. Forgery
- c. Counterfeiting

**SUBJECT NAME: INVESTMENT AND COMPETITION LAW**

**UNIT – I: Competition Law**

- a. Background
- b. Prohibitions
- c. Competition Commission of India

**UNIT -II: Corporate Finance and regulatory framework**

- a. Security Contract (Regulation) Act 1956
- b. SEBI Act 1992
- c. Depositories Act 1996
- d. The Securitisation and Reconstruction of Financial Assets and enforcement of security Interest Act, 2002

**UNIT -III: Regulatory framework for foreign trade, multinational companies**

- a. Foreign Trade (Development & Regulation) Act 1992,
- b. UNCTAD Draft Model on Trans – national Corporations
- c. Control and regulation of foreign companies in India,
- d. Foreign collaborations and joint ventures

**UNIT – IV:** Foreign Exchange Management

- a. Background
- b. Policies
- c. Authorities

**SUBJECT NAME:** [INTERNATIONAL TRADE LAW]

**UNIT-I:** Historical Perspectives Of International Trade:

- a. Institutions – UNCTAD, UNCITRAL, GATT (1947-1994);
- b. World Trade Organization:
  - i. Objectives
  - ii. Structure
  - iii. Power
- c. Most Favored Nation Treatment And National Treatment
- d. Tariffs And Safeguard Measures.

**UNIT-II:** Trade In Goods I:

- a. Agreement On Agriculture
- b. Agreement On Sanitary And Phytosanitary Measures
- c. Agreement On Technical Barriers To Trade

**UNIT-III:** Trade In Goods II

- a. Agreement On Trade-Related Investment Measures
- b. Agreement On Subsidies And Countervailing Measures
- c. Ant I-Dumping Agreement
- d. Agreement On Safeguards

**UNIT – IV:** Trade In Services

- a. General Agreement On Trade In Services
- b. Ongoing Multilateral Negotiations

**UNIT – V:** International Trade Dispute Resolution

- a. Nullification Or Impairment
- b. Dispute Settlement
- c. Enforcement And Remedies

**SUBJECT NAME: ADMINISTRATIVE LAW**

**UNIT – I: Evolution and Scope of Administrative Law**

- a. Nature, Scope and Development of Administrative Law
- b. Rule of law and Administrative Law
- c. Separation of powers and its relevance
- d. Relationship between Constitutional law and Administrative Law
- e. Administrative Law vis-à-vis privatization
- f. Classification of functions of Administration

**UNIT -II: Legislative Functions of Administration**

- a. Necessity and Constitutionality
- b. Forms and requirements
- c. Control
  - i. Legislative
  - ii. Judicial
  - iii. Procedural
- d. Sub-delegation

**UNIT-III: Judicial Functions of Administration**

- a. Need for devolution of adjudicatory authority on administration
- b. Nature of tribunals – Constitution, powers, procedures, rules of evidence
- c. Administrative Tribunals
- d. Principles of Natural Justice
  - i. Rule against bias
  - ii. Audi Alteram Partem
  - iii. Reasoned decisions
- e. Rules of evidence:
  - i. No Evidence
  - ii. Some Evidence
  - iii. Substantial Evidence
- f. Institutional Decisions

**UNIT – IV: Administrative Discretion and Judicial Control of Administrative Action**

- A. Administrative Discretion
  - a. Need and its relationship with rule of law
  - b. Constitutional imperatives and exercise of discretion
  - c. Grounds of judicial review

- i. Abuse of discretion
    - ii. Failure to exercise discretion
  - d. Doctrine of legitimate expectations
- B. Judicial Control of Administrative Action
  - i. Introduction
  - ii. Court as the final authority to determine the legality of administrative action
  - iii. Exhaustion of Administrative remedies
  - iv. Locus Standi
  - v. Laches
  - vi. Res judicata
  - vii. Judicial review and its extent
- C. Methods of judicial review
  - i. Statutory appeals
  - ii. Writs
  - iii. Declaratory judgments and injunctions
  - iv. Civil Suits for Compensation.

**SUBJECT NAME: INTELLECTUAL PROPERTY LAW –II**

**UNIT-I: Indian Copyright Law**

- a. Introduction And Overview Of Copyright
- b. Salient Features Of Copyright Act
- c. Subject Matter Of Copyright
  - i. Literary Work
  - ii. Dramatic Work
  - iii. Musical Works
  - iv. Artistic Works
  - v. Cinematographic Films
  - vi. Sound Recordings
- d. Term Of Copyright
- e. Author And Ownership Of Copyright
- f. Infringement Of Copyright
  - i. Remedies Against Infringement Of Copyright

**UNIT-II: Biological Diversity Law**

- a. Introduction and overview of Biological Diversity
- b. Meaning and scope of Biological Diversity
- c. Biological resources and traditional knowledge
- d. Salient features of Biological Diversity Act
- e. Biological Diversity concerns and issues
- f. Bio piracy
- g. Regulation of access to Biological Diversity
- h. National Biodiversity Authority
- i. Functions and powers of Biodiversity Authority
- j. State Biodiversity Board
- k.** Biodiversity Management Committee and its functions.

**UNIT-III: Protection of Plant Varieties and Farmers Rights Law**

- a. Concepts relating to the protection of plant varieties rights
- b. Legal concepts relating to the protection of plant breeders rights
- c. PR in new plant varieties
- d. Policy and objectives of protection of plant varieties and farmers rights act
- e. Plant varieties and Farmers rights protection authority
- f. National register of plant varieties
- g. Procedure for registration
- h. Rights and privileges
- i. Benefit sharing
- j. Compensation to communities
- k. Compulsory licence
- l. Relief against infringement
- m.** National Gene Fund

**UNIT-IV: Designs Law:**

- a. Introduction and overview of Designs Law
- b. Salient features of Designs Law
- c. Registration
- d. Infringement
- e. Powers and duties of Controller
- f.** Distinction between design, trade mark, copyright & patent.



**UNIT-V:Bio-Technology and Law**

- a) Biotechnology and Law in India : An Overview
- b) Social responsibility of scientists
- c) Multi-national and imperialist appropriation and use of biotechnology Failures of self-regulation and vicissitudes of legal regulations
- d) Recent legislative attempts related to the biotechnology regulatory authority of India

**UNIT-IV: International Treaties / Conventions on IPR: TRIPS Agreement**

- a. Background
- b. Salient Features of TRIPS
- c. TRIPS and Indian IPR
- d. Berne Convention: Background
- e. Salient features of Paris Convention
- f. Convention of Bio-Diversity
  - i. Objectives of CBD
  - ii. Salient features of CBD
- g. International IPR agreements affecting protection of plant varieties
  - i. The WTO Doha round of trade negotiations
- h. International Treaty on Plant Genetic Resources (“ITPGR”)