



MOHANLAL SUKHADIA UNIVERSITY, UDAIPUR

FACULTY OF LAW

THIRD SEMESTER BACHELOR OF ARTS AND LAWS INTEGRATED

(Session 2020-21 onwards)

PAPER – IV (PAPER CODE - **BAL304**) : (PAPER NAME - **CONSTITUTIONAL LAW-I**)

III – SEMESTER

M.M 80

- UNIT-I** Preamble-Federalism- Secularism-Social justice-Interpretation of preamble
- UNIT-II** The Union and its territory: Name and territory of the union-Admission or establishment of new States– Formation of a new State- Alteration of areas or boundaries- Names of the existing states
- UNIT-III** Citizenship: Right of citizenship of persons migrated from Pakistan, and persons of Indian origin residing outside of India, voluntary acquiring citizenship of foreign state not to be citizens continuance of the rights of citizenship, citizenship act.
- UNIT-IV** Meaning and scope of state under Article 12 of Constitution of India
Local Authority – Municipalities, District Boards, Panchayats Improvement Trust and Mining settlement Boards, Body of Port Commissioners under the control or management of a municipal or local fund.
Other Authorities – Power to make laws, byelaws, rules, orders or regulations, are called “Other authorities” within the meaning of Article 12. “State” in the light of Fundamental Rights.
- UNIT-V** Fundamental Rights - Definition – Laws inconsistent with or in derogation of the fundamental rights
The Right to equality, equality of opportunity-Prohibition of discrimination on grounds of religion, race caste, sex or place of birth.
- UNIT-VI** Right to Freedoms
- Freedom of Speech and Expression.
 - Freedom of the Press.
 - Freedom of Speech and Contempt of Court.
 - Freedom of Assembly.
 - Freedom of Association.
 - Freedom of Movement.
 - Freedom of Reside and Settle.
 - Freedom of Profession/Business, etc.,
- Property and Social Control 1950 to 1978.
Property and Social Control - After 1978.
- UNIT-VII** Personal liberty:
- Personal Liberty-meaning and scope
 - Rights against Retroactive Punishment, Rights of an accused-Double jeopardy, Rights against self-incrimination, Protection against arrest and detention
- UNIT-VIII** Right against exploitation:

- Prohibition of trafficking in human beings and forced labour
- Prohibition of employment of children in factories, etc.

Protection of interests of minorities:

- Right of minorities to establish and administer educational institutions.

UNIT-IX

Constitutional Remedies

- Enforcement of fundamental rights
- Power of parliament to modify the rights conferred by this part in their application to forces, etc.

UNIT-X

Fundamental rights and Directive Principles:

- Directive Principles-Reasons for incorporation.
- Directive Principles-Directions of social change-A new social order. Fundamental Rights and directive Principles-Inter relationship-Judicial balancing. Constitutional Amendments-Arts. 31-A, 31-B and 31-C to strengthen Directive Principles.
- Judicial Policy towards directive Principles

Fundamental Duties Art 51-A

SUGGESTED READINGS :

1. Basu D.D. : Commentary on the Constitution of India.
2. Hidayatullah M. (Ed) : Constitutional Law of India
3. Seervai H.M. : Constitution of India.
4. Austin G. : Indian Constitution - A cornerstone of a Nation.
5. Banerjee A.C. : Constitutional History of India.
6. Khanna H.R. : Making of India's Constitution
7. Shiva Rao B. : Framing of India's Constitution.
8. Jain M.P. : Indian Constitutional Law.
9. Pandey J.N. : Constitutional Law of India
10. Relevant volumes of the Annual survey published by Indian Institute.



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PAPER – V (PAPER CODE - **BAL305**) : (PAPER NAME - **INTRODUCTION TO INFORMATION TECHNOLOGY**)
III – SEMESTER

M.M 80

UNIT-I Fundamentals of Internet and cyber function

- Origin and history of Internet and www
- Advantages and disadvantages of the Internet
- Different types of networks
- Types of Internet Connections
- Protocols and their use
- Cyberspace
- Computer Viruses, Trojans and Worms
- Measures to Handle Computer Virus, Trojans and Worms

UNIT-II Digital signature and Electronic Signature

- Digital signatures
- Provisions relating to Electronic Signatures
- Legal recognition of electronic records
- Advantages and disadvantages of digital signature

UNIT-III Electronic Governance (e-governance)

- Legal Recognition of Electronic Records and Electronic Signature
- Meaning of verification
- Use of Electronic Records and Electronic Signature in Government
- Delivery of Services by Service Provider
- Retention of Electronic Records
- Audit of Documents etc., in Electronic form
- Publication of rules, regulation, etc. in Electronic Gazette
- Validity of contracts formed through electronic means
- Attribution of Electronic Records
- Acknowledgement of Receipt
- Time and place of dispatch and receipt of electronic record
- Directorate of Information Technology
- E-Governance in Rajasthan

UNIT – IV Penalties, compensation, Adjudication and the Appellate Tribunal

- Damage to computer, computer system, etc,

- Failure to protect data
- Failure to furnish information, return, etc.
- Contravenes of any rules or regulations
- Adjudication in case of contravention
- Appellate Tribunal
- Appeal to Cyber Regulations Appellate Tribunal
- Appeal to High court
- Compounding of Contravention
- Recovery of Penalty or compensation

UNIT-V Information Technology Crimes (Cyber Crimes)

- Cyber Crimes against Individuals, Institution and State
- Hacking
- Digital Forgery
- Cyber Stalking/Harassment
- Cyber Pornography
- Identity Theft & Fraud
- Cyber terrorism
- Computer related offences (Hacking with computer system, etc.)
- Sending offensive messages through communication service, etc.
- Different offences under IT Act, 2000

UNIT-VI Cyber Crime Investigation

- Cyber Crime Investigation
- Cognizance of IT offences
- Search and seizure of the computer or computer system
- Application of the Act to electronic cheque and truncated cheque
- Cyber forensics
- Cyber Video-conferencing
- Cyber crime investigating agencies in India
- Some of the methods used for investigation of Cyber crimes

UNIT-VII E-Banking and E- Commerce

- Definition of e-banking
- Electronic Payment System
- Mobile Banking, I-Banking
- Legal Issues in E- banking, Amendments to Negotiable Instruments Act, 1881,
- International Legal Practice regarding E- banking
- Meaning of e-commerce and e-Business
- Internet relevant to e-commerce
- Advantages and disadvantages of e-commerce

UNIT-VIII New challenges to information technology law

- Convergence of technologies
- Emergence of Internet as super media
- Legal Challenges, Convergence Bill
- Offences not covered under IT Act
- Emerging issues relating to IPR

References:

1. Diane Rowland, Elizabeth Macdonald, *Information technology Law*, London: Cavendish Publishing Ltd., 1997.
2. Parag Diwan & Shammi Kapoor Ed., *Cyber and E- commerce Laws*, New Delhi, Bharat Publishing House, 2000.
3. Stanley Lai, *The Copyright Protection Of Computer Software in the U.K.*, (Oxford: Hart Publishing, 2000.
4. Richard Heins Ed., *Reinventing Government in the Information Age-International practice in IT Enabled Public Sector Reform*, London: Routledge Research in Information Technology and Society, 1999
5. Rodney D. Ryder, *Guide to Cyber Laws*, Nagpur, Wadhwa & Co., 2001
6. Nandan Kamath Ed., *Law Relating To Computers, Internet and E- commerce*, Second Edition ,Delhi: Universal Law Publishing Co. Pvt. Ltd., 2000
7. Rahul Matthan, *The Law Relating to Computers and the Internet*, New Delhi: Butterworths, 2000.
8. Chris Reed & John Angel, *Computer Law*, New York: Oxford University Press, 2007.
9. Justice Yatindra Singh, *Cyber Laws*, Universal Law Publishing Co, New Delhi, 2012.
10. Verma S, K, Mittal Raman, *Legal Dimensions of Cyber Space*, Indian Law Institute, New Delhi, 2004.
11. Jonthan Rosenoer, *Cyber Law*, Springer, New York, 1997.
12. Sudhir Naib, *The Information Technology Act, 2005: A Handbook*, OUP, New York, 2011.
13. S. R. Bhansali, *Information Technology Act, 2000*, University Book House Pvt. Ltd., Jaipur, 2003.
14. Vasu Deva, *Cyber Crimes and Law Enforcement*, Commonwealth Publishers, New Delhi, 2003.
15. Rogger LeRoy Miller, Gay Lord A. Jentz, *Law For E-Commerce*, Thomson Learning, 2002.



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PAPER – III (PAPER CODE - **BAL303**) : (PAPER NAME - **LAW OF TORTS INCLUDING CONSUMER PROTECTION AND M. V. ACCIDENT LAWS**)
III – SEMESTER

M.M 80

- UNIT-I** Definition, Nature, Scope, Objects and Elements of Tort, Maxims, Extinction or discharge of tortious Liability, joint Tort-feasors.
- UNIT-II** General defences of Tortious Liability.
- UNIT-III** Vicarious Liability, Doctrine of Common Employment, State
- UNIT-IV** Remedies, Kinds and Measures of damages - Remoteness of damages.
- UNIT-V** **Torts to person-** Assault, Battery, False Imprisonment, Nervous shock, malicious prosecution, defamation.
Torts in relation to property- Negligence, Nuisance, Interference with contract or business, intimidation, conspiracy, deceit or fraud, Trespass by humans or cattle
- UNIT-VI** **Liability -**
(A) Strict Liability and its exceptions
(B) Absolute Liability in India
(C) Public Liability Insurance Act 1991 – Objects and salient features of the Act and procedure for claims.
- UNIT-VII** The Consumer Protection Laws - Latest Consumer Protection Act, 2019
Definitions, Concept, Authorities, Jurisdiction, Powers, Consumer Rights
- UNIT-VIII** Motor Vehicles Laws - M.V. Accident Protection Law
a. Insurance of Motor Vehicles against third party risk (Chapter 11)
b. Claim Tribunals (Chapter 12)

SUGGESTED READINGS :

1. Ratan Lal : The English and Indian Law of Torts.
2. B.S. Sinha : Law of Torts
3. Winfield : Law of Torts
4. Ramaswami Iyer : Law of Torts
5. Salmond : Law of Torts
6. Street : Law of Torts
7. G.S. Karkara : Contributory Negligence
8. Gurbax Singh : Law of Consumer Protection
9. P. Leelakrishnan : Consumer Protection and Legal Control
10. Avtar Singh : Law of Consumer Protection

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PAPER – I (PAPER CODE - **BAL301**) : (PAPER NAME - **POLITICAL SCIENCE- II**)

III – SEMESTER

M.M 80

- UNIT-I** Ancient Indian Political Thought: Features, Manu: Manu Smriti. State: Origin, Organs, Functions, King: Character, Powers; Law and Justice Kautilya: Arthashastra, Law and justice, Danda, Foreign Policy.
- UNIT-II** Modern Indian Political Thought: Features. Mohandas Karamchand Gandhi: Truth, Non – Violence, Satyagraha, Philosophical Anarchism. Trustisheep Jawahar Lal Nehru: Democracy, Socialism, Tilak Swaraj Veer Sarvarkar – Political Ideas, J.P. Narayan Sarvodaya total revolution
- UNIT-III** Ancient Greek Political Thought: Features, Plato: Theory of Justice; Ideal State: Aristotle: Theory of State, Classification of Government; Roman Political Thought: Features; Cicero.
- UNIT-IV** Medieval Political Thought: Features. St. Thomas Augustine: State and Church; St. Thomas Aquinas: Law; Marsigliio of Padua: Law
- UNIT-V** Modern Political Thought: Features; Machiavelli; Human Nature, King, Law; J.S. Mill: Liberty, Karl Marx: Dialectical Materialism, Class Struggle, State.

SUGGESTED READINGS :

1. V.D. Mahajan : Political Theory, S.Chand & Company, 2000
2. A. Appodorai : Political Thought of India, 400 BCT 1980
3. C.L. Wayper : Political Thought, B.I. Publishors
4. W.T. Jons : Masters of Political Thoughts, Oxford University Press
5. V.P. Verma : Mordan Indian Political Thought, Laxmi Narayan Press
6. Gorge Safime : A History of Political Theory, Oxford University Press
7. W. Ebenstein : Introduction to Political Thinkers, Belmont Wadsworth
8. A.S. Altekar : Ancient Indian Political Thought
9. B.C. Pareekh : Contemporary Political Thinkers, Oxford University Press



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PAPER – II (PAPER CODE - **BAL302**) : (PAPER NAME - **ECONOMICS**)

III – SEMESTER

M.M 80

- UNIT-I** Definition, nature and scope of economics, micro and macro economics – concept, types, difference and interdependence of micro and macro economics, general theory of price equilibrium price, role of time elements in price, Role of time elements in price determination.
- UNIT-II** Utility Analysis, Law of diminishing marginal utility, law of equi-marginal utility, consumer surplus, demand and law of demand, elasticity of demand-concept, degree and methods of measuring the elasticity of demand, indifference, curve analysis-concept, properties and consumer equilibrium-income, price and substitution effect.
- UNIT-III** Production Function-Law of Returns and Returns to scale-increasing, constant and diminishing, Isoquants and ISO cost curves, Cost and Revenue analysis-concept, types and their diagrammatic presentation.
- UNIT-IV** Market and their classification, price and out put determination of the firm under perfect, imperfect and monopoly competitions and price discrimination, price and out0put under oligopoly.
- UNIT-V** Marginal productivity theory, Ricardian and modern theory of rent, Wages-concept and modern theory, Interest-concept, Liquidity preference theory and modern theory of interest Profit-concept, risk, innovation and modern theory of profit, National income analysis-concept, importance, methods and components, GNP, NNP, NI, PI, DPI and per capita income, difficulties in the measurement of National income.

SUGGESTED READINGS :

1. Mishra and Puri : Advance Micro Economic Theory
2. M.L. Seth : Principles of Economics
3. M.L. Jingar : Micro Economics