

LL.M. (One Year)

First Semester 2024-25

Comparative Constitutional Law with Special References to the Constitution of India

UNIT-I: Federalism

- Comparative Scenario
- Changing Dimensions
- Appreciations and Criticisms
- 21st Century Challenges and Solutions

UNIT-II: Legislative Relations

- A Select Comparative Approach
- Indian Scheme: The Direction
- The Judicial and Constitutional Amendments- Direction
- Reform Agenda and Suggestions

UNIT-III: Judiciary

- A Select Comparative Vision
- Appointment of Judges
- Is it Independent in India?
- 21st Century Challenges and Solutions

UNIT-IV: Constitutional Amendment

- A Select Comparative Direction
- From Flexibility to Rigidity in India
- Constituent Power in Action: A Select Supportive or Regressive Direction
- Future Reforms

REFERENCES:

- W.A. Wynes, Legislative, Executive and Judicial Power in Australia, 2006
- Bura Laskin, Canadian Constitution, 2007
- Macklem & Des Rosiers, The Canadian Constitution, 2017
- Rosenfeld & Sajo, Comparative Constitutional Law, 2013
- A.V. Dicey, Introduction to the Study of Law of the Constitution, 2008
- D.D. Basu, Commentary on the Constitution of India., (9th Ed) Vols 9, 12, 14, 2017
- D. D. Basu, Comparative Federalism, 2008
- H. M. Seervai, Constitutional Law of India, Vols 1-3, 2006
- Granville Austin, Indian Constitution: Corner Stone of a Nation, 1999
- 1. M.V. Pylee, Constitutions of the World, Vols 1&2, 2007

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(Dr. Shashank Shrivastava)
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LL.M. I

RESEARCH METHOD & LEGAL WRITING

Unit-I

Philosophy of Social and Legal research, Research strategies, Research Design

Unit-II

Nature of quantitative research, Sampling, Method of data collection, Methods for the collection of statutory and case materials, Use of comparative and historical research materials, Content analysis, Jurimetrics, Quantitative data analysis.

Unit-III

Nature of qualitative research, Ethnography and participant observation in legal research, Case study, Structured observation, Self completion questionnaire, Interview in qualitative research, Projective techniques, Documents as source of data: personal diaries, letters, autobiographies, official documents, and mass media. Interpreting documents: hermeneutics, qualitative content analysis, semiotics, Qualitative data analysis

Unit IV

Integrating qualitative/ quantitative research, Mixed Methods Research, E- research: using the internet as object and method, computerized research- study of legal research program such as LexisNexis etc., Citation rules, Doing and writing of research project, Ethics and politics in legal research.

Reference:

Michael S. Lewis-Beck, Alan Bryman, *Sage Encyclopedia of Social Science Research*, Sage Publications (2004).

Paul Atkinson, Amanda Caffey, Sara Delamont, John Lofland, *Hand book of Ethnography*, Sage publications (2001).

John A. Hall, Joseph M. Bryant, *Historical Methods in the Social Sciences: Sage Benchmarks in Research Methods*, Sage publications (2005).

Alan Bryman, *Ethnography: Sage Benchmarks in Research Methods*, Sage Publications(2008).

Carol M. Bast, Margie Hawkins, *Foundations of Legal Research and writing*, Thomson Delmer learning: west legal studies series (2006).

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- Martin Hollis, *Philosophy of social Science*, Cambridge University Press.
- Pauline V. Young, *Scientific Social Survey and Research*, Prentice Hall of India Limited(1988)
- William J. Goode, Paul k. Hatt, *Methods in Social Research*, McGraw Hill Book Company.
- Morris L. Cohan, *Legal Research in Nutsell*, West Publishing Company(1996).
- Alan Bryman, *Social Research Methods*, Alan Bryman, Oxford University Press(2004).
- Robert Watt, *Concise Legal Research*, Universal law publishing company Private Limited.
- David Stott, *Legal Research*, Lawman (India) Private Limited(2001).
- Geoff Payne, Judy Paynee, *Key Concepts in Social Research*, Sage Publications(2004).
- Judy A. Long, *Computer aided Legal Research*, Thomson Delmer Learning (2003).
- Judy A. Long, *Legal Research Using the Internet*, West Thomson Learning (200).
- Carol Garbich, *New Approaches in Social Research*, Sage Publications (2004).
- Plano Clark, Vicki L & Nataliya V. Ivankova, *Mixed Methods Research: A Guide to the Field*, Sage Publications (2016).



MEDIA LAW
(Constitutional and Administrative Law Group)
Syllabus for LLM First Semester

Prof. Aditya Pratap Singh
Dr. Aman Deep Singh

Objectives

- To introduce students to legal and ethical issues related to mass media.
- To help students gain an understanding of media laws in India and their implications on day to day life.

Learning Outcomes

- ✓ Understand the significance of Indian Constitution.
- ✓ Identify the role of Press in the society.
- ✓ Analyze various acts related to the Press.
- ✓ Relate the laws and ethical concepts and promote responsible journalism.
- ✓ Critically evaluate the role, function and impact of Press Council of India.

UNIT-I: Constitutional Foundations

- Role of Media
- Freedom of Speech & Expression
- Right to Privacy
- Rights & Responsibilities of Media

UNIT-II: Morality, Obscenity, Censorship and Cinema

- Morality, Obscenity & Censorship
- Radio, Television & Broadcasting
- Film Censorship
- Social Media

UNIT-III: Media, State & Legislature

- Privileges of Parliament and the State Assemblies
- Case Law

UNIT-IV: Media Ethics & Judiciary

- Reporting of Judicial Proceedings
- Media & Criminal Justice Administration
- Media Ethics and Regulation





REFERENCES:

PRESCRIBED TEXTS

1. Facets of Media Law- Madhavi Divan
2. Telecom, Media & Press Laws, EBC 2nd Edition, 2012

REFERENCE BOOKS

1. M. P. Jain, Constitutional Law of India
2. Development of Media and Media Law – Mittika Singal Bhushan, Aadi Publications, 2014
3. Media Law and Ethics : M. Neelamalar, Prentice Hall India Learning Private Limited, 2009
4. Journalism Ethics: Arguments and cases for the twenty-first century - Roger Patching and Martin Hirst, Routledge, 2013

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Course Contents

LL.M. Ist Sem, Session- 2024-25

ADMINISTRATIVE LAW

UNIT-I: Delegated Legislation in various Jurisdictions

French

England and U.S.

Indian Context

UNIT-II: Comparative Study of Various Doctrines

Separation of Powers

Judicial Review

Doctrine of Legitimate Expectation

UNIT-III: Liability of Administration- England, U.S. and Indian Practices

Contractual Liability & Tortious Liability

Federal Tort Claims Act, 1946

Crown Proceedings Act, 1947

New Emerging Liabilities and Indian attempts at Legislation

UNIT-IV: Controls on Maladministration of Public Authorities and Power Holders: An Indian Context

Ombudsman

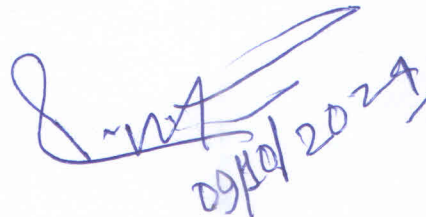
Commission of Inquiry,

CVC, CBI

Financial Control- Comptroller and Auditor General

REFERENCES:

1. D.D.Basu- Comparative Administrative Law
2. H.W.Wade- Administrative Law
3. Hood Philip-Constitutional Law and Administrative Law
4. P.P. Craig- Administrative Law
5. Davis- Discretionary Justice

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FUNDAMENTAL RIGHTS

UNIT-I: Right to Equality and Freedom

- A Framework for Equal Protection Analysis.
- The Rational Basis Test
 - Introduction
 - The Requirement for a 'Legitimate Purpose'
 - The Requirement for a 'Reasonable Relationship'
 - Discrimination based on sexual orientation.
- Equality in Educational Institutions & in Public Employment
- Freedom of speech and expression Analysis
 - Freedom of speech in Liberal Legal System.
 - Issues related to free expression.
 - Prior restraints and political speech.

UNIT-II: Right to Religion

- Introduction and overview: Themes, Theories and Testes.
- Concept of Religion : Freedom of Conscience and Right to profess, practice and propagate religion
- Conversion and freedom of religion: Recent Issues.

UNIT-III: Cultural and Educational Rights

- Historical Background and Identification of Minorities
- Rights of Minorities – Rights of a group to retain its distinct identity
- Constitutional and legal challenges faced by religious minorities
- Minorities right to establish educational Institutions – From in Re Kerala Education Bill to T.M.A. Pai Foundation and trends thereafter

UNIT-IV: Right to life and Constitutional Remedies

- Right to life and Personal Liberty under Constitution : A critical analysis
- Expanding Horizon of Life and Personal Liberty With Judicial Interpretation Of Article-21
- Constitutional Remedies

References

1. H.M.Seervai, *Constitutional Law of India*, Universal Law Publishing Co.Pvt.Ltd. New Delhi.
2. D.D.Basu, *Commentary on the Constitution of India*, Wadhwa, Nagpur.
3. M.P. Jain, *Indian Constitutional Law* Wadhwa, Nagpur.
4. M.P.Singh (Ed) V.N.Shukla, *Constitutional Law of India* Eastern Book Co, Lucknow.
5. Granville Austine, *The Indian Constitution -Cornerstone of a Nation* (Oxford University Press)
6. Granville Austin, *Working a Democratic Constitution : A History of Indian Experience.* (Oxford University Press).
7. A.G. Noorani, *Constitutional Questions in India*, Oxford University Press.
8. O, Chinnappa Reddy *Courts and The Constitution of India*, Oxford University Press.
9. Will Kymlicka, *Multi-cultural Citizenship : A Liberal Theory of Minority Rights*, Oxford University Press, London.

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10. SK Verma, Kusum, *Fifty Years of the Supreme Court of India, Its Grasp and Reach*, Oxford University Press, New Delhi.
11. B Shiva Rao, *Framing of India's Constitution*, Universal Law Publications, New Delhi.
12. Erwin Chemerinsky, *Constitutional Law: Principles and Policies*, ASPEN Publishers, New York
13. Eric Barendt, *Freedom of Speech*, Oxford University Press.
14. Joshua Castellino and Elvira Dominguez Redondo, *Minority Rights in Asia, A Comparative Legal Analysis*, Oxford University Press.\

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**LL.M I SEMESTER
COURSE CONTENT
INTERNATIONAL ORGANISATION**

Objective

In this paper an analysis of limitation and potentials of International Organisation in modern global system shall be attempted. The main goal of the course is to familiarise students with the basic concept, theories and importance of International organisations in the global governance. The major questions to be explored in this paper are- need for creation of International Organisation, role of international organisation in global governance, and their impact of on the world order and lastly functions of major International government and non-government organisations.

Unit I- Introduction to International Organisations

1. International Organizations: history Definition and Categories
2. International Organizations: Origins and Functions
3. Theories and Principles of International Organisation

Unit II- The United Nations System: Structures, Processes, Functions

1. United Nations: Historical Background
2. United Nations: Functions and Purposes
3. United Nations: General Assembly
4. United Nations: Security Council

Unit III- Autonomous International organisations

1. The International Labour Organisation
2. The World Trade Organisation
3. The International Court of Justice
4. The International Criminal Court

Unit IV- International Organisation and global governance

1. Meaning and processes of Global Governance
2. IGOs and Foundations of Global Governance
3. Regional organisations- EU, Asia and Africa
4. Dilemmas in global Governance and challenges for Future

Unit V- Case Studies

1. Peace and security- wars, terrorism and peaceful settlement of dispute

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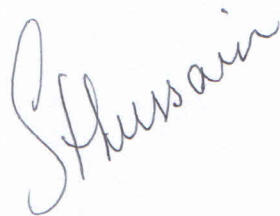
2. Protecting human rights
3. Protecting Environment
4. Promoting Human development

Reading list

1. Margaret P. Karns and Karen A. Mingst, *International Organizations: The Politics and Processes of Global Governance*, 2nd Ed. (Boulder, Colorado: Lynne Rienner, 2010). [Hereafter K&M, IO]
2. Thomas G. Weiss and Sam Daws, eds., *The Oxford Handbook on the United Nations* (New York: The Oxford University Press, 2007).
3. Philip Sand and Pierre Klein, *Bowett's Law of International Institution* 5th Ed (Sweet and Maxwell , 2008)
4. C.F. Amerasinghe, *Principles of the Institutional Law of International Organisations* 2nd Ed (Cambridge University Press, 2007)
5. Ian Hurd *International Organisation – Politics, Law and Practice* (Cambridge University Press, 2011)

Compiled by

Dr Samreen Hussain



Dr Ram Manohar Lohiya National Law University

LLM

2024-25

Monsoon Semester (1st Semester)

Course Title: International Humanitarian Law

Unit 1: Introduction

- Exploration of origins and development of International Humanitarian Law
- Fundamental principles of International Humanitarian Law
- Customary International Humanitarian Law
- International Instruments on International Humanitarian Law

Unit 2: Application of International Humanitarian Law

- Classification of armed conflicts
- Jurisprudence in the *Nicaragua case* of the ICJ and Effective control test
- Jurisprudence in the *Tadic case* of the ICTY and Overall control test
- Towards a Single Definition of Armed Conflict in International Humanitarian Law

Unit 3: Key Issues in International Humanitarian Law

- Means and Methods of Warfare
- Protection of Civilians
- Combatants and Prisoners of War
- Role of International Humanitarian Law in protecting Environment

Unit 4: Contemporary Issues in International Humanitarian Law

- Terrorism and the Role of International Humanitarian Law
- Issue relating to Drone attacks
- Peacekeeping and International Humanitarian Law
- Private Military and Security Companies

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Recommended Readings:

- Dieter Fleck (ed), *The Handbook of International Humanitarian Law* (OUP, 2nd ed. 2008)
- Yoram Dinstein, *The Conduct of Hostilities under the Law of International Armed Conflict* (Cambridge University Press, 2nd ed. 2010)
- Frits Kalshoven and Liesbeth Zegveld, *Constraints on the Waging of War: An Introduction to International Humanitarian Law* (ICRC, Geneva, 4th ed. 2011)
- Marco Sassòli, Antoine A. Bouvier and Anne Quinti, *How does Law Protect in War? Cases, Documents and Teaching Materials on Contemporary Practice in International Humanitarian Law*, (ICRC, Geneva, 3rd edition 2011)
- V.S. Mani(ed), *Handbook of International Humanitarian Law in South Asia* (OUP, 2007)
- David Kennedy, *Of Law and War*, (Princeton, 2006)
- Robert Kolb, "Origin of the Twin Terms Jus ad Bellum/Jus in Bello", *International Review of the Red Cross*, vol. 37, no. 320, (1997), p. 553-562.
- Emily Crawford, "Unequal Before the Law: The Case for the Elimination of the Distribution between International and Non-International Armed Conflicts", *Leiden Journal of International Law*, vol. 20, no. 2, (2007), pp. 441-465.
- Leo Van den hole, "Towards a Test of the International Character of an Armed Conflict: Nicaragua and Tadic", *Syracuse Journal of International Law and Commerce*, vol. 32, no. 2, (2004-2005), pp. 269-287.
- James G. Stewart, "Towards a Single Definition of Armed Conflict in International Humanitarian Law: a Critique of Internationalized Armed Conflict", *International Review of the Red Cross*, vol. 85, no. 850, (2003), pp. 313-350.
- Marco Sassoli and Yuval Shany, "Should the Obligations of States and Armed Groups under International Humanitarian Law Really be Equal?", *International Review of the Red Cross*, vol. Volume 93, No. 882, (2011), pp. 425-436.
- Roger S. Clark, "Methods of Warfare that Cause Unnecessary Suffering or Are Inherently Indiscriminate: A Memorial Tribute to Howard Berman", *California Western International Law Journal*, vol. 28, no. 2, (1997-1998), pp. 379-390
- Matthew Lippman, "Aerial Attacks on Civilians and the Humanitarian Law of War: Technology and Terror from World War I to Afghanistan", *California Western International Law Journal*, vol. 33, no. 1, (2002), pp. 1-67.
- Aaron M. Drake, "Current U. S. Air Force Drone Operations and their Conduct in Compliance with International Humanitarian Law : An Overview", *Denver Journal of International Law and Policy*, vol. 39, no. 4, (2011), pp. 629-660.
- Andrew C. Orr, "Unmanned, Unprecedented, and Unresolved, the Status of American Drone Strikes in Pakistan under International Law", *Cornell International Law Journal*, vol. 44, no. 3, (2011) pp. 729-752.
- Matthew C. Waxman, "Temporality and Terrorism in International Humanitarian Law", *Yearbook of International Humanitarian Law*, vol.14, 2011, pp. 411-417.

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DR. RAM MANOHAR LOHIYA NATIONAL LAW UNIVERSITY, LUCKNOW
LL.M SEMESTER I 2024
INTERNATIONAL HUMAN RIGHTS LAW
COURSE CONTENT

Objective of the course Study:

The main focus of this course is on the ideas and concepts that inform international human rights law and practice, and on the relationship between human rights and other contemporary phenomena and processes. The course does not aim to cover the field of human rights exhaustively, rather to concentrate on certain areas examining them from a variety of angles (theoretical, historical, doctrinal, etc). Overall the aim is to acquire a critical knowledge of central aspects of international human rights law, and an ability to contextualize them. The course aims to:

- Explore key ideas, concepts and themes in international human rights law;
- Examine interconnections between international human rights law and other social and normative phenomena, processes and currents of thought;
- Assess the significance of international human rights law in relation to global problems; and
- Foster an engaged, informed and critical approach to the international protection of human rights.

UNIT 1

HUMAN RIGHTS: ORIGIN AND EVOLUTION

1. Historical development of human rights
2. Sources of international human rights law
3. The International Bill of Human Rights
 - (i) The Universal Declaration of Human Rights 1948: Ideals and working
 - (ii) International Covenant on Economic, Social and Cultural Rights, 1966
 - (iii) International Covenant on Civil and Political Rights, 1966

UNIT-II

INTERNATIONAL HUMAN RIGHTS NORMS AND STANDARDS

1. Normative and Institutional framework of the United Nations
2. Role and functions of Treaty Based Organs: Monitoring and Enforcement



3. Convention on Elimination of Discrimination Against Women; UN Convention on the rights of the child and disabled

UNIT-III

REGIONAL HUMAN RIGHTS NORMS AND STANDARDS

1. European Convention on Human Rights

- (i) Monitoring and Enforcement: European Court of Human Rights, European Commission of Human Rights, Council of Europe

2. American Convention on Human Rights 1969

- (i) The Statute of the Inter-American Commission on Human Rights 1960
- (ii) History (OAS) and development of Human Rights Institutions in Latin America
- (iii) American Commission and Court of Human Rights

3. Organization of African unity

- (i) OAU Charter 1963
- (ii) African Charter of Human and Peoples' Rights 1981
- (iii) Mechanism of implementation: African Commission and Court of Human And Peoples' Right

UNIT- IV

INTERNATIONAL ACTIONS AND PROTECTION OF HUMAN RIGHTS

1. Determination of Refugee Status; International Refugee Law; Refugee Protection, UN High Commissioner on Refugees
2. Contemporary Challenges and Emerging Issues
 - Human rights in the digital age
 - Human rights and artificial intelligence
 - Human rights and global health emergencies



RECOMMENDED READING:

1. Amartya Sen, *The Idea Justice*, New Delhi: Penguin Books, 2009.
2. Conor Grealy and Adam Tomkins (Eds). *Understanding Human Rights*, London: Manshell, 1996.
3. James Nickel, *Making Sense of Human Rights: Philosophical Reflections on the Universal*
4. *Declaration of Human Rights*, Berkeley: University of California Press, 1987.
5. John Rawls, *Law of the People*, Cambridge: Harvard University Press, 2001.
6. Michael Freeman, *Human Rights: An Interdisciplinary Approach*, Oxford: Polity, 2002.
7. SAHRDC, *Human Rights and Humanitarian Law*, New Delhi: South Asian Human Rights Documentation Centre, 2002
8. Stephen Shute and Susan Herley (Eds), *On Human Rights*, New York: Basic Books, 1993
9. Waldron, Jeremy. *Theories of Rights*, Oxford; Oxford University Press, 1984
10. Upendra Baxi *The Future of Human Rights*, New Delhi: Oxford University Press.
11. P.M. Katare and B.C. Barik, *Development, Deprivation and Human Rights Violation*, New Delhi: Rawat, 2002,
12. B. Goswami, *Human Rights and reforming the law: A compendium of articles of Human Rights and Legal Reforms*, Jaipur: Raj Pub., 2008.
13. Buergenthal, Thomas : *International Human Rights in Nutshell*, 2nd ed., West Publishing Co., 1995
14. Davidson, Scott : *Human Rights* (Buckingham, 1993)
15. Donnelly, Jack : *The Concept of Human Rights* (London, 1985)
16. Donnelly : *Universal Human Rights in Theory and Practice*, 3rd ed., (Ithaca, 2003)
17. Lawson, Edward : *Encyclopaedia of Human Rights* (Washington, 1996)
Mahmood, Tahir (ed.) : *Human Rights in Islamic Law* (New Delhi, 1993)
18. Robertson, A.H., J.G. Merrills : *Human Rights in the World: An Introduction to the Study of the International Protection of Human Rights*, 4th ed., Manchester, 1996)
19. UNESCO : *Philosophical Foundations of Human Rights* (Paris; UNESCO, 1986)
20. Vijapur, Abdulrahim P. : *UN at Fifty--Studies in Human Rights* (New Delhi, 1996)
21. Waldron, Jeremy : *Theories of Rights* (Oxford, 1990)



CRIMINOLOGY AND PENOLOGY

UNIT-I: Dimensions of Crime in India

- Nature and extent of crime in India: An Appraisal through NCRB data
- General approaches to crime control
- Crimes of the powerful
- The situational criminal
- Young and Female offenders
- Organized Crimes

UNIT-II: Crime Causation Approaches

- Nature of the problem: Some unscientific theories viz. the constitutional School of Criminology- Lombroso and others (heredity and mental retardation as causes of crime)
- Modern sociological theories viz. Sutherland's differential association theory; Reckless's social vulnerable theory
- Environment, home and community influences
- Multiple causation approach to crime

UNIT-III: Approaches to Sentencing

- Penological Theories
- The Death Penalty debate and its direction
- Alternatives to Imprisonment
- Probation
- Fines
- Reparation by the offender/by the court

UNIT-IV: Issues in Penal Servitude

- The state of India's jails today
- The disciplinary regime of Indian prisons
- Classification of prisoners
- Rights of prisoner and duties of custodial staff
- Deviance by custodial staff
- Open prisons

REFERENCES:

- 1- Teeters, Negley and Harry Elmer Barnes (1959), New Horizons in Criminology. New Delhi: Prentice Hall of India.
- 2- Edwin. H. Sutherland and Donald R. Cressey (1968), Principles of Criminology. Bombay: Times of India Press.
- 3- William H Parsonage (1979), Perspectives on Criminology. London: Sage Publications.
- 4- Herbert L. Packer (1968), The Limits of Criminal Sanction. Stanford: Stanford University Press.
- 5- Alf Ross (1975), On Guilt, Responsibility and Punishment. Berkeley: University of California Press.
- 6- S.S. Gill (1998), The Pathology of Corruption. New Delhi: Harper Collins Publishers (India).
- 7- Sue Titus Reid (1976), Crime and Criminology. Illinois: Deyden Press.
- 8- K.S. Chhabra (1970), The Quantum of Punishment in Criminal Law in India. Chandigarh: Punjab University Publication Bureau.
- 9- H.L.A. Hart (1968), Punishment and Responsibility. Oxford: Oxford University Press.

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- 10- K.S. Shukla, "Sociology of Deviant Behaviour" in 3 ICSSR Survey of Sociology and Social Anthropology 1969-179 (1986).
- 11- Tapas Kumar Banerjee (1990), Background to Indian Criminal Law. Calcutta: R. Campray & Co.
- 12- K.A. Pandey (2017), B.M. Gandhi's IPC, (Appendix-II "Penology"). Lucknow: EBC.
- 13- Kiran Bedi (1998), It is Always Possible. New Delhi: Sterling Publications Pvt. Ltd.
- 14- Law Commission of India, Forty-Second Report (1971), Ch. 3.
- 15- Crime in India (Annual Reports of National Crime Records Bureau, New Delhi).
- 16- S.M.A. Qadri (2014), A. Siddique's Criminology & Penology (6th ed., R/P). Lucknow: Eastern Book Co.

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Criminal Justice Administration

LL.M

Semester- I

Objective-

Criminal Justice Administration is a comprehensive study of the criminal justice system's organizational structure, functions, and challenges. This course explores the roles and responsibilities of various stakeholders, including law enforcement agencies, courts, corrections, and related institutions. Special emphasis will be placed on understanding the dynamics of crime prevention, investigation, prosecution, sentencing, and rehabilitation and addressing emerging issues in contemporary criminal justice systems.

UNIT-I

1. Constitutional Foundations of the Criminal Justice System
2. Principles and Models of Criminal Justice Administration
3. Adversarial System vs. Inquisitorial System
4. Comparative Criminal Justice Administration -US, UK, FRANCE, GERMANY

UNIT-II

Role of Judges and Courts in Criminal Justice Administration

1. Constitutional scheme of criminal courts and their jurisdiction
2. Inherent Jurisdiction of the High Court
3. Role of Judges in Pre-Trial, bail and Trial Process
4. Fair and Speedy delivery of Justice, E-Courts,

UNIT-III

Police Administration and its Role in the Criminal Justice System

1. Examination of witness by police (Audio/Video electronic means), Charge Sheet
2. The Police Act of 1861 and Regulations,

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3. Maintenance of Public Order and Tranquility, Preventive Powers of Police under BNSS
4. Police's Power to Arrest, Investigate, and Search and seizure

UNIT-1V

Public Prosecutor, Correctional Administration and Other Stakeholders

1. Role of Prosecutor as an officer of the court in Criminal Justice Administration
2. The responsibility of the Jail administration, Probation, Parole, and Rehabilitation Programs, Prison Reform,
3. Role of State in the Criminal Justice System
4. Role of Accused, Victim, Defence Council and Witnesses

References:

1. Rao, S. Venugopala. Criminal Justice: Problems and Perspectives in India. Konark Publishers, 1991
2. Devi, B. Uma. Arrest, Detention, and Criminal Justice System: A Study in the Context of the Constitution of India. Oxford University Press, 2012
3. Bharti, Dalbir. The constitution and criminal justice administration. APH Publishing, 2002.
4. Prof. B. B. Pande, Rationalising the Pre-Trial Processes in India, Chapter-X, Criminal Law and Criminal Justice: Advanced Legal Writings, EBC First Ed. 2022
5. Bhagwati, P.N., Human Rights in the Criminal Justice System, 27(1) Journal of the Indian Law Institute 1-22 (1985)
6. Harsh Bora, Handbook of landmark Judgments on Human Rights and Policing in India, CHRI 2020
7. What is a Fair Trial? A Basic Guide to Legal Standards and Practice, Lawyers Committee for Human Rights. Lawyers Committee for Human Rights (March 2000)
8. Aiyer & S.L. Tripathi K: Criminal Major Acts: 4th ed., Malhotra Law House, New Delhi, 1990
9. Dr. Hans Gross: Criminal Investigation: 5th ed., Universal Law Publishing Co.Pvt.Ltd. Delhi, (Second Indian Print-2002)
10. Dr. Hari Singh & Gour: Penal Law of India: 10th ed., vol. 1 to vol.4., Law publishers India Pvt. Ltd. Allahabad, 1995.
11. D. D. Basu: Shorter Constitution of India: 13th ed., Wadhwa and Co.Publishers, Agra, re-print 2004.
12. Sharma B.R.: Forensic Science in Criminal Investigation and Trials; 3rd ed., Universal Law Publishers Co. Pvt. Ltd. Delhi, 1999.
13. Mitter's: Police Diaries: 11th ed., vol.1& vol.2., Law Publishers (India) Pvt.Ltd. Allahabad, 2005.
14. Sohoni: Code of Criminal Procedure: 19th ed., vol. 1 to vol. 5., the Law Book Co. Pvt. Ltd. Allahabad, 1995.

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Reports and Articles:

1. E-Pathshala- Criminal Justice Administration
2. HANDBOOK OF LANDMARK JUDGMENTS ON HUMAN RIGHTS AND POLICING IN INDIA, Commonwealth Human Rights Initiative (CHRI) Website: www.humanrightsinitiative.org
3. Status Note on Police Reforms in India, <https://www.mha.gov.in/sites/default/files/PoliceReforms%28E%29181013.pdf>
4. Report of the Committee on DRAFT NATIONAL POLICY ON CRIMINAL JUSTICE, Ministry of Home Affairs Government of India, July 2007
5. ROLE OF JUDICIAL OFFICERS IN CRIMINAL JUSTICE ADMINISTRATION Speech delivered by Hon'ble Mr. Justice P.Sathasivam, Judge, Supreme Court of India on 05.01.2013 at Tamil Nadu State Judicial Academy for the Newly Recruited Civil Judges, <https://www.tnsja.tn.gov.in/article/JO%20in%20CrI%20Justice%20Admin-PSJ.pdf>
6. LAW OF CRIMINAL REVISIONS by S.S. Upadhyay, <https://lawhelpline.in/wpcontent/uploads/2024/01/REVISIONSCRIMINAL.pdf>
7. Fair Trial Manual, A Handbook for Judges and Magistrates- CHRI 2019 Commonwealth Human Rights Initiative, www.humanrightsinitiative.org

SSU

COURSE CONTENT

LL.M., Semester: Ist Session 2024-2025

JUVENILE JUSTICE LAW

Course Objective:

Children are the future assets of every nation therefore it is the onus of the state and society to provide peaceful and safe environment to all children to help them to grow into a decent and responsible citizen. In this order unprecedented rise of crime in India against children and woman had necessitated amendment of the Indian Penal Code and the Procedural Code to the meet the need of the time. It is envisaged that through this course students shall get an opportunity to study in depth the intricacies of juvenile justice, the historical background the development of juvenile justice laws and juvenile justice system through legislations and judicial opinions. Thus, the course objectives are aims as follows:

- To familiarize students with the historical and conceptual of juvenile justice law.
- To examine and identify emerging trends in the study and discourse of juvenile justice laws at national international level.
- To identify and get acquainted with current controversial issues, also articulate in matters pertaining to juvenile justice.

UNIT -I: Introduction: Concepts and Historical Development: National and International Conception of child: history and evolution of juvenile justice;

- Concept of Child under the Indian Constitution and under Bharatiya Nyaya Sanhita 2023
- Distinction between child in need of care and protection and child in conflict with law
- United nation declaration on Human rights 1948.
- UN Convention on the Rights of the Child 1989
- United Nations Rules for the Protection of Juveniles Deprived of their Liberty (1990).
- Hague Convention on Protection of Children and Co-operation in Respect to Inter-country Adoption (1993).

UNIT II : The Juvenile Justice (Care and Protection of Children) Act, 2015

- Juvenile Justice Board Composition, power and function
- Procedure in relation with the Board.

- Child Welfare Committee composition and function
- Procedure for juvenile in relation with conflict with law

UNIT III : Rehabilitation and social Integration

- Process of rehabilitation and Social Integration.
- Observation Homes
- Shelter Homes
- Aftercare
- Adoption and its process

Unit-IV: Judicial Contribution and Preventive Strategies

- Role of the community, Family, Police, voluntary bodies and individuals in Juvenile Justice
- Role of Judiciary in dispensing Juvenile Justice
- Role of Media to expose instances of child exploitation and abuse in public domain as well as remain sensitive to privacy of children and their families

REFERENCES:

1. Barry Krishery James F.Austin - Reinventing Juvenile Justice
2. N.K.Chhakrabarti - Juvenile Justice
3. R.N.Choudhry - Law Relating to Juvenile Justice in India.
4. Sheldon, Glusk - Unraveling Juvenile Delinquency
5. Sethna - Society and the Criminal
6. Sophia M. Robinson, The Juvenile Delinquency: Its Nature and Control
7. UN Convention on Right of the Child,1989
8. UN Standard Minimum Rules for Juvenile Justice (Beijing Rules) 1985
9. Juvenile Justice (Care and Protection of Children) Act, 2015

Dr Ram Manohar Lohiya National Law University

LLM

2024-25

Monsoon Semester(1st Semester)

Course Title: **Introduction to IPRs**

Course Aims

The advanced course on Intellectual Property Rights in the Master of Laws aims to introduce learners to a critical lens of engaging with IPRs. Drawing from the accessibility barriers during COVID-19 and proliferation of TRIPS Plus Commitments in several FTAs, it exposes learners to the limited agency of the third world countries including India in the making of IPR legal regimes and focusses on enabling them to problematize the homogenous thresholds of IPR protection.

Course Structure

Unit 1: An Overview of the IPR Regime

- Meaning, Types, and Theoretical Foundations of IPRs
- Expansion, and Internationalization of IPRs
- Third World Approaches to IPRs
- Contemporary Accessibility Challenges and IPRs
- Abuse of IPRs with Special Emphasis on Competition Law

Unit 2: Fundamentals of Legal Framework for Patents

- Overview of the TRIPS Framework
- Scope of Patentable Subject Matter
- Procedural Requirements
- Patent Cooperation Treaty
- Challenges of Legal Protection

Unit 3: Copyrights and Neighbouring Rights

- Evolution of Copyright Law
- International Legal Framework

P. Kanya
09/10/2024

- Subject matter of Copyright Protection
- Rights of Copyright Owners
- Neighbouring Rights

Unit 4: Other Forms of IPR Protection

- Legal Regime for Trade Marks Protection
- Protection of Geographical Indications
- Industrial Designs
- Interface between IPRs and Traditional Knowledge

Recommended Books:

- Prashant Reddy & Sumathi Chandrashekar, "Create, Copy, Disrupt: India's Intellectual Property Dilemmas;", OUP, 1st ed., 2017
- Jayashree Watal & Antony Taubma (eds.), "The making of the TRIPS Agreement: Personal Insights from the Uruguay Round Negotiations, WTO, 1st ed., 2015
- Madhavi Sunder, "From Goods to a Good Life: Intellectual Property and Global Justice", Yale University Press, 1st ed., 2012.
- Okediji, Ruth L., and Margo A. Bagley (eds), *Patent Law in Global Perspective* (New York, 2014; online ed., Oxford Academic, 22 May 2014
- P. Narayanan, "Intellectual Property Law", ELH, 3rd ed., 2023,
- V.K. Ahuja, *Law of Copyright and Neighbouring Rights: National and International Perspectives*, LexisNexis, 2nd ed., 2015

Prashant
09/10/24

LL.M. First Semester (Monsoon Session) 2024-25

PAPER 2: IP ACQUISITION AND THEIR PROSECUTION

Unit 1: PATENT ACQUISITION WITH EMPHASIS ON PROCEDURAL ISSUES (10 class hours)

- i. Eligibility to apply
- ii. Provisional and complete specifications
- iii. Concept of priority
- iv. Procedural requirements, viz., full, and complete written disclosure, enablement, best mode, and depository requirement.

Unit 2: PATENT DRAFTING AND PROSECUTION (10 class hours)

- i. Structure of patent application including Concept of claims and its kinds
- ii. Claim writing and claim interpretation
- iii. Claim prosecution
- iv. Process to apply for patents.

Unit 3: PROCEDURE TO OBTAIN TRADEMARK REGISTRATION (10 class hours)

- i. Advantages of registration of trademark
- ii. Cautions in choosing a trademark
- iii. Grounds for refusal of registration (absolute and relative)
- iv. Elaborate procedure to apply for trademarks.

Unit 4: REGISTRATION OF COPYRIGHT AND DESIGNS (8 class hours)

- i. Method of registration of copyright
- ii. Registration and question of ownership
- iii. Procedure for registration of designs
- iv. Relation between design and copyright.

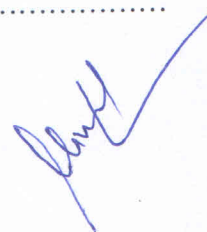
Suggested Readings

1. Jeffery G. Sheldon, How to write a Patent Application, Practising Law Institute, 2015
2. Robert C Faber, Landis on Mechanics of Patent Claim Drafting, , PLI,



3. Morgan D Rosenberg, Essentials of Patent Claim Drafting, , Lexis Nexis, 2015
4. Donald S. Chisum, Chisum on Patent Law, LexisNexis, 2008
5. Fisher, Mathew, Fundamentals of Patent Law: Interpretation and Scope of Protection, Hart Publications, 2007
6. Terrell on the Law of Patents, Sweet & Maxwell, 2011
7. Janice M. Mueller, Patent Law, Aspen (Wolters Kluwer), 2009.
8. Mathew Thomas, Patent Prosecution (Practice and Procedure), EBC, 2019
9. WIPO Patent Drafting Manual
10. P. Narayanan, Law of Trademarks and Passing off, 6th Edition, 2017, (Reprinted 2023)
11. K C Kailasam & Ramu Vedaraman, Law of Trade Marks (including International Registration under Madrid Protocol & Geographical Indications), Lexis Nexis, 2017
12. Iyengar's Commentary on the Trademarks Act, Universal Publishers, 2016
13. Coppinger and Skone James on Copyright, Vol. 1, Sweet &Maxwell, 2010
14. WIPO Trademark Manual
15. Stamatoudy, Irini A., Copyright Enforcement and the Internet, Kluwer, 2010
16. V. K Ahuja, Law Relating to Intellectual Property Rights, Lexis Nexis, 2017
17. 16. V.K. Ahuja, Law of Copyright and Neighbouring Rights- National And International Perspectives, Lexis Nexus, 2015
18. 17. Prof. (Dr.) V.K. Ahuja and Dr. Archa Vashishtha, Intellectual Property Rights - Contemporary Developments, Thomson Reuters, 2020
19. 18. NR Subram, Demystifying Intellectual Property Rights, Lexis Nexis, 2009
20. 19. Brown, Kheria et al, Contemporary Intellectual Property- Law and Policy, Oxford, 2016
21. 20. Holyoak and Torremans, Intellectual Property Law, Oxford, 2016

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PAPER 3: INTELLECTUAL PROPERTY MANAGEMENT

Overview

The paper on Intellectual Property Management seeks to acquaint students about various aspects of IP and its relevance in business world. At present business world is dynamic and complex and competition is globalized. Success rates in innovation in such context are low. Only 0.6% of innovative ideas are eventually successful. Partly this can be attributed to failure on part of enterprises and organisation to properly manage the IP. Thus, the course seeks to deal with the concept of IP management and its issues including risk management, Commercialisation of IP including transfer of technology, and lastly valuation of IP, royalties and IP taxation.

Number of class hours: Approximately 40

Exercises to be undertaken during the course: Apart from class discussions, a few group exercises of IP negotiation and license agreement drafting would also be undertaken.

Limitations: Understandably, IP management in an enterprise is a team activity requiring contributions from multiple fields including legal. The course shall limit itself to the role to be played by legal side and what kind of interactions it can expect from other departments.

Proposed Syllabus

UNIT 1: Introduction to Intellectual Property Management (9 class hours)

- i. Basic concepts and importance.
- ii. Economics of IP.
- iii. Assets and IP assets.
- iv. Strategic Issues for commercialisation including IP protection and enforcement.

UNIT 2: IP Management Issues (9 class hours)

- i. IP Management: In Detail.
- ii. Brand Management.
- iii. Risk Management.
- iv. Analysing Commercial Opportunity.
- v. Rewarding Staff.

UNIT 3: Commercialisation of IP (11 class hours)

- i. IP Negotiations.
- ii. Legal Structures for IP Commercialisation.
- iii. Options for commercialising: Licensing, Anti-competition Issue, Technology Transfer Issues, Franchising, and Spin-Offs.
- iv. International Dealings.

UNIT 4: Financial Issues in IP Management (11 class hours)

- i. Concept of cost and value.
- ii. Traditional IP Valuation: market value, cost value and income value methods.
- iii. Modern methods of valuation.
- iv. Royalties.
- v. Provisions under taxation law.

Suggested Readings (arranged alphabetically)

- Corporate Counsel's Guide to Intellectual Property, West.
- Intellectual Property and Free Trade Agreements, eds., *Christopher Heath & Aslem K. Sanders*. Hart Pub.
- Intellectual Property Commercialisation: A Business Manager's Companion, *Paul McGinness*, LexisNexis Butterworths (2003).
- Intellectual Property Culture, *Eric M. Dobrusin, Ronald A. Krasnow*, Oxford, 2008.
- Intellectual Property in government Contracts, *James G. McEwen, David s. Bloch, Richard M. Gray*, Oxford University Press (2009).
- Intellectual Property Law and Taxation, *Nigel Eastaway, Richard Gallafent, Victor A F Dauppe, Jacquelyn Kimber*, Sweet & Maxwell, 7th Ed. (2008).
- Intellectual Property Management in R&D Collaborations: The Case of the Service Industry Sector, *Martin A. Bader*, Physica-Verlag, A Springer Company (2006).
- Intellectual Property Operations and Implementation in the 21st Century Corporation, *Lanning G. Bryer, Scott j. Lebson, Matthew D. Asbell*, Wiley (2011).
- Intellectual Property Rights Management in Developing Countries, eds. *Sheila Mavis Nyatto, Catherine Caballero, M.A. M. Fernando*, Centre for S&T of the Non-Aligned and other Developing Countries (NAM S&T Centre).

- Intellectual Property Rights, Development and Catch-up: An International Comparative Study, Eds. *Hiroyuki Odagiri and Ors.* Oxford University Press (2010).
- Intellectual Property: The Lifeblood of Your Company, *Mark Elmslie and Simon Portman*, Chandos Publishing (2006).
- Intellectual Property: Valuation, Exploitation and infringement Damages, *Russell L. Parr*, Wiley (2018).
- International Public Goods and Transfer of Technology: Under a Globalized Intellectual property Regime, Eds., *Keith E. Maskus and Jerome H. Reichman*, Cambridge University Press (2005).
- Licensing of Intellectual Property and other Information Assets, *Raymond T. Nimmer*, LexisNexis, 2nd Ed.
- Managing and Sharing Research Data: A Guide to Good Practice, *Louise Corti, Veerle Van den Eynden, Libby Bishop, Matthew Woollard*, Sage 2nd Ed.
- Merchandising Intellectual Property, *John H. Adams, Julian B. Hickey, Guy Tritton*, Tottel Pub.
- Patent Law for Scientists and Engineers, Ed. *Avery n. Goldstein*, Taylor & Francis
- Taxation of Intellectual Property, *Anne Fairpo*, Tottel Pub. 2nd Edition.
- Technology Law, *Mark Grossman, Esq.* Universal Law Pub. Co.
- Technology Transfer: Law, Practice and Precedents, *Mark Anderson*, Butterworths, LexisNexis, 2nd Ed. (2003).
- The Business of Intellectual Property, *Christopher M. Arena, Eduardo M. Carreras*, Oxford University Pub.
- The International Trade Policy for Technology Transfers: Legal and Economic Dilemmas on Multilateralism versus Bilateralism, *Yi Shin Tang*, Wolters Kluwer, Law & Business (2009).

Note: The above resources are merely illustrative and not exhaustive. Reliance can be placed also on other additional resources.

Dr. Ram Manohar Lohiya National Law University

Lucknow

LL.M.

Ist Semester

COMPANY LAW

Syllabus

UNIT-I: Corporate Promotion, Incorporation and Management

- Concept of Promotion, Promoters- Duties, Powers and Liabilities, their legal position, Pre-incorporation contracts
- Formalities for Formation of Company, Procedure of Registration and Role of Registrar, Certificate of Incorporation and its conclusiveness, Commencement of Business
- Memorandum of Association- Need, Contents and Procedure for alteration, Effect of Memorandum, Doctrine of Ultra Vires, Its origin, erosion and evasion, consequences of an Ultra Vires Transaction
- Articles of Association- Contents and Relation with Memorandum, Doctrine of Constructive Notice, Doctrine of Indoor Management- origin, application and exceptions

UNIT-II: Corporate Governance, Oppression and Mismanagement of Companies

- Evolution of Corporate Governance in India, Legislative framework for Corporate Governance Under Companies Act ,2013
- General Body of Shareholders, Board of Directors: Position of Directors Vis-à-vis General Body of Shareholder, Directors: Types, Qualifications, appointment, remuneration, termination, Power and duties of Directors, Managing Director: appointment, term, remuneration and removal, Director's Identification Number, Independent Director
- Rule in Foss v. Harbottle, Exceptions; Prevention of Oppression and mismanagement, misfeasance proceedings and winding up of on just and equitable grounds
- Administrative Remedies- Removal of managerial personnel, appointment of Government directors, Special Audit; Class Action suits

UNIT- III: Corporate Liquidation, Corporate Criminal Liability and Adjudicatory Bodies

- Winding up of companies, Ground of winding up; Procedure of winding up; Appointment of liquidators
- Serious Fraud Investigation, Satyam Scandal, Decriminalization of offences under the Companies Act, 2013

Manoj
14/10/24

- National Company Law Tribunal; National Company Law Appellate Tribunal – Constitution, Powers, Jurisdiction, Procedure
- Judicial Review

UNIT- IV: Corporate Governance and Corporate Social Responsibility

- Meaning of Corporate Governance and its importance, Different systems of corporate governance, Rule of Law and Corporate Governance
- Legal Reforms of Corporate Governance in India, Reports of various committees on Corporate Governance, Listing Agreement
- Corporate Social Responsibility: - Introduction to CSR; Need for CSR; Theories and Justification; CSR under Companies Act, 2013; CSR Policy Rules, 2014 and Schedule VII of Companies Act, 2013. CSR & Triple Bottom Line Approach (the Future Benchmark), Corporate Social Responsibility - Issues and Challenges.
- Corporate and Industrial Environmental Responsibilities

Suggested Reading Materials

1. Paul L. Davies, Gower and Davies Principles of Modern Company Law, Sweet and Maxwell, 11th Edn. (2021)
2. Gower's and Davies' Principles of Modern Company Law, (11th ed., 2021)
3. Palmer's Company Law, A. Ramaiya, Guide to the Companies Act (19th ed., 2020)
4. Hicks, Andrew & Goo S H, Cases and Material on Company Law, Oxford University Press (8th ed., 2008)
5. Kershaw, David, Company Law in Context, Oxford University Press, UK, (2nd ed., 2012)
6. Hanningan, Brenda, Company Law, Oxford University Press, UK, (6th ed., 2021)
7. K.M. Ghosh & Dr. K.R. Chandratre's Company Law, (15th ed., 2015)
8. Avtar Singh, Company Law (17th ed., 2018)
9. H.K. Saharay, Company Law (7th ed., 2016)
10. Taxmann, Companies Act 2013
11. Report of the Company Law Committee, 2016
<<https://www.mca.gov.in/bin/dms/getdocument?mds=XG76Wkvf48nDf7ajCKa8Jw%253D%253D&type=open>>
12. Prof. Upendra Baxi, 'Human Rights Responsibility of Multinational Corporations, Political Ecology of Injustice: Learning from Bhopal Thirty Plus?'
<http://journals.cambridge.org/abstract_S2057019815000073>

Prepared by:-

Dr. Manoj Kumar

Manoj
14/10/24

ACADEMIC YEAR: 2024-25

COURSE NAME: BANKING AND INSURANCE LAW (LL.M. (1st YEAR))

FACULTY NAME : DR. BHANU PRATAP SINGH

EMAIL: BHANURMLNLU2013@GMAIL.COM

OBJECTIVES: This curriculum aims to reflect the changing landscape of the banking and financial sector, integrating the most recent legal and regulatory framework and judicial pronouncements. Further, it aims to provide our students with the theoretical understanding, practical experience, and analytical capabilities required to deal with the intricacies of banking and insurance law effectively. This curriculum will lay a solid groundwork for future professionals in this area, equipping them to meet future challenges with assurance and proficiency.

UNIT-1: INTRODUCTION TO BANKING

- Banking business; history of banking business; different kinds of banks and their functions; regulation of banking business; Banking Regulation Act, 1949; Role of Reserve Bank of India and their powers and functions; Relation of banker and customer and their rights and duties; Bank guarantee; E-banking

UNIT-II: DEBT RECOVERY AND SECURITIZATION

- Establishment, organization, powers, functions and Procedure of Debt Recovery Tribunal; Asset Securitization in Banks; Banking offences; Role of Banking Ombudsman; SARFAESI Act, 2002.

UNIT-III: BASICS OF INSURANCE AGREEMENT

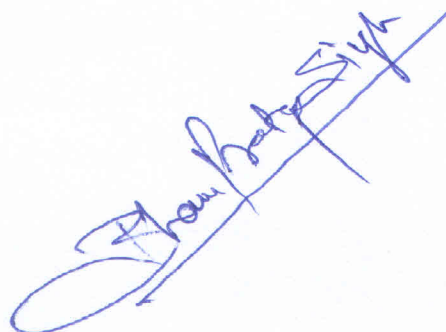
- Nature and meaning of Insurance; General principles of insurance: - Utmost good faith, premium, warranties and representations, indemnity, subrogation and contribution, proximate cause and insurable interest, risk management; Different kinds of insurance; Marine insurance: - Conditions of marine insurance; Life insurance: - nature and meaning, Role of LIC of India; Health insurance: - Nature and meaning, law relating to health insurance; Fire insurance; General insurance

UNIT-IV: REGULATION OF INSURANCE

- Meaning of regulation; need for regulation; role of IRDA in Insurance Sector; Insurance Act, 1938; Claim Procedure; Motor Vehicle Act, 1988; Consumer Protection, Banking and Insurance Services; Miscellaneous Insurance Schemes: New Dimensions (Group Life Insurance, Medi-claim, Sickness etc).

REFERENCES:

LEGISLATIONS:



- Reserve Bank of India Act, 1934
- Public Debt Act, 1944/Government Securities Act, 2006
- Government Securities Regulations, 2007
- Banking Regulation Act, 1949
- Foreign Exchange Management Act, 1999
- Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002
- Credit Information Companies (Regulation) Act, 2005
- Payment and Settlement Systems Act, 2007
 - Payment and Settlement Systems Act, 2007 As Amended up to 2019
 - Payment and Settlement Systems Regulations, 2008 As Amended up to 2022
- Factoring Regulation Act, 2011
- Negotiable Instruments Act, 1881
- Bankers' Books Evidence Act, 1891
- State Bank of India Act, 1955
- Companies Act, 1956/ Companies Act, 2013
- Securities Contract (Regulation) Act, 1956
- State Bank of India (Subsidiary Banks) Act, 1959
- Deposit Insurance and Credit Guarantee Corporation Act, 1961
- Banking Companies (Acquisition and Transfer of Undertakings) Act, 1970
- Regional Rural Banks Act, 1976
- Banking Companies (Acquisition and Transfer of Undertakings) Act, 1980
- National Bank for Agriculture and Rural Development Act, 1981
- National Housing Bank Act, 1987
- Recovery of Debts Due to Banks and Financial Institutions Act, 1993
- Competition Act, 2002
- Indian Coinage Act, 2011 : Governs currency and coins
- Banking Secrecy Act
- The Industrial Development Bank (Transfer of Undertaking and Repeal) Act, 2003
- The Industrial Finance Corporation (Transfer of Undertaking and Repeal) Act, 1993
- The Insurance Act, 1938
- The LIC Act, 1956
- Insurance Regulatory and Development Authority Act, 1999

SUGGESTIVE READINGS

- Bhattacharyya, Law relating to Bank and Financial Fraud (Detection and Prevention)– Lexis Nexis Edition 2024.
- B.L. Bansal, Commentary on Debt Recovery Law Including Debt Recovery Appellate Tribunal, Lexis Nexis, 4th Edition 2023.
- B.R Sharma, bank Frauds -Prevention and Detection (Also includes Computer and Credit Card Crimes),Lexis Nexis ,4th Edn, 2016.
- C.R Datta., Banker's manual, Vol. 1 & 2 Commentary on banking laws & allied acts, (24th Edn, LexisNexis Butterworth's Wadhwa Nagpur,2011)
- M.L Tannan, Banking Law, and Practice in India ,(29th Edn.Lexis Nexis ,2021)
- M.L Tannan, Vinod Kothari, Banking Law &Practice in India ,(28th Edn ,EBC,2021)
- Mark Hapgood, Paget's Law of Banking, (13th edn. Butterworths Law, 2006)

JUDICIAL PRONOUNCEMENTS:

- R.C. Cooper v. Union of India, AIR 1970 SC 564

Samir K. Saha

- Rangappa. Sri. Mohan (2010) 11SCC 441 101
- Laxmi Dyechem v. State of Gujarat and Ors. (2012) 13 SCC 375
- Pink v. Fleming (1890) 25 QBD 396 01
- Mithoolal Nayak v. Life Insurance Corporation of India, AIR 1962 SC 814
- Life Insurance Corporation of India v. Asha Goel, AIR 2001 SC 549
- New India Assurance Co. Ltd. v. M/s Zuari Industries Ltd.(2009) 9 SCC 7040

S. Praveen Kumar