

# **Chanakya National Law University, Patna**

**B.A., LL.B. (Hons.) / B.B.A., LL.B. (Hons.) A.Y. 2024-25; SEMESTER-II**

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| <b>Course Title: Criminal Law – I</b> |
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## **Course Overview**

Study and research of the law of crimes have always been one of the most attractive branches of Jurisprudence from the very inception of human civilization. Law prescribes certain standards of conduct to be observed by the people in the civilized society. Criminal Law is one of the basic and traditional areas of law that moulds one's understanding about the entire criminal legal system. This is an area of law that every single member of the society can relate to in some way or the other. This is an introductory course on criminal law designed to develop the ability to understand the definition of crimes and the essential principles of criminal liability and apply the same to factual life situations. It is designed to cover the relevant principles and provisions of the Bharatiya Nyaya Sanhita, 2023. The course aims to equip students to be able to read legal text and apply them to factual situations and to scrutinize certain areas of criminal law critically to develop ideas for reforming the present criminal justice system. It is designed to discuss the relevant amendments of the earlier Penal Code and judgments to acquaint the students with the recent developments in the field.

Module one gives a short introduction to the Bharatiya Nyaya Sanhita, 2023 and introduces the principles of criminal law; theories and kinds of punishment. It also deals with the constitution of a crime.

Module two deals with the General Exceptions which are General Defences of the accused person and are exceptions to all the crimes under BNS. It also deals with the right to private defence of body and property as to the questions: When does the right commence? How long does it continue and when does it end?

Module three deals with the inchoate crimes including abetment, conspiracy and attempt to commit an offence and their punishments.

Module four defines all the offences against women and children under BNS including that of rape, sexual assault, stalking, voyeurism, etc.

Module five includes the definitions of the offences against body including culpable homicide and murder; hurt and grievous hurt, organised crimes and terrorist acts, etc.

Module six enumerates all the offences against property like theft, extortion, robbery, etc.

Module seven deals with the offences of criminal intimidation, insult, annoyance, defamation and so on.

Module eight defines the offences against public tranquillity. Unlawful assembly, rioting and affray are some of them.

Module nine deals with few miscellaneous provisions of BNS. This module includes few important substantive provisions of BNS including offences against the State and offences relating to elections.

## **Learning Outcomes**

The course aims to provide the students a comprehensive knowledge of crimes particularly the substantive criminal law.

After completing the course, the students will be able to:

1. Have a basic understanding of the general principles, concepts and the key elements in the area of law of crimes.
2. Understand the dynamics of criminal law and keep abreast with latest developments.
3. Exhibit the ability to read and interpret the Bharatiya Nyaya Sanhita, 2023 and evaluate judgments in the area of law of crimes critically in relation to the earlier penal code.
4. Critically examine the prevailing criminal law and propose reformative ideas.
5. Understand any provision that defines offence and its liability including that of other minor Acts.
6. Have a comprehensive understanding of criminal law.

## List of Topics/ Modules

| Topic/<br>Module  | Content  | Sessions /<br>Lectures |
|-------------------|--|------------------------|
| <b>Module-I</b>   | Introduction to the Bharatiya Nyaya Sanhita, 2023<br>1.1 Short overview of the Bharatiya Nyaya Sanhita, 2023<br>1.2 Crime: Meaning and Definition,<br>1.3 Elements of crime: <i>mens rea</i> and <i>actus reus</i><br>1.4 Stages of Crime<br>1.5 Intra territorial and Extra territorial operation of BNS<br>1.6 Theories and Kinds of Punishment<br>1.6.1 Theories of Punishment<br>1.6.2 Kinds of Punishment under BNS | 12                     |
| <b>Module-II</b>  | General Exceptions<br>2.1 Mistake of Fact & Judicial Acts<br>2.2 Accident or Misfortune,<br>2.3 Necessity<br>2.4 Infancy<br>2.5 Insanity or Mental Abnormality<br>2.6 Intoxication<br>2.7 Consent and Compulsion<br>2.8 Communication made in Good Faith<br>2.9 Acts compelled by threats<br>2.10 Trivial acts<br>2.11 Right of Private Defence of Body and of Property  | 12                     |
| <b>Module-III</b> | Inchoate/ Preliminary Offences<br>3.1 Abetment of an Offence<br>3.2 Criminal Conspiracy<br>3.3 Attempt to commit a crime   | 5                      |
| <b>Module-IV</b>  | Offences against Women and Child<br>4.1 Sexual Offences<br>4.2 Criminal force and Assault against women<br>4.3 Offences relating to marriage<br>4.4 Causing miscarriage<br>4.5 Offences against child  | 6                      |

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| <b>Module-V</b>    | Offences against Human Body<br>5.1 Culpable Homicide and Murder<br>5.2 Organised Crimes and Terrorist act<br>5.3 Hurt and Grievous hurt<br>5.4 Wrongful Restraint and Wrongful confinement<br>5.5 Criminal Force and Assault<br>5.6 Kidnapping and Abduction<br>5.7 Trafficking of person, dealing in slaves and unlawful compulsory labour. | 10 |
| <b>Module-VI</b>   | Offences against Property<br>6.1 Theft, Extortion, Robbery and Dacoity<br>6.2 Criminal Misappropriation of Property and Criminal Breach of Trust<br>6.3 Receiving of stolen property<br>6.4 Cheating<br>6.5 Fraudulent deeds and dispositions of property<br>6.6 Mischief<br>6.7 Criminal trespass   | 10 |
| <b>Module-VII</b>  | Criminal Intimidation, Insult, Annoyance, Defamation, etc.<br>7.1 Criminal Intimidation<br>7.2 Insult<br>7.3 Statements conducing to Public Mischief, etc<br>7.4 Misconduct by Drunken person<br>7.5 Defamation  | 3  |
| <b>Module-VIII</b> | Offences against the Public Tranquillity<br>8.1 Unlawful Assembly<br>8.2 Rioting<br>8.3 Affray   | 3  |
| <b>Module-IX</b>   | Other substantive offences<br>9.1 Offences against the State - Waging war against Government of India<br>9.2 Offences relating to elections  | 3  |

## Recommended/Reference /Text Books and Resources:

### Text Books

1. Andrew Ashworth, *Principles of Criminal Law*, Oxford University Press, US, 2009.
2. Dr. H.S. Gaur, *Penal Law of India*, Law Publishers, Allahabad, 2013.
3. Glanville Williams, *Text Book of Criminal Law*, Universal Law Publishing Co., New Delhi, 2012.
4. J. W Cecil Turner, *Kenny's Outlines of Criminal Law*, 18<sup>th</sup>ed, Cambridge University Press, 1962.
5. K.A. Pandey, *Penal Law*, 5<sup>th</sup> ed., Eastern Book Company, Lucknow 2022
6. K I Vibhuti, *P S Achutham Pillai's Criminal Law*, Lexis Nexis, Butterworths Wadhwa, Nagpur, 2012
7. K. D. Gaur, *A Textbook on the Indian Penal Code*, Universal Law Publishing Co., New Delhi, 2012.
8. Ratanlal and Dhirajlal, *The Indian Penal Code*, Lexis Nexis, Butterworths Wadhwa, Nagpur, 2014.
9. S.N. Mishra, *Indian Penal Code*, 20<sup>th</sup> ed., Central Law Publications, Allahabad, 2016.
10. Other references and web resources will be provided during the course of lectures

### Instructor Details

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|-----------------------------------|-------------------------------|
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**Chanakya National Law University, Patna**  
**B.A., LL.B. (Hons.) / B.B.A., LL.B. (H) 2024-25; SEMESTER- III**

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| <b>Course Title: Family Law II</b> |
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**Course Overview:** Family Law is the branch of law, which touches each and every individual of the society. It governs an integral part of the life of the individual. In India we have a strange spectacle of personal laws. They owe their diversity to their varied origin, distinct principles and the bulk of substantive law itself. The personal laws play a vital role in governing the conflicting interest of the individuals. In India in personal matters there is no national or regional law. Personal law of a person is not determined by his domicile or his nationality but by his membership of the community to which he belongs. Study of Family Law is Unique. It is not like the rest of the civil laws. It lacks uniformity in application.

This course provides an in-depth analysis of the laws governing succession and property rights in India, with a focus on the legal frameworks applicable to Hindus, Muslims, and Indians under the Indian Succession Act, 1925. Students will explore the principles, rules, and regulations governing inheritance, succession, and property rights, including the rights of women and minors.

Module One deals with Joint Hindu Family and Coparcenary

Module Two focuses on Property in Hindu Law

Module Three deals with Management of Joint Family Property

Module Four covers Women Estate and Stridhan.

Module Five deals with Partition and Reunion Under Mitakshara School

Module Six deals with Succession to Property of a Male and Female Intestate under The Hindu Succession Act 1956

Module Seven deals with Parentage and Legitimacy under Muslim Law

Module Eight deals with Guardianship under Muslim Law

Module Nine deals with Gifts

Module Ten covers Law of Wakfs

Module Eleven covers Pre-emption

Module Twelfth focuses on Wills and Death-bed Gifts Under Muslim Law

Module Thirteen covers Laws governing Administration of Estates

Module Fourteen covers Laws Sunni Law of Inheritance

Module Fifteen focuses on Shai Law of Inheritance.

Module Sixteen deals with Indian Succession Act,

## Learning Outcomes

- Understand the legal frameworks governing succession and property rights in India
- Analyze the principles and rules of Hindu, Muslim, and Indian Succession Act, 1925
- Apply the laws of succession and property rights to real-life scenarios
- Critically evaluate the rights of women and minors in succession and property matters
- Develop practical skills in estate planning, wills, and intestacy

## List of Topics/ Modules

| Topic/ Module                                       | Contents/ Concepts   | Sessions / Lectures |
|---|--|---------------------|
| <b>Module I: Joint Hindu Family and Coparcenary</b> | <ul style="list-style-type: none"><li>• Joint family and Coparcenary,</li><li>• Features of Joint and Undivided Family,</li><li>• Hindu Coparcenary,</li><li>• Conception of Coparcenary,</li><li>• Limit of Four Degrees,</li><li>• Reason of Rule of Four Degree,</li><li>• Features of Coparcenary,</li><li>• Points in Common and difference</li></ul> | 1-3                 |

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| <b>Module II: Property in Hindu Law</b>   | <ul style="list-style-type: none"> <li>• Obstructed and Un-obstructed Property,</li> <li>• Classification of property,</li> <li>• Incident of Joint family Property,</li> <li>• Incident of Separate Property,</li> <li>• Burden of Proof and Presumption,</li> <li>• Ancestral Property,</li> <li>• Nature of Father's and Son's Interest in Ancestral Property,</li> <li>• When Jointly Acquired Property Becomes Joint Family Property,</li> <li>• Doctrine of Blending, Gain of Learning.</li> </ul> | 4-8     |
| <b>Module III: Management of Joint Family Property</b>  | <ul style="list-style-type: none"> <li>• Karta,</li> <li>• Who Can Be Karta,</li> <li>• Position of Karta,</li> <li>• Power of Karta,</li> <li>• Duties of Karta,</li> <li>• Alienation of Coparcenary property: Person and Purposes,</li> <li>• Right and Remedies of alinee.</li> </ul>  | 9-13    |
| <b>Module IV: Women Estate and Stridhan</b>   | <ul style="list-style-type: none"> <li>• Women Estate and Stridhan, Pious obligations of the son.</li> </ul>   | 14-16   |
| <b>Module V: Partition and Reunion under Mitakshara School</b>  | <ul style="list-style-type: none"> <li>• What property is divisible on partition,</li> <li>• Person entitled to share on partition,</li> <li>• Allotment of shares,</li> <li>• Partition how effected,</li> <li>• Reopening of partition,</li> <li>• Effect of partition.</li> </ul>   | 17-21   |
| <b>Module VI: Succession to Property of a Male and Female Intestate under The Hindu Succession Act 1956</b> | <ul style="list-style-type: none"> <li>• General introduction and the application of the Hindu Succession Act, 1956,</li> <li>• Devolution of Mitakshara property under the Act,</li> <li>• General principles of inheritance,</li> <li>• Disqualifications of heirs.</li> <li>• Hindu women's estate,</li> <li>• Law relating to inheritance of Hindu Women.</li> </ul>   | 22 - 29 |



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| <b>Module VII: Parentage and Legitimacy under Muslim Law</b> | <p>Legitimacy and Parentage (Jayaj aur Rishta)</p> <ul style="list-style-type: none"> <li>• Pre-Islamic background</li> <li>• Parentage</li> <li>• Legitimacy</li> <li>• Presumptions of legitimacy</li> <li>• Acknowledgment of paternity (legitimacy) (Iqrar)</li> <li>• Conditions of valid acknowledgment</li> <li>• Effects of acknowledgment</li> <li>• Position of adoption in Muslim Law</li> <li>• A comparison between acknowledgment and adoption</li> </ul>   | <p>30-32</p> |
| <b>Module VIII: Guardianship under Muslim Law</b>            | <p>Guardianship (Valaya)</p> <ul style="list-style-type: none"> <li>• Concept of guardianship in Islam</li> <li>• Appointment of guardian</li> <li>• Age of majority</li> <li>• Kinds of guardians</li> <li>• Kinds of guardianship</li> </ul>  | <p>33-34</p> |
| <b>Module IX: Gifts</b>                                      | <p>Gift( Hiba)</p> <ul style="list-style-type: none"> <li>• Introduction</li> <li>• Definitions</li> <li>• Essentials of a valid gift</li> <li>• Registration</li> <li>• Constitutional validity of oral gifts</li> <li>• Who can make gifts</li> <li>• In whose favour (donee)</li> <li>• What may be given in gift</li> <li>• Conditional, Contingent and Future Gifts</li> <li>• Gifts in form of trust</li> <li>• Revocation of gift</li> <li>• Gifts involving return( ewaz)</li> <li>• Life estate and Life interest</li> <li>• Shiite law of life interests</li> </ul> | <p>35-37</p> |

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|                               | <ul style="list-style-type: none"> <li>• Gifts in the form of trust</li> <li>• Revocation of gift</li> <li>• Gifts involving return (ewaz)</li> <li>• Life estate and Life interest</li> <li>• Shiite law of life interests</li> </ul>  |       |
| <b>Module X: Law of Wakfs</b> | <p>Wakf</p> <ul style="list-style-type: none"> <li>• Importance</li> <li>• Constitutional position</li> <li>• Origin of wakf</li> <li>• Development and foreign influence</li> <li>• Meaning and definition of wakf</li> <li>• Kinds of wakf</li> <li>• Legal incidents of wakf</li> <li>• Creation of wakf</li> <li>• Who can create wakf</li> <li>• What can be made as wakf</li> <li>• In whose favour can wakf be made</li> <li>• Objects of wakfs</li> </ul> | 38-40 |

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|  | <ul style="list-style-type: none"> <li>• Wakf with uncertain objects</li> <li>• Contingent or conditional wakfs</li> <li>• Essentials of a valid wakf</li> <li>• Administration of wakfs</li> <li>• Application of the income of wakf</li> <li>• Remuneration to Imams</li> <li>• Wakf and Trust distinguished</li> <li>• Position of family wakfs in India</li> </ul> |  |
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| <b>Module XI: Pre-emption</b> | <p>Pre-emption (Shufa)</p> <ul style="list-style-type: none"> <li>• Meaning, origin and development</li> <li>• Advent of shufa in India</li> <li>• Definitions</li> <li>• Nature of the right of pre-emption</li> <li>• Constitutionality of pre-emption</li> <li>• Application of the law of pre-emption</li> <li>• The pre-emptor</li> <li>• Characteristics of sale giving rise to pre-emption</li> <li>• Difference of religion or sect</li> <li>• Formalities to be observed</li> <li>• Subject-matter of pre-emption</li> <li>• Legal effects of pre-emption</li> <li>• Loss of the right of pre-emption</li> </ul> | 41-43 |
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|   | <ul style="list-style-type: none"> <li>• How pre-emption is evaded 323 Sunni Law and Shia Law of pre-emption—Comparison</li> </ul>  |       |
| <b>Module XII: Wills and Death-bed Gifts</b>  | <p>Will (Wasiyat)</p> <ul style="list-style-type: none"> <li>• Concept and meaning</li> <li>• Definitions</li> <li>• Form of will</li> <li>• Who can make wills</li> <li>• What and how much can be bequeathed</li> <li>• For whom the bequest can be made</li> <li>• Bequests which are not absolute</li> <li>• Revocation of will</li> <li>• Interpretation of wills</li> <li>• Gift and will compared</li> <li>• Sunni Law and Shia Law compared</li> </ul>  | 44-47 |
| <b>Module XIII: Administration of Estates</b> | <p>Administration of Estates and Payments of Debts</p> <ul style="list-style-type: none"> <li>• Legal representatives of a deceased Muslim</li> <li>• The Requirement of Probate &amp; Letters of Administration</li> <li>• Functions of legal representatives</li> <li>• Recovery of credits to the property of the deceased</li> <li>• Alienation before payment of debt</li> <li>• Alienations by co-sharer before partition</li> <li>• Suit by the creditor against heirs</li> <li>• Alienation for payment of debts</li> </ul> | 48-50 |
| <b>Module XIV: Sunni Law of Inheritance</b>   | <p>Inheritance</p> <ul style="list-style-type: none"> <li>• Excellence of Muslim Law of Inheritance</li> <li>• Dual basis of Muslim Law of Inheritance</li> <li>• Some objections: Their answers</li> <li>• Some general rules of inheritance</li> <li>• Doctrine of representation</li> <li>• Rules of total and partial exclusion</li> <li>• Explanation of important terms used</li> <li>• Classes of heirs</li> </ul>   | 51-57 |

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| <b>Module XV: Shai Law of Inheritance</b>      | Inheritance <ul style="list-style-type: none"> <li>• Excellence of Muslim Law of Inheritance</li> <li>• Dual basis of Muslim Law of Inheritance</li> <li>• Some objections: Their answers</li> <li>• Some general rules of inheritance</li> <li>• Doctrine of representation</li> <li>• Rules of total and partial exclusion</li> <li>• Explanation of important terms used</li> <li>• Classes of heirs</li> </ul> | 58-60 |
| <b>Module XVI: Indian Succession Act, 1925</b> | <ul style="list-style-type: none"> <li>• Historical Background and Evolution of The Act</li> <li>• Objectives and Applicability of The Act</li> <li>• Testamentary Succession</li> <li>• Intestate Succession</li> <li>• Administration of The Estate</li> <li>• Legacies and Bequest</li> </ul>   |       |

### Recommended/Reference Textbooks and Resources:

Prescribed Book:

1. Mulla, *Principles of Hindu Law* (Latest Edition)
2. Poonam Pradhan Saxena, *Family Law Lectures, Family Law– II*, (Latest Edition)
3. Paras Diwan and Peeyushi Diwan, *Modern Hindu Law* (Latest Edition)
4. Paras Diwan, *Muslim Law*. (Latest Edition)
5. *Mulla* on Mohammedan law (Latest edition)
6. *Aquil Ahmad* on Mohammedan Law (Latest edition)

### Instructor Details

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|--------------------------------|---|
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# **Chanakya National Law University, Patna**

**B.A., LL.B. (H) / B.B.A., LL.B. (H) 2024-25; SEMESTER- III**

**Law of Contracts - II (Special Contracts, Sale of Goods Act, Indian Partnership Act & Limited Liability Partnership)**

## **OBJECT OF THE COURSE:**

The primary goal of this course is to acquaint the students with the basics of Special Contracts and make them able to grasp the nuances of the contractual transactions involving these forms of contracts. After studying this course students will be able to analyse the implications of a contractual arrangement falling under any of the discussed head of special contracts. They will be able to determine the legality of the transactions and also the rights and duties of the parties thereto. They will also be able to purposefully deal with the disputes arising out of such contractual arrangements.

This course is to be taught after the students have been made familiar with the general principles of contract in which the emphasis is on understanding and appreciating the basic essentials of a valid contract and on the existence of contractual relationship in various instances. This course should provide an insight into the justification for special statutory provisions for certain kinds of contracts.

The *main objectives* of this course are:

- To learn the fundamental principles underlying these special forms of contract.
- To learn the limits of the freedom of the parties within the prescriptions of law in relation to the special forms of contract and consequently better appreciate the impact on the classical theory of freedom of contract.
- To appreciate the relationship of general principles with the special contracts.
- To develop skills of legal analysis and argument.
- To understand how law allocates for the economic risks involved in commercial transactions.

- To understand the growing importance of special contracts and to have a foundational understanding of the new forms special contracts including technology transfer agreements, e-contracts including software licensing agreements, infrastructure contracts, government contracts, public private partnerships etc.
- To emphasize on the drafting skills of the students.

In addition, this course will consider how the evolution of these contractual principles has impacted the changing business environment and also the effect of the later on the former. We would seek to determine the functions of these contractual forms in societal evolution and business institutions.

## **COURSE MODULE**

### **1. Indemnity**

**6 Lectures**

- 1.1. The concept
- 1.2. Need for indemnity to facilitate commercial transactions.
- 1.3. Definition of Indemnity
- 1.4. Nature and extent of liability of the indemnifier
- 1.5. Commencement of liability of the indemnifier
- 1.6. Situations of various types of indemnity creations.
- 1.7. Documents/agreements of indemnity
- 1.8. Nature of indemnity clauses

### **2. Guarantee**

**6 Lectures**

- 2.1. The concept.
- 2.2. Definition of guarantee: as distinguished from indemnity.
- 2.3. Basic essentials for a valid guarantee contract.

- 2.4. Position of minor and validity of guarantee when minor is the principal debtor, creditor or surety.
- 2.5. Continuing guarantee.
- 2.6. Nature of surety's liability
- 2.7. Duration and termination of such liability.
- 2.8. Illustrative situations of existence of continuing guarantee.
- 2.9. Creation and identification of continuing guarantees.
- 2.10. Rights of surety
- 2.11. Position of surety in the eye of law.
- 2.12. Co-surety and manner of sharing liabilities and rights.
- 2.13. Extent of surety's liability.
- 2.14. Discharge of surety's liability

### **3. Bailment**

**8 Lectures**

- 3.1. Identification of bailment contracts in day today life.
- 3.2. Manner of creation of such contracts
- 3.3. Commercial utility of bailment contracts
- 3.4. Definition of bailment
- 3.5. Kinds of bailees
- 3.6. Duties of bailor and bailee towards each other
- 3.7. Rights of bailor and bailee
- 3.8. Finder of goods as a bailee.
- 3.9. Liability towards the true owner.
- 3.10. Obligation to keep the goods safe
- 3.11. Right to dispose of the goods.
- 3.12. Lien and types of Lien

### **4. Pledge**

**5 Lectures**

- 4.1. Pledge: comparison with bailment
- 4.2. Commercial utility of pledge transactions
- 4.3. Definition of pledge under the Indian contract Act



- 4.4. Rights of the pawner and pawnee.
- 4.5. Pawnee's right of sale as compared to that of an ordinary bailee
- 4.6. Pledge by certain specified persons mentioned in the Indian Contract Act.

## **5. Agency**

**8 Lectures**

- 5.1. Identification of different kinds of agency transactions in day to day life in the commercial world
- 5.2. Kinds of agents and agencies.
- 5.3. Distinction between agent and servant.
- 5.4. Essentials of an agency transaction
- 5.5. Various methods of creation of agency
- 5.6. Delegation
- 5.7. Duties and rights of agent
- 5.8. Scope and extent of agent's authority.
- 5.9. Liability of the principal for acts of the agent including misconduct and tort of the agent.
- 5.10. Liability of the agent towards the principal.
- 5.11. Personal liability towards the parties
- 5.12. Methods of termination of agency contract
- 5.13. Liability of the principal and agent before and after such termination.

## **6. Sale of Goods, 1930**

**12 Lectures**

- 6.1. Concept of sale as a contract
- 6.2. Illustrative instances of sale of goods and the nature of such contracts.
- 6.3. Essentials of contract of sale
- 6.4. Essential conditions in every contract of sale
- 6.5. Implied terms in contract of sale
- 6.6. The rule of caveat emptor and the exceptions thereto under the Sale of Goods Act.
- 6.7. Changing concept of caveat emptor
- 6.8. Effect and meaning of implied warranties in a sale

- 6.9. Transfer of title and passing of risk
- 6.10. Delivery of goods: various rules regarding delivery of goods.
- 6.11. Unpaid seller and his rights
- 6.12. Remedies for breach of contract

## **7. The Indian Partnership Act,1932**

**12 Lecture**

- 7.1. Nature of partnership: definition
- 7.2. Distinct advantages and disadvantages vis-à-vis partnership and private limited company
- 7.3. Mutual relationship between partners
- 7.4. Authority of partners
- 7.5. Admission of partners.
- 7.6. Outgoing of partners.
- 7.7. Registration of Partnership
- 7.8. Dissolution of Partnership

## **8. The Limited Liability Partnership, 2008**

**6 Lecture**

- 8.1. Salient Features of LLP
- 8.2. Extent and limitations of LLP& Partnership
- 8.3. Incorporation of New LLP
- 8.4. Designate partner
- 8.5. Obtaining DPIN and digital signature
- 8.6. Drafting of LLP agreement
- 8.7. Certificate of Incorporation
- 8.8. Difference between LLP and company

## **Important Case Laws**

New India Assurance Company Ltd. Vs Kusumanchi Kameshwra Rao & Others, 1997 Industrial Financial Corporation of India v/s Kannur Spinning & Weaving Mills Ltd, 2002

Bank of Bihar Ltd. v/s Damodar Prasad, 1969

Maharashtra Electricity Board Bombay v/s Official Liquidator and Another, 1982 Mukesh Gupta v/s Sicorn Ltd. Mumbai, 2004

Bank of India v/s Yogeshwar Kant Wahhera, 1987

Kellappan Nambiar v/s Kanhi Raman-1957

State Bank of India v/s V.N. Anantha Krishnam 2005

Industrial Financial Corporation of India v/s Kannur Spining & Weaving Mills Ltd.- 2002

Harigobind Aggarwal v/s State Bank Of India-1956

London General Omnibus V/s Holloway- 1912

Lloyd's v/s Harper-1880

Wingfield v/s De St Cron 1919

Durga Priya v/s Durga Pada 1928

Calcutta Credit Corportation Ltd. v/s Prince Peter of Greece-1964 Barbant & Comp. v/s King, 1895

Laxmi Narayan v/s The Secretary for State for India:1923:

Purshotam Das v/s Union of India-1967

A.T.Trust Ltd., v/s Trippunhura Devaswomi 1954.

Jagdish chand Trikha v/s Punjab National Bank, 1998

Ultzen v/s Nicoles, 1894

Pillai v/s Visalakshmi, 1938

Punjab National Bank v/s Sohan Lal, 1962,

Revenue Athority v/s Sunderasanam Pictures-1968

Digvijay Cement Co.Ltd. v/s State Trading Corpn., 2006.

Lloyds v/s Grace Smith HL 1912

Grace v/s Smith, 1775

Waugh v/s Carver, 1793

Cox v/s Hickman-1860

U.P., v/s Hamid Khan & Bros. and othrs-1986

Cox v/s Hickman, 1860

Grace V/s Smith-1775

M/s Samy Uktha Cotton Trading Co. v/s B.V.Suhhaiah-2005

Mir Abdul Khaliq v/s Addul Gaffar Seriff-1985

**Suggested Readings:**

1. Beatson (ed.), Ansons' Law of Contract, (1998), Oxford, London
2. R. Yashod Vardhan, Chitra Narayan (ed.), Pollock and Mulla The Indian Contract and Specific Relief Acts, 16<sup>th</sup> edn., Vol. I & II, (2019) LexisNexis.
3. Devashish Bharuka (ed.), Pollock and Mulla The Indian Partnership Act, 8<sup>th</sup> edn., LexisNexis.
4. Akshay Sapre (ed.), Pollock and Mulla The Sale of Goods Act, 11<sup>th</sup> edn., LexisNexis.
5. Avtar Singh, Contract & Specific Relief, 13<sup>th</sup> edn., (2023), EBC.
6. Avtar Singh, Law of Sale of Goods, 8<sup>th</sup> edn., (2018), EBC.
7. A. G. Guest (ed.), Benjamin's Sale of Goods (1992), Sweet & Maxwell.
8. Rohini Aggarawal, Mercantile and Commercial Laws, Taxmann (2018).

|                                |  |
|--------------------------------|--|
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# CHANAKYA NATIONAL LAW UNIVERSITY, PATNA

**B.A., LL.B. (HONS.) / B.B.A., LL.B. (HONS.) 2024-25; SEMESTER – III**

**Course Title: Property Law**

## **Course Overview**

The concept of 'Property' and nature of property right are basic to the understanding of Law relating to Property. The object of this subject is to discuss the various concepts laid down in Transfer of Property Act, 1882 by dealing various principles with a contemporary analysis. This course will study the concept in particular, its contemporary emphasis on 'user', the evolution of the right to transfer property and the limitations operating thereon as laid down in the Transfer of Property Act. Necessary references will be to the English law as well as to the doctrines of equity which have been responsible for crystallization of the basic principles of property law. The principles relating to transfer of property will be studied in the back drop of the Law of Contract to which it owes considerable allegiance. The subject would also deal with Law of Easements and Law of Trust.

Module one ... AN INSIGHT INTO CONCEPT OF PROPERTY AND INTRODUCTION TO TRANSFER OF PROPERTY

Module Two ... GENERAL PRINCIPLES OF TRANSFER OF PROPERTY

Module Three ... SALE OF IMMOVABLE PROPERTY

Module four ... MORTGAGE OF IMMOVABLE PROPERTY AND CHARGE

Module five... LEASE OF IMMOVABLE PROPERTY

Module six... EXCHANGE AND GIFT

Module Seven... TRANSFER OF ACTIONABLE CLAIM

Module Eight ... : LAW OF EASEMENT AND TRUST ACT

## **Learning Outcomes**

On completion of the course, students will be able to:

1. To analyze the basic principles and the various modes of transferring a property
2. To demonstrate and understand the principles concerning lease, gift and actionable claims.
3. To recognize contemporary legal developments in the areas like trust, easementary rights, real estate and land acquisition laws.

### List of Topics/ Modules

| Topic/ Module     | Contents/ Concepts   | Sessions / Lectures |
|-------------------|--|---------------------|
| <b>Module I:</b>  | <ul style="list-style-type: none"> <li>• Meaning of property</li> <li>• Constitutional Recognition of Property.</li> <li>• Kinds of Property.</li> <li>• General introduction of Transfer of property Act 1882 - Historical perspective, Scope and Object and Definitions under Section 3 of the Act- Immovable Property; Instrument; Attested; Registered; Actionable Claim and Notice</li> </ul>   | 1-8                 |
| <b>Module II:</b> | <ul style="list-style-type: none"> <li>• <u>Principles for Transfer of Property By Act of Parties- whether Movable or Immovable,</u> <ol style="list-style-type: none"> <li>(i) Definition of Transfer of property</li> <li>(ii) What property may be transferred</li> <li>(iii) Persons competent to transfer</li> <li>(iv) Operation of transfer and oral Transfer</li> <li>(v) Illegal Restrictions on certain alienations,</li> <li>(vi) Transfer for benefit of unborn persons and Rule against perpetuity</li> <li>(vii) Vested and Contingent Interest</li> <li>(viii) Conditional Transfers,</li> <li>(ix) Doctrine of Election,</li> </ol> </li> <li>• <u>Principles for Transfer of Property By Act of Parties- Immovable Property,</u></li> </ul> | 9-25                |

|                    |  |       |
|--------------------|--|-------|
|                    | <ul style="list-style-type: none"> <li>(i) Transfer by Co-Owners and Joint Transfers,</li> <li>(ii) Transfer by person other than full owner</li> <li>(iii) Priority of Rights created by Transfer</li> <li>(iv) Bona fide holders under Defective Title,</li> <li>(v) Doctrine of Lis Pendens,</li> <li>(vi) Fraudulent Transfers,</li> <li>(vii) Part – Performance</li> </ul> |       |
| <b>Module III:</b> | <ul style="list-style-type: none"> <li>• Definition of Sale, and Contract for Sale</li> <li>• Mode of Sale</li> <li>• Rights and Liabilities Buyer and seller and Marshalling by Subsequent Purchaser</li> </ul>   | 25-30 |
| <b>Module IV:</b>  | <ul style="list-style-type: none"> <li>• Definition of Mortgage and Kinds of Mortgage,</li> <li>• Rights and Liabilities of the Mortgagor and Mortgagee.</li> <li>• Provisions as to Priority of Securities, Marshalling and Contribution</li> <li>• Charge and Doctrine of Merger</li> </ul>  | 31-38 |
| <b>Module V:</b>   | <ul style="list-style-type: none"> <li>• Definition of Lease and kinds of Lease</li> <li>• Duration and Termination of Lease,</li> <li>• Rights and Liabilities of Lessor and Lessee,</li> <li>• Determination of Lease</li> </ul>   | 39-45 |
| <b>Module VI:</b>  | <ul style="list-style-type: none"> <li>• Definition of Exchange and</li> <li>• Essential conditions for Exchange</li> <li>• Distinction between sale and Exchange</li> <li>• Rights of Deprived party</li> <li>• Rights and Liabilities in Exchange</li> <li>• Definition and Essential Elements of Gift,</li> </ul>   | 46-50 |

|                     |  |       |
|---------------------|--|-------|
|                     | <ul style="list-style-type: none"> <li>• Mode and Kinds of Gifts</li> <li>• Revocation and Suspension of Gifts.</li> </ul>   |       |
| <b>Module VII:</b>  | <ul style="list-style-type: none"> <li>• Definition of Actionable claim</li> <li>• Mode of Transfer and Effect</li> <li>• Notice of</li> <li>• Rights and Liabilities of Transferee of an Actionable claim</li> </ul>  | 50-54 |
| <b>Module VIII:</b> | <p>Indian Easement Act</p> <ul style="list-style-type: none"> <li>• Meaning and Essential Elements of Easement</li> <li>• Nature and Definition</li> <li>• Essentials of Easement</li> <li>• Classification of Easements</li> <li>• Acquisition, Extinction, Suspension and Revival of Easement</li> <li>• License – Acquisition, Revocation and difference between lease and license</li> </ul> <p>INDIAN TRUST ACT</p> <ul style="list-style-type: none"> <li>• Importance and Applicability of the Indian Trusts Act</li> <li>• Definition of Author of Trust, Trustee, Trust property and Beneficiary</li> <li>• Creation of Trusts</li> <li>• Powers, Rights and Duties of Trustee.</li> <li>• Disabilities of Trustee</li> <li>• Rights and Liabilities of Beneficiary</li> <li>• Revocation of Trust</li> </ul> | 55-65 |



### Evaluation Criteria

| Components               | Description | Weightage in % |
|--------------------------|-------------|----------------|
| Attendance               | 5 Marks     |                |
| Project Report           | 15Marks     |                |
| Presentation             | 5 Marks     |                |
| Mid-Semester Examination | 15Marks     |                |
| End-Semester Examination | 60Marks     |                |

#### Recommended/Reference Text Books and Resources:

##### References:

- 1 The Transfer of Property Act - Mulla, 14<sup>th</sup> Edition, 2023, Lexixs Nexis
2. Law of Transfer of Property ( Easement and Trust) – G.C. V. Subba Rao, 9<sup>th</sup> Edition, 2024, ALT Publications
3. Commentary on the Transfer of Property Act by Justice M.L. Singhal, 2<sup>nd</sup> Edition, 2023, Vinod Publications
4. Commentary on the Transfer of Property Act by Sir Hari Singh Gour, 15<sup>th</sup> Edition, 2022, Delhi Law House Publications.
5. Commentary on the Transfer of Property Act by Shriniwas Gupa, Anushree Gupta and Garima Chauhan, 1<sup>st</sup> Edition, 2023 Whitesmann publishers
6. Law of Easements and Licenses by B.B. Katiyar, 17<sup>th</sup> Edition, Universal Law Publishing
7. Law Of Easements & Licences by Bhuvneshwar , 2023 Sodhi Publications
8. Commentary on The Indian Trusts Act - by S Krishnamurthi Aiyar - 10th Edition 2022, Lexix Nexis

##### Text Books:

- 1.Transfer of property Act by R. k. Sinha, 22<sup>nd</sup> Edition, 2023, Central Law Agency
2. Transfer of property Act by Avtar Singh, 6<sup>th</sup> Edition, 2019, published by Lexis Nexis
3. The Transfer of Property Act by S.N.Shukla , 30<sup>th</sup> (Reprinted) Edition, 2023, published by Allahabad Law Agency

*Bare ActReference*

1. *The Transfer of Property Act 1882*
2. *The Indian Trusts Act 1882*
3. *The Indian Easement Act 1882*
4. The Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013

**Instructor Details**

|                                |  |
|--------------------------------|--|
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**Chanakya National Law University, Patna**  
**B.B.A., LL.B. (H) 2024-25; SEMESTER- III**

**Course Title: Managerial Economics**

### **Course Overview**

The curriculum is designed to focus on the concepts of economics as applicable in managerial situations. It also includes the national economic policy used by administrators for the welfare of the nation state. The focus is both on economist as a policy advisor and as a social scientist.

Module one deals with **Introduction to Economics**.

Module two focuses on **Demand Estimation and Forecasting**

Module three deals with **Firm as a Producer. Analysis of Production**

Module four covers **Market Structure Analysis and Estimation: Perfect Competition**

Module five **Competitive and Monopoly Model**

Module six deals with **Imperfect Competition: Monopolistic Competition: Oligopoly**

Module seven covers **Stabilization Policies, Money and Banking**

Module Eight focuses on **Impact of covid on international and national Economies**

Module Nine looks at **Blue Economy in Indian context**,

Module Ten envisions **New Economic Policies, Current Trends**

*A nation is not made wealthy by the childish accumulation of shiny metals, but it is enriched by the economic prosperity of its people.*

*-Adam Smith*

### **Learning Outcomes**

The course aims to providing basic theories and tools of analysis and develops an understanding of the behavior of various economic agents (individuals and firms). The course also provides an appreciation and application of various microeconomic theories, in different managerial situations.

On completion of the course, students will be able to:

1. Understand concepts of economics, principles, laws and theories.
2. Analyse both equilibrium and optimization.
3. Critically analyze the economic policies practiced by government and corporates.
4. Conceive the basic tenets of law and how they are born out of economic theories.

5. Apply the theories in practice for welfare, eradicating the poor, educating the masses and creating awareness.
6. Understanding and using concepts of digital payments, Geo-political economy eg. debt ceiling in US
7. Use of resources for uplifting and betterment of economy

### List of Topics/ Modules

| Topic/ Module   | Contents/ Concepts   | Sessions / Lectures |
|---|--|---------------------|
| <b>Module I: Introduction to Economics</b>                    | <ul style="list-style-type: none"> <li>• Economics and Law</li> <li>• Economists as Policy Advisor and Scientist</li> <li>• Demand and Supply,</li> <li>• Elasticity,</li> <li>• Minimum Wage,</li> <li>• Taxation.</li> </ul>   | 1-5                 |
| <b>Module II: Demand Estimation and Forecasting</b>           | <ul style="list-style-type: none"> <li>• Demand estimation using qualitative research technique.</li> <li>• Statistical estimation of demand functions.</li> <li>• Forecasting.</li> <li>• Forecasting Techniques.</li> </ul>  | 6-11                |
| <b>Module III: Firm as a Producer. Analysis of Production</b> | <ul style="list-style-type: none"> <li>• Introduction</li> <li>• The Production Function</li> <li>• Law of Diminishing Returns or The Law of Variable Proportions</li> <li>• Relation between Total Product, Average Product and Marginal Product</li> <li>• The Three Stages of Production,</li> <li>• Short-run and the Long-run Returns to Scale</li> <li>• Technological Change</li> </ul> | 12-19               |

|   |   |       |
|---|---|-------|
|   | <ul style="list-style-type: none"> <li>• Isoquant</li> <li>• The Law of Diminishing Marginal Product</li> <li>• The Economic Region of Production</li> <li>• Equal Cost Lines</li> <li>• Choices of Input Combinations- Maximization of Output subject to the Cost Constraint</li> <li>• Minimization of Cost for a Given Level of Output</li> <li>• Least Cost Conditions,</li> </ul>  |       |
| <b>Module IV: Market Structure Analysis and Estimation: Perfect Competition</b> | <ul style="list-style-type: none"> <li>• Introduction,</li> <li>• Assumptions</li> <li>• Short-run and Long-run Equilibrium of the Competitive firm</li> <li>• Supply Behavior of a Competitive Firm</li> <li>• Effects of Taxation under Perfect Competition</li> </ul>  | 20-25 |
| <b>Module V: Competitive and Monopoly Model</b>                                 | <ul style="list-style-type: none"> <li>• Long-run Supply Curve</li> <li>• Efficiency of Competitive Markets</li> <li>• Evaluating the Market Mechanism</li> <li>• Efficiency of Competitive Markets</li> <li>• Monopoly-Basic Concepts</li> <li>• A few Properties of Equilibrium under Monopoly</li> <li>• Absence of Supply Curve under Monopoly</li> <li>• Effect of a shift in the Demand on Monopoly</li> <li>• Effect of shift in Cost</li> <li>• Imposition of Tax under Monopoly</li> <li>• Measures of Monopoly Power, Comparison between Monopoly and Perfect Competition</li> <li>• Price Discrimination,</li> </ul> | 26-36 |

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|--|--|-------|
|  | <p>Equilibrium of a Discriminating Monopolist.</p> <ul style="list-style-type: none"> <li>• Types of Price Discrimination, Price Discrimination and the Existence of the Industry,</li> <li>• Monopsony</li> </ul>   |       |
| <b>Module VI: Imperfect Competition: Monopolistic Competition: Oligopoly</b> | <ul style="list-style-type: none"> <li>• Product Differentiation</li> <li>• Equilibrium</li> <li>• Advertising and Product Development in Monopolistically Competitive Markets.</li> <li>• Oligopoly: Introduction</li> <li>• Indeterminateness of Equilibrium Price and Output under Oligopoly</li> <li>• Non-collusive Oligopoly</li> <li>• Cournot's Model of Duopoly</li> <li>• Other Oligopoly Models</li> <li>• The Kinked Demand Curve</li> <li>• Collusive Oligopoly</li> <li>• Cartels, Cartels aiming at Joint Profit Maximization</li> <li>• Market Sharing Cartels</li> <li>• Price Leadership.</li> <li>• The Theory of Games</li> <li>• The Pay-off Matrix</li> <li>• Dominant Strategies and Nash Equilibrium</li> <li>• Dominated Strategies</li> <li>• Maximin and Minimax Strategies</li> <li>• Maximin -Minimax Combination and the equilibrium.</li> </ul> | 37-44 |
| <b>Module VII: Stabilization Policies, Money and Banking</b>                 | <ul style="list-style-type: none"> <li>• Business cycle.</li> <li>• Fiscal Policy.</li> <li>• Monetary Policy.</li> <li>• Exchange Rate Policy.</li> <li>• Externalities and Public goods</li> </ul>   | 45-50 |

|  |   |       |
|--|---|-------|
|  | <ul style="list-style-type: none"> <li>• Accelerators and Multipliers</li> <li>• Digital Payments: UPI, NEFT, RTGS and IMPS</li> <li>• Concepts of Cards, Central Bank Digital Currency (CBDC)</li> </ul>   |       |
| <b>Module VIII Impact of covid on international and national Economies</b> | <ul style="list-style-type: none"> <li>• Geo-political impact of covid on economies like Sri Lanka, India and United States.</li> <li>• Concept of Debt ceiling in USA</li> <li>• International Payments Systems (SWIFT)</li> </ul>   | 51-55 |
| <b>Module IX Blue Economy in Indian context</b>                            | <ul style="list-style-type: none"> <li>• Resource for Job creation, environmental sustainability and growth</li> <li>• Effect on Food, fresh water, Medicine, minerals and renewable energy.</li> <li>• Tourism and development of coastal areas.</li> </ul>  | 56-58 |
| <b>Module X: New Economic Policies, Current Trends</b>                     | <ul style="list-style-type: none"> <li>• Outcome of the Information Revolution</li> <li>• Information Goods</li> <li>• Network and Network Industries</li> <li>• Old Economy Industries (OEI) Vs Network Industries</li> <li>• Fundamental Laws and Concepts of Old Economy</li> <li>• Role of Government</li> <li>• Nobel prize winners and their work – Poor Economies</li> </ul> | 59-60 |

### Evaluation Criteria

| Components | Description   | Weightage in % |
|------------|---|----------------|
| Attendance | 75% compulsory attendance there after 1 marks for 75-79%, 2 marks for 80-84%, 3 marks for 85-89%, 4 marks for 90-94% and 5 Marks for above 95%. | 5              |

|                          |  |    |
|--------------------------|--|----|
| Project Report           |  | 16 |
| Presentation             |  | 4  |
| Mid-Semester Examination |  | 15 |
| End-Semester Examination |  | 60 |

### Recommended/Reference Text Books and Resources:

#### Text Books

1. Managerial Economics Suma Damodaran / Oxford

#### References

- Economics Gregory N Mankiw /Cenage.
- A Text Book of Economics Stonier and Hague
- Managerial Economics D.N.Dwivedi
- Managerial Economics Mark Hirschey, 10e/ Thomson
- Managerial Economics William F.Samuelson, Stephen G. Mark, 5e/ John Wiley & Sons.
- Managerial Economics Truett + Truett, 8e/ Wiley
- Managerial Economics Truett + Truett, 8e/ Wiley
- Managerial Economics Dr V Panduranga Rao / IBS publication
- Economics Paul A Samuelson & William D Nordhaus / McGraw – Hill

#### Web Resources

*Economic Survey 2022.* (2022, 7 28). Retrieved from India Budget: <https://www.indiabudget.gov.in/>

*INDIA ECONOMIC SNAPSHOT.* (2022, 7 28). Retrieved from OECD:

<https://www.oecd.org/economy/india-economic-snapshot/>

*International Monetary Fund.* (2022, 7 28). Retrieved from India:

<https://www.imf.org/en/Countries/IND>

*Ministry of Corporate Affairs.* (2022, 7 28). Retrieved from MCA: <https://www.mca.gov.in/>

*rbi.org.in.* (2022, 7 28). Retrieved from Reserve bank of India: <https://www.rbi.org.in>

### Instructor Details

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# Chanakya National Law University, Patna

## B.A., LL.B. (H) 2024-25; SEMESTER- III

|                                     |
|-------------------------------------|
| <b>Course Title: Microeconomics</b> |
|-------------------------------------|

### Course Overview

The curriculum is designed to expose and enrich knowledge of the students about the basic principles of economics. The course is designed for the beginners with no formal background or little acquaintance with economics. The objective is to give the students with a clear understanding of the basic concepts, tools of analysis and terminologies used in economics, to facilitate their understanding of various legal phenomena. Emphasis will be on the use of graphs, diagrams and numerical tables/schedules for exposition. The objective of this paper is to provide broad understanding of basic concepts of economics and understanding of relationship between economics and law through microeconomic concepts.

**Module one** deals with the relevance of economics for lawyer and about the importance of economic thinking. How economic models, applications and tools help in making choice by an individual, business groups and governments.

**Module two** focuses on fundamentals of microeconomics which will expose the students to the basic principles of microeconomic theory. The course will explain the usability of microeconomic concepts in real-life situations. The module will explain economics from the perspective of individual decision makers.

**Module three** discusses the preliminary concepts associated with the theory of cost and production. How the behaviour and decision of profit maximizing firms get affected during short-run and long run. It also includes concepts of revenue and its relationships with cost to get equilibrium position, break-even-analysis & its uses.

**Module four** of the course trains the students about the basic elements of consumer theory and production theory and the functioning of perfectly and imperfectly competitive market.

**Module five** is related to the factor pricing and distortion of market and discusses general equilibrium and welfare, imperfect markets and topics under various forms of monopolistic and unfair trade practices antitrust and anti-cartel legal systems and market regulatory systems to develop in various countries

**Module six** deals with wealth and welfare economics and how economic principles are applied in this area. It includes problems in measuring welfare, idea of classical welfare economics, Paretian criteria, idea of a social welfare function and Kaldor-Hicks Compensation principle.

**Module seven** is a new added module added to syllabus to examine the Health Care markets from a structural perspective, identify the key economic issues relevant to health care policy, and evaluate the health care markets and programmes in the wake of the pandemic and need for health infrastructure.

### **Learning Outcomes**

On completion of the course, students will be able to:

1. Understand the fundamentals of microeconomics which are desirable for better understanding of consumer behaviour, theory of production and cost, producer price determination of firms under different market structures like perfect and imperfect markets and to have a better awareness regarding different welfare criteria.
2. Analyse the real-world economic issues and problems associated to it and develop an interface in law and economics.
3. understand efficiency as an important and desirable criterion for the markets and economy to get the desirable outcomes.
4. To enable the student to think of Law from the scientific perspective of an economist. Relate and apply the concept of economics in the field of health care market and infrastructure, international relationships, trade, war etc.

### **List of Topics/ Modules**

| <b>Topic/ Module</b>          | <b>Contents/ Concepts</b>  | <b>Sessions / Lectures</b> |
|-------------------------------|--|----------------------------|
| <b>Module I: Introduction</b> | <ul style="list-style-type: none"> <li>• Definition and scope, basic assumptions, nature of economic laws,</li> <li>• Types of economic studies- macro and micro, definition some</li> <li>• Basic concepts – utility, goods, wealth, income, rationality, optimality, commodity, production, consumption, equilibrium,</li> <li>• Concerns for wealth and welfare.</li> </ul> | 1-5                        |

|  |   |       |
|--|---|-------|
|  | <ul style="list-style-type: none"> <li>Relationship between law and economics.</li> </ul>   |       |
| <b>Module II: Consumer Behaviour</b>             | <ul style="list-style-type: none"> <li>Principle and concepts relating to utility,</li> <li>Various approaches, concept of elasticity and their types, determinants and importance of elasticity of demand. Theory of indifference curve, consumer's equilibrium</li> <li>Basic principle in Demand and Supply – Demand functions and demand curve, elasticity in demand curve, supply functions and elasticity, aggregative demand and supply, Price determination, shift of demand and supply. Application of demand and supply –floor and ceilings</li> <li>Principle of substitution, Law of Equi-marginal returns, Consumer surplus. Price determination, shift of demand and supply. Application of demand and supply –floor and ceilings.</li> </ul> | 6-14  |
| <b>Module III: Theory of Production and Cost</b> | <ul style="list-style-type: none"> <li>Factors of production - land, labour, capital and organisation, production decisions, production function, Factor substitution,</li> </ul>   | 15-20 |

|                                    |   |       |
|------------------------------------|---|-------|
|                                    | <ul style="list-style-type: none"> <li>• Law of variable proportion, economics of scale, different concepts of cost and the inter-relation,</li> <li>• Laws of Returns: - Production Function in Short-Run and Long Run.</li> <li>• Revenue Concepts - Total Revenue, Marginal Revenue, Average Revenue and their relationship.</li> <li>• Cost Analysis: - Accounting Costs and Economic Costs, Short Run Cost Analysis: - Fixed, Variable and Total Cost Curves, Average and Marginal Costs.</li> <li>• Land characteristics, Labour – definition and characteristics, theories relating to supply of labour, efficiency criteria, and relation of labour and productivity, capital – definition</li> </ul> |       |
| <b>Module IV: Market Structure</b> | <ul style="list-style-type: none"> <li>• Market structures: Economic features, types – demand and supply based, time based, structure based,</li> <li>• Perfect competition,</li> <li>• Imperfect competition, Monopoly, duopoly, oligopoly and monopsony, Monopoly and Combination informal</li> </ul>   | 21-33 |

|  |   |       |
|--|---|-------|
|  | <ul style="list-style-type: none"> <li>• understanding, formal agreement to form cartel, trust, holding company, amalgamation and merger, price determination</li> </ul>  |       |
| <b>Module V: Factor pricing and distortion of market</b> | <ul style="list-style-type: none"> <li>• Marginal productivity theory of distribution - theories of rent – theories of determination of wages – theories of determination of interest – risks and uncertainties of production – theories on profit.</li> <li>• Distortions to market: Various forms of monopolistic and unfair trade practices – antitrust and anti-cartel legal systems and market regulatory systems to develop in various countries</li> </ul> | 34-38 |
| <b>Module VI: wealth and welfare economics</b>           | <ul style="list-style-type: none"> <li>• Wealth and welfare economics – meaning of welfare economics – social welfare and principles of justice – social welfare functions social choice and social welfare</li> <li>• New Welfare Economics – concepts and features, new concepts of welfare economics: Price regulation, bail out of industries, public distribution system, administered and support price, MRP.</li> </ul>                                    | 39-43 |

|                                     |  |       |
|-------------------------------------|--|-------|
|                                     |  |       |
| <b>Module VII: Health Economics</b> | <ul style="list-style-type: none"> <li>• State and Scope of Health Economics, Normative economics and health</li> <li>• Difference between health and health care, Equity and Efficiency. Health Care Markets: An Introduction: Main Problems in the Market for Health Care, Health Care and Economic Basics, Analyzing Health Care Markets.</li> <li>• Demand-Side Considerations: Demand for Health and Health Care, Market for Health Insurance</li> <li>• Supply-Side Considerations: Managed Care, Health Care Professionals, Hospital Services, Confounding Factors Public Policy in Medical Care: Policies to Enhance Access, Policies to Contain Costs, Medical Care Systems Worldwide, Role of WHO; Health Policy of India</li> </ul> | 44-50 |

### **Recommended/Reference Text Books and Resources:**

#### **Text Books**

1. Lipsey, Richard & Chrystal, Alec, *Economics* (Oxford University Press 2009)
2. Mankiw G, *Principles of Economics* (7th edn, Worth Publication 2014)
3. Joseph E. Stiglitz and Carl E. Walsh, *Economics*, W.W. Norton & Company, Inc., New York, International Student Edition, 4th Edition, 2007.
4. Cartwright E, *Behavioral Economics* (2nd edn, Routledge 2014)
5. Dewett K.K., *Modern Economic Theory* (S. Chand Publications, 2006)

6. Samuelson, Nordrons, *Economics* (20<sup>th</sup> edn. McGraw Hill. Inc., 2019)  
Jhingan, M. L. Jhingan, *Micro Economics* (Vrinda Publications, New Delhi, 2016)
7. Dominick Salvatore, *Micro Economics: Theory and Application*, Oxford University Press, Indian Edition, New Delhi, 2007.
8. Johansson P-O. *An Introduction to Modern Welfare Economics*. Cambridge University Press; 1991.
9. Charles E. Phelps, *Health Economics*, Routledge, New York, 2017
10. Glied, Sherry, and Peter C. Smith (eds), *The Oxford Handbook of Health Economics* (2011; online edn, Oxford Academic, 18 Sept. 2012)

### **Prescribed Readings**

1. Michael Parkin, *Microeconomics* (11th edn, Prentice Hall 2013)
2. Robert Pindyck, Daniel Rubinfeld, *Microeconomics* (8th edn, Prentice Hall 2012)
3. Cowell, Frank A, *Microeconomics Principles and Analysis* (Oxford University Press 2011)
4. Posner, Richard, *Economic Analysis of Law* (8th edn, Aspen Publisher 2010)
5. David Friedman, *Laws Order* (Princeton Paperbacks 2010)
6. Chandrashekhar C P, *A Faulty Response to the COVID-19- induced Crisis*, EPW, September 2020

### **Articles**

- Coase, Ronald (1960) “The Problem of Social Cost,” *Journal of Law and Economics*, Vol. 3, pp. 1-44
- Becker, Gary (1968) “Crime and Punishment: An Economics Analysis,” *Journal of Political Economy*, Vol. 76, pp. 169-217.

### **Instructor Details**

|                                |                                |
|--------------------------------|--------------------------------|
| <b>Name of the Instructor:</b> | <b>Dr. Shivani Mohan</b>       |
| <b>Email:</b>                  | <b>shivanimohan@cnlu.ac.in</b> |



**CHANAKYA NATIONAL LAW UNIVERSITY, PATNA**  
**B.A., LL.B. (Hons.) 2024-25; (SEMESTER- III<sup>rd</sup>)**

**Course Title: World History**

**Course Overview**

The curriculum is designed to focus on the

**Module 1. EUROPE FROM 1740-1815**

**Module 2. EUROPE FROM 1815-1850**

**Module 3. EUROPE FROM 1850-1870**

**Module 4. EUROPE FROM 1870-1945**

**Module 5. CAPITALISM AND INDUSTRIALIZATION-PARALEGAL MODULAR APPROACH**

**Learning Outcomes**

**The course aims:** To understand the Law and Legal trends of any period to ascertain the real life of history and manifestation of the then existing Law.

**On completion of the course, students will be able to:** Expound upon the development of Legal system of a country in the light of different political ideologies during different eras, thus helping the student understand the foundation of the contemporary Law.

1. **Understand** - Territorial issues mainly the historic rights based on international mechanism and acknowledgement from neighbour countries.
2. **Analyse** - The road map of how Law evolved and changed in context to world history.
3. **Apply** - Benefits law graduates in judicial and administrative services and in Global perspectives.
3. **Examine** - Adjudge the comparisons of Law on different time scales.

**List of Topics/ Modules**

| Topic/ Module      | Contents   | Sessions / Lectures |
|--------------------|--|---------------------|
| <b>Module I:</b>   | <ul style="list-style-type: none"><li>• Renaissance - Causes, Effects and its impact on mankind</li><li>• Enlightenment</li><li>• Reformation - Causes and Impact</li><li>• Industrial Revolution in England</li><li>• French revolution - Role and its consequences</li><li>• Napoleonic Era and Europe</li></ul> | 1-18                |
| <b>Module II:</b>  | <ul style="list-style-type: none"><li>• Vienna Settlement - Aims and Objectives</li><li>• Concert of Europe</li><li>• Metternich Era</li><li>• Marxist Theory - Karl Marx</li></ul>  | 19 - 28             |
| <b>Module III:</b> | <ul style="list-style-type: none"><li>• Russian Revolution - Causes and Impact</li><li>• Unification of Italy - Mazzini, Garibaldi and Count Cavour</li><li>• Unification of Germany</li></ul>   | 29-38               |

|                   |   |       |
|-------------------|---|-------|
| <b>Module IV:</b> | <ul style="list-style-type: none"> <li>• First World War - Causes and Effects</li> <li>• Treaty of Versailles - Its significance</li> <li>• League of Nations - Aims and Objectives</li> <li>• Second world war - Causes and Impacts</li> <li>• Humanitarian concerns and United Nations</li> </ul> | 39-50 |
| <b>Module V:</b>  | <ul style="list-style-type: none"> <li>• Commercial Capitalism</li> <li>• Capitalist Industrialization</li> <li>• Social industrialization</li> <li>• Underdevelopment</li> </ul>   | 51-60 |

### **Recommended/Reference Text Books and Resources:**

#### **Text Books**

1. V. D. Mahajan, History of Modern Europe, S. Chand & Comp., 2010
2. J. E. Swain, A History of World Civilization, McGraw- Hillbook, 1938
3. Rohit Majumdar, History of Europe: From Renaissance to the end of cold war, Sage Pub, 2020
4. David Thomson, Europe since Napoleon, Longmans, 1957
5. James Joll, Europe since 1870: An International History, Penguin, 4<sup>th</sup> Edn, 1990

#### **References**

- David Thomson, World History from 1941 to 1961, Longman, 1963
- David Thomson, Democracy in France since 1870, Longman, 1964
- B.V. Rao, History of Modern Europe 1789-2013, Sterling Publication, 2019
- Joshi, Revisiting Modern European History 1789-1945, Pearson Education India 2016
- H.G. Wells, A short History of the World, Fingerprint Publishing latest Edn., 2015

#### **Web Resources**

[https://en.wikipedia.org/wiki/History\\_of\\_Europe](https://en.wikipedia.org/wiki/History_of_Europe)

<https://www.routledge.com/Eastern-Europe-1740-1985>

<https://www.worldhistory.org>

<https://www.britannica.com/technology/history-of-technology/The-Industrial-Revolution-1750-1900>

<https://onlinelibrary.wiley.com>

#### **Instructor Details**

|                                |   |
|--------------------------------|---|
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