

The structure of Curriculum of LL.M Under (CBCS) in Kanyashree University

Group A—Business Law specialization

Group B- Criminal Law specialization

Semester- I

Course Code	Course Type	Course Title	L	T	P	Credits	Marks
	LMCC-1	Indian Federalism	3	1	0	4	50
	LMCC-2	Jurisprudence and Legal theory	3	1	0	4	50
	Group A LMCC-3	Fundamental principles of Corporate Law	3	1	0	4	50
	Group B LMCC 3	Administration of Criminal Justice System					
	Group A LMCC-4	Banking Law	3	1	0	4	50
	Group B LMCC-4	Law of Evidence in Criminal law					
	Group A LMCC-5	Competition Law	3	1	0	4	50
	Group B LMCC-5	Crime and Social Legislations					
	Group A LMCC-6	Law of Corporate Management	3	1	0	4	50
	Group B LMCC-6	Crime against Women					
		Total				24	300

Semester- II

Course Code	Course Type	Course Title	L	T	P	Credits	Marks
	LMCC-7	Civil and Political Rights	3	1	0	4	50
	LMCC-8	Trends in Constitutional Law and New Challenges	3	1	0	4	50

	Group A LMCC-9	Insurance Law	3	1	0	4	50
	Group B LMCC-9	Crime against Children					
	Group A LMCC-10	Law of Corporate Governance	3	1	0	4	50
	Group B LMCC-10	Criminology and penology					
	Group A LMCC-11	Consumer Protection Laws	3	1	0	4	50
	Group B LMCC11	Terrorism and International Crime					
	SEC Any One	Drafting and Pleading	3	1	0	4	50
		Professional Ethics	3	1	0	4	
		Total				24	300

Semester- III

Course Code	Course Type	Course Title	L	T	P	Credits	Marks
	LMCC-12	Research Methodology	3	1	0	4	50
	Group A LMCC-13	Corporate Taxation	3	1	0	4	50
	Group B LMCC-13	Cyber crime					
	Group A LMCC-14	Law and Regulation of Capital Market	3	1	0	4	50
	Group B LMCC-14	Bhartiya Nyaya Sanhita, 2023					
	Group A LMCC-15	Law of Corporate Finance	3	1	0	4	50
	Group B LMCC-15	Victimology					
	Group A LMCC-16	Corporate Social Responsibility	3	1	0	4	50
	Group B LMCC-16	Bharatiya Nagarik Suraksha Sanhita, 2023					
	GEC	Right To Information	3	1	0	4	50
Total						24	300

Semester- IV

Course Code	Course Type	Course Title	L	T	P	Credits	Marks
	LMCC-17	Judicial Process	3	1	0	4	50
	LMCC-18	Law and Social Transformation	3	1	0	4	50

	LMCC-19	Dissertation	8	0	0	8	100
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	LMCC-20 Practical	Presentation	0	0	4	4	50
	LMCC-21 Practical	Viva Voce	0	0	4	4	50
						24	300

Semester Total

Semester	I	II	III	IV	Total
Credit	24	24	24	24	96
Marks	300	300	300	300	1200

KANYASHREE UNIVERSITY, LL.M UNDER CBCS (DETAILED SYLLABUS)
(Semester 1)

LMCC 1—INDIAN FEDERALISM

1. Meaning, Definition and concept of federalism- federal principle- Essential characteristics of a Federal Constitutions
2. Classification of Constitutions into Unitary and federal Constitutions
3. Nature of Indian Federalism- Is the Constitution of India Federal?
4. Cooperative federalism- Inter State Council
5. Legislative relationship between Union and States- Theory of Territorial nexus-Delegated legislation- judicial control- parliamentary control- Union list, State List and Concurrent List-- Residuary powers- Doctrine of pith and substance-- Colourable legislation- Repugnancy between Centre and State law— parliament's power to legislate on state subjects
6. Administrative relationship between Union and States- Control of Union over States
7. Financial relationship between Union and States- Distribution of revenue between Union and States- Restriction of State's taxing power—Finance Commission

Books & references

V.N Shukla—Indian Constitution
D.D Basu—The Constitution of India
M.P Singh—The Constitution of India
J.N Pandey—Constitutional law of India

LMCC 2--- Advanced Jurisprudence

1. Meaning, Definition, and nature of Jurisprudence--- Difference between Jurisprudence and other legal subjects—purposes of Jurisprudence—Classifications of Jurisprudence--- Utilities of Jurisprudence
2. Analytical School
3. Historical School of Jurisprudence- Savigny's Volksgeist theory
4. Realist School— American Realism--Views of Gray, Holmes, Jerome Frank and LLewelyn
5. Natural Law School
6. Sociological school--- Roscoe Pound's Social Engineering theory
7. The Pure theory of law
8. Critical Legal studies

Books & References

Dias--- Jurisprudence
Bodenheimer—jurisprudence
Friedman- Legal Theory

Salmond—Jurisprudence
G.W Paton—Jurisprudence
S.N Dhyani- Fundamentals of jurisprudence
V.D Mahajan Jurisprudence
S.K Tiwari- Jurisprudence: legal theory and Elements of law
V.D Mahajan- Jurisprudence

(Group A) LMCC 3--- Fundamental Principles of Corporate Law

1. Philosophy of incorporation- Trends in incorporation
2. Meaning, definition and nature of Company— Essential ingredients in formation of a Company
3. Different kinds of companies-Promotion of Company and Role of Promoters
4. Corporate Veil- Piercing of Corporate Veil
5. Theories of Corporate Personality
6. Membership in a company- Key managerial persons- Their roles and duties--Rights and duties of members
7. Adjudicating authorities

Books and References]

G K Kapoor—Company law
Avtar Singh—Company Law

(Group B) LMCC 3---- Administration of Criminal Justice

1. Crime and Administration of Criminal Justice in India Crime : Concepts, principles- mensrea, Strict liability, absolute liability, exclusion of mensrea classification , trends and prevention
2. Relationship between Crime and society , theories of punishment
3. Schools of Criminology-Neo classical ,Biological, Sociological, Psychological theories and concepts related to crime
4. Police Investigation: FIR, arrest, bail, confessions of the accused and statements of the witnesses, witness protection, search, seizures.
5. Prosecutors –role in the criminal proceedings, meaning purpose and need of independent prosecution system.
6. Criminal justice reform- Malimath Committee Recommendations
7. Criminal Judicial System and Public Interest Litigation
8. Bail Justice System
9. Prison Justice
10. Compensation to victims of crime

Text Books:

1. RatanLal Law of Criminal Procedure
2. Sarkar, Law of Evidence References:
3. Tapas Kumar Banerjee Background to Indian Criminal Law [1990]
4. Justice Khastgir- New Criminal Major Acts.

(Group A) LMCC 4—Banking Law

1. History of Banking in India--- Bank Nationalization— Rationale behind Nationalization of Banks in India- Various types of Banks and their functions
2. Contract between Banker and Customer—Their rights and duties
3. Lending by banks and recent trend of Banking system in India—Advances , Loans and Securities 4. Default and Recovery
5. Bank Debt Recovery Tribunal—Role and Function
6. SARFAESI Act 2002— Objectives and Salient features

Books & References

Tannan M.L--- Banking Law and Practice in India, 2008

S.N Gupta--- Banking Law in theory and Practice in India, 2006

R.P Nainta—Banking system, frauds and legal control, 2005

(Group B) LMCC 4---Bharatiya Sakshya Adhiniyam, 2023

1. Relevancy and admissibility of Facts
2. Direct and Circumstantial Evidence
3. Rule of Res Gestae in Evidence
4. Relevancy of Confessions before police and Judicial Confession
5. Admissibility of Dying Declaration
6. Relevancy of Character Evidence & Relevancy of the Opinion of Experts in Evidence
7. Oral Evidence and Documentary Evidence
8. Presumption in Evidence
9. Burden of Proof
10. Examination of witnesses

Books

1.Justice Khastgir- Bharatiya Sakshya Adhiniyam,2023

2.K.D.Gaur-Criminal Manual .

3.Justice Khastgir- New Criminal Major Acts.

LMCC 5-- Competition Law

1. Definition, meaning and nature of Competition and Competition Law
2. Objectives of Competition law—History of Competition law
3. MRTP Act—Salient features
4. Anti-Competitive agreement—Prohibition of Anti- competition Agreement
5. Abuse of Dominant position
6. Competition commission in India— Establishment and Composition--Role, powers and functions
7. Competition Advocacy- Competition Policy-Competition fund

Books & References

D.P Mittal--- Competition Law
T.Ramappa—Competition Law in India
Vinod Dhall—Competition Law today

(Group B) LMCC 5—Crime and Social Legislations

1. The Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act 1989
2. The Protection of Women from Domestic Violence Act 2005
3. Dowry Prohibition Act 1961
4. The Protection of Civil Rights Act 1955
5. Pre-Conception and Pre-Natal Diagnostic Techniques Act 1994

Books and References

Gender Justice: Women and Law in India—By Monica Chawla
Women and Law in India---By Saurabh Agarwal
Women and law—By Krishna Pal Malik
Cyber crime against women in India—Debarati Haldar
Crime against women in India—Aishwarya Athawala

(Group A) LMCC 6—Law of Corporate Management

1. Corporate incorporation and Management—Certification of incorporation—Memorandum and Articles of Association- Doctrine of Ultra vires—Doctrine of Indoor management
2. Director—appointment, powers, functions and duties—Removal- liability of Independent Directors
3. Audit Committee—Its role and functions
4. Company Secretary—Appointment, powers, role and functions
5. Types of Meetings—Procedure for calling meetings—resolutions
6. Oppression, Mismanagement and Investigation— Rule in Foss vs Harbottle—Prevention of oppression- Prevention of mismanagement—Company Law Board
7. Corporate Liquidation—Modes of winding up—Compulsory winding up—Voluntary winding up—payment of liabilities—Contributories

Books & References

Smith & Keenon's Company law
Avtar Singh—Company law
S K Verma & Suman Gupta—Corporate governance and corporate Law reform in India

(Group B) LMCC 6----Crime against Women

1. Sexual offences against Women under Bharatiya Nyaya Sanhita
2. Domestic Violence
3. Female infanticide and Female foeticide
4. Sexual harassment of Women at work place
5. Cyber Crime against Women

Books and References

Gender Justice: Women and Law in India—By Monica Chawla
 Women and Law in India---By Saurabh Agarwal
 Women and law—By Krishna Pal Malik
 Cyber crime against women in India—Debarati Haldar
 Crime against women in India—Aishwarya Athawala

SEMESTER II (DETAILED SYLLABUS)

LMCC 7--- CIVIL AND POLITICAL RIGHTS

1. Meaning, nature, historical development and scope of civil and political rights
2. The Universal Declaration of Human Rights 1948—objectives, legal status and importance
3. United Nations Charter- objectives and salient features
4. International Covenant on Civil and Political rights—objectives, Legal status and the rights enshrined
5. Fundamental Rights under Part III of the Indian Constitution
6. Impact of UDHR and other International Human Rights documents on Indian Constitution relating to civil and Political rights

Books and References

DD Basu--- Constitution of India
 MP Jain—Constitution of India

LMCC 8----TRENDS IN CONSTITUTIONAL LAW AND NEW CHALLENGES

1. Federalism—relevance and importance, changing concept of federalism
2. Constitution and Constitutional law--Constitutionalism—meaning, scope and essential features
3. Need of widening of the definition of State in the wake of liberalization
4. Freedom of Press and challenges of new scientific development
5. Democratic Process—Election, Electoral reforms, Election commission, Nexus of politics with criminals
6. Secularism and religious fanaticism

Books and references

DD Basu---- Constitution of India MP
 Jain-- Constitution of India
 JN Pandey—Constitution of India

(Group A) LMCC 9--- Insurance Law

1. Definition, meaning and nature of Insurance

2. General principles of law of insurance
3. Essential elements--- Insurable interest, Materiality of facts
4. Various types of Insurances
5. The Insurance Act 1938
6. The Insurance Regulatory and Development Authorities Act 1999

Books and References

Avtar Singh—Law of Insurance
 M.N Misra--- Insurance Law
 R.K Nagarjun—Law of Insurance

(Group B) LMCC 9---- CRIME AGAINST CHILDREN

1. Kinds of offences against children under Bharatiya Nyaya Sanhita
2. Child abuse and child pornography
3. Child labour and forced labour
4. Protection of children from sexual offence Act 2012—objectives and salient features
5. Prohibition of child Marriage Act 2006--- objectives and salient features
6. Child Labour (prohibition and Regulation) Act 1986--- objectives and salient features

(Group A) LMCC 10—Law of Corporate Governance

1. Definition , meaning, nature and need of corporate governance
2. Theories , models and principles of corporate governance
3. Phases of corporate governance in India
4. Poor corporate governance—Meaning, consequences and impact, Corporate frauds
5. Whistle blowing and corporate governance
6. Legal framework of corporate governance--Relevant Provisions relating to corporate governance under the Companies Act 2013

Books and References

Ashish Kumar Bhattacharya—Corporate Governance in India
 Jayati sarkar and Subrata Sarkar—Corporate Governance in India
 Anil Kumar---Corporate governance: Theory and Practice

(Group B) LMCC 10—Criminology and penology

1. Introduction to crime , criminology and penology—meaning, concept, scope and objectives
2. Characteristics of criminal law
3. Models and Types of criminal justice system
4. Theories of criminology—classical, neo classical, Bio Anthropological, Psychological, sociological
5. Agencies of Criminal justice administration—police, prosecution, court, Correctional administration
6. Emerging trends of crime and criminology

Books and references

Glanville Williams—Book of Criminal law
 Ahmad Siddiqui--- criminology problems and penology

Paranjape--- Criminology and penology

(Group A) LMCC 11—Consumer Protection Laws

Consumer Protection Act 2019 including the following provisions—

1. Objectives of Consumer Protections Act
2. Meaning of Consumer, Consumer rights, Complaint, Manufacturer, Advertisement
3. Power of Consumer Protection Councils and authorities
4. Constitutions , Powers and functions of the Consumer Dispute Redressal Commissions and remedies available to consumers
5. Mediation under the Consumer Protection Act 2019
6. Product liability

Books and references

NV Paranjape—Consumer Protection law in India

PK Mazumdar—Law of Consumer Protection in India

(Group B) LMCC 11----Terrorism and International Crime

1. Introduction to International criminal law—War crimes, Genocide
2. General Principles of International crime
3. Treaty of Versailles and Genocide convention 1948
4. Nuremberg and Tokyo trials
5. International criminal courts and Tribunals
6. The future of International criminal law and international terrorism

Books and References

Cassese Antonio—International criminal law

B Innes---International terrorism

International Crimes—Law and Practice

(SEC) Drafting and Pleading

1. Meaning of Drafting and Basic rules of drafting of plaint, written statement and deeds
2. Fundamental rules of pleading
3. Amendment of pleadings
4. Affidavits
5. Drafting of sale deed, gift deed, will, mortgage deed, lease deed, Power of Attorney
6. Drafting of writ petitions and PIL petitions

Books and References

A.N Chaturvedi---- Drafting , pleading and conveyancing
P.C Mogha----- Drafting and pleading

(SEC) Professional ethics

1. Definition and meaning of Professional ethics
2. Duties of Advocates towards the court, society and their clients
3. Role of Bar Council of India and State Bar Councils
4. Bar Bench Relationship
5. Advocates Act 1961—objectives and salient features
6. Contempt of Court and Misconduct

Books --- Dutta Mazumdar--- Professional ethics
S.P Gupta---Professional ethics and Bar Bench Relationship

SEMESTER III (DETAILED SYLLABUS)

LMCC 12—RESEARCH METHODOLOGY

1. Definition, meaning and concept of Research, Research methods vis a vis research methodology 2. Various kinds of research
3. Research Process—Identification of research problem, Review of literature, Selection of research problem, Formulation of Hypothesis, research design
4. Tools and techniques for collection of data
5. Analysis, interpretation and writing of research
6. Plagiarism

Books and References

CR Kothari---Research Methodology: methods and techniques
SR myneni—Legal Research Methodology
SK Verma—Legal research and Methodology
HN Tiwari--- Legal research Methodology

(Group A) LMCC 13—Corporate taxation

1. General principles of tax- Direct and indirect taxes
2. Provisions of Income tax Act 1961 and GST basic concepts
3. Basic concepts relating to tax planning in relation of Business income
4. Corporate tax self assessment , Incentives and deductions to companies
5. Tax on distributed profits
6. Income tax authorities

Books and references

OP Yadav—Master guide to corporate taxation
Girish Ahuja—Systematic approach to Taxation

(Group B) LMCC 13---CYBER CRIME

1. Evolution of IT Act and Salient features of IT Act 2000
2. Definition and meaning of cyber crime
3. Differences between traditional crimes and cyber crimes
4. Various kinds of cyber crimes and Reasons for cyber crimes
5. Cyber terrorism and EU convention on cyber crime
6. Cyber crime , procedures and Agencies of cyber crime investigation in India—their powers and roles

Books and references

Prashant Mali—cyber law and cyber crimes

Farooq Ahmad—Cyber law in India

(GROUP A) LMCC 14– LAW AND REGULATION OF CAPITAL MARKET

1. Understanding capital market—primary, secondary and foreign market
2. Difference between money market and capital market—Debt financing and enquiry financing
3. Laws relating to capital market- securities contract (regulation) Act 1956, Securities contract (regulation) rules 1956, Companies Act 2013, Depositories Act 1996
4. Reforms and regulatory measures in primary and secondary market
5. Depository system in India and Instruments of capital market ,Stock exchange.
6. SEBI and RBI—roles and functions, nature and need of FDI in India

(Group B) LMCC 14 Bharatiya Nyaya Sanhita, 2023

1. Essential elements of Crime, various stages of Crime and Punishments.
2. General exceptions
3. Abetment, Criminal Conspiracy and Attempt
4. Offences against Woman and Child.
5. Offences affecting Human Body
6. Offences against Public Tranquility
7. Offences affecting Public Health, Safety, Convenience, Decency and Moral
8. Offences against Property
9. Criminal Intimidation and Defamation
10. A comparative study of Bharatiya Nyaya Sanhita, 2023 and Indian Penal Code,1860

Books

1. Justice Khastgir- The Bharatiya Nyaya Sanhita,2023.
2. K.D.Gaur-Criminal Manual .
3. Justice Khastgir- New Criminal Major Acts.

(GROUP A) LMCC 15—LAW OF CORPORATE FINANCE

- 1. Introduction to corporate finance**
- 2. Capital structure , risk and return**
- 3. Limited liability, its effects and legal remedies**
- 4. Initial legal capital and dividends, Shares and debentures**
- 5. Insider trading and Market abuse regulations**
- 6. Takeover mergers and corporate restructuring**

Books and references

Jaswant Saini--- Corporate finance

Aswath Damodaran—Corporate finance: Theory and practice Ahuja

Narender—Corporate Finance

(GROUP B) LMCC 15-- VICTIMOLOGY

- 1. Introduction to victimology and history of victimology**
- 2. Victim in criminal justice system and psychology of victimization**
- 3. Victimization of vulnerable groups and consequences**
- 4. Constitutional and civil rights of victims**
- 5. International concerns for victims of crime and international aspects of victimology**
- 6. Victim compensation, assistance and rehabilitation.**

Books and references

SR Myneni—Victimology and Penology

VN Paranjape—criminology and penology including victimology

RD Vijaysekhar—victimology and penology

(GROUP A) LMCC 16—CORPORATE SOCIAL RESPONSIBILITY

- 1. Corporate social responsibility--meaning, nature, importance and evolution**
- 2. Moral and economic arguments for CSR**
- 3. The Role of business in society and CSR expectation in rich and poor societies**
- 4. CSR and social legitimacy along with the role of stakeholders in CSR**
- 5. Globalization and CSR—impact of globalization on CSR**
- 6. Strategic importance of CSR implementation—Dimensions of CSR required under the Companies Act 2013**

Books and references

Madhumita Chatterjee—Corporate social responsibility

Kamal Garg---Corporate Social responsibility

(GROUP – B) LMCC 16 Bharatiya Nagarik Suraksha Sanhita, 2023

1. Hierarchy, powers and duties of Criminal courts
2. Arrest of persons
3. Maintenance of wives, children and parents
4. FIR ,Initiation of Criminal Cases and Investigation
5. Maintenance of Public Order and Tranquility
6. Pre-trial and trial proceedings
7. Provisions relating to Bail, Plea Bargaining and Compounding of Cases
8. Appeals, reference and revision
9. The Judgment
10. Irregular Proceedings

Books

1. Justice Khastgir- The Bharatiya Nagarik Suraksha Sanhita, 2023.
2. K.D. Gaur- Criminal Manual .
3. Justice Khastgir- New Criminal Major Acts.

GEC--- RIGHT TO INFORMATION

Objectives of Right to information Act 2005 including the following provisions—

1. Meaning of information, public authority, record, right to information, third party information
2. Obligation of public authorities
3. Procedure for application, appeal and disposals under RTI
4. Exemption from disclosure of information under RTI
5. Power of Information Commissions under RTI
6. Right to information under the Constitution and other legislations.

Books and References

NV Paranjape—Right to information law in India
Devendra Kumar Singh—Right to Information Act 2005

SEMESTER IV (DETAILED SYLLABUS)

LMCC 17--- JUDICIAL PROCESS

1. Meaning, nature and role of judicial process
2. Judicial process as an instrument of social ordering
3. Do judges make law?—Law making theory and Declaratory theory
4. Dimensions of Judicial process—Rule of law, Doctrine of Independence of Judiciary, judicial activism, judicial creativity and judicial review
5. Judicial process and Constitutional amendments—evolution of concept of Basic structure, Philosophy of Doctrine of Basic structure and limitations of constitutional amendments
6. Judicial process and legal theory—American Realism Philosophy, view of Gray, Holmes and Frank

Books and References

G.P Tripathi---- Judicial Process
Sheetal Kanwal---Judicial Process

LMCC 18--- LAW AND SOCIAL TRANSFORMATION

1. Law as an instrument of social change—law as a product of traditions and culture, criticism and evaluation in the light of colonization and the introduction of common law system—law as an instrument of social engineering
2. Law and its inter-relationship with social institutions
3. Responses of law to social institutions
4. Women , children and the law—Gender injustice and its various forms—Juvenile delinquency and juvenile justice, statutory provisions
5. Modernization and the Law—Constitutional perspectives as reflected in the fundamental duties, democratic decentralization and local Self government, Modernization of social institutions through law
6. Alternative approaches to law—the jurisprudence of Savodaya- Gandhiji, Vinoba Bhave and restorative justice.

Books and References

Krishna Pal Malik—law and Social Transformation
Sheetal Kanwal—Law and social transformation in India
GP Tripathi—law and social transformation
Ishwara Bhatt—Law and social transformation
Marc Galanter—law and Society in Modern India
U Baxi—Crisis of the Indian Legal system
H.M Seervai----Constitutional law of India
Duncan Derret---The State, Religion and Law in India