

# JIWAJI UNIVERSITY, GWALIOR

## SYLLABUS AND SCHEME OF EXAMINATION

SESSION 2020-23

LL. B (3YDC) II SEMESTER

The Candidate Shall be examined in the following compulsory subjects through same number and nomenclature of paper -

Paper/ Subjects	Subject/ Name of the Paper	Max. Marks	Min. Marks	Aggregate
I	Special Contract & Specific Relief	100	36	48
II	Family Law (Muslim Law) – IInd	100	36	48
III	Legal language and Legal Writting	100	36	48
IV	Indian Legal and Constitutional and Constitutional History (From 1600 AD.)	100	36	48
V	(a) Written Paper Professional Ethics and Professional Accomplices System	80	29	48
	(b) Viva - Voce	20	07	
<b>Total</b>		<b>500</b>		<b>240</b>

The Percentage of marks required for Passing in LL. B. (3YDC) II Semester

Examination is as follows.

1. 36% ie . 36 in each of the above Fifth subjects/ papers
2. 48% ie . 240 marks in aggregate of all the above subject/ paper

**Jiwaji University, Gwalior**

**LL.B (3YDC) IInd Semester**

**Paper – Ist Special Contract & Specific Relief**

**Note :-** This Paper shall be of 100 marks. Candidates are required to attempted five questions.

This Paper shall be devided in to four parts (A), (B), (C), and (D). The Candidate is required to attempt atleast one question from each part and in all they shall attempt five questions only.

**Contents –**

- Part – A** Sections 124 to 238 of Indian Contract Act, 1872 – that is the contract of Indemnity, Guarantee, Bailment, Pledge and Agency.
- Part – B** Sale of Goods Act, 1930
- Part – C** The Partnership Act, 1932.
- Part – D** Negotiable Instruments Act.
- Part – E** Specific Relief act.

**Books Recommended:-**

- |                                 |   |                                  |
|---------------------------------|---|----------------------------------|
| 1. Pollock and Mulla Act.       | - | On Contracts and Specific Relief |
| 2. Avatar Singh                 | - | The Law of Contract              |
| 3. Avatar Singh                 | - | The Partnership Act.             |
| 4. Avatar Singh                 | - | The Sale of Goods Act.           |
| 5. S.K. Kapur                   | - | Contract – II                    |
| 6. J.P. Verma                   | - | The Law of Partnership           |
| 7. M.S. Parthesarth             | - | The Negotiable Instruments Act.  |
| 8. Anson                        | - | Law of Contract                  |
| 9. Ramnaiga                     | - | The Sale of Goods Act.           |
| 10. Aqil Ahmad & Dr. S.P. Gupta | - | Law of Specific Relief           |

**Jiwaji University, Gwalior**  
**LL.B (3YDC) IInd Semester**  
**Paper – IInd Family Law – II (Muslim Law)**

**Note:-** This Paper shall be, of 100 Marks. Candidate shall have to attempt five questions out of ten.

**Contents:-**

1. Introduction: - History, Sources and Schools of Muslim Law.
2. Marriage :- Evolution, nature, Essentials of Muslim Marriage, Kinds of Marriage, option at Puberty, Presumption of Marriage Conversion and its effect on Marriage.
3. Matrimonial Relief :- Introduction and Kinds of Matrimonial relief, Talaque introduction, History, definition of Talaque, Kinds of Talaque – Quranic, Traditional and Judicial Talaque Dissolution of Marriage by wife under “Muslim Women Dissolution of Marriage Act. 1939, Iddat and consequences of Iddat.
4. Dower/Mehar :- Nature, Definition, Kinds of Mehar, Rights of Women for receiving of Mehar, recovery of Mehar/Dower as a due Monet.
5. Maintenance:- Introduction Maintenance under Muslim Law, Maintenance of Children, aged parents and dependent, Maintenance of Wife, Maintenance of Divorced Muslim Women under Muslim Women (Protection of Rights on Divorce) Act. 1986
6. Child and Family:- Legitimacy of Child, Parentage, Acknowledgement and Guardianship.
7. Hiba :- Definition, Kinds of Hiba, Doctrine of Mussha and its exceptions. Hiba in line of dower/mehar.
8. Waqaf :- Nature and Meaning, essentials of Will, Doctrine of Consent, Revocation of Will, restrictions of will.

9. Waqf :- Introduction, essentials of Waqf object, Creation of Waqf, Mutwalli appointment qualification, rights, and duties of Mutwalli and removal of Mutwalli.

10. Death bed transactions/Murz-ul-Maut and Right of pre-emption.

**Books Recommended:-**

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|----------------------|---|----------------------------------|
| 1. Aqil Ahmad        | - | Muslim Law (Hindi & English)     |
| 2. A.M. Bhattacharji | - | Muslim Law and the Constitution. |
| 3. Fyzee             | - | Muslim Law (Hindi & English)     |
| 4. Tahir Mahmood     | - | Muslim Law                       |
| 5. R.K. Sinha        | - | Muslim Law                       |
| 6. Khalid. Rasid     | - | Muslim Law                       |
| 7. Mulla             | - | Muslim Law                       |



## LL.B (3YDC) II Semester

### Paper – IIIrd Legal Language and Legal Writing

**M.M. 100**

**Pass Marks : 36**

**Aggregate : 48**

This Paper shall be of 100 marks. Distributions of Marks are shown as follows:-

**1. Legal Terminology:-**

Meaning of legal terms, latin words and expressions from English to Hindi and Hindi to English = 10+10+20 Marks

2. Fill in the blanks of legal terms in English – 10 Marks

3. Vocabulary :- Synonyms and Antonyms – related words – 10 Marks

4. Translation:-

(I) Translation of a passage from English to Hindi – 10 Marks

(II) Translation of a passage from Hindi to English – 10 Marks

5. Pries writing in English relating to legal matters, - 15 Marks

6. Legal Writing:-

Essay in English on topics of legal interest – 25 Marks

**Books recommended:-**

Legal Glossory – Govt. of India publication.

Jain, R.L. – Legal language/writing including general English.

Anirudh Prasad – Legal Language/ writing including general English.

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**Jiwaji University, Gwalior**

**LL.B (3YDC) IInd Semester**

**Paper – IV Legal and Constitutional History of India -I**

**1. Early Royal Charter:-**

Settlement of Company at Surat and Administration of Justice (1600-1687)

- (a) Charter of 1600 – Formation of East India Company
- (b) Charter of 1609 – Monopoly status to East India Company to trade in India.
- (c) Charter of 1615 – Company Authorized and got more powers to punish its servants.
- (d) Charter of 1623 – More Powers to Company.
- (e) Charter of 1661 – More Political and Military powers for Administration of justice and Civil and Criminal powers according to the laws of state.

**(I)**

**1. British Settlement At Bombay and Administration of Justice:-**

- (a) Charter of 1668 .
- (b) Charter of 1676.
- (c) Charter of 1683.
- (d) Charter of 1686.

**2. British Settlement At Madras (1639-1726):-**

- (a) Charter of 1687 – Establishment of Corporation at Madras and administration of Justice.
- (b) Charter of 1693 – Modification of the constitution of the Company.

**3. British Settlement At Calcutta and Administration of Justice(1690-1727):-**

**4. The Mayors Court and The Court of Request in Presidency Towns.**

**(II)**

**1. Charter of 1726:-**

Establishment of Mayor's Court.

**2. Charter of 1753:-**

Reformation of Mayor's Court

**3. Adalat system in Bengal :-**

Grant of Diwani to the Company.

**4. Warren Hastings and Adalat System:-**

Plan of 1772, Plan of 1774, Plan of Impey.

**5. Regulating Act, 1773:-**

- (a) Important Provisions of Regulating Act
- (b) Change in the Constitution of the Company
- (c) Defects of the Regulating Act.

**6. The Supreme Court At Fort William, Calcutta:-**

Constitution, Jurisdiction, As an Enquiry Court, As a Criminal Court, as an Ecclesiastical Court, As an Admiralty Court, Power to issue writs.

- Important Cases:- (I) Trial of Raja Nand Kumar  
(II) The Patna Case  
(III) The Cossijura Case

**(III)**

1. Act of Settlement, 1781.
2. Reforms of Lord Cornwallis (1787 – 1793).
3. Judicial Reforms of Lord Hastings (1807 – 1828).
4. Reforms of Lord William Bentick (1828 – 1835)
5. Indian High Court Act, 1861.
6. Codification of Laws in India.

**(IV)**

1. The Government of India Act, 1858.
2. The Indian Council Act, 1861.
3. The Govt. of India Act, 1870
4. Emergence of Muslim Communalism.
5. The Birth of Indian National Congress.
6. The Indian Council Act, 1892.
7. The Indian Council Act, 1909 – Minto – Morley Reforms.
8. The Govt. of India Act, 1919 – Montague – Chelmsford reforms.

**(V)**

1. Simon Commission, 1927.
2. Nehru Report, 1928.
3. Lord Irwin Pact, 1929.
4. Round table Conferences of 1930, 1931, 1932.
5. Poona Pact.
6. The Govt. of India Act, 1935.
7. The Indian Independence Act, 1947.

**Books recommended:-**

- Jain M.P. – Outlines of Indian Legal History (Hindi & English)
- Kulshreshtha V.D. – Landmarks in Indian Legal and Constitutional History
- Singh M.P. – Legal and Constitutional History
- Mahajan V.D. - Constitutional History of India
- वाबेल एवं शास्त्री – भारतीय विधिक एवं संवैधानिक इतिहास
- पराजपे एन.बी. – भारतीय विधिक एवं संवैधानिक इतिहास

**Jiwaji University, Gwalior**  
**LL.B (3YDC) IInd Semester**  
**Paper – Vth Professional Ethics, Accountancy for**  
**LawYers and Bar Bench Relation**

This Paper shall consist of two parts that in as follows

1. **Part I** – A Written paper of 80 marks and
2. **Part II** – Viva – Voce of Written paper of 20 marks

**Part – I** Written paper shall be of 80 marks. Candidates are required to answer five questions out of ten.

**Content:-**

1. The Advocate Act, 1961.
2. The Contempt of Court Act, 1971.
3. The Bar Bench relation and Professional Ethics.(Bar Council of India Rules)

**Partt – II** Viva – Voce examination on the above Mentioned (Part Ist).

**Books Recommended :-**

1. Professional Ethics Accountancy for Lawyers, etc. S.P. Gupta.
2. Vayavsayik Neeti – S.P. Gupts

