



Rajasthan School of Law for Women, Jaipur

University of Rajasthan, Jaipur

Session

2021 – 22

Syllabus
Semester VI

SEMESTER - VI

Paper 6.26 : Family Law - II

Total Marks: 100(80+20)

External Exam: 80

Internal Marks: 20 (10 Internal Exam, 10 Project & Viva)

Module No. 1

Child and the Family

- (a) i. Legitimacy
- ii. Adoption
- (b) i. Custody, Maintenance and Education
- ii. Guardianship and parental rights, welfare of the child principle

Module No. 2

Inheritance

- (a) i. Succession to Property of a Hindu male dying intestate under the provisions of HAS 1956
- ii. Succession of property of Hindu Female dying intestate Disqualification relating to succession
- (b) i. General rules of succession and exclusion from succession
- ii. Heirs and their shares and distribution of property

Module No. 3

Joint Family and Coparcenary

- (a) i. Mitakshara Joint Family
- ii. Mitakshara Coparcenary – formation and incidents
- iii. Property under Mitakshara law – Separate property and coparcenary property
- (b) i. Dayabhava Coparcenary – Formation & Incidents
- ii. Property under Daybhaga law

Module No. 4

- (a) i. Partition and reunion
- ii. Property Joint Acquired by Coparceners
- iii. Income of hereditary Profession
- iv. Property thrown into Common stock and blended property
- (b) Karta of Joint Family – his position, powers privilege and obligations

Module No. 5

- (a) i. Alienation of Property
- ii. Separate Property
- iii. Coparcenary Property
- (b) i. Debts – Doctrines of Pious Obligations
- ii. Antecedent debt

Module No. 6

- (a) i. Alimony & Maintenance
- ii. Maintenance as a Personal Obligation
- iii. Neglected Wives, Divorced Wives
- (b) i. Quantum of Maintenance
- ii. Arrears of Maintenance
- iii. Maintenance as a charge of property
- iv. Alternation of the amount of Maintenance
- v. Alimony & Maintenance as an Ancillary relief

Module No. 7

- (a) Maintenance of neglected wives, divorced wives, minor children, disabled children and parents who are unable to support themselves under the code of Criminal Procedure 1973.
- (b) Special marriage Act : Who and how a person can marry under the Act.
Right to Property to people who marry under special marriage Act.

Case Laws :

1. K.V. Narayana v. K.V. Ranganathan, AIR 1976 SC 1715
2. Commissioner of Wealth Tax v. Chandersen, AIR 1986 SC 1754
3. Raghavamma v. Chanchamma, AIR 1964 SC 136
4. Balmukund v. Kamlawati, AIR 2006 SC 3282
5. Anar Devi & others v. Parmeshwari Devi & others, AIR 2006 SC 3332
6. M/s Bay Barry Apartments Pvt. Ltd. & Anr v. Shobha & ors, AIR 2007 SC 226
7. Gurupad v. Hirabai, AIR 1978 SC 1239
8. Ritu Dutta & Anr v. Subhendu Dutta
9. Sharad Subramanyam v. Saumi Mazumdar & ors AIR 2006 SC 1993
10. Bhogadi Kannababu & Ors v. Vuggina Pydamma, AIR 2006 SC 2403

Reference :

1. Paras Diwan, Hindu Law (1985)
2. Paras Diwan, Muslim Law
3. Mulla, Muslim Law
4. Fyzee, Outlines of Muslim Law
5. Tahir Mahood, Hindu Law
6. Jaspal Singh, Law of Marriage and Divorce in India
7. N.D. Basu, Law of Succession

Paper 6.27 : Labour Law - II

Total Marks: 100(80+20)

External Exam: 80

Internal Marks: 20 (10 Internal Exam, 10 Project & Viva)

Module No. 1

Concept and Philosophy of Labour Welfare

- (a) Theories of Labour Welfare
- (b) Role of Labour Welfare Officers and Trade Unions

Module No. 2

The Child Labour Prohibition and Registration Act, 1986

- (a) Definitions
- (b) Prohibition of Employment of Children in Certain Occupations of Processes

Module No. 3

The Factories Act, 1948

- (a) i. Definition of Concept of Factory
ii. Manufacturing Process
- (b) Provisions relating to health, safety and labour welfare

Module No. 4

- (a) Working hour's leaves and Holidays under F.A., 1948
- (b) Protection to Women and Children

Module No. 5

The Payment of Wages Act, 1936

- (a) Definitions
- (b) Payment of Wages and Deductions from Wages

Module No. 6

International Labour Organizations

- (a) Aims, Objectives, origin and development
- (b) Constitution & organs

Module No. 7

Ratification of I.L.O. Convention by India, reasons of non-ratification

Suggested Readings

1. Misra S.N. : Labour and Industrial Law
2. Srivastava K.D. : Commentary on Factories Act ; 1948
3. Dhyan S.N. : I.L.O. and India
4. Chopra D.S. : Payment of Wages Act
5. Report of National Commission Labour
6. K.A. Vaid : Labour Welfare in India
7. Moorthy : Principles of Labour Welfare
8. Johnson : I.L.O.

Paper 6.28 : Company Law

Total Marks: 100(80+20)

External Exam: 80

Internal Marks: 20 (10 Internal Exam, 10 Project & Viva)

Module No. 1

- (a) Definition, Evolution, Characteristic and Nature of Company, Advantages and Disadvantages of Incorporation
- (b) Corporate Personality, Doctrine of Lifting of Corporate Veil and Expectation, Kinds of Companies Registration of Incorporation

Module No. 2

- (a) Promoters and Pre-incorporation Contracts, Memorandum of Associations and Articles of Association, alternation of MoA and AoA
- (b) Doctrine of Ultra Vires, Constructive Notice of MoA & AoA, Doctrine of Indore Management

Module No. 3

- (a) Prospectus of its kinds
- (b) Civil and Criminal liabilities for misrepresentation in prospectus

Module No. 4

- (a) Share capital, shares, transfer & transmission of shares, procedures, restrictions on transfer
- (b) Call, forfeiture, surrender of shares, share certificate, share warrant, debentures, borrowing powers, charges, membership of company

Module No. 5

- (a) Directors of its kinds position, appointment, powers and duties of Directors & Board, others managerial personnel, appointment, their powers, duties liabilities, functions
- (b) Meetings and its Kinds, voting, resolutions, majority powers and minority rights, NCLT & Appellate Tribunal, Special Courts

Module No. 6

- (a) Oppression and Mismanagement
- (b) Compromise, Reconstruction and Amalgamation

Module No. 7

- (a) Winding up of companies, dissolution of companies, legal liability of companies – Civil and Criminal
- (b) Remedies against them : Civil, Criminal and Tortious

Leading Cases :

1. Avon Soloman Co. Ltd. (1897) AC 22
2. Royal British Bank v. Turquand, (1856) 6 E & amp; B 327
3. Ramkrishna Das Dhanuka v. Satya Gharan, AIR 1950 PC 51
4. Tata Engineering and Locomotive Ltd. v. State of Bihar, AIR 1965 SC 40
5. Bajaj Auto Ltd., Poona v. N.K. Florida, AIR 1971 SC 321
6. Ashbury Railway Carriage and Iron Co Ltd v Riche (1875) LR 7 HL 653
7. Foss v. Harbottle (1843) 67 ER 189

Suggested Readings :

1. Shah, S.M. : Lectures on Company Law
2. AvtarSingh : Company Law (English & Hindi)
3. Sen, G.M. : Company Law (Cases and Materials)
4. Sanghal, P.S. : National and Multinational Companies
5. Dhingra, L.C. : Principles of Company

Paper 6.29 : Political Science - VI

Total Marks: 100(80+20)

External Exam: 80

Internal Marks: 20 (10 Internal Exam, 10 Project & Viva)

Module No. 1

- (a) International relations : Meaning, nature and scope
- (b) Science of International Politics and Major Development

Module No. 2

- (a) Theories in international relations : Idealism, Realism
- (b) Theories in international relations : Neo-realism, System theory, Marxist Approach

Module No. 3

- (a) National Interest : meaning and elements
- (b) Balance of power : meaning and features

Module No. 4

- (a) Cold war : Causes, phases and case studies – Korean crises, Vietnam crises, Cuban crises, Afghanistan crises, Gulf war - I
- (b) Post Cold War – Ongoing missions – Gulf War-II, Ethiopia, Somalia

Module No. 5

- (a) Foreign Policy – Alliances – NATO, CENTO, SEATO and WARSAW Pact and Non Aligned Movement
- (b) Indian Foreign Policy : Determinants of Foreign Policy, Panchsheel Agreement, Gujara : Doctrine, Main features and India's relation with US, Pakistan and China

Module No. 6

- (a) United Nations : Organs and functions of UN, demand for reforms
- (b) Efforts for regional Cooperation : ASEAN, SAARC, BRICS India's role in regional cooperation

Module No. 7

- (a) Nuclear issues and disarmament : NPT, CTBT and India's nuclear policy
- (b) International terrorism

Book Recommended

1. RumkiBasu, The United Nation : Structure and Function of an International Organization, South Asia Books, 1993
2. Chandra Prakash and Prem Arora, International Relations, Cosmos Bookhive, 2008
3. E.H. Carr, International Relations Between Two World 1919-1939, Macmillan, 2004.
4. Shakti and Indrani Mukherjee, International Relations, World Press Pvt. Ltd., 2001

Further Readings :

1. Hans J. Morgenthau, Politics Among Nations, The Struggle for Power and Peace, Revised, (New York : Alfred A. Knopf) 1978
2. J.G. Starke, an Introduction of International Law, Butterworths, (Revised 1993)
3. Prof. M.P. Tandon, International Law and Human Rights, Allahabad Law Agency, 2005
4. Joshua S. Goldstein, International Relations, Sixth Edition, Pearson Education, 2008
5. J.N. Dixit, India's Foreign Policy and its Neighbours, Gyan Books, 2001

Paper 6.30 : JURISPRUDENCE

Total Marks: 100(80+20)

External Exam: 80

Internal Marks: 20 (10 Internal Exam, 10 Project & Viva)

Module No. 1

Introduction

- (a) Nature and scope of Jurisprudence
Relation of Jurisprudence with other Social Sciences
- (b) Definition of Law : AUSTIN, SALMOND, HOLLAND, STONE

Module No. 2

- (a) NATURAL LAW SCHOOL : Ancient and Medieval Period
- (b) NATURAL LAW SCHOOL : The Period of Renaissance

Module No. 3

- (a) NATURAL LAW SCHOOL : (Modern Period) Nineteenth, Twentieth, Post Independence
- (b) ANALYTICAL LAW SCHOOL : Bentham, Austin

Module No. 4

- (a) ANALYTICAL LAW SCHOOL : H.L.A. Hart
- (b) Kelsen : Pure theory of law

Module No. 5

- (a) HISTORICAL SCHOOL OF LAW : Puchta and Von Savigny
- (b) HISTORICAL SCHOOL OF LAW : Sir Henry Maine

Module No. 6

- (a) SOCIOLOGICAL SCHOOL OF LAW : Ihering, Ehrlich
- (b) SOCIOLOGICAL SCHOOL OF LAW : Duguit, Rosco Pound

Module No. 7

- (a) REALIST SCHOOL OF LAW (American Realism) : Karl Llewellyn, Jerome Frank, Holmes, Aronld
- (b) REALIST SCHOOL OF LAW (Scandinavian Realism) : Hanger Strom, Olivecrona, Ross

Case Laws

1. Hussainara Khatoon v. State of Bihar (AIR 1979 SC 360)
2. Keshvanand Bharti v. State of Kerala (AIR 1973 SC 1461)
3. Menka Gandhi v. Union of India (AIR 1978 SC 579)

Reference Books

1. Dias, Jurisprudence, Aditya Books (ND)
2. Dhyani, S.N., Fundamentals of Jurisprudence
3. Mahajan, V.D., Jurisprudence and Legal Theory
4. Paranjape, Dr. N.V., Studies in Jurisprudence and Legal Theory