

PGL CA 2:06: Judicial Review and Judicial Activism

Module I:

Fundamental Concept of Judicial Review, Meaning, Nature and Development of Judicial Review, Constructing Judicial Review, Litigation and Impact, Theories of Judicial Review, Judicial Review in Contemporary World, Judicial Review in the Indian Constitution, Judicial Review in New Democracies- A revisionist Analysis of Marbury v. Madison.

Module II:

Scope of Judicial Review, Judicial Review of Government organs and Actions— Judicial Review of Legislative Action, Judicial Review of Administrative Action, Judicial Review over Judicial Decisions, Power of Judicial Review and Conflict between Legislature, Executive and Judiciary.

Module III

Judicial Independence and Accountability, Appointment and Removal of Judges Doctrine of *Stare Decisis*, *Ratio Decidendi* and *Obiter Dicta* of a case, Judicial Supremacy v. Popular Constitutionalism,

Module IV

Interpretation of Statutes and Constitution, Value Judgments in Law, Judicial Reasoning, Public Interest Litigation Judicial Activism and Judicial Overreach, Entrenchment and Judicialization

SUGGESTED READINGS

- A. Lakshminath, : *Precedent in Indian Law: Judicial Process* (2009).2.
Aharon Barak, : *Purposive Interpretation in Law* (2005).3.
Aharon Barak, : *The Judge in a Democracy* (Princeton University Press, 2008).4.
B.N. Cardozo, : *The Nature of the Judicial Process* (1964).5.
Bernard C. Gavit, Ralph F. Fuchs, : *Cases and Materials on an Introduction to Law and the Judicial Process* (1952).
Bodenheimer, : *Jurisprudence: The Philosophy and Method of the Law* (2006).
Craig R. Ducat, : *Constitutional Interpretation* (2004).9.
Duncan Kennedy, : *A Critique of Adjudication* (Harvard University Press, 1998).10.
Duncan Kenney : *Legal Reasoning: Collected Essays* (2008).11.
Edward H. Levi : *Introduction to Legal Reasoning* (1972).12.
F.A.R. Bennion, : *Statutory Interpretation* (1992).13.
F.S. Nariman, : *Before Memory Fades: An Autobiography* (2010).14.
George H. Gadbois, Jr., : *Judges of the Supreme Court of India: 1950–1989* (OUP, 2011).15.
Jeffrey Goldsworthy: *Interpreting Constitutions: A Comparative Study* (OUP, 2006).16.

- Lloyd L. Weinreb, : *Legal Reason: The Use of Analogy in Legal Argument* (Cambridge University Press, 2005).17.
- Martin Philip Golding: *Legal Reasoning* (2001).18.
- Mauro Cappellletti, : *The Judicial Process in Comparative Perspective* (Clarendon Press: Oxford,1989).19.
- Helen Fenwick : *Judicial Review*, Lexis Nexis, 2010
- Clive Lewis : *Judicial Remedies in Public Law*, Sweet and Maxwell, 2009
- H.W.R. Wade and C.F. Forsyth: *Administrative Law, 10th Edition 2009*, Publication Oxford University Press, Newyork.
- Richard J Pierce & Kenneth Culp Davis: *Administrative law treatise*
- Garner"s : *Administrative Law, 8th Edition 1996*, Oxford University press
- Seervai, H.M. : *Constitutional Law of India*
- Basu, D.D. : *Commentary on Constitution of India*
- Kashyap, Subhash : *Constitutional Law of India*
- Singhvi, : *Constitutional Law of India*
- M. P. Jain & S. N. Jain : *Principles of Administrative Law, 6th Edition 2001*, Publication Lexis Nexis Butterworth"s Wadawa Nagpur .
- P. Massey : *Administrative Law 7th Edition 2008*. Publication-Eastern Book Company, Lucknow.
- S. P. Sathe: *Administrative Law, 7th Edition 2006*. Lexis Nexis, Butterworth"s Publication.
- D DBasu : *Administrative Law*, Kamal Law House, 6th Edition, 2005
- Bhagawati Prasad Banerjee & Bhasker Prasad Banerjee : *Judicial Control of Administrative Action*, Wadhwa& Co., Nagpur, 2001
- Mamata Rao : *Public Interest Litigation*, EBC, 3rd Edition, 2010
- Dr. CD Jha : *Judicial Review of Legislative Acts Second Edition*, 2009

Note:- All latest volumes of above mentioned books must be preferred. The above list of books is not an exhaustive one.

PGL: CP 1-Research Methods and Legal Writing

Module-I

Research- Meaning, Significance, Uses & Objectives of Research

Legal Research- Significance, objectives of legal research and law reform

Socio-legal Research- Uses & Objectives of Socio-Legal Research, Importance of Interdisciplinary, and Multidisciplinary Research

Module –II

Types of Research-Application Based; Objective based; Inquiry mode Based; Selection and formulation of research problem- Hypothesis, Review of Literature, Research design,

Tools of research techniques -doctrinal-non doctrinal, Relevance of empirical research, Induction and deduction

Module-III

Sampling, Use of Scaling Techniques; Computer Application in Legal Research, Report, and legal Writing Skills.

Sources of data collection –Literature, observation, questionnaire, schedule, interview, case study, surveys, analysis, and interpretation

Module –IV

Ethical Issues in Research; Respondent, Researcher, Sponsors, Plagiarism, Review of Literature- Books/Articles and Case Study, Legal Article/Research Paper writing, The student has to deliver a lecture on a topic assigned as part of Teaching Practice.

Recommended Readings:

1. Dawson, Catherine, 2002, Practical Research Methods, New Delhi, UBS Publishers’ Distributors
2. Kothari, C.R., 1985, Research Methodology- Methods and Techniques, New Delhi, Wiley Eastern Limited.
3. Kumar, Ranjit, 2005, Research Methodology-A Step-by-Step Guide for Beginners,(2nd.ed.),Singapore, Pearson Education.
4. M.P. Jain - Outlines of Indian Legal History,Ch.31

5. Goode and Hatt - Methods in Social Research
6. Christie - Legal Writing and Research Manual
7. Peter Clinch - Using a Law Library
8. ILI - Legal Research Methodology
9. M.O. Price, H. Bitner and Bysiewicz, Effective Legal Research (1978)
10. Pauline V. Young, Scientific Social Survey and Research (1962)
11. Law Commission of India - XIV Report 1958, Vol.1, Ch.25
12. U.G.C - Report of the Curriculum Development Centre in Law 1989
13. Glanville Williams - Learning the Law
14. International Legal Centre - Legal Education in a Changing Society
15. Packer and Ehrlich - New Directions in Legal Education
16. Indian Bar Review - Vol.13
17. Columbia Law Review - Vol. 76(1976)

Note:- All latest volumes of above mentioned books must be preferred. The above list of books is not an exhaustive one.

PGL CP: 2-Comparative Public Law/Systems of Governance

Module-I

Evolution of Public Law and System of Governance: Amending constitutions; flexibility and continuity as aspects of constitutionalism, Federalism.

Module-II

Process of governance: Courts: protecting public interests through litigation, the role of National Agencies/Commissions in establishing respect for Human Rights-NHRC.

Module-III

Structure and Institutions of Governance: Executive, Legislative and Judicial Governance in India, U.K., and U.S.A.,

Module-IV

Issues in governance: Center – State Relations, Corruption in Administration, Right to Services Law in India: Right to Education, Right to Food, Right to Employment (MGNREGA), Redressal of Citizen Grievance: Lokpal and Lokayakta, Citizen Charters, Right to Information

Recommended Readings:

S. L.Sikri	: Indian Government and Politics
M.V.Pylee	: Constitutional Government in India
J.C.Johari	: Indian Government and Politics (2 Volumes)
D.D.Basu	: Introduction to the Constitution of India
Subhas Kashyap	: Our Constitution
A.C.Kapoor & K.K.Misra	: Select Constitutions
J. Harvey & S.Bather	: The British Constitution
Skidmore,Carter,Tripp	: American Government
Blackstone's	: Statutes on Public Law
de Smith and Brazier	: Constitutional and Administrative Law
Bradley and Ewing	: Constitutional and Administrative Law

Note:- All latest volumes of above mentioned books and Bare Acts must be preferred. The above list of books is not an exhaustive one.

PGL CP 3 LAW AND JUSTICE IN A GLOBALIZING WORLD

Module I

Globalization and Global Governance: Meaning and scope; Social, Political, and Economic Dimensions of Globalization; Emergence of Transnational Law in a Globalizing World; Impact of Globalization on Sovereignty of States ; Impact of Globalization on Federalism and Democratic Law Making

Module II

Impact of globalization: Human Rights; Environment and Natural Resources; Terrorism

Module III

Globalization and the Role of the State: Challenges and Perspectives; Globalization and Problem of Unemployment; Displacement for Development; Globalization and Universal Values

Module IV

Concept of Justice in a Globalizing World; Concept of Global Justice: Cosmopolitanism; Globalization and Social Justice/ Global Distributive Justice; Impact of Globalization on Judicial Process and administration of Justice

Recommended Readings:

- Anthony McGrew, David Held (eds.) Governing Globalization: Power, Authority and Global Governance (Polity Press, 2002).
- Jean-Marc Coicaud,
Michael W. Doyle et al (eds.) The Globalization of Human Rights (United Nations University Press, 2003).
- John Baylis, Steve Smith, et al (eds.) The Globalization of World Politics: An Introduction to International Relations (Oxford University Press, 2008).
- Karl-Heinz Ladeur (ed.) Public Governance in the Age of Globalization (2004).
- Laura Valentini Justice in a Globalizing World: A Normative Framework (Oxford University Press, 2011).
- Simon Coney, Justice Beyond Borders: A Global Political Theory (Oxford University Press, 2005). Upendra Baxi: The Future of Human Rights, 2002.
- S. Adam, "Distributing Justice" 86 (2) New York University Law Review 500-572(May 2011).

Note:- All latest volumes of above mentioned books must be preferred. The above list of books is not an exhaustive one.

PGL CP 4 Dissertations & Viva-Voce

The selection and registration of the topics of dissertation shall start after Home Tests of First Semester. The submission of the dissertation shall be at the end of the Teaching of Second Semester.

PGL CA 2:01 Fundamental Rights and Directive Principles of State Policy

Module I

Concept of Fundamental rights, Fundamental rights in India, justiciability of Fundamental rights, State and Law

Module II

Right to Equality, Right to Freedom, Rights against exploitation,

Module III

Right to Freedom of Religion, Cultural and educational Rights, Constitutional Remedies,

Module IV

Nature of the Directive Principles, justiciability of Directive Principles of State Policy, Directive Principles, Inter-relationship between Fundamental rights and Directive Principles.

Recommended Readings

Seervai, H.M.	:	Constitutional Law of India
Basu, D.D.	:	Commentary on Constitution of India
Kashyap, Subhash	:	Constitutional Law of India
Singhvi,	:	Constitutional Law of India
Govt. of India	:	Constituent Assembly Debates
Hidayatullah, M (ed.)	:	Constitutional Law of India
Jain, M.P.	:	Constitutional Law of India
Shukla, V.N.	:	Constitution of India
Tope, T.K.	:	Constitutional Law of India
Manohar Sujata	:	Constitutional Law of India
Datar, Arvind P.	:	Constitution of India
Kagzi M.C. Jain	:	Constitution of India

Bakshi P.M.	:	The Constitution of India
Shiva Rao. B.	:	The Framing of India's Constitution (6 Volumes)
Dicey A.V.	:	An introduction to the study of the Law of Constitution
Pylee M.V.	:	Constitutions of the World
Rai, Udai Raj	:	Fundamental Rights and Directive Principles

Note:- All latest volumes of above mentioned books must be preferred. The above list of books is not an exhaustive one.

PGL CA 2:02 Administrative Law

Module I

Nature and meaning of Administrative Law, Rule of Law, Separation of Powers, Administrative Discretion and Control.

Module II

Delegated Legislation, Doctrine of Natural Justice,

Module III

Liability of Administration - Contractual liability, Tortious liability, Compensatory jurisprudence
State Privilege to withhold the Documents and Right to information.

Module IV

Ombudsman, Lokpal, Commission of Inquiry, and Whistle blowers.

Recommended Readings:

1. Wade and Phillips, Administrative Law
2. Wade and Forsyth, Administrative Law
3. Craig, Administrative Law
4. Friedman, The State and the Rule of Law in a Mixed Economy
5. Peter H. Schuck, Foundations of Administrative Law (1994), Oxford, New York.
6. Dicey, Introduction to the Law of the Constitution,
7. Neville L. Brown and J.F. Garner, French Administrative Law
8. Davis, Discretionary Justice
9. De Smith, Judicial Review of Administrative Action (1995)
10. Neil Hawke and Neil Papworth, Introduction to Administrative Law (1996), Lawman, New Delhi.
11. M.P. Jain, Cases and Materials on Administrative Law (1996), Vol.I, Wadha, Nagpur.
12. De Smith, Judicial Review of Administrative Action (1995), Sweet and Maxwell.
13. I.P. Massey, Administrative Law (1995), Eastern, Lucknow.
14. B.Schwartz, An Introduction to American Administrative Law.

15. K.S. Shukla and S.S.Singh, Lokayukta: a Social Legal Study (1988), Indian Institute of Public Administration, N.Delhi.
16. D.D.Basu, Comparative Administrative Law, (1998).
17. Donald C. Rowat, The Ombudsman (1966), George Allan and Unwin Ltd., Toronto

Note:- All latest volumes of above mentioned books must be preferred. The above list of books is not an exhaustive one.

PGL CA 2:03 Local Self-Government & Federal Governance

Module I

Historical Perspectives: Early period, Gram Swaraj-the Gandhian concept, Federalism and Local Self –Government, Financial Powers: Levying taxes, Licensing power, financial resources and powers

Module II.

Constitutional Scheme of Local Self –Government: Directive Principles, 73rd Constitutional Amendment Act.

Module III

Legislative Powers: Direct democracy and grass root planning, Municipalities and corporation, gram Sabha , Quasi-legislative Powers: Rule making power of the State Government, Regulations and Bye-laws

Module IV.

Election to Local Bodies , Conduct of Meetings – Corporation, Municipal Council, Panchayat Committee and Gram Sabha , Institutional and Judicial Control, Judicial and Quasi-judicial powers of the Local Bodies

Recommended Readings:

H.M. Seervai	Constitutional Law of India
Subhash Kashyap	Constitution of India
Singhavi	Constitution of India
Govt. of India	Constituent Assembly Debates
Jain, M.P.	Constitutional Law of India
Tope, T.K.	Constitutional Law of India
Shiva Rao. B.	The Framing of India's Constitution (6 Volumes)
Friedman	The State and the Rule of Law in a Mixed Economy
J.F. Garner & Dicey	Introduction to the Law of the Constitution
Hilaire Barnett	Constitutional and Administrative Law
W. Thornhill (ed.)	The Growth and Reform of English Local Self-government
Radhakumud	Local Government in Ancient India
Mookerji	

Note:- All latest volumes of above mentioned books must be preferred. The above list of books is not an exhaustive one.

PGL CA 2:04 Right to Information Law

Module I

Origin and Concept of Right to Information, Good Governance and Right to Information

Module II

Right to Information under International Conventions and Declarations, Right to Information under regional instruments

Module III

Right to Information under Indian Constitution- Fundamental rights and right to information; Judiciary and right to information; Right to Information in different statutes in India; Right to information and Empowerment of the people; Voters' right to information.

Module IV

Right to Information Act 2005 in India-Public authorities and their obligation under right to information Act, Retrospective effect of Right to Information Act, Implementation of Right to Information Act in private sector, Information related to the third party and protection of right, Appeals under right to information law.

Recommended Readings:

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|-----------------------------|---|
| P.K.Das | The Right to Information Act, 2005 |
| S.L.Goel | Right to Information and Good Governance 2007 |
| S.D.Sharma
&Priti Saxena | Right to Information: Implementation Problems and Solutions 2013 |
| Faizan Mustafa | Constitutional Issues in Freedom of Information: International and
National Perspectives, 2003 |
| Hilaire Barnett | Constitutional and Administrative Law (1996) |
| S.P.Sathe | Administrative Law |

K.L.Bhatia	Judicial Review and Judicial Activism
M.P.Jain	Cases and Materials on Administrative Law
D.D.Basu	Comparative Administrative Law
Subhash Kashyap	Constitutional Law of India
Brownlie I	Basic Documents on Human Rights

Note:- All latest volumes of above mentioned books must be preferred. The above list of books is not an exhaustive one.

PGL CA 2:05 Centre-State Relations and Constitutional Governance

Module I

Constitutional law---Constitutionalism, Concept of Federalism, Historical evolution of federal features in India, Nature of Indian Federalism –Dominant features of the Union over the States, Indian federalism and Judicial Perspective, Different forms of Governments- their features, merits and de-merits.

Module II

Doctrines of ‘Separation of Powers’ and ‘checks and balances’ – Constitutional framework, judicial interpretations and practices. Latimer House Principles, Distribution of Powers: Legislative Relations, Administrative Relations, Financial Relations.

Module III

Emergency Provisions, Directions of the Union to States, Centre-State relations and the impact of globalization, Inter-State River, Water Disputes, Boundary disputes, Deployment of Security forces, Special status of certain States, Access and Control over Natural Resources,

Module IV

Principles of good governance, Administrative Discretionary Powers, Liability of the State in torts, Governor – Article 356 – Ordinance making power – Pardoning Power, Democratic Process: Elections and Electoral Reforms - Election Commission of India - State Election Commission - Coalition Government - Party System.

Recommended Readings:

1. A.G. Noorani, (ed.), Centre State Relations in India, Bombay: Lesley Saehney Programme for Training, 1972.
2. Ashok Chandra, Federalism in India.

3. De Jatindra Ranjan, Development of Federalism in India, Gauhati :Bani Prakashani,1974
4. Desai, Justice D.A. Prasad Anirudh, Centre and State Powers under Indian Federalism
5. Dr. Subhash C. Kashyap, The Framing of India's Constitution- A study & Constitution making since 1950- An Overview
6. Dr. Subhash C. Kashyap, Indian Constitution-Conflicts and Controversies
7. Dr. Subhash C. Kashyap, Commentary on Constitution of India
8. Dr.Subhash C. Kashyap, Our Constitution-An Introduction to India's Constitution and Constitutional Law, 5th edition reprint 2014.
9. G.C.V Subbarao, Legislative powers in Indian Constitutional Law.
10. Glanville Austin, Indian Constitution: Cornerstone of a nation, Delhi; Oxford University Press.
11. H.M. Seervai, Constitutional Law of India
12. K.C.Wheare, Federal Government.
13. K.P. Krishna Shetty, the Law of Union-State Relations and Indian Federalism.
14. K.Subba Rao, the Indian Federation.
15. Kabbur, A.S. Centre-State Relations in India, New Delhi: Trust Books, 2004
16. Keith A.B. Constitutional History of India
17. L.M Singhvi, Union-State Relations in India
18. M.P.Jain Indian Constitutional Law
19. M.V Pylee, Constitutional History of India
20. O. P. Sharma, Financial Relations between Centre & States and Local-Self Governments in India
21. Pal, Chandra Centre-State Relations and Cooperative Federalism, New Delhi: Deep & Deep Publication, 1983
22. Pande G S, Constitutional law of India
23. Prasad, Anirudh Centre-State Relations in India, New Delhi: Deep & Deep Publications, 1985.
24. Pylee M.V Our Constitution government & politics.
25. Saharay H K, Constitution of India
26. Setalvad M.C, Constitutional History of India
27. Shubh Narayan Singh, Centre state relations in India: major irritants & post-Sarkaria review
28. Subbarao's Lectures on Constitutional law
29. Tope T. K. Constitutional law of India by Justice Sujata Manohar, Eastern Book Company
30. V.D. Sebastian, Indian Federalism: the Legislative Conflict.

Note:- All latest volumes of above mentioned books must be preferred. The above list of books is not an exhaustive one.

PGL CCL 7:01 Intellectual Property Law

Module I

Concept of Intellectual Property- Kinds of Intellectual Property, Importance of Intellectual Property Rights and the need for their Legal Protection, International Regime of Intellectual Property Rights, Pre and Post WTO régime.

Module II

Introduction to Patents, Indian Patent Act, 1970, Patentable subject matters, Patentability criteria, Patent granting procedure, Rights conferred, Infringement and remedies, International Regime relating to Patent, Convention and Treaties.

Module III

Introduction to Copyright, The Copyright Act, 1957, Subject matter of Copyrights, Fair use, Infringement and remedies, Copyright vis-a-vis Digital Technology, Software Copyright, Implication of International Conventions in India.

Module IV

Trade Mark Act, 1999. Rights conferred Infringement and remedies.

The Designs Act, 2000, Definition of Designs concept of novelty or originality items not protected under Design, Functional Designs, Industrial Design: Need for Protection of Industrial Designs.

Recommended Readings:

1. Cornish W.R. - Intellectual Property; Patents, Copyright, Trade Marks and allied Rights.
2. P.M.Bakshi - Intellectual property, Indian Trends
3. P.Narayanan - Intellectual Property Law
4. P.Narayanan - Law of Trade Marks and Passing off

Statutes and Agreements

1. The Patent Act, 1970
2. The Design Act, 2000
3. The Trade Marks Act, 1999
4. The Copy Right Act 1957

5. TRIPS Agreement
6. GATT

Note:- All latest volumes of above mentioned books must be preferred. The above list of books is not an exhaustive one.

PGL CCL 7:02 Company Law

Module I

1. Meaning, Nature , functions, Advantages and Disadvantages of a company
2. Kinds of company
3. Registration and incorporation
4. Memorandum of Association-doctrine of *ultravires*,
5. Articles of Association-doctrine of constructive notice and indoor management exceptions

Module II

1. Shares: general principles, restrictions on the allotment of shares, share certificate: its objects and effect transfer of shares, restrictions on transfer, procedure for transfer refusal of transfer, issue of shares at premium and discount.
2. Share capital - kinds ,alteration and reduction of share capital ,further issue of capital conversion of loans into capital, duties of court to protect the interests of creditors and shareholders
3. Shareholders and members –meaning ,eligibility, calls on shares ,forfeiture and surrender of shares ,lien on shares ,liabilities of shareholder,
4. Meetings - kinds, procedure for meeting, voting.

Module III

1. Directors – meaning , appointment , qualifications and disqualification, kinds, vacation of office removal, resignation ,powers and duties of directors ,meeting, registers, loans and remuneration of directors ,compensation for loss of office managing directors and other managerial personnel,
2. National Company Law tribunal and Appellate Tribunal
3. Majority Powers and Minority Rights :Rule in Foss v. Harbottle and exceptions

Module IV

1. Winding up of Companies: Kinds, Consequences and reasons of winding up, Role of the Court, Liability of past members, Payment of liabilities,
2. Analysis of the provisions of The Companies Act , 2013

Recommended Readings:

1. Taxman's Corporate Laws.
2. Ramaih, A Guide to Companies Act, Wadhwa Publications
3. Avatar Singh: Indian Company Law, Eastern Book Company, Lucknow
4. Shah - Lectures on Company Law.
5. Taxman's Company Law.
6. Anantha Raman, Lectures on company Law, Wadhwa and Company
7. Majumdar, Company Law, Taxman Publications

Note:- All latest volumes of above mentioned books and Bare Acts must be preferred. The above list of books is not an exhaustive one.

PGL CCL 7:03 International Trade Law

Module I

Public international law relating to trade- GATT, WTO, WTO-Dispute Settlement Mechanism, GATS, Ministerial conference –Ongoing Negotiation

Module II

Contract for international sale- CIF and FOB contracts, Convention on international Contract for Carriage of goods by Air, Sea Road and Rail, Convention on International Sale of Goods

Module III

Private Law relating to international trade-agencies for promoting unification to trade laws-UNCITRAL- UNIDROIT- UNCTAD, ICC & IMO, Financing International Trade, International commercial Arbitration; Dispute Settlement-Mediation in Conciliation and Arbitration

Module IV

FT (D&R) Act 1996, FEMA 2000, Foreign Direct Investment and Transfer of Technology, International Taxation

Recommended Readings

- | | |
|------------------------|-------------------------------------|
| 1. Clive M Schmitthoff | International Trade, Law |
| 2. Charles D. | Sale of Goods carried by Sea |
| 3. AdemuniOdeke | Law of International Trade |
| 4. Bichawat R.S | Law of Arbitration and Conciliation |
| 5. Charley, Janetle | International Trade Law |
| 6. Ivamy, E.R. Hardy | Carriage of goods by sea |
| 7. David.M.Sarron | CIF- and FOB contra |

Note:- All latest volumes of above mentioned books must be preferred. The above list of books is not an exhaustive one.

PGL CCL 7:04 Banking and Insurance Law

Module I

Different kinds of banks and their functions, Multifunctional banks-Growth and Legal issues.
Law relating to Banking Companies in India-Controls by Govt. and its agencies;
The RBI as the Central Bank - suspension and winding up;

Module II

Contract between banker and customer –their rights and duties. Relationship of Banker and customer, Legal character-Contract between banker and customer - Banking duty to customers-consumer protection and banking as service; Recent Trends of Banking system in India- /automatic teller machine and use of internet- Travelers’ cheque- smart cards-credit cards.

Module III

Introduction- Nature; of insurance contract-various kinds of insurance, proposal, policy, parties, consideration, need for Utmost good faith, insurable interest, indemnity.
General Principles of Law of insurance-The Risk-Commencement, Attachment and duration, settlement of claim and subrogation-Effect of war upon policies.
Indian Insurance Law - General Insurance Act 1938 and Insurance Regulatory Authority Act, 2000

Module IV

Marine insurance- Term of insurance contract- express and implied conditions in the marine insurance policy-Risk covered by the policy and expected perils-proximate cause of loss avoidance of policy. Concept of average, in Insurance contract- Settlement of-insurance claims.

Recommended Readings:

1. Bani A - Review of current Banking theory and practice
2. Pagets - Law of Banking
3. M.L.Tannan - Tannan's Banking Law and Practice in India
4. L.C.Goyle - The-Law of Banking and Bankers.
5. K.C.Shekar - Banking Theory and Practice in India.
6. Amalesh Banerjee & S.K.Singh (eds.) - Banking and Financial Sector Reforms in India,
7. Good Hart - The Central Bank and the Financial System
8. K.Subramanyan - Banking Reforms in India.
9. Janaki Raman Committee Report on securities operation of Banks and Financial institutions
10. Narasimham Committee report on the Financial System 1991), Second Report (1999).

11. John Hanson and Christophals, Henby - All risks property Insurance
12. Peter Mac Donald - Eggers and Patric Poss, Good Faith and Insurance Contracts.
13. Banerjee - Law of Insurance
14. Mitra B.C. - Law Relating to Marine insurance.
15. Birds - Modern Insurance Law;
16. Edwen. W.Patterson - Cases and Materials on Law of Insurance
17. Arnold - The Law of Marine Insurance and Average, Vol. I& II

Note:- All latest volumes of above mentioned books must be preferred. The above list of books is not an exhaustive one.

PGL IC 1:01 INTERNATIONAL HUMANITARIAN LAW

Module I

Conceptual and Historical Development of International Humanitarian Law, Basic Principles: the conduct of hostilities and the protection of victims, International and Non-International armed conflicts.

Module II

Institutions of International Criminal Justice and Enforcing International Humanitarian Law: Role of ICRC and ICC

Module III

Geneva Conventions-Humanisation of warfare: Amelioration of Wounded and Sick; Armed Forces in the field; Armed Forces at Sea, the Shipwrecked.

Module IV

Geneva Conventions-Humanisation of warfare: Protection and Facilities, Prisoners of war and civilian in times of war.

Recommended Readings:

Antonio Cassese, International Criminal Law, 2nd ed., Oxford University Press, 2008.

Leslie C. Green, The contemporary law of armed conflict, 3rd ed., Manchester University Press, 2000.

Adam Roberts and Richard Guelff (eds.), Documents on the Laws of War, 3rd ed., Oxford University Press, 2000.

A.P.V. Rogers, Law on the battlefield, 2nd ed., Manchester University Press, 2004.

Georges Abi-Saab, "Non-International Armed Conflicts," in Henry Dunant Institute and

UNESCO (eds.),

International Dimensions of Humanitarian Law,
Martinus Nijhoff Publishers, 1988

Hans Blix,

"Means and Methods of Combat," in Henry
Dunant Institute and UNESCO (eds.),
International Dimensions of Humanitarian Law,
Martinus Nijhoff Publishers, 1988

PGL IC 1:02 International Human Rights

Module 1

Conceptual Background of Human Rights; Historical and Philosophical Perspectives, United Nations Charter Provisions on Human Rights.

Module 2

International Standards of Human Rights; UDHR, ICCPR and ICESCR: Provisions and Implementation.

Module 3

Dialectics of Human Rights; Individualism versus Collectivism, Universalism versus Cultural Relativism, Human Rights versus Human Duties and Values

Module 4

United Nations Human Rights Council, Three Generations of Human Rights.

Recommended Readings:

- Brownlie I : Basic Documents on Human Rights (2006)
- P C Sinha : Encyclopaedia of Human Rights (Set of 5 Vols., 2002)
- Greenberg J : Human Rights: Their Implementation and Supervision (1987)
- Mashood A. Baderin, : International Human Rights Law: Six Decades after the & UDHR and Beyond (2010)
- Manisuli Senyonjo
Rhona K. M. Smith : Textbook on International Human Rights (2007)
- Aryeh Neier : The International Human Rights Movement: A History (2012)
- Curtis F. J. Doebbler : Introduction to International Human Rights Law (2006)

- Jack Donnelly : Universal Human Rights in Theory and Practice,
(Second Edition, 2003)
- Micheline R. Ishay : The History of Human Rights: From Ancient Times
to the Globalization Era (2008)
- Khare S.C. : Human Rights & the U.N. (1995)

Note:- All latest volumes of above mentioned books must be preferred. The above list of books is not an exhaustive one.