

SYLLABUS FOR ENTRANCE TEST FOR LL.M COURSE FOR THE YEAR 2017-2018

I: Constitutional Law of India

1. Preamble – Its nature and importance
2. Salient features of the Indian Constitution
3. Fundamental Rights – equality, freedoms, right to life, right against exploitation, Constitutional safeguards against arrest and detention, rights of accused persons
4. Directive principles of State Policy
5. Power of Amendment under Article 368: Basic structure theory
6. Constitutional remedies

Ref. Books: V.N Shukla : Constitution of India
H.M. Seervai : Constitution of India
D.D. Basu : Shorter Constitution of India
Kagzi : Indian Constitution
Pylee : The History of Indian Constitution

II: Environmental Law

1. Evolution of Environmental Law in India
2. Evolution of Environmental Principles: Polluter pay principle; Precautionary principles, Public Trust Theory, Absolute and Strict Liability principle;
3. Concept of sustainable development : Stockholm conference of 1972: Global warming: green house effect
4. Constitutional provisions on environment: Article 21, 38, 48 (A), 51A (g).
5. Environmental Laws: Water (Prevention and Control of Pollution) Act, 1974: AIR (Prevention and Control of Pollution) Act, 1981, Environmental (Protection) Act, 1986: The Wildlife (Protection) Act, 1972.
6. Forms of Pollution: Authorities to prevent pollution of Environment:

Ref. Books: Gurdeep Singh : Environmental Law
Shantha Kumar : Environmental Law in India
Amin, Rose & Cronze: Environment Law in India: Policy & Issues

Acts:
The Wildlife Protection Act
Environmental Protection Act, 1986
The Water (Prevention and Control of Pollution) Act, 1974
The Air Act, 1981
The Forest (Conservation) Act
The Indian Forest Act 1927

III: Contract – (Principles)

1. Offer and Acceptance: valid agreement and voidable agreement mode of revocation of offer and acceptance: consideration
2. Capacity to form a contract: contract and contingent contract: discharge of contract:

3. Remedies for the breach of contract: liquidated and unliquidated damages
4. Injunctions

Ref. Books: Avtar Singh : Indian Contract Act
 Mulla : Indian Contract Act
 Bangia : The Contract Act

IV: Administrative Law

1. Legislative power of Administration – extent of delegation – controls over delegated legislation.
2. Administrative discretion – nature, extent, principles of control of abuse
3. Rule of law – separation of power
4. Principles of natural justice – effect of non-compliance
5. Promissory estoppel – doctrine of legitimate expectation

Ref. Book: I.P. Massey : Administrative Law
 S.P. Sathe : Administrative Law

V: Law of Torts

1. Principles of Liability in Tort – vicarious liability – state liability for torts
2. Negligence – occupier liability – the tort of nuisance – public and private nuisance – breach of statutory duties
3. Trespass to person , trespass to goods, trespass to land

Ref. Books: Winfield : Law of Torts
 D.D. Basu : Law of Torts
 Achuthan Pillai : Law of Torts

VI: Public International Law

Definition, nature and scope of international law - Relationship between international law and municipal law – recognition, state responsibility – Jurisdiction – State territory –Law of the sea – United Nations Charter – International Human Rights

Ref. Books: John O Brien : International Law
 Malcolm Shaw: International Law
 De Schutter : International Human Rights Law
 Cassese : International Law
 Besson and Tasioulas: The Philosophy of International Law

VII: Jurisprudence

Definition – Positive theory – pure theory of law – law as a system of rule – American and Scandinavian realism – Concepts – ownership, possession, property, person, rights and duties – Natural law theory: Roscoe-Pound theory – social contract theories, positivist theory

Ref. Books: Salmond : Jurisprudence

Dias : Jurisprudence
W. Friedmann: Legal Theory
J. Stone : Social Dimensions of Law and Justice
Paton : A Textbook on Jurisprudence
P. Fitzgerald : Salmond on Jurisprudence
W. Marrison : Jurisprudence

VIII: IPC

1. Definition of crime
2. Common intention
3. Self defense
4. Culpable homicide – murder
5. Rape, theft, robbery, forgery, dacoit

Ref. Book: Ratanlal and Dhirajlal: Indian Penal Code

IX: Family Law

Property under dayabhaga law – Kartha, his powers, privileges and obligations: stridhana, succession under Muslim, Christian and Hindu Law: Hindu religious endowments: waqfs: gifts; Pre-emption: Domicile and consanguinity under the Indian Succession Act, Probate, Letters of Administration, Succession Certificate, Uniform civil Code, matrimonial remedies, sources of law under Hindu Law, Mohammadan and Christian Laws, Marriage and Dissolution of Marriage.

Ref. Books: Mulla : Principles of Hindu Law
Mulla : Principles of Mohammadan Law
B.B. Mitra : Indian Succession Act

X: Labour Law

Historical Aspects of the Law of Industrial disputes, Disputes settlement mechanism, lay-off, lockout, strikes, retrenchment, closure, unfair labour practice, role of Government, role of Trade Unions, Emergence of principle of liability without fault, liability of the employer to pay compensation and the rights of the workman to receive compensation and condition: Healthy, safety and welfare measures under the factories Act.

Ref. Books: Goswami : Labour Laws
S.N. Misra : Labour and Industrial Law
Malhotra : Industrial Dispute Act
Srivastava : Trade Union Act
Srivastava : Workman Compensation Act