

OPJS UNIVERSITY, CHURU (RAJASTHAN)



SYLLABUS

OF

LL.M.

(One Year)

*

DEPARTMENT OF LAW

OPJS UNIVERSITY, CHURU (RAJ.)

(2015-16)

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SCHEME OF EXAMINATION

LL.M.{ONE YEAR}

(A) Corporate & Commercial Laws		(B) Criminal & Security Laws	
Sub. Code	1 st Semester	Sub. Code	1 st Semester
ML-101	Research Methods and Legal Writing	ML-101	Research Methods and Legal Writing
ML-102	Comparative Public Law	ML-102	Comparative Public Law
MLCL-103	Principles of Corporate Law	MLCS-103	General Principles of Criminal Law
MLCL-104	Banking and Insurance Laws	MLCS-104	Police Law and Administration
MLCL-105	Contract Law.	MLCS-105	Criminology & Criminal Justice Administration

(A) Corporate & Commercial Laws		(B) Criminal & Security Laws	
Sub. Code	2 nd Semester	Sub. Code	2 nd Semester
ML-201	Law and Justice in a Globalizing World	ML-201	Law and Justice in a Globalizing World
MLCL-202	Cyber Laws	MLCS-202	White Collar Crimes
MLCL-203	Competition Law	MLCS-203	Penology
MLCL-204	Intellectual Property Laws	MLCS-204	Victimology
MLD-205	Dissertation	MLD-205	Dissertation

-: LL.M. Course Detail Subject-wise :-

ML-101-Research Methods and Legal Writing

Research:-

What is Research? Meaning and Objectives

Research methods *vis a vis* Research Methodology

Legal Research - Meaning, scope and purpose. Relation between law and society

Types/kinds: Doctrinal and Non-Doctrinal (empirical); Applied, fundamental;

Library research, field research and laboratory research, analytical, descriptive,

conceptual; Participatory and Non-Participatory; Comparative, historical,

statistical, critical, socio-legal; Mono disciplinary and trans disciplinary; quasi

disciplinary, inter-disciplinary (multi- disciplinary) research; Quantitative and

qualitative, one time and longitudinal, clinical or diagnostic research; Research

for legal reform.

Research Methods:-

Research Design

Various Steps in Research: Research Process

Research Problem: Identification and Formulation

Hypothesis

Use of Library

Use of Modern Technology/ Computer Assisted Research

Tools and Techniques for Collection of Data

· Primary and Secondary Sources

· Literature Review

· Observation Method

· Questionnaire

· Interview

· Case study

· Sampling

· Jurimetrics

Analysis and Interpretation of Data

Use of Deductive and Inductive Methods in Research

Preparation of Research Report and Writing of Research report

Budgeting of Research

Ethical and Legal Issues: Plagiarism and Copyright Violation

Legal Writing:-

Essentials of Good Legal Writing

Structured Legal Writing: Organization of Legal Materials

Framing of Write Up: Research Question, Title, Identifying relevant areas of

law, Identifying Literature and Case Laws, Analysis, Discussion,

Recommendations and Conclusion Sources of Authority

Kinds: Informative, Persuasive; Writing for Individual Purposes; Writing for

Academic Purpose; Writing for Court Purposes: Briefs, Complaints etc.; Writing for

Publication: reviews, articles, books etc.; Judicial writing
Citation, Reference and Footnoting
Editing and Proof reading
Writing of Research Proposal
Dissertation/ Thesis Writing

Suggested Readings:

1. Bruce L. Berg, *Qualitative Research Methods For The Social Sciences* (London, Allyn and Bacon, 2001).
2. C.R. Kothari, *Research Methodology: Methods and Techniques* (New Delhi: Wiley Eastern Ltd., 1985).
3. Dennis P. Forcese and Stephen Richer (ed.), *Stages of Social Research – Contemporary Perspectives* (New Jersey : Prentice Hall Inc., Englewood Cliffs, 1970).
4. Frederic Charles Hicks, *Materials and Methods in Legal Research* (Lawyers Cooperative Publishing, New York).
5. Goode and Hall, *Methods in Social Research* (Singapore : MacGraw Hill Book Co.,1985).

ML-102-Comparative Public Law

1. Introduction

- Meaning and definition of Public Law
- Concept of Public Law
- Globalisation of Comparative Public Law

2. Tools of Comparative Public Law

- Constitutional Law – Common Law, Civil Law
- Legislative Mechanism - Common Law, Civil Law
- Typology of Federalism – USA, India

3. Public Interest Litigation – US, India

- Locus standi
- Judicial Activism
- Judicial Accountability

4. Comparative Criminal Law – Common law, Civil law

- Domestic Violations – International, National
- Provisions relating to Rape• Plea Bargaining – USA, India
- White Collar Crimes
- Juvenile Justice

5. Ombudsman

- Ombudsman in Scandinavian countries
- International Scenario – Common law and Civil law
- Indian Scenario

i) Lokpal (Ombudsman)

ii) Lokayukta

Select Bibliography:-

1. H. W. Wade - Administrative Law.
2. DeSmith - Judicial Review of Administrative Action.
3. Garner - Administrative Law.
4. D. D. Basu - Comparative Administrative Law.
5. Wade and Philips - Constitutional Law
6. Dicey - Introduction to Law of the Constitution.
7. O Hood Philips - Constitutional Law and Administrative Law.
8. M. P. Jain, S. N. Jain - Principles of Administrative Law.

MLCL-103-Principles of Corporate Law

I. Introduction

- a. Corporate personality
- b. Advantages and Disadvantages of Incorporation
- c. Concept of lifting of Corporate Veil.
- d. Convergence of Corporate Legal System in the Present Time – LLP as a type of Corporate vehicle

II. Corporate Finance

- a. Company capital- Equity Finance, Debt Finance.
- b. Offer Documents
- c. Public Issues
- d. Under writing of Issues
- e. Corporate Loans
- f. Venture Capital, Institutional Financing
- g. Role of SEBI and stock exchanges

III. Amalgamation, Reconstruction, Mergers and takeovers etc.

- a. Meaning of the terms
- b. Statutory provisions
- c. Powers of the court/tribunal

IV. Corporate Governance

- a. Concept, Significance

- b. Dimensions
- c. Legal framework, Basic Principles and OECD principles of Corporate Governance
- d. Impact of globalization

Suggested Readings

1. J.M. Thomson- Palmer's Company Law
2. Gower- Principles of Modern Company Law
3. Ramaiya- Guide to Companies Act
4. Indian Law Institute- Current Problems of Corporate Law
5. Compendium on SEBI, Capital Issues and Listing – by Chandratre, Acharya, Israni, Sethuraman
6. Corporate Finance- Ashwath Damodaran

MLCL-104-Banking & Insurance Laws

I. A. Introduction

- (i) Nature and Development of Banking.
- (ii) Functions of Banking

B. Global Banking Institutions

C. The Banking (Regulation) Act, 1949. Its main provisions, social control, nationalization of Banks.

II. A. (i) Central Bank, Evolution, Characteristics and Functions. (ii) Reserve Bank of India and It's Role. (iii) Securitization and Reconstruction of Financial assets, (iv) Cash reserve and Statutory Liquidity ratios in Bank.

B. Bank as borrowers : Forms of borrowing, Types of Deposit, Accounts, Electronics, Withdrawal, Money Transfer and e-Banking.

C. Deposit Insurance Corporation Act, 1962.

III. A. Bank and Customer Relationship.

B. Banking Operations (i) Lending by Banks, (ii) Collection and Payments of Cheques. (iii) Negotiable Instrument & their characteristics, Cheques, Dishonor of Cheques, Appropriation of payments.

C. Interference by third parties.

(i) Attachment, Mareva Injunctions, Bank and Garnishee, set off.

IV. Insurance Laws & Practice :

1. Understanding and Managing Risk Risk Management - Perils - Nature – Risk Analysis – Planning – Control - Mechanism for Transfer of risk Insurance and Reinsurance
2. General Principles and Concepts of Insurance Insurable Interest - Indemnity - Uberrimae fidei - Proximate Cause - Subrogation and Contribution - Differentiation Insurance and Guarantee - Insurance and Wager - Disclosure – Moral Hazards
3. Insurance Contract and Indian Market Conditions Nature of Insurance Contract – Features of Insurance Contract - Types of Insurance - Concept of Intermediaries – Market Players and their Roles - Agents, Brokers, Surveyors & Loss Assessors, Health Third Party Administrators, Certification of Insurance Professionals, Training Organizations.
4. Regulatory Environment – Specific Legislations Regulation of Insurance Business, Insurance Act, Insurance Regulatory and Development Act, Powers and Functions of

- IRDA, Relevant Regulations and Guidelines issued by IRDA, Licensing, Audit & Supervision, Investments, Amalgamation and Transfer, Grievance Redressal, Rural and Social Sector obligations, Micro Insurance, Financial inclusion, Product Approval.
5. Regulatory Environment - General Other Relevant Legislation (Motor Vehicles Act, Marine Insurance Act, Employees State Insurance Act etc.), Consumer Protection, Courts, Tribunals, Insurance Ombudsmen, Arbitration.
 6. International Regulatory Framework International Association of Insurance Supervisors – Future Trends
 7. Life Insurance - Practices, Procedures Application of Principles in Life Insurance Contract – Representation - Assignment and Nomination - Title and Claims - Tax Law Implications - Concept of Trusts in Life Policy - Stamp Duties - Role and Function of Life Insurance Companies.
 8. Life Insurance & Pension Products Life Insurance Products – Proposals, Policy and documentation (v)
 9. General Insurance - Practices and Procedures – Focus Underwriting Application of Principles in General Insurance Contracts – Structure of the Policy – Insurance Documentation – Underwriting and Rating - Disclosure - Terms and Conditions.
 10. General Insurance - Practices and Procedures – Focus Claims Claims Procedures – Underinsurance - Condition of Average - Recovery – Salvage.
 11. General Insurance Products • Property Insurance (Fire and Engineering) • Marine Insurance (Hull and Cargo) • Motor Insurance • Business Interruption • Liability Insurance (Public, Products, Professional, Directors & Officers etc) • Personal Lines (Health, Accident, Travel, Residential Premises etc.) • Rural and Agricultural • Micro-Insurance • Other Miscellaneous lines (Burglary, Bankers’ Risks, Fidelity etc.)

Suggested Readings :

1. Basu, A. : Review of Current Banking Theory and Practice (1998) Mac Miilan
2. M. Hapgood (ed.) : Paget"s law oF Banking (1989) Butterworths, London
3. R. Goode : Commercial Law,(1995) Penguin, London
4. Ross Cranston : Principles of Banking Law (1997) Oxford
L.C. Goyle : The Law of Banking and Bankers (1995) Eastern
5. M.L. Tannan : Tamnan's Banking Law and Practice in India (1997), India Law House. New Delhi, 2 Volumes
6. K.C. Shekhar : Banking Theory and Practice (1998), UBS Publisher Distributors Ltd.. New Delhi
7. R.S. Narayanna : The Recovery of Debts due to Banks and Financial Institution Act, 1993 (51of 1993), Asia Law House, Hyderabad
8. M. N. Srinivasan : Principles of Insurance Law, Wadhwa & Co.
9. Rajiv Jain : Insurance Law and Practice, Vidhi Publication Private Limited
10. Bharat : Manual of insurance Laws, Bharat Publication Private limited
11. Dr. Avtar Singh : Law of Insurance, Universal Publication Pvt. Limited

MLCL-105-Contract Law

.1. STANDARD FORM CONTRACTS

Nature, advantages and unilateral character

Principles of protection against the possibility of exploitation

Exemption clauses
Law Commission of India's views

2. GOVERNMENT CONTRACTS

Constitutional Provisions
Performance of Government contracts
Tender procedure in public contracts
Statutory Contracts

3. ELECTRONIC CONTRACTS

Formation of E-Contracts
Advantages and disadvantages of E-Contracts
Relevant Laws
Legality of E-Contracts

4. QUASI CONTRACTS

Principle of unjust enrichment
Contract for Necessaries
Provisions of Indian Contracts Act
Quasi Contracts in English Law

Suggested Readings:-

1. A.G. Guest (ed): Anson's Law of Contract..
2. P.S. Atiya, Introduction to the Law of Contract.
3. Avtar Singh : Law of Contract.
4. G.C. Cheshire, H. S. Fifoot : Cases on the law of Contract.
5. Chitty : Chitty on Contracts, Vol. I General Principles Vol. 2 Specific Contracts.
6. Pollock and Mulla on the Indian Contract and Specific Relief Acts.
7. Cheshire and Fifoot, The Law of Contract.
8. Nilima Bhadabhade, Contract Law in India

MLCS-103-General Principles of Criminal Law

I.

Historical Background of Criminal Law.
Nature of crime
Elements of crime
Importance of Mens rea

II.

Abetment
Criminal Conspiracy
Vicarious liability in criminal law with reference to Ss 34-38, 149,396 & 460 of

the I.P.C.
Compulsion by threats as defence to criminal liability.

III.

Mistake of Law & Fact.
Accident.
Necessity.
Insanity.
Intoxication.

IV.

Right of Private defence against Body and Property
Joint Liability
Elements of Theft and Extortion
Criminal breach of Trust

Suggested Readings:-

1. R.C. Nigam : Principles of Criminal Law.
2. Rattan Lal : Law of Crimes (Lawyer's Edition.)
3. H.S. Gaur : Penal Law of India.
4. T. Bhattacharya: Indian Penal Code
5. V.N. Pranjpe : Indian Penal Code
6. Raja Ram Yadav : Indian Penal Code

MLCS-104-Police Law and Administration

I : Introduction

History of Indian Police - Policing in Ancient, Medieval and Modern India - Police Act of 1861 - National Police Commission recommendations (NPC), 1979.

II : Structure

Structure of State Police - District Police - City Police.
Central Police Organizations - CBI, CISF, CRPF, RPF etc.
Police Research and Crime Statistics Organizations BPR & D, NCRB. Village Police, Railway and Armed Police.

III : Recruitment and Training

Recruitment and training of Constables, Sub-inspectors, Deputy / Assistant Superintendents of Police.

IV : Police Investigation Procedures

Methods of Investigation - Information, Interrogation and

Instrumentation. Recording of FIR, Case Diary and Station House Diary. Modus Operandi, Collection of Evidence, Examination of Witnesses and Suspects, Confession, Filling Charge Sheet.

V : Contemporary Policing

Modernization of police, Public perception of police, Police self image : measures to improve police image; developing healthy police public relationship, zero tolerance policing.

Reference:-

1. Krishna Mohan Mathur (1994), Indian Police, Role and Challenges, Gyan Publishing House, New Delhi.
2. Parmar. M.S., (1992), Problems of Police Administration, Reliance Publishing House, New Delhi.
3. Sankar Sen (1986), Police Today, Ashish Publishing House, New Delhi.
4. Gautam, D.N. (1993), The Indian Police : A study in fundamentals, Mittal Publications.
5. Ramanujam .T (1992), Prevention and Detection of Crime, Madras Book Agency.

MLCS-105-Criminology & Criminal Justice Administration

I.

- What is Criminology, Growth, Nature and Scope of Criminology.
- Criminal Law: Nature and Elements, Fundamentals of Modern Criminal Law.
- Theories of Criminal Behaviour.

II.

- Classification of Offences.
- Investigation of Criminal cases.
- Arrest and Examination of the Accused.
- Rights of the Accused.
- Plea Bargaining.

III.

- Bail and Personal liberty.
- The Accusatorial and Inquisitorial System of Trial.
- Principle Features of Fair Trial.
- Inherent Powers of the High Court.

IV.

- Relevance of Facts in Criminal cases.
- Confession.
- Dying Declaration.
- Expert Evidence.
- Admissibility and Inadmissibility of Evidence.

Suggested Readings:-

1. Tapas Kumar Banerjee : Background to Indian Criminal Law [1990]
2. Ratan Lal: Law of Criminal Procedure
3. Sarkar:, Law of Evidence
4. K N Chandrasekharan Pillai [ed.] R V Kelkar's Outline of Criminal Procedure [2000] Eastern Book House
5. Law of Commission of India, forty-second Report Ch. 3 [197 1
6. Malimath Committee Report 2004
7. Patric Devlin: The Criminal Prosecution in England
8. P D Sharam: Police and Criminal Justice System in India
9. T. Battacharya: Indian Penal Code. (English/Hindi)
10. V.N. Pranjape: Criminal Procedure Code.
11. V.N. Pranjape: Criminology & Penology .

ML-201-Law and Justice in a Globalizing World.

- . Globalization: Meaning, Reach and Form
- . 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
- . Impact of globalization on
- . Human Rights
- . Trade Law

- . **Globalization and Free Market**
- . Impact on welfare state
- . Natural Resources
- . Environment
- . Displacement for Development

. Problem of Unemployment

. **Concept of Justice in a Globalizing World**

- . Globalization and Universal Values
- . Concept of Global Justice
- . Cosmopolitanism
- . Globalization and Social Justice/ Global Distributive Justice
- . Impact of Globalization on Judicial Process and administration of Justice

Suggested Readings*

1. Andrew Kuper, *Democracy Beyond Borders: Justice and Representations in Global Institutions* (OUP, 2006).
2. Anthony McGrew, David Held (eds.), *Governing Globalization: Power, Authority and Global Governance* (Polity Press, 2002).
3. Boaventura de Sousa Santos, Cesar A. Rodriguez-Garavito (eds.), *Law and Globalization from Below* (Cambridge University Press, 2005).
4. David B. Goldman, *Globalization and the Western Legal Tradition: Recurring Patterns of Law and Authority* (Cambridge University Press, 2008).
5. David Held, *A Globalizing World? Culture, Economics, Politics* (2004).
6. David Kinley, *Civilizing Globalization: Human Rights and the Global Economy* (Cambridge University Press, 2009).

MLCL-202-Cyber Laws

Fundamentals of Cyber Law

- A. Conceptual and theoretical perspective of cyber law.
- B. Computer and Web Technology
- C. Development of Cyber Law – National and International Perspective

Cyber Law: Legal Issues and Challenges in India, USA and EU

- A. Data Protection, Cyber Security,
- B. Legal recognition of Digital Evidence
- C. Recognition of liability in the digital world
- D. Jurisdiction Issues in Transnational Crimes

Cyber Law: International Perspectives

- A. Budapest Convention on Cybercrime
- B. ICANN's core principles and the domain names disputes
- C. Net neutrality and the EU electronic communications regulatory framework
- D. Web Content Accessibility Guidelines (WCAG) 2.0

Cyber Law – Contemporary Trends

- A. Impact of cyber warfare on privacy, identity theft.

- B. International law governing Censorship, online privacy, copyright regulations,
- C. Online Intermediaries in the governance of Internet
- D. Social Networking Sites vis-à-vis Human Rights.

Suggestive Readings:

1. Yatindra Singh : Cyber Laws.
2. Ajit Narayanan and Bennum (ed.) : Law, Computer Science and Artificial Intelligence.
3. Linda Brennan and Victoria Johnson : Social, ethical and policy implication of Information Technology.
4. Kamath Nandan : Law relating to Computer, Internet and E-Commerce.
5. Arvind Singhal and Everett Rogers : India's Communication Revolution : From Bullock Carts to
6. Cyber Marts.
7. Lawrence Lessing : Code and other Laws of cyberspace.
8. Mike Godwin : Cyber Rights Defencing free speech in the Digital Age.

MLCL-203-Competition Law.

I. Introduction

- a. Basic economic and legal principles
- b. Restraint of Trade under Indian Contract Act
- c. Monopolistic Trade Practices
- d. Restrictive Trade Practices

II. Development of law from MRTP to Competition Act 2002

- a. Aims, Objects and Salient features
- b. Comparison between MRTP Act and Competition Act
- c. Anti-Competitive Agreement
- d. Abuse of Dominant Position
- e. Combination
- f. Protection of consumers

III. Competition Commission Of India

- a. Structure and function of CCI
- b. Regulatory role

IV. Competition Appellate Tribunal.

Composition, Functions, Powers and Procedure

11

- b. Award Compensation
- c. Power to punish for contempt

d. Execution of orders

Suggested Reading:

- 1.K.S. Anantanaran : Lectures on Company Law and MRTP
- 2.Dr. R.K. Singh : Restriction Trade Practices and Public Interest
3. Suzan Rab- Indian Competition Law- An International Perspective
4. S.M. Dugar's MRTP Law, Competition Law and Consumer Protection
5. Report of the Monopolies Inquiries Commission, Govt. of India 1965 (Dr. Hazari Report)
- 6.Sachar Committee Report, High Powered Committee on MRTP Act &
- 7.Company Act, other related work

MLCL-204-Intellectual Property Laws

I. Copyright

- a. Nature and Meaning
- b. Scope of protection
- c. Procedure for protection
- d. Enforcement and Remedies

II. Patents

- a. Nature and Meaning
- b. Scope of protection
- c. Procedure for protection
- d. Enforcement and Remedies

III: Trademarks

- a. Nature and Meaning
- b. Scope of protection
- c. Procedure for protection
- d. Enforcement and Remedies

IV: Designs

- a. Nature and Meaning
- b. Scope of protection
- c. Procedure for protection
- d. Enforcement and Remedies

Text books:

1. Paris Convention for the Protection of Industrial Property, 1883;
2. Berne Convention for the Protection of Literary and Artistic Works, 1886;
3. Indian Copyright Act, 1957;
4. Indian Patents Act, 1970;
5. Agreement on Trade-Related Aspects of Intellectual Property Rights, 1994 (the TRIPS Agreement);

6. Indian Trademarks Act, 1999;
7. Indian Designs Act, 2000.

MLCS-202-White Collar Crimes

I

Genesis of White Collar Crime.
Nature and Scope of White Collar Crime.
Growth of White Collar Crime in India and Western Countries.
Men-srea and White Collar Crime.
Vicarious liability in White Collar Crime
Strict liability in White Collar Crime.

II

The Essential Commodities Act, 1955 :
The Food Safety and Standards Act, 2006 :
Definitions
Provisions relating to Food Articles.
Implementation of the Act by Food Safety Officers.
Food Safety and Standards Authority of India.
Adjudication and Power to Compound offences
Analysis of Food Articles.
Offences and Penalties.

III

The Foreign Exchange Management Act, 1999:
Definitions
Regulation and Management of Foreign Exchange Authorized Person.
Adjudication and Appeal.
Penalties.
The Prevention of Corruption Act, 1988 :
Definitions
Special Judges .
Procedure and Power of Special Judge.
Offences and Penalties.
Sanction for Prosecution and other Provisions.

IV

The Narcotic Drugs and Psychotropic Substances Act, 1985:

Definitions and objective of the Act.

Investigative procedure under the Act.

Penalties

The Conservation of Foreign exchange and Prevention of Smuggling Activities

Act, 1974 :

Definitions

Detention under the Act.

MLCS-203-Penology

I-

Concept of Punishment: Its history and development Religious and Punishment: Types and Forms of Punish and as Ancient, medieval and Modern India. Its classification whether death penalty is necessary? Its merits and Demerits.

II-

Theories of Punishments: Deterrence, Retributive, Expiation, Reprobation, Probation, Classical and utilitarian view on punishment: Punishment advantages and disadvantages: critical analysis in the righting in purpose scale and provision of criminal law and pardon, social necessity of law and order.

III-

History of Penal system in development in India, Types of Prisons and Prisoners Basic principles for the treatment of prisoners National and International Rights of Prisoners under our Constitution and the Prisoners Act 1900.

IV-

Probation and Parole: Its nature, origin and advantages, The Provision of Probation of offenders Act 1958, Comparison between Probation and parole. Its effects in Rehabilitation of Prisoners.

V-Power and jurisdiction of Police under Cr.pc U/s 302, 55, 161, 36,156,160,174,102 and 166 Criminal Justice Process, Organize ahead structure of Jail and Police in India Provision relating to custodial death, torture etc.

Books Recommended

P.K.sen-Penology old and New

Gillian JL -Criminology and Penology

Bhattacharya -Prisons

Flexvor &Baldwani - Juvenile court and Probation

M.Ponnanian- Criminology and Penology

J.C.Chaturvedi- Penology & Criminal Procedure Code

MLCS-204-Victimology

I

- Victimology: Definition and Meaning, Theories of Victimology.
- Meaning, Kinds of Victims.
- Scope and Science of Victimology
- Victimization: Impact of Victimization, Physical impact, Financial impact,
- Psychological impact, Secondary Victimization from Criminal Justice System and Society.

II

Sources of Victimization

- Police as Victimizer.
- Seniors and Politicians.
- Victim offender Relationship.
- Victimization of Society.

III

Rights of Victim

- Compensatory Jurisprudence.
- Meaning and Definition of Compensation.
- Compensatory provisions in Criminal law.
- International perspective of Victimology.
- Rights of Victim under Indian Constitution.

IV

- Compensation under Probation of Offenders Act.
- Compensation to Victim under Motor Vehicle Act.
- Common Law regarding Compensation in Tort and Civil law.
- Judicial trends in Compensatory Jurisprudence.
Recommendations of Justice Malimath Committee with respect to compensation to victims of Crime.

MLD-205-Dissertation

Candidates are required to submit a dissertation of about 150-200 pages on a topic from the optional group offered by them. The dissertation is expected to be an indepth and critical analysis of a legal problem of contemporary significance in the field chosen by the candidate and must incorporate copious reference to judicial decisions, law review articles, books, monographs relevant to the topic in the form of footnotes and bibliographical references.

The dissertation will carry 100 marks and it should be submitted (Three copies) to Head of the Department one month before the Semester ends i.e. the Second Semester. The supervisor for dissertation shall be the teaching member of the Deptt. of Law. The students will be assigned the topic for dissertation by their supervisor in consultation with the Head of the Department within a month after the Semester has started.

After the dissertations have been submitted they shall be evaluated by the external examiner along with the Head of the Department and/or internal examiner. The examiner will evaluate the dissertation taking into account the following points:

- (a) Coverage of subject matter.**
- (b) Arrangement and presentation.**
- (c) Research Methodology**
- (d) Nature of references and materials used.**
- (e) Critical appreciation and *original contribution* of the candidate.**

Note : The students have to write their dissertations as per the guidelines of Research Methodology given below.

GUIDELINES FOR DOCTRINAL RESEARCH.

A. Research scholars are required to follow the steps given below for preparation of Doctrinal Research

Research Methodology:

1. Title of the Study
2. Problem of the study
3. Rationale of the study
4. Objectives of the study
5. Hypothesis
6. Review of Literature
7. Operational concepts & Variables of the study
8. Research Design
 - (i) Nature/ Type of the study
 - (ii) Method of Data Collection
 - (iii) Sources of Data Collection
9. Limitations of Study

10. Time Schedule
11. Possible contribution of the study
12. Chapterisation

B. Doctrinal Research shall have the following structure :

Cover
Cover page
Certificate
Acknowledgement
List of Case Laws.
List of Tables
Abbreviations
Contents
Introduction
A. Theoretical Background
B. Research Methodology (As given in A.)
Chapter I
Chapter II
Chapter III
Chapter IV
Chapter V
Major Findings, Conclusions and Suggestion.

Bibliography

Annexures:

Acts, Bills, Maps, etc

C. Step by step procedure to be followed for Doctrinal Research:

- (1) Approval of the title
- (2) Collection of material
- (3) Review of literature
- (4) Problem
- (5) Objectives
- (6) Rationale
- (7) Hypothesis
- (8) Chapterization
- (9) Collection of Data
- (10) Analysis and Interpretation of data
- (11) Report Writing
- (12) Preparation of Bibliography
- (13) Preparation of List of cases
- (14) Abbreviation
