

RAJESH PANDEY COLLEGE OF LAW

ILLFATGANJ ROAD AKBARPUR AMBEDKAR NAGAR (U.P.)

DR. RAM MANOHAR LOHIA AWADH UNIVERSITY, AYODHYA (U.P.)

SYLLABUS

OF

**B.A.LL.B. (Hons.)
(FIVE YEAR INTEGRATED COURSE)**

B.A.LL.B.4thSEMESTER

- I. Sociology (Social problems)**
- II. Economics (Public Finance)**
- III. History**
- IV. Interpretation of Statutes**
- V. Constitutional Law-II**
- VI. Family Law-II (Muslim Law)**

B.A.LL.B. Fourth Semester

PAPER-I

Maximum Marks: 100

SOCIOLOGY (SOCIAL PROBLEMS)

1. Concepts and types of social problem
2. Social disorganization
3. Personal disorganization
4. Family disorganization
5. Community disorganization
6. Cultural disorganization; Degeneration in Morals and Manners
7. Casteism, communalism and regionalism
8. Corruption in public life
9. Youth activism
10. Terrorism
11. Problems of population growth
12. Poverty and unemployment
13. Crime and white collar crime
14. Juvenile delinquency
15. Child labour
16. Drug addiction
17. Prostitution and problems of AIDS
18. Inter-Generation Conflict
19. Problem of Gender Inequality and Women Welfare
20. Social reconstruction and social planning
21. Community Planning: Community Development Programme and Development Of India.

ECONOMICS (PUBLIC FINANCE)

Part – A

1. Public Finance: Nature, Rationale & Scope, Normative approach and theory of Fiscal policies.
2. Public goods, private and merit goods
3. Structure & classification of budget, Alternative measures of deficit.
4. Principles of budget planning
5. Public Expenditure: Growth Composition, Trends and Effects
6. Taxation: Objective, Structure and effects. Benefit and ability to pay principles of Taxation incidence, impact and shifting of taxation.

B.A.LL.B. Fourth Semester

PAPER-III

Maximum Marks: 100

HISTORY

India at the death of Aurangzeb, Coust polities of the Later Mughals (1707-1739), lavation of Nadir Shah: Causes and effects; Anglo-French Rivalry, the third battle of Panipat; Lord Warren Hestings: Internal administration and foreign policy; Reforens of Cornwallis; Wellesley, Subsidiary alliance of Marathas, Mysore and Oudh; Lord Clive: Maratha policy, WilliomBenting reforms; Lord Auckland; Afgan policy and Lord Harding; Anglo-Sikh relation- Ranjit Singh and the two Sikh wars; Dalhoussea; the administration of Lord Ripan.

B.A.LL.B. Fourth Semester

PAPER-IV

Maximum Marks: 100

INTERPRETATION OF STATUTES

UNIT-I

Meaning of the term 'statute' Purpose of

Interpretation of statutes

Internal aids-Title, Preamble; Heading and Marginal notes; Sections and sub-sections; Punctuation marks; Illustrations, exceptions, provisos and saving clause; Schedules; Non-obstante clause

External aids-Dictionaries; Translation; Travaux repertoires; Statutes in part material; ContemporaneaExposito; Debates; inquiry commissions reports and Law Commission Reports

Presumptions in statutory interpretation-statutes are valid, statutes are territorial in operation, presumption as to jurisdiction, presumption against what is inconvenient or absurd, presumption against intending injustice

Prospective operation of statutes

UNIT-II

Rules of Statutory Interpretation

Primary Rules-Literal rule; Golden rule; Mischief rule (rule in the Hayden's case); Rule of harmonious construction

Secondary Rules-Noscitur a sociis; Eiusdem generis; Reddendo singulari singularibus

UNIT-III

Maxims of Statutory Interpretation

Delegatus non potest delegare

Expressio unius est exclusio alterius

Generalia specialibus non derogant

In pari delicto potior est conditio possidentis Utres valet potior quam pareat

Expressum facit cessare tacitum In bonam partem

UNIT-IV

Restrictive and beneficial construction-Taxing statutes; Penal statutes; Welfare legislation

Interpretation of enabling statutes Interpretation of statutes conferring rights Interpretation of statutes conferring rights

UNIT-V

Principles of Constitutional Interpretation

Harmonious construction

Doctrine of pith and substance

Colourable legislation Ancillary

powers

Residuary power Doctrine

of repugnancy

BOOKS

G.P. Singh, Principles of Statutory Interpretation Maxwell on the Interpretation of Statutes

V. Sarathi, Interpretation of Statutes

N.S. Bindra's Interpretation of Statutes

**B.A.LL.B. Fourth Semester
PAPER-V**

Maximum Marks: 100

CONSTITUTIONAL LAW – II

UNIT-I

President of India-election, qualification, salary, impeachment; powers-legislative, executive and discretionary

Prime Minister-cabinet system, council of minister, collective responsibility, position of the Prime Minister

Governor and State Government-constitutional relationship, appointment; qualification, term of office and powers including ordinance-making and to grant pardons, etc

Legislative privileges and Fundamental Rights

UNIT-II

Constitution of Parliament, qualification for membership of Parliament, qualification, duration, powers, privileges and immunities of Parliament and its members

Constitution of Legislatures in States-composition, duration, qualification, powers, privileges and immunities of State legislature and its members

Legislative Procedure-rules of procedure; provisions as to introduction and passing of Bills; definition of Money Bill-special procedure in respect of Money Bill

Procedure in Parliament with respect to estimates; Appropriation Bills; special procedure as to Financial Bills

UNIT-III

Establishment and constitution of the Supreme Court; qualifications and disqualifications of the Judges; powers and jurisdiction of the Supreme Court

Constitution of the High Court; appointment, qualifications and disqualifications of Judges of a High Court; powers and jurisdiction of a High Court

Appointment of District judges; control over subordinate judiciary Judicial independence

UNIT-IV

Emergency-meaning and scope; proclamation of emergency-conditions; effects of emergency on Centre-State relations; emergency and suspension of fundamental rights

Constitutional amendment-methods of constitutional amendment; development of the basic structure Relations between the Union and the States-legislative relations and administrative relations

UNIT-V

Freedom of trade, commerce and intercourse

Services under the Constitution-doctrine of pleasure (Art. 310); protection against arbitrary dismissal, removal or reduction in rank (Art. 311); exceptions to Article 311

Administrative Tribunals

B.A.LL.B. Fourth Semester

PAPER-VI

Maximum Marks: 100

FAMILY LAW - II (MUSLIM LAW)

UNIT-I

Who is a Muslim?

Sources and Schools of Muslim law

Marriage-definition, essential of a valid marriage, kinds-valid, irregular, void and Muta marriage; effects of void (Batil) marriage and irregular marriage

Conversion and its effects on marriage

UNIT-II

Dower (Mehr)-definition, concept and kinds of dower (Proper dower-Mehr-i-Misl), (Prompt dower-Muajjal), and (Deferred dower-Muwajjal)

Confirmation of dower and remission of dower by the wife

Nature and rights of divorced wife in case of unpaid dower

Divorce and Talak-different forms of talak (Talak-ul-Sunnat, Talak-ul-Biddat, Ila, Zihar, Khula and Mubarat); different modes of talak (Talakhasan, Talakhasan, Talak-ul- Biddat)

When Talak becomes irrevocable

Divorce under the Dissolution of Muslim Marriage Act, 1939

UNIT-III

Maintenance of wives, Maintenance of divorced women under Muslim law

Maintenance of divorced Muslim women under the Cr. P.C. and the Muslim Women (Protection of Rights on Divorce) Act, 1986

Maintenance of neglected wives, minor children and parents who are unable to support themselves under the provisions of Cr. P.C.

Guardianship-natural, testamentary, and de facto

Rights of mother to custody of infant children (Hizanat)

Legal guardian of property

UNIT-IV

Gift (Hiba)-definition, essentials and kinds (Hiba-bil-iwaz, Hiba-ba-shart-ul-Iwaz, Sadaqah, Musha)

Revocation of gifts

Will (Vasiyat)-definition, essentials of a valid will, and its kinds; limits of testamentary power; abatement of legacies; revocation of will

Pre-emption (the right of Shufaa)-definition, essentials, classification and formalities

UNIT-V

Inheritance

Parentage and legitimacy

ACTs

Dissolution of Muslim Marriage Act, 1939

Muslim Women (Protection of Rights on Divorce) Act, 1986 Criminal

Procedure Code, 1973

BOOKs

Fyzee, Outline of Muhammadan Law

Aquil Ahmad, Mohammadan Law