

# **SANJIVANIE COLLEGE OF LAW**

## **B.A.LL.B. Fourth Semester**

**(Paper-I)**

### **SOCIOLOGY (Social Problems)**

**Max. Time -3 Hours**

**Max. Marks-100**

- 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

Book's

Dr. Gupta & Sharma, Sociology

Dr. Mahajan Sahitya Publication, Sociology

**B.A.LL.B. Fourth Semester**

**(Paper-II)**

**ECONOMICS**

**(PUBLIC FINANCE)**

**Max. Time -3 Hours**

**Max. Marks-100**

**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: Objectives, Structure and effects. Benefit and ability to pay principles of taxation incidence, impact and shifting of taxation.

**PART B**

1. Management of public debt: Principles, problems and effects, resumption of public debt.
2. Fiscal federalism in India, Problem of Inter-Government Financial relation, Finance commission.
3. Indian Public Finance: Major trends in revenue and expenditure of the government of India.
4. Indian tax system and reforms.
5. Deficit Financing in India.

Book's

Dr. T.T.Sethi, Public Finance

**B.A.LL.B. Fourth Semester**

**(Paper-III)**

**History**

**(History of India 1707-1947)**

INDIA AT THE DEATH OF AURANGZEB, COUST POLITIES OF THE  
LATER MUGHALS (1707-1739), IAVATION OF NADIR SHAH: CAUSES  
AND EFFECTS; ANGLO-FRENCH RIVALRY, THE THIRD BATTLE OF  
PANIPAT ; LOAD WARREN LISTINGS INTERNAL ADMINISTRATION  
AND FOREIGN POLICY; REFORENS OF CORNWALLIS WELLESLEY.  
SUBSIDIARY ALLIANCE OF MARATHAS , MYSORE AND OUDH; LORD  
CLIVE: MARATHA POLICY, WILLIOM BENTING REFORMS; LORD  
AUCKLAND; AFGAN POLICY AND LORD HARDING; ANGLO-SIKH  
RELATION-RANJIT SINGH AND THE TWO SIKH WARS; DALHOUSSEAN;  
THE ADMINISTRATION OF LORD RIPAN.

Book's

Dr. A.K.Mittal, History of India

Dr. Ashirbadi Lal Srivastava, History of India

**B.A.LL.B. Fourth Semester**  
**(Paper-IV)**  
**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; Translations; Travaux repertoires; Statutes in pari material; Contemporanea Exposito; 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; Ejusdem generis; Reddendo singulari singularis

**UNIT-III**

Maxims of Statutory Interpretation

Delegatus non potest delegare

Expressio unius 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  
Devendra Nath Mishra, Interpretation of Statutes

**B.A.LL.B. Fourth Semester**  
**(Paper-V)**  
**CONSTITUTIONAL LAW- II**

**UNIT- I**

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

Prime Minister- cabinet system, council of ministers, 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; effect 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

**Act**

The Constitution of India

Administrative tribunals Act, 1985

**Books**

As above in LL. B. First Semester

K.N.Goyal, Administrative Tribunals

Act

Jai Narayan Pandey, Constitutional Law

## **LL.B. Fourth Semester**

### **(Paper-VI) 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 effect 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 (Talak ahsan, Talak hasan, 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

#### **Act**

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