

Unity Law College. Rudrapur.

B.A.LL.B VIIIth Semester . Syllabus (OLD COURSE)

Paper – Xth

Law of Crimes (I P C)

1. Concept of Crime, distinction between Crime & other ways.
2. Elements of Criminal Liability – Mens rea, Trends to fix liability without mens rea in certain socio – economic offences.
3. Stages of a Crime.
4. Group liability: Common intention – Abetment – Unlawful Assembly, Criminal conspiracy – rioting – common object.
5. Factors negating guilty intention – mistake of Fact, Necessity, Minority, Insanity & Intoxication, Private defence – Justification and limits.
6. Specific offences against human body – Hurt & Grievous hurt, Wrongful, confinement, kidnapping and abduction, culpable homicide, Murder, Exception to Sec. 300.
7. Offences against women – Insultation of modesty of a women, Assault of Criminal force with intent to outrage modesty of women, Causing miscarriage without women’s consent, Buying a minor for purpose of prostitution, Rape, Custodial, marital, Cruelty by husband of relatives of husband sec. 498 A.
8. Offences against property – Theft, Extortion, Robbery & Decoity, Criminal bench of trust.

Paper – XVI Civil Procedure Code(C P C) and Limitation Act

Part A

1. Nature of Civil suit
2. Courts and their Jurisdiction
3. Essentials of a suit
4. Res Judicata
5. Place of suing
6. Parties and cause of action
7. First Steps in suit – Institution of suit, summons to defendant, written Statement.
8. Documents and witnesses
9. Hearing and disposal
10. Execution of Degrees
11. Appeals
12. Reference, Review & Revision
13. Inherent powers of the court

Part – B

1. Period of limitation for suits, appeals and applications.
2. Computation of period of limitation
3. Acknowledgement as a ground
4. Acquisition of ownership by possession

Paper: XVII Criminal Procedure Code, Juvenile Justice Act and Probation of offenders Act

Part – A (Criminal Procedure Code)

1. History and Development of the Code.
2. Definitions : Bailable and Non- Bailable offences, Charge, Complaint, Inquiry, Investigations, Trial, Police Station, Public Prosecutor
3. Constitution of Criminal Courts and their powers
4. Arrest of persons
5. Security for keeping the peace and good behaviour
6. Order for Maintenance of wives, children and parents
7. Trial before a court of session, trial warrant cases by magistrate, trial of Summon cases by Magistrate, Summary Trial.
8. Provision as to Bail and bonds.
9. Appeals, reference and Revision

Part – B (Juvenile Justice Act 1986)

1. The concept of ‘child’ in India Constitution and Penal Code, Delinquent Juvenile, “neglected Juvenile”.
2. The Juvenile justice Act : Constitution Aspect, Distinction between neglected and Delinquent juveniles, Competent Authorities. Procedural Safe guards for juvenile

3. Legislative and judicial protection of juvenile offenders

Part – C (Probations of offender Act 1986)

1. Problem and prospects of probation
2. Parole : Nature of parole, Authority for granting parole, Parole and Conditional release
3. Attitudes of the community towards released offenders
4. Governmental action.

Paper: XVIII - Law of Evidence

1. Central conception of law of evidence: Facts: Sec. 3, Definition deistinction (relevant facts / facts in issue, evidence: Oral and documentary, Presumption, Proving and Disproving.
2. Facts: Relevancy
 - Doctrine of Res gestae (Secs. 6,7,8 and 10)
 - The problems of Relevance of otherwise irrelevant facts
3. Admissions and confessions
4. Dying Declaration
5. Relevance of judgments
 - General principles
 - Admissibility of judgments in civil and criminal matters.
6. Expert Testimony
7. Oral and Documentary Evidence
8. Witnesses, Examination and Cross examination
9. Burden of proof
10. Estoppel

Paper – XX Practical Training: Drafting, Pleading and Conveyancing

Note: This paper shall consist of three parts, namely –

1. Theory paper (Maximum Marks 60)
2. Internal Assessment (Maximum Marks 30)
3. Viva – Voce Examination (maximum Marks 10)

Part – A

Pleadings –

1. General object and function of pleadings.
2. Rules of pleading
3. Particulars of pleading
4. Alternative and Inconsistent Pleading

Part – B

Drafting of the following –

Civil –

1. Complaint, 2. Written Statement, 3. Intericutory Application, 4. Original Petition, 5. Affidavit, 6. Execution Petition, 7. Memorandum of Appeal and revision, 8. Petition under Art. 226 and 32 of the Constitution.

Criminal – 1.Complaints,2. Criminal Misc. Petition, 3. Bail Application, 4. Memorandum of Appeal and Revision.

Part – C

Drafting of the following –

1. Sale Deed, 2. Mortgage deed, 3.Lease deed, 4.Gift deed, 5. Promissory Note, 6. Power of Attorney, 7. Will.

Internal Assessment –The student shall be required to draft 15 exercises each from part - B and part – C as and when assign by the head of the department of law

VIVA – VOCE Examination –To test the understanding of legal practice in relation to drafting, pleading and conveyancing.