



**Shri Vaishnav Vidyapeeth Vishwavidyalaya**  
**B.COM.LL.B. (Hons.)**  
**Choice Based Credit System (CBCS)**  
**5<sup>th</sup> YEAR, SEMESTER - IX**

**LLB501- LABOUR LAWS**

COURSE CODE	CATEGORY	COURSE NAME	L	T	P	CREDITS	TEACHING & EVALUATION SCHEME				
							THEORY			PRACTICAL	
							END SEM University Exam	Two Term Exam	Teachers Assessment*	END SEM University Exam	Teachers Assessment*
LLB501	DC	LABOUR LAWS	4	0	0	4	60	20	20	0	0

**Legends:** L - Lecture; T - Tutorial/Teacher Guided Student Activity; P - Practical; C - Credit

**\*Teacher Assessment** shall be based on following components: Quiz/Assignment/ Project/Participation in class  
(Given that no component shall exceed 10 Marks)

**Course Educational Objectives:** The student will be able to-

1. Know the concept and meaning of Labour Laws
2. Learn the salient features of welfare and wage Legislations.
3. Learn the laws relating to Industrial Relations, Social Security and Working conditions.
4. Understand the laws related to working conditions in different settings.
5. Integrate the knowledge of Labor Law in General HRD Practice.


**Course Outcomes:** The students will be:

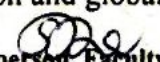
1. Demonstrate the laws relating to Labour under various legislations and constitutional perspective learn the enquiry procedural and industrial discipline.
2. Demonstrate the basics of industrial relations and labour law.
3. Demonstrate an understanding of the legislations related to minimum wages to be given under labour laws.
4. Understand the administrative process for compensation to workers and labours.
5. Apply knowledge of the relevant statutes, regulations and case-laws to situations arising in the workplace.

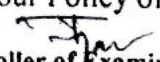
**COURSE CONTENT:**

**UNIT-I: Historical background and Introduction to Labour Law**

1. Genesis of Labour Laws
2. Objective and principles of Labour laws development in India
3. Constitutional provisions and Labour laws
4. Impact of Liberalization and globalization on the Labour Policy of India

  
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**UNIT-II: Laws relating to Trade Unions under Industrial Relations Code, 2020**

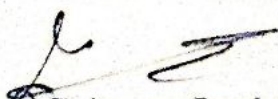
1. Trade Unionism in India, Definition of trade union and trade dispute
2. Registration of trade union, the legal status of a registered trade union, modes of trade union, powers and duties of a registrar, cancellation and dissolution of a trade union, procedure of change of name, amalgamation and dissolution of trade union
3. General and political funds of trade union
4. Civil and criminal immunities of trade unions.
5. Recognition of trade union and collective bargaining

**UNIT- III: Industrial Relations Code, 2020**


1. Industrial dispute and individual dispute
2. Arena of interaction and participants (Industry, workmen and employer)
3. Settlement of industrial disputes including works committee, conciliation machinery, the court of inquiry, voluntary arbitration and adjudication-labor court and tribunal
4. Powers of the appropriate government under the Industrial Relations Code, 2020
5. Unfair Labour Practice

**UNIT-IV: Instruments of Economic Coercion under the Industrial Relations Code**

1. Strike
2. Lockout
3. Layoff
4. Retrenchment and Closure
5. Legal Controls and Protected Workmen

  
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**UNIT-V: Wages and Social Security**

1. Objectives and scope of the Code on the Wages, 2019
2. Minimum Wages, Payment of wages, Deductions and recovery, fines
3. Equal Remuneration
4. Code on Social Security, 2020
5. Social Security Organizations and The Concept of Arising Out of and in the Course of Employment
6. Maternity Benefits


**REFERENCES:**

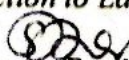
**Bare Acts:**

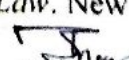
1. Code on Social Security, 2020
2. Code on Wages, 2019
3. Industrial Dispute Act, 1947
4. Minimum Wages Act, 1948
5. Trade Unions Act, 1926

**Books:**

1. Garg, K.C., Sharma, M., Sareen, V.K. (2002). *Commercial and Labour Laws*. Ludhiana: KalyaniPublishers.
2. Kumar H.L., (2000). *Practical Guide to Labour Management*. New Delhi: Universal LawPublishing.
3. Kumar H.L., (2002). *Practical Guide to Contract Labour - Regulation & Abolition Act & Rules*. New Delhi: Universal Law Publishing.
4. Mishra, S.N. (2019). *Labour and Industrial Laws*, Prayagraj: Central LawPublications
5. Reshma, A. (2000). *Labour Law*. New Delhi: Himalaya PublicationHouse.
6. Singh, A. (2002). *Introduction to Labour & Industrial Law*. New Delhi: LexisNexis.

  
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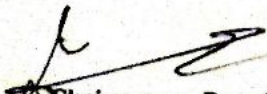


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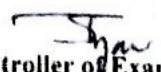
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**Case-Reporters:**

1. All India Reporter
2. Manupatra Database
3. Supreme Court Case

  
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**LLB901- COMPETITION LAW**

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**\*Teacher Assessment** shall be based on following components: Quiz/Assignment/ Project/Participation in class  
(Given that no component shall exceed 10 Marks)

**Course Educational Objectives:**

1. This course aims to provide students with a foundational understanding of the various facets of Competition Law, with a particular emphasis on its practical application by the Competition Commission of India (CCI).
2. It also provides a framework that can be beneficial for understanding related areas such as combinations and Intellectual Property Rights (IPR).
3. The course will cover the enforcement mechanisms of these legal provisions, offering a clear understanding of which authorities are responsible for enforcing the different areas of competition law and what investigative and sanctioning powers they possess.

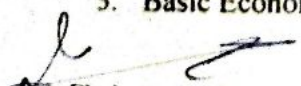
**Course Outcomes:**

1. Understands the key principles and sources of the Competition Act, 2002, and relevant amendments.
2. Develops the ability to apply competition law principles to specific legal scenarios, identifying potential breaches and suggesting legal remedies.
3. Gains clarity on the conflicts between IPR and competition laws, investment issues under competition law, and the modern dimensions of competition law
4. To enable the students to take up professional practice in competition law and policy in India and abroad.

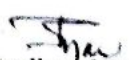
**Course Content:**

**UNIT-I: Introduction to Competition Law**

1. Meaning, Constitutional provisions regulating Trade & Competition.
2. Nature & Scope of competition law and policy.
3. Development of Competition law- Competition Act vis-à-vis MRTP Act, Monopolistic trade practices, Restrictive trade practices.
4. Sachar Committee Report, High Powered Committee on MRTP Act & Companies Act, Raghavan Committee Report, Report of the Monopolies Inquiries Commission (Dr. Hazari Report).
5. Basic Economic and Legal Principles, Restraint of Trade under Indian Contract Act.

  
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**UNIT-II: Competition Act, 2002**

1. Competition Act, 2002- Overview, Definitions - Agreement, Cartel, Consumer, Enterprise, Goods, Services, Practice, Market, Relevant Market, Relevant Turnover,
2. Ideas of Agreement, Dominant Position, Combination and Effects of Anti- Competitive Activities.
3. Establishment of CCI, Quorum of CCI, Investigation and Inquiry Process, Jurisdictional Boundary of the CCI, Enforcement Powers of the CCI,
4. Appeal Provisions, Scope of Judicial Review under Article 226 of the Constitution of India. Settlement or Commitment under the Competition Act.

**UNIT- III: Anti-Competitive Agreements and Abuse of Dominant Position**

1. Anti-competitive agreements – Meaning, Existence of an Agreement, Standard of Proof- Direct Evidence, Indirect (Circumstantial) Evidence; Economic Evidence Rule of Per se and Reason.
2. Prohibition of Anti-Competitive Agreements- Cartel (Price Fixing, Output Controls, Market Sharing, Bid Rigging, Hub-and-Spoke Cartel), Appreciable Adverse Effect on Competition (AAEC) in India.
3. Exemption, Concerted practices and Parallel behavior, and Collusive Bidding, Tie-in- arrangements, Exclusive Supply Agreement, Resale Price Maintenance Agreement,
4. Protection of Consumers, Unilateral Effect and Coordinated Effect, Effects of Horizontal and Agreements & Effects Doctrine.
5. Dominance in Relevant Market, Abuse of Dominant Position,
6. Types of Abuse – Unfair Terms and Conditions, Discriminatory Pricing (CCI is not a Price Regulator), Predatory Pricing, Determination of Cost,
7. Differential Pricing, Denial of Market Access (including Non-Price Parameters), Imposing Supplementary Obligations & Leveraging of Dominant Position,
8. Objective Justification – Effects Doctrine & IPR as a Defense.

**UNIT-IV: Regulation of Combinations**

1. Concept of Combination in India, Combinations: Merger, Acquisition, Amalgamation and Takeover - Horizontal, Vertical and Conglomerate Mergers.
2. Threshold Limits (De Minimis Exemption), Combinations Regulations, Obligation to Notify a Combination, Green Channel, Penalty for Non-Filing (Gun Jumping), Exclusions & Exemptions (Acquisition by Public Financial Institutions).

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#### 5<sup>th</sup> YEAR, SEMESTER - IX

#### LLB901- COMPETITION LAW

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3. Foreign Portfolio Investor, Alternative Investment Fund, Sector Specific Exemptions – Solely as an Investment, In the ordinary Course of Business, Schedule I Item 1A, 2,3,4,5,6,7,8,9,10),
4. Offshore Combinations, Powers of CCI over Combinations, Penalties for Omissions or making false statements,
5. Procedure for Investigation of a Combination and Miscellaneous Competition Act, 2002.

#### UNIT-V: Emerging Trends in Competition Law (Interface with Sectoral Regulator)

1. Competition Advocacy in India, Intellectual Property Rights and Competition Law, Friends in Disagreement,
2. Jurisdiction of the CCI over IPR Issues, Challenges to CCI's Jurisdiction, Competition Act, 2002 v. Copyright Act, 1957 & Competition Act v. Patents Act, 1970,
3. Scope of IPR Exemption- Reasonable Restrictions, Coverage of IPR Exemption,
4. Telecom Regulatory Authority of India and Competition Law,
5. International Dimensions of European Competition Law - WTO and its impact on Competition Law with reference to UNCTAD,
6. Applicability of Competition law in agricultural sector.

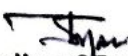
#### REFERENCES:

##### Bare Acts:

- The Sherman Anti-Trust Act, 1890
- The Clayton Act, 1914
- Federal Trade Commission Act, 1914
- Competition Act, 1998 (UK)

  
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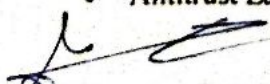
- Enterprise Act, 2002 (UK)
- MRTP Act, 1969 (India)
- The Competition Act, 2002 (India)
- The Competition Amendment Bill, 2012(India)
- Notifications issued by Competition Commission of India
- General Regulations, 2009
- CCI (Lesser Penalty) Regulations, 2009
- Determination of Cost of Production Regulations, 2009
- Other CCI Regulations (As amended till date)

**Books:**

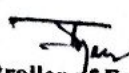
- Competition Law in India by Abir Roy and Jayant Kumar.
- Competition law in India and Interface with Sectoral Regulators by Chatterji Souvik.
- Emerging Competition Law by Sinha Manoj and Mallaya, Susmitha P
- Competition Law by Whish and David Bailey.
- Competition Law in India: Policy, Issues and Developments, T Ramappa
- Competition Law of the EC and UK by Mark Furse.
- Competition Law Today by Vinod Dhall
- Commentary on MRTP Law, Competition Law & Consumer Protection Law by S.M. Dugar.
- Competition Law in India: A Practical Guide by Abir Roy.

**Journals**

- Indian Competition Law Review (ICLR)
- The Competition Law Review (Comp L Rev)
- Competition Law Insight
- Competition Law International
- OECD Journal of Competition Law and Policy
- European Competition Journal (ECJ)
- Antitrust Law Journal (ALJ)

  
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**LLB902- WOMEN AND CRIMINAL LAW**

COURSE CODE	CATEGORY	COURSE NAME	L	T	P	CREDITS	TEACHING & EVALUATION SCHEME				
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LLB902	DC	WOMEN AND CRIMINAL LAW	4	0	0	4	60	20	20	0	0

**Legends:** L - Lecture; T - Tutorial/Teacher Guided Student Activity; P - Practical; C - Credit

**\*Teacher Assessment** shall be based on following components: Quiz/Assignment/ Project/Participation in class  
(Given that no component shall exceed 10 Marks)

**Course Educational Objectives:**

1. To understand the problem of crime against women with reference to Different theories
2. To provide detailed and thorough reading of the various crimes against women
3. To Emphasize on providing a holistic understanding of women and criminal law by focusing on protecting women

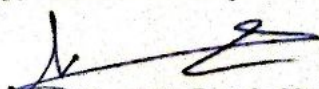
**Course Outcomes:** The students will be able to-

1. Comprehend the socio-legal position of women in a male dominated society.
2. Recognize gender-based violence as a human rights violation.
3. Identify structures and attitudes contributing to violence.
4. Identify and understand the problems woman face in terms of protecting their rights through the criminal Justice administrative system.
5. Apply and Appraise the legal provisions enacted to ameliorate the situations with special emphasis on the Indian criminal law and its scope, applicability and shortcomings in the existing legal regime in this regard

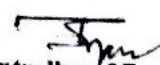
**Course Content:**

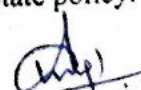
**UNIT-I: Status of Women in India and Crime against Women**

1. Status of Women in Pre and Post-independence period.
2. Crime against Women , Nature and causes of Crime against women.
3. Theories of female criminality.
4. International Commitments.
5. Constitutional protection to women- Preamble, Fundamental rights Directive principal is of State policy.

  
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**UNIT-II: Sexual wrongs against Women**

1. The Protection of Women against Sexual Harassment at Workplace.
2. UGC on Prevention, Prohibition and Redressal of Sexual Harassment of women employees and students in Higher Education Institutions.
3. Outraging the modesty of women ; Rape -Custodial, gang Rape; ; Unnatural offences; Prostitution ; Causing of Miscarriage of Injuries to Unborn Children Kidnapping and Abduction;
4. Sexual abuse of Children.
5. Immoral Trafficking of women.
6. Indecent Representation of women.

**UNIT- III: Offences Related to Marriage**

1. Bigamy; Cruelty by Husband and Relatives of Husband
2. Honor killings, Abetment of Suicide, Dowry Death
3. Dowry
4. Domestic Violence
5. Child Marriage
6. The Muslim Women (Protection of Rights on Marriage) Act, 2019

**UNIT-IV: Cyber Crimes against Girls and Women**

1. Relevant provisions of BNS
2. Abuse of social media against women and remedies available (bullying, trolling and penal consequences)
3. Sextortion, Stalking, Lewd Comments
4. Information Technology Act, 2008 (Relevant Provisions)
5. Cyber Crime Awareness and Cyber Safety -National Cyber Crime Reporting Portal and Women Helpline.

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**UNIT-V: Other Legislative Provisions**

1. Female infanticide, Female foeticide
2. Pre-natal Diagnostic Techniques-Regulation and prevention of misuse
3. Medical Termination of Pregnancy
4. Victim Compensation Scheme under Criminal Laws.
5. National Commission of women Act, 1990

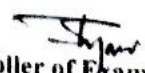
**REFERENCES:**

**Bare Acts:**

- The Constitution of India
- Bhartiya Nyay Sanhita, 2023
- The Protection of Women against Sexual Harassment at Workplace Act, 2013
- National Commission of women Act, 1990
- UGC (Prevention, Prohibition and Redressal of Sexual Harassment of women employees and students in Higher Education Institutions) Regulation, 2015
- Immoral Traffic Prevention Act-1956
- Indecent Representation of women (Prohibition) Act, 1986
- Protection of women from Domestic Violence Act, 2005
- The Prohibition of Child Marriage Act, 2006
- The Muslim Women (Protection of Rights on Marriage) Act, 2019
- Information Technology Act, 2008
- Pre-natal Diagnostic Techniques (Regulation and prevention of misuse) Act, 1994
- Medical Termination of Pregnancy Act, 1971
- Bhartiya Nagrik Suraksha Sanhita, 2023

  
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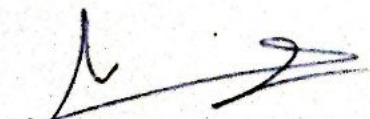
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**Books:**


- Jain M.P., Indian Constitutional Law, Eighth ed (2018), Lexis Nexis, Wadhawa, Nagpur.
- Sharma Rashmi, Women Law and Judicial System, [2009], Regal Publication, New Delhi.
- Purvi Ramakant, Handbook on Criminology, [2006] Dominant Publishers and Distributors, New Delhi.
- Bhosale Sriti A. Female Crime in India (Theoretical perspectives of crime), [2009], Kalpaz Publication
- Rao Mamta., Law Relating to Women and Children, 4th Edition [2018], Eastern Book Company, Lucknow
- Gour K.D. , A Textbook on Indian Penal Code, 7th Edition [2020], Universal / Lexis Nexis Publication
- Paras Dewan- Dowry and Protection to Married Women.
- Nalwa Suman and Kohli Hari Dev., Law relating to Dowry, Dowry Death, Cruelty to Women and Domestic

**Case-Reporters:**

- All India Reporter
- Supreme Court Cases
- Manupatra Database

  
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**B.COM.LL.B. (Hons.)**

**Choice-Based Credit System**

**5<sup>th</sup> Year, SEMESTER-IX**


## **HONS. / OPTIONAL COURSES**

**Semester IX (One Honours Course to be chosen out of the following):**

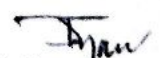
S. No.	Course Code	Course Name
1	LLBH501	Health Law
2	LLB502	Intellectual Property Rights

**Semester IX (One optional Course to be chosen out of the following)**

1	LLBO103	Equity And Trust
2	LLBO104	Law on Education

  
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**5<sup>th</sup> YEAR, SEMESTER - IX**

**LLBH501-HEALTH LAW**

COURSE CODE	CATEGORY	COURSE NAME	L	T	P	CREDITS	TEACHING & EVALUATION SCHEME				
							THEORY			PRACTICAL	
							END SEM University Exam	Two Term Exam	Teachers Assessment*	END SEM University Exam	Teachers Assessment*
LLBH501	DE	HEALTH LAW	4	0	0	4	60	20	20	0	0

Legends: L - Lecture; T - Tutorial/Teacher Guided Student Activity; P - Practical; C - Credit

\*Teacher Assessment shall be based on following components: Quiz/Assignment/ Project/Participation in class  
 (Given that no component shall exceed 10 Marks)

**Course Educational Objectives:** The student will be able to:

1. Enable the students to identify the basic concepts, definitions and terms related to health.
2. Enable the students to determine the constitutional and legal provisions for the protection of public health in India.
3. Create awareness and educate the students about the various Mediclaim and health insurance policies and their importance for public at large.


**Course Outcomes:** The students will be:

1. Understand the importance of health and its inter-relation with law.
2. Determine the constitutional provisions for the protection of health of people.
3. Identify the various legislations which protects the public health provides for the implementation of law and policies for public health.
4. Discuss the legal relationship between doctor and patient and to understand the importance of confidentiality and privacy of the patient.


**COURSE CONTENT:**

**UNIT-I: Introduction**

1. Concept and importance of health
2. Public health in India: ancient, medieval, and modern perspective
3. Inter-relation between law and health
4. Need for legal control over health issues
5. An overview of human rights perspective of health

  
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**5<sup>th</sup> YEAR, SEMESTER - IX**

COURSE CODE	CATEGORY	COURSE NAME	L	T	P	CREDITS	TEACHING & EVALUATION SCHEME				
							THEORY			PRACTICAL	
							END SEM University Exam	Two Term Exam	Teachers Assessment*	END SEM University Exam	Teachers Assessment*
LLBH501	DE	HEALTH LAW	4	0	0	4	60	20	20	0	0

**UNIT-II: Constitutional Protection**

1. Fundamental Rights i.e. right to health, right to environment, right to life, right to shelter
2. Directive principles of state policy
3. Fundamental duties
4. Role of WHO in protection of health

**UNIT III: Legislative Perspective**

1. The Pre-natal Diagnostic Techniques (Regulation and Prevention of Misuse) Act, 1994
2. Mental Healthcare Act, 2017
3. Maternity Benefits Act, 2017
4. The Transplantation of Human Organs Act, 1994
5. Women and Child health

**UNIT IV: Law and Medical Profession**

1. Doctor and Patient Relationship
2. Medical Negligence and malpractice (Indian Peal Code)
3. Confidentiality
4. Medical Council Act, 1956 (with amendments)
5. Code of Medical Ethics, 1972 (with amendments)
6. Euthanasia

**UNIT V: Hospital Administration and Medical Insurance**

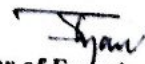
1. Civil and criminal liability
2. Contractual and statutory liability
3. Kinds and types of medical insurance and policies
4. Medi-claim and health Insurance



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**5<sup>th</sup> YEAR, SEMESTER - IX**

COURSE CODE	CATEGORY	COURSE NAME	L	T	P	CREDITS	TEACHING & EVALUATION SCHEME				
							THEORY			PRACTICAL	
							END SEM University Exam	Two Term Exam	Teachers Assessment*	END SEM University Exam	Teachers Assessment*
LLBH501	DE	HEALTH LAW	4	0	0	4	60	20	20	0	0

**REFERENCES:**

**Bare Acts:**

1. The Pre-natal Diagnostic Techniques (Regulation and Prevention of Misuse) Act, 1994
2. Mental Healthcare Act, 2017
3. Maternity Benefits Act, 2017
4. The Transplantation of Human Organs Act, 1994

**Books:**

1. Adhikari, N. (2021). *Law and Medicine*. Allahabad: Central Law Publication
2. Bakshi, P.M. (1993). *Law and Medicine*. Lucknow: Institute of Judicial Training and Research
3. Srivastava, L. (2010). *Law & Medicine*. Delhi: Universal Law Publishing.
4. Mathiharan, K. & Kannan, K. (2021). *Modi's- A Textbook of Medical Jurisprudence and Toxicology*. Gurgaon: Lexis Nexis
5. Rao, Y.V. (2019). *Law Relating to Medical Jurisprudence*. Hyderabad: Asian Law House

**Case-Reporters:**

1. All India Reporter
2. Manu Patra Database
3. Supreme Court Cases

  
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**5<sup>th</sup> YEAR, SEMESTER - IX**

**LLBH502-INTELLECTUAL PROPERTY RIGHTS**

COURSE CODE	CATEGORY	COURSE NAME	L	T	P	CREDITS	TEACHING & EVALUATION SCHEME				
							THEORY			PRACTICAL	
							END SEM University Exam	Two Term Exam	Teachers Assessment*	END SEM University Exam	Teachers Assessment*
LLBH502	DE	INTELLECTUAL PROPERTY RIGHTS	4	0	0	4	60	20	20	0	0

**Legends:** L - Lecture; T - Tutorial/Teacher Guided Student Activity; P - Practical; C - Credit

\*Teacher Assessment shall be based on following components: Quiz/Assignment/ Project/Participation in class  
 (Given that no component shall be exceed 10 Marks)

**Course Educational Objectives (CEOs):** The student will be able to:

1. Acquaint the students with the concepts of Intellectual Property Rights.
2. Understanding, defining and differentiating different types of intellectual properties (IPs) and their roles in contributing to organizational competitiveness.
3. Explaining how to derive value from IP and leverage its value in new product and service development.
4. Sensitize the learners with the emerging issues in IPR and the rationale for the protection of IPR.

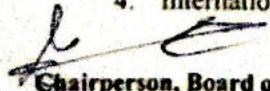
**Course Outcomes (COs):** The students will be:


1. Understand the meaning and evolution of Intellectual Property in accordance with the International Organizations.
2. Identify the infringement in copyright and application of remedies for such infringement.
3. Demonstrate the registration and procedure for trademark infringement.
4. Know the procedure for filing patent application in patent office and importance of compulsory licensing.
5. Anticipate and subject to critical analysis arguments relating to the industrial design.

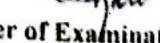
**COURSE CONTENT:**

**UNIT I- Introduction to Intellectual Property**

1. Meaning and scope of Intellectual Property
2. Evolution of Intellectual Property
3. Difference between Property and Intellectual Property
4. International Organizations and Treaties on Intellectual Property

  
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COURSE CODE	CATEGORY	COURSE NAME	L	T	P	CREDITS	TEACHING & EVALUATION SCHEME				
							THEORY			PRACTICAL	
							END SEM University Exam	Two Term Exam	Teachers Assessment*	END SEM University Exam	Teachers Assessment*
LLBH502	DE	INTELLECTUAL PROPERTY RIGHTS	4	0	0	4	60	20	20	0	0

**UNIT II- The Copyright**


1. Introduction to Copyright Law
2. Brief Introduction to related International Treaties and Conventions
3. Subject Matter of Copyright, Economic and Moral Rights
4. Authorship and Ownership, Term of Copyright and Assignment-Licensing
5. Infringement and Remedies
6. Exceptions: Fair Dealing g. International Copyright Order
7. Issues in Digital Copyrights


**UNIT III- Trademark**


1. Introduction to Trademark Law
2. Brief Introduction to related International Treaties and Conventions
3. Definitions, Registration of Trademarks, Procedure, Grounds of Refusal and WellKnown Trademarks
4. Passing Off, Infringement and Exceptions to Infringement Actions, Remedies
5. Assignment and Licensing
6. Intellectual Property Appellate Board
7. Conflicts of Trademarks with Domain Name h. Unconventional Trademarks

**UNIT-IV: Patent**

1. Introduction to Patent Law
2. Brief Introduction to related International Treaties and Conventions
3. Definitions, Criteria for Patents, Patentable Inventions
4. Non-Patentable Inventions
5. Procedure for Filing Patent Application
6. Revocation of Patent, Licensing, Compulsory Licensing
7. Parallel Import
8. Rights of Patentee, Patent Infringement and Defences

  
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**5<sup>th</sup> YEAR, SEMESTER - IX**

COURSE CODE	CATEGORY	COURSE NAME	L	T	P	CREDITS	TEACHING & EVALUATION SCHEME				
							THEORY			PRACTICAL	
							END SEM University Exam	Two Term Exam	Teachers Assessment*	END SEM University Exam	Teachers Assessment*
LLSH502	DE	INTELLECTUAL PROPERTY RIGHTS	4	0	0	4	60	20	20	0	0

**UNIT V- Industrial Design**

1. Introduction to Designs Law
2. Brief Introduction to related International Treaties and Conventions
3. Definitions, Registration of Designs and Procedure
4. Cancellation of Registration of Design
5. Piracy of Registered Design and Remedies
6. Overlapping Between Designs Copyrights and Trademarks
7. Geographical indication

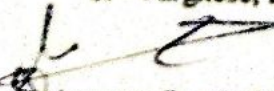
**REFERENCES:**


**Bare Acts:**


1. Indian Copyright Act, 1957
2. The Trademarks Act, 1999
3. The Patents Act, 1970
4. The Designs Act, 2000

**Books:**

1. Gopalakrishnan, N.S. & Ajitha, T.G. (2014). Principles of Intellectual Property, Lucknow: Eastern Book Company, 2nd ed.
2. Wadhera, B.L. (2014). Law Relating to Intellectual Property, New Delhi: Universal Law Publishing, 5th ed.
3. Narayan, S. (2014). Intellectual Property Law in India. Hyderabad: Gogia Law Agency, 5th ed.
4. Bansal, A.K. (2014). Law of Trademark in India, United Kingdom: Thomson & Reuter, 5th ed.
5. Ahuja, V.K. (2013). Law Relating to Intellectual Property Law, Nagpur: Lexis Nexis, 2nd ed.
6. Varghese, E. (2012). Law of Patents, Lucknow: Eastern India Company, 2nd ed.

  
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**5<sup>th</sup> YEAR, SEMESTER - IX**  
**LLBO103- EQUITY AND TRUST**

COURSE CODE	CATEGORY	COURSE NAME	L	T	P	CREDITS	TEACHING & EVALUATION SCHEME				
							THEORY		PRACTICAL		
							END SEM University Exam	Two Term Exam	Teachers Assessment*	END SEM University Exam	Teachers Assessment*
LLBO103	DE	EQUITY AND TRUST	4	0	0	4	60	20	20	0	0

**Legends:** L - Lecture; T - Tutorial/Teacher Guided Student Activity; P - Practical; C - Credit

\*Teacher Assessment shall be based on the following components: Quiz/Assignment/ Project/Participation in Class (given that no component shall exceed more than 10 marks).

**Course Educational Objectives:**

1. Acquaint students with general principles of equity, trust and fiduciary relations and remedies available under equity.
2. Learn the various existing legislations on Trust and Equity.

**Course Outcomes:** The students will be:

1. Able to understand and apply the concept of equity, trust and fiduciary relations.
2. Understand the administration & management of charitable units.

**COURSE-CONTENT:**

**UNIT I: Introduction to Trust**

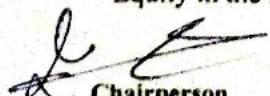
History of the trust, Definition of trust and its comparison with other analogous relations: Trust and condition, Trust and bailment, Trust and agency, Trust and contract, Types of Trust: Private and Public, Creation of Trust, Essentials of trust.


**UNIT II: Legislations**

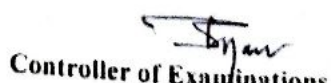
Indian Trust Act: Appointment of Trustees, Rights, Duties and liabilities, Rights and Powers, Disabilities, Rights and liabilities of the Beneficiary, Discharge of Trustees, Extinction of Trusts, Public Trust doctrine. Charitable and Religious Trust under The Charitable and Religious Trusts Act, 1920, The Religious endowment Act, 1863, The Charitable Endowments Act, 1890, The Religious Societies Act, 1880, Bombay Public Trust Act, 1950, Societies Registration Act, 1860

**UNIT III: Equity**

Origin and growth of Equity, Nature and Scope of Law and Equity, Sources of Law, Equity as a Source of Law. Importance of Equity under Roman, English and Indian Legal Systems, Importance of English Equity in the Indian Legal System, Concept of Equitable Rights and interests under Indian Law.

  
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**LLBO103- EQUITY AND TRUST**

COURSE CODE	CATEGORY	COURSE NAME	L	T	P	CREDITS	TEACHING & EVALUATION SCHEME				
							THEORY		PRACTICAL		
							END SEM	Univ. Exam	Two Term Exam	Teachers Assessment	END SEM Univ. Exam
LLBO103	DEC	EQUITY AND TRUST	4	0	0	4	60		20	20	0

**UNIT IV: Maxims of Equity**

Working Principles of Equity, Equity will not suffer a wrong to be without a remedy. Equity follows the law, He who seeks equity must do equity. He who comes into equity must come with clean hands. Delay defeats equities, Equality is equity. Equity looks to the intent rather than the form. Equity imputes an intention to fulfil an obligation. Equity acts in personam. Application of the maxim under Indian Law.

**UNIT V: Fiduciary Relationship**

Meaning and scope, Definition, Kinds of Fiduciary relations, Transfer without intent to dispose of Beneficial Interest, Trust incapable of execution and trusts executed fully without exhausting property, the cypress doctrine, Transfer and request for an illegal purpose, Transfer pursuant to rescindable contract, Debtor becoming creditor's representative, Advantage from undue influence, Advantage by qualified owner, Property acquired with notice of existing contract, Purchase by person contracting to buy property to be held on trust, Possession of property without whole beneficial interest, Duties of constructive trustees, Rights of bonafide purchasers.

**REFERENCES:**

**Bare Acts:**

1. The Indian Trusts Act, 1882
2. Religious Trusts Act, 1920
3. The Religious endowment Act, 1863
4. The Charitable Endowments Act, 1890
5. The Religious Societies Act, 1880
6. Bombay Public Trust Act, 1950
7. Societies Registration Act, 1860

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B.COM.LL.B. (Hons.)

Choice Based Credit System (CBCS)

5<sup>th</sup> YEAR, SEMESTER - IX

LLBO103- EQUITY AND TRUST

COURSE CODE	CATEGORY	COURSE NAME	L	T	P	CREDITS	TEACHING & EVALUATION SCHEME					
							THEORY			PRACTICAL		
							END SEM	University	Exam	Two Term	Exam	Teachers Assessment
LLBO103	DEC	EQUITY AND TRUST	4	0	0	4	60			20		20

## Books:

1. Ahmad, A. (2020). *Equity, Trusts and Specific Relief* (20<sup>th</sup> Ed.). Prayagraj: Central Law Agency.
2. Basu, D.D. (2002). *Equity Trust and Specific Relief* (6<sup>th</sup> Ed.). Kolkata: Kamal Law House.
3. Desai S.T. (1991). *T R Desai's Equity, Trusts and Specific Relief*. Mumbai: N.M. Tripathi Publication.
4. Gandhi, B.M. (2007). *Equity, Trust and Specific Relief* (4<sup>th</sup> Ed.). Lucknow: Eastern Book Co.
5. Jhabvala N.H. (2017). *Elements of Equity, Trusts and Specific Relief*. Chennai: Jamnadas & Co.
6. Pant, C. P. (2001). *N. Suryanarayana Iyer's- The Indian Trust Act* (5<sup>th</sup> Ed.). Delhi: LexisNexis.
7. Rao, C.R. (2009). *Trusts: Public, Private, Charitable, Religious, Educational*. Bangalore: Puliani & Puliani.
8. Sarvaria, S.K. (2010). *Commentary on the Indian Trusts Act* (6<sup>th</sup> Ed.). Delhi: Universal Law Publishing.
9. Singh, G.P. (2015). *Principles of Equity Trusts, Mortgage and Fiduciary Relations*. Prayagraj: Central Law Agency.
10. Tripathi, S.C. (2015). *Equity, Mortgages, Trusts and Fiduciary Relations*. Allahabad: Central Law Publication.

## Case-Reporters:

1. All India Reporter
2. Supreme Court Cases
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**Choice Based Credit System (CBCS)**

**5<sup>th</sup> YEAR, SEMESTER - IX**

**LBO104- LAW ON EDUCATION**

COURSE CODE	CATEGORY	COURSE NAME	L	T	P	CREDITS	TEACHING & EVALUATION SCHEME				
							THEORY			PRACTICAL	
							END SEM University Exam	Two Term Exam	Assessment *	END SEM University Exam	Teachers Assessment *
LLBO104	DEC	LAW ON EDUCATION	4	0	0	4	60	20	20	0	0

**Legends:** L - Lecture; T - Tutorial/Teacher Guided Student Activity; P - Practical; C - Credit

**\*Teacher Assessment** shall be based on the following components: Quiz/Assignment/ Project/Participation in class  
(Given that no component shall exceed 10 Marks)

**Course Educational Objectives:** The student will be able to:

1. Acquaint with constitutional provisions guaranteeing the right to education and other statutory provisions.
2. Acquaint with the mechanism of regulation of education by the Government.
3. Provide judicial and legislative developments in the field of the right to education.
4. Change the scenario in the field of higher education.

**Course Outcomes (CO's):** The student will be able to:

1. Make suggestions to the lawmakers for enacting the law accordingly.
2. Understand and raise legal and social awareness.
3. Make suggestions regarding the Implementation of the laws through appropriate mechanisms.
4. Evaluate the concept and growth of Legal Education in India

**COURSE CONTENT:**

**UNIT-I: Constitutional Provisions – Introduction:**

1. Right to Education - Constitutional and Judicial Perspectives
2. Free and Compulsory Education for Children
3. Equality of Opportunity in Admission in Educational Institutions
4. Right to Establish and Administer Educational Institutions of Minorities
5. The National Commission for Minority Educational Institutions Act, 2004: an Overview
6. Educational Institutions and Article 12
7. Competency to make Law on Education – Concerned Entries in VII Schedule

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**Choice Based Credit System (CBCS)**

**5<sup>th</sup> YEAR, SEMESTER - IX**

**LLBO104- LAW ON EDUCATION**

COURSE CODE	CATEGORY	COURSE NAME	L	T	P	CREDITS	TEACHING & EVALUATION SCHEME				
							THEORY			PRACTICAL	
							END SEM University Exam	Two Term Exam	Teachers Assessment*	END SEM University Exam	Teachers Assessment*
LLBO104	DEC	LAW ON EDUCATION	4	0	0	4	60	20	20	0	0

**UNIT-II: The Right to Free and Compulsory Education Act, 2009**

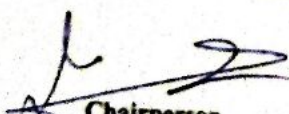
1. Object, Application and Definitions under the Act
2. Nature of the Right to free and compulsory education
3. Duties of Appropriate Govt., Local Authority and Parents
4. School Management Committees
5. Academic Responsibilities of the Teacher
6. School Norms and Facilities
7. Completion of Curriculum and Learning Outcome


**UNIT-III: The University Grants Commission Act, 1956**


1. Object, Application and Definitions under the Act
2. Establishment of the Commission
3. Powers and Functions of the Commission
4. Right to confer degrees
5. Delegated legislation under the Act - Examples with an Overview

**UNIT-IV: Government Control over Universities and Educational Institutions**

1. Governor - Chancellor of Universities
2. Appointment of Vice-Chancellor
3. Control of State Government on Universities
4. Rule-making Power of Government under the Maharashtra Public Universities Act, 2016
5. Authorities of Government of Maharashtra in Higher Education - Powers and Role - an Overview
6. Funding to Education, Concessions, Scholarship, Freeship, etc.

  
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# Shri Vaishnav Vidyapeeth Vishwavidyalaya

## B.COM.LL.B. (Hons.)

### Choice Based Credit System (CBCS)

#### 5<sup>th</sup> YEAR, SEMESTER - IX

#### LLBO104- LAW ON EDUCATION

COURSE CODE	CATEGORY	COURSE NAME	L	T	P	CREDITS	TEACHING & EVALUATION SCHEME				
							THEORY			PRACTICAL	
							END SEM University Exam	Two Term Exam	Teachers Assessment	END SEM University Exam	Teachers Assessment
LLBO104	DEC	LAW ON EDUCATION	4	0	0	4	60	20	20	0	0

#### UNIT-V: Prohibition of Ragging

The UGC Regulations on Curbing the Menace of Ragging in Higher Educational Institutions, 2009:

- Object, Application and Definitions
- Salient Features of the Regulations
- Measures of Prevention of Ragging at the Institutional Level

#### REFERENCES:

##### Bare Acts:

- Minority Educational Institutions Act, 2004
- Right to Free and Compulsory Education Act, 2009
- The Constitution of India, 1950 (Latest Edition)
- University Grants Commission Act, 1956


##### Books:

- Basu, D.D. (2013). *Introduction to Constitution of India* (21<sup>st</sup> Edition). New Delhi: Lexis Nexis.
- Basu, D.D. (2018). *Shorter Constitution of India* (15<sup>th</sup> Edition). New Delhi: Lexis Nexis.
- Pandey, J.N. (2021). *Constitutional Law of India* (57th Ed.). Allahabad: Central Law Agency.
- Seervai, H.M. (2015). *Constitutional Law of India* (4<sup>th</sup> Edition). New Delhi: Universal Law Publishing Co. Pvt. Ltd.
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##### Case-Reporters:

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- Manupatra Database
- Supreme Court Cases

  
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# Shri Vaishnav Vidyapeeth Vishwavidyalaya

B.COM.LL.B. (Hons.)

Choice-Based Credit System

5<sup>th</sup> Year, SEMESTER IX

LLBTP09-TERM PAPER/RESEARCH PAPER-IX

COURSE CODE	CATEGORY	COURSE NAME	L	T	P	CREDITS	TEACHING & EVALUATION SCHEME				
							THEORY			PRACTICAL	
							END SEM University Exam	Two Term Exam	Teachers Assessment*	END SEM University Exam	Teachers Assessment*
LLBTP09	DC	TERM PAPER/ RESEARCH PAPER IX	0	0	6	3	0	0	0	0	100

**Legends:** L - Lecture; T - Tutorial/Teacher Guided Student Activity; P - Practical; C - Credit;

**\*Teacher Assessment** shall be based following components: **Handwritten Write-up- 50 Marks**, and **Presentation- 50 Marks (Panel Examination)**.

**Course Educational Objectives:** The student will be able to:

1. Explore the possible practical applications of the various theories that have been formulated so far in the present semester.
2. Look up the national and international cases related to the theories that they are studying in the present semester.
3. Understand and enhance analytical, deep research, organisational and outstanding skills.

**Course Outcomes:** The students will be:

1. Understand the syllabus of the current semester.
2. Able to choose the topic of their interest in write-up and presentation
3. Able to apply the theories and legal provisions according to the requirement of the topic.
4. Enhance the legal knowledge and presentations skills
5. Enhance the research and development skill in the legal field

## COURSE- DESCRIPTION

This paper will carry Maximum of 100 Marks which will be divided into Write up and Presentation examination. This course will be taught through class instructions and simulation exercises with the assistance of Faculty. Apart from teaching the relevant provisions of law, the course shall include a presentation on the topic of the syllabus extracted from the ongoing semester.

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B.COM.LL.B. (Hons.)

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5<sup>th</sup> Year, SEMESTER IX

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COURSE CODE	CATEGORY	COURSE NAME	L	T	P	CREDITS	TEACHING & EVALUATION SCHEME				
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LLBTP09	DC	TERM PAPER/RESEARCH PAPER IX	0	0	6	3	0	0	0	0	100

The Term Paper consists of four major sections:

1. Introduction
2. Background
3. Analysis
4. Conclusion

Details of the Sections:

## 1. Introduction

- a. Introduce and note why the topic is important.
- b. Briefly summarize necessary background information
- c. Statement of the problem of your topic
- d. Convey the roadmap of your paper.

## 2. Background

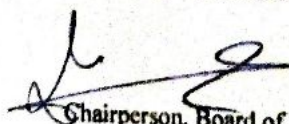
- a. Describe the genesis of the subject
- b. Describe the changes that have occurred during the development
- c. Explain the reasons for the changes
- d. Describe the current situation

## 3. Analysis


- a. Discuss the major issues of your paper
- b. Present the argument and separate issues and sub-issues
- c. Use organizational paradigms where appropriate

## 4. Conclusion

- a. Restate the term paper
- b. Summarize the major point of the paper

  
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