

# TRC LAW COLLEGE

(An Autonomous College)

Affiliated to Dr. Ram Manohar Lohia Avadh University, Ayodhya.



## SYLLABUS

**Semester - IV**

**LL.B. (Three Year) Program**

### Schedule

As such prescribed by the Bar Council of India Rules of Legal Education, 2008  
Schedule II Part II' for the LL.B. Three Year Course.

### **Annexure –B**

### **Scheme of Papers**

| <b>Semester</b>        | <b>Paper Code</b> | <b>Paper Name</b>                                                                    | <b>Credit Score</b> |
|------------------------|-------------------|--------------------------------------------------------------------------------------|---------------------|
| <b>Fourth Semester</b> | <b>LL-401</b>     | 1. Jurisprudence (Legal Theory & Concept)                                            |                     |
|                        | <b>LL-402</b>     | 2. Property Law-II & Registration Act.                                               |                     |
|                        | <b>LL-403</b>     | 3. Civil Procedure Code and Limitation Act.                                          |                     |
|                        | <b>LL-404</b>     | 4. B N S S 2023-II Including Juvenile Justice Act. 2015 & Probation of Offender Act. |                     |
|                        | <b>LL-405</b>     | 5. Labour & Industrial Law II                                                        |                     |
|                        | <b>LL-406</b>     | 6. Pleading, Drafting & Conveyancing.                                                |                     |

**Note: It is mandatory to complete the internship course in II year for promotion in the Final Year i.e. III Year.**



# TRC LAW COLLEGE

## SYLLABUS

**Course Title: Jurisprudence (Legal Theory & Concept)**

**Paper Code: LL-401**

**Course Description:** Jurisprudence is the study of legal theory, philosophy, and the underlying principles that shape law. This course provides an in-depth examination of the fundamental principles and concepts of jurisprudence, the philosophy of law. Students will explore the nature of law, its sources, and its relationship to morality and, analyzing key schools of thought, legal reasoning.

### **Course Objectives:**

- Introduce students to the fundamental concepts of jurisprudence and legal theory.
- Explore various schools of thought in jurisprudence, including Natural Law, Positivism, Realism, and Sociological Jurisprudence.
- Analyze the role of law in society, governance, and justice.
- Develop critical thinking and reasoning skills to understand the philosophy behind laws and legal institutions.
- Examine the relationship between law, morality, rights, and justice in legal systems.

### **Course Outline:**

#### **Unit II: Introduction**

- Definition, Nature and Scope of Jurisprudence
- Method of study and Importance
- Critical Analysis of the definition of Jurisprudence- Imperative theory of Law- John Austin
- Pure Theory of Law Hen's Kelson -Social Engineering of Law- Pound Volksgeist of law- Savigny
- Relationship with other subjects and general
- Particular Jurisprudence

#### **Unit II: Analytical Positivism-Definition of Positivism**

- Law & Sovereignty Austin's theory of Law its criticize,
- Modern Positivism, Pure theory of law Kelson's theory and its critical analysis
- HLA Hart-definition of Law
- Theory of Law of Neo Austinion Justice-Holland Salmond
- John Chipman Grey
- Morality





### **Unit III: School of Jurisprudence**

- Historical School Volksgeist theory of Law (Savigny) Theory of Law by Sir Henry Maine
- Sociological school; 'Theory of Social Engineering' Dean Roscoe Pound, Principal of Social Solidarity-Leon Duguit, Theory of social utilitarianism -Rudolf Von Ihering
- American Realist School; Karl Llewellyn, Jerone Frank, John Chipman ,Grey .Oliver Wendell Holmes Jr
- Natural Law School - Meaning of Natural law Theory of Divine will, Classical Classical Hellenistic theory, Natural Law in the 19<sup>th</sup> Century, The Era of Dullness, The Revival of Natural Law in the 20<sup>th</sup> Century
- The Philosophical School of law, Grotius , Kant Hegel

### **Unit IV: Sources of Law**

- Legislation-Important of Legislation as Source of Law, Legislation & Law Reform, Legislation and Condition, Kinds of legislation- Supreme and subordinates legislation, Rule of Interpretation
- Judicial Precedent- Precedent as source of Law, kinds of precedent, ratio decidendi and obiter dictum stare decisis
- custom- Definition Custom as source of Law Requisites of Valid custom when does customers become law? custom and prescription present position of customary law

### **Unit V: Legal Rights and Duties**

- Rights- Meaning and definition, Theories legal rights-theory of interest, Theory of will
- Hohfeld's Analytical of Rights and Kinds of Rights
- Duties- Meaning and Definition, Kinds of Duties, Relation between Right and Duties Jus and rem
- Legal Personality- Person Defined, Natural and Juristic Person Kinds of Person Legal Status of Unborn child, Legal Status of Dead Person, Legal Status of Idol, Legal Status of Temple and Mosque, Theory of Corporate Judicial decisions liability of corporation in Torts and Crime
- Possession -Definition, Importance, Essential Elements- Corpus of possession, Animus of Possession Development, Concept of possession. Kinds of Possession Savigny theory of Possession Method of transfer of Possession,
- Ownership Definition -Austin Holland and Salmond, Criticism

### **Recommended Books:**

"Jurisprudence and Indian Legal Theory" by Prof. S. N. Dhyani  
"Jurisprudence and Legal Theory" by Dr. N.V. Pranjpai  
"Jurisprudence and Legal Theory" by V.D. Mahajan,  
"Principles of Jurisprudence" Dr. by Anirudh Prasad  
"Jurisprudence" by G. S. Tiwari



### Course Learning Outcomes:

Upon completing this course, students will be able to:

| CLO | Description                                                                                             | Bloom's Taxonomy Level                                                |
|-----|---------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------|
| 1.  | Understand and explain key concepts, theories, and schools of jurisprudence.                            | Remembering, Understanding, Applying, Analyzing, Evaluating, Creating |
| 2.  | Analyze and critically evaluate different legal philosophies and their impact on the legal system.      | Remembering, Understanding, Applying, Analyzing, Evaluating, Creating |
| 3.  | Compare and contrast different schools of thought, such as Natural Law and Legal Positivism             | Remembering, Understanding, Applying, Analyzing, Evaluating, Creating |
| 4.  | Apply jurisprudential principles to real-world legal problems and societal issues.                      | Remembering, Understanding, Applying, Analyzing, Evaluating, Creating |
| 5.  | Develop reasoning and argumentation skills to engage in debates on law, justice, and morality.          | Remembering, Understanding, Applying, Analyzing, Evaluating, Creating |
| 6.  | Recognize the relevance of jurisprudence in modern legal developments, such as human rights and AI law. | Remembering, Understanding, Applying, Analyzing, Evaluating, Creating |



# TRC LAW COLLEGE

## SYLLABUS

Course Title: Property Law-II & Registration Act.

Paper Code: LL-402

**Course Description:** This course aims to provide a comprehensive understanding of concept of Property and transfer of property. Its historical development and application in India. Students will learn about the principles and provision of the transfer of property Act, and its implementation in various fields as well as this course covers the Registration Act. This act course typically focuses on the legal provisions outline in the registration act of 1908. It also covers the roles of different registration authorities.

### Course Objectives:

- The concept of property and the nature of property right are base to the understanding of law relating to property
- The objective of this paper is to focus on concept & classification of property as well as principle governing transfer of immovable property.
- To ensure information about all deals concerning land so that correct land records could be maintained.
- To registration of other documents for more authenticity.
- To analyze the registering authorities, provided in all the district for this purpose.

### Course Outline:

#### Unit I: Sale

- Definition of sale; essentials of a valid sale; sale how made
- Rights and liabilities of buyer and seller.
- Distinction between sale and exchange; sale and gift
- Exchange- definition and essentials.
- Rights and liabilities of parties.

#### Unit II: Mortgage

- Mortgage- definition; essentials of mortgage; kinds of mortgage.
- Rights and obligations of mortgages and mortgagee including right of redemption and right of foreclosure or sale.
- Marshaling of securities.
- Doctrine of subrogation including legal and conventional subrogation.
- Charges- kinds of charges; distinction between charge and mortgage, charge and lien.



### **Unit III: Lease**

- Definition of leaser, lessor, lessee, premium and rent. Essential elements of lease; leases how made.
- Rights and liabilities of lessor and lessee. Determination of lease.
- Exemption of leases for agricultural purposes.

### **Unit IV: Gift**

- Gift- definition; essential elements; transfer how effected ; modes of making gift. When gift may be suspended or revoked.
- Onerous gift. Universal donee.
- Actionable claim–definition; transfer of actionable claim; liability of transferee; mortgaged debt.

### **Unit V: Registration Act, 1908**

- Definition(Inspector general of registration, registrar, sub registrar
- Powers, Duties, Liabilities of Inspector general of registration, registrar, sub registrar
- Documents which registration in compulsory, place for registration documents related to land
- Power of attorney, effect of registrations, cancellation of registration, penalty's

### **Acts:**

- The Transfer of Property Act, 1882.
- Registration Act, 1908.

### **Recommended Books:**

- "The Transfer of property Act" by G.P. Tripathi
- "The Transfer of property Act" by R.K. Sinha
- "Transfer of property Act 1882 and Easement act 1882" by Murlidhar Chaturvedi-
- "The Transfer of property Act" by T.P Tripathi
- "Transfer of property Act and Easement" by Rudha Raman Gupta-
- "The Transfer of property Act" by Kul Sharatha-
- "Transfer of property Act" by Basanti Lal Babul-
- "The Transfer of property Act" by S.N Shukla-
- "Law of Transfer of property Act" by V.P. Sarathi
- "The Transfer of property Act" by Awatar Singh-





### Course Learning Outcomes:

Upon completing this course, students will be able to:

| CLO | Description                                                                                                                       | Bloom's Taxonomy Level                                                   |
|-----|-----------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------|
| 1.  | The Students will able to understand the most fundamental concepts in property law including registration                         | Remembering, Understanding, Applying, Analysing, Evaluating and Creating |
| 2.  | The Students will able to learn practical sheets related to property transfer                                                     | Remembering, Understanding, Applying, Analysing, Evaluating and Creating |
| 3.  | The students will be able to ensure information about all deals concerning land so that correct land records could be maintained. | Remembering, Understanding, Applying, Analysing, Evaluating and Creating |
| 4.  | The students will be able to analyze the registering authorities, provided in all the district for this purpose.                  | Remembering, Understanding, Applying, Analysing, Evaluating and Creating |



# TRC LAW COLLEGE

## SYLLABUS

**Course Title: Course Title: Civil Procedure Code and Limitation Act**

**Paper Code: LL-403**

**Course Description:** This course provides a detailed study of the Code of Civil Procedure, 1908, the primary legislation governing civil litigation in India. It explores the structure of civil courts, jurisdiction, procedural stages of a civil suit (from institution to execution), and ancillary matters like appeals, revisions, and injunctions. Students will examine key provisions, judicial interpretations, and amendments, with an emphasis on practical skills such as drafting pleadings and understanding court processes. It also focuses on the legal framework, principles, and practical application of the Limitation Act. It includes theoretical foundations, statutory provisions, judicial interpretations, and contemporary issues.

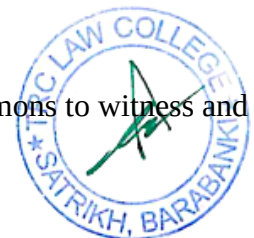
### **Course Objectives:**

- Understand the fundamental principles of civil procedure: To comprehend the underlying principles and concepts of civil procedure, including the role of the court, the parties, and the procedures involved.
- Analyze the structure and organization of the Civil Procedure Code: To examine the structure and organization of the code, including its various sections, chapters, and schedules.
- Apply the Civil Procedure Code in various legal contexts: To apply the code in different legal scenarios, including civil suits, appeals, and execution of decrees.
- Evaluate the outcomes of the Civil Procedure Code: To assess the effectiveness of the code in achieving its objectives, including access to justice, fairness, and efficiency.

### **Course outline:**

#### **Unit I: Introduction**

- Definition: Decree, Decree Holder, Foreign Court, Judgement, Legal Representative, Mesne profits, Order
- Suit in General: Jurisdiction of Courts: Meaning, Kinds of Jurisdiction
- Suit of Civil Nature: Doctrine of Res-SubJudice (stay of suits), doctrine of Res judicata
- Bar to Trial: Foreign judgment (its presumption and enforcement), place of suits
- Transfer of suits, Institution of suits
- Cause of Action
- Summon and Discovery issues: Service of summons for defendants, Summons to witness and penalty for default, discovery, judgment and Decree



## **Unit II: Execution**

- Execution: Courts by which Decree may be executed
- execution of Decree outside India
- Receipt
- Procedure in execution, Arrest and Detention
- Attachment ,sale Distribution of assets, Resistance of execution, Execution of Decree and Orde (payment under order )
- Decree for specific performance for restitution of conjugal rights
- Injunction, Decree for execution

## **Unit III: Appeal & Miscellaneous**

- First Appeal & second Appeal
- Appeals from order
- Reference, Review and Revision
- Exemption of certain women from personal Appearance, Appeal from Appeallated Decree, Appeal from Decree, Appeal to the Supreme Court
- exemption of other persons, exemption from Arrest under civil persons, exemption of Members of legislative bodies
- Application for restitution
- Caveat
- Inherent power of the Courts

## **Unit IV: Rule of Procedure and Orders**

- Parties to suits: joinder ,Misjoinder and Non joinder , Necessary parties , Representative
- From of Suits: Institution of suits, issues and service of summons
- Pleading: Plaint and written statement, set off, and counter claim
- Appearance of parties ;Settlement of issues and Determination of suit on issues of law ,Summons and Attendance of witness
- judgment and Decree
- Withdrawal and Adjustment of suits
- Commission
- suits by or Against Minor's and persons of unsound mind
- Suits by Indigent Persons
- Interpleader
- Summary procedure
- Arrest and Attachment before judgment
- Temporary Injunction and Interlocutory order
- Receiver



### **Unit V: Limitation of Suit, Appeal and Application**

- Preliminary, Definition
- Bar of limitation and its capacity
- legal disability: disability of one of several person
- suit against trustees and their representative
- suit on contracts entered into outside the territories to which the Act extends
- Computation of period of limitation
- Acknowledgement in writing, Acquisition of ownership by possession

#### **Act:**

- **Civil Procedure code,1908**
- **Limitation Act,1963**

#### **Recommended Books:**

- "Civil procedure Code" by Dr. T.P.Tripathi
- "Civil procedure Code" by Dr.Basanti Lal Babel
- "Civil procedure Code" by Dr. RadhaRamman Gupta
- "Civil procedure Code" by C.K Takwani



### Course Learning Outcomes:

Upon completing this course, students will be able to:

| <b>CLO</b> | <b>Description</b>                                                                                                                                                                                    | <b>Bloom's Taxonomy Level</b>                                         |
|------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------|
| <b>1.</b>  | Demonstrate a comprehensive understanding of the Civil Procedure Code: Students will be able to explain the fundamental principles, structure, and organization of the code.                          | Remembering, Understanding, Applying, Analyzing, Evaluating, Creating |
| <b>2.</b>  | Apply the Civil Procedure Code in various legal contexts: Students will be able to apply the code in different legal scenarios, including civil suits, appeals, and execution of decrees.             | Remembering, Understanding, Applying, Analyzing, Evaluating, Creating |
| <b>3.</b>  | Analyze the outcomes of the Civil Procedure Code: Students will be able to evaluate the effectiveness of the code in achieving its objectives, including access to justice, fairness, and efficiency. | Remembering, Understanding, Applying, Analyzing, Evaluating, Creating |
| <b>4.</b>  | Develop critical thinking and problem-solving skills: Students will be able to think critically and solve problems related to civil procedure, using the code as a framework.                         | Remembering, Understanding, Applying, Analyzing, Evaluating, Creating |



# TRC LAW COLLEGE

## SYLLABUS

**Course Title: B N S S 2023 II Including Juvenile Justice Act 2015 & Probation of offender Act**

**Paper Code: LL-404**

**Course Objectives:** This course provides an in-depth study of the laws and procedures governing the public order, appeal, Bail and maintenance of wife. The course will cover the key provisions of the BNSS, with a focus on the rights of the accused, the role of law enforcement agencies, and the principles of justice. It is also focus on key provision of Juvenile Justice Act and Probation of Offender Act.

### **Course Objectives:**

- Understand the fundamental principles of law relating to appeal, reference, revision etc.
- Analyze the key provisions of the BNSS, relating to maintenance of wife, bail and laws on maintaining public order.
- Explain the rights of the accused and the role of law enforcement agencies in the juvenile offenders and probation of offender.
- Identify the principles of granting bail and the importance of due process in the administration of justice.
- Develop critical thinking and problem-solving skills to apply the principles of criminal procedural law to real-life scenarios.

### **Course Outline:**

#### **Unit I: Maintenance of wife and maintaining public order**

- Maintenance of wives, children and parents Sec
- Security for keeping the peace and for good behavior
- Maintenance of Public order and Tranquility
- Public nuisances and disputes as to immovable property

#### **Unit II: Appeals**

- Appeals (Sec 413-435)
- Appeals from convictions, No Appeal in petty matters
- Appeal in case of acquittal, Petition to Appeal.
- Procedure when appellant in Jail, Power of Appellate court.
- References and Revision (Sec 436-445)
- Reference to High Court and Power to order Inquiry
- Powers of revision to High Court,



- Session Judge's Powers of revision.
- Transfer of criminal cases (Sec 446-452)

### **Unit III: Bail and Irregular Proceedings**

- Bail and Bond - in what cases bail to be taken
- When bail may be taken in case of non-Bailable offence.
- Special Power of High Court or Court of Session regarding Bail.
- Direction for grant of Bail to Person apprehending arrest.
- Special Power of High Court or Court of Session regarding Bail
- Irregularities which do not vitiate proceedings
- Irregularities which vitiate proceedings
- Limitation for taking cognizance of offences.

### **Unit IV: Juvenile justice (Care and Protection of Children) Act, 2000**

- Object and essential features of the Act,
- Definitions – Begging,
- Child in need of care and protection psychotropic substance,
- Juvenile in conflict with law.
- Juvenile justice Board – constitution, procedure and powers
- Child Welfare Committee – constitution, procedure and powers
- Special homes.
- Offences under the Act.

### **Unit -V Probation of offenders Act. 1958**

- Probation of Offenders Act
- Object and essential features of the Act.
- Powers of court to release certain offenders on probation of good conduct.
- Restrictions on imprisonment of the offenders under twenty one years of age.
- Probation Officers, duties of Probation Officers.

### **Recommended Books:**

"Juvenile Justice (Care & Protection of Children) Act 2015"

"Probation of offenders Act. 1958"

"The Bhartiya Nagrik Suraksha Sanhita 2023 (Bare Act)"

"किशोरन्याय अधिनियम 2015" सेण्ट्रल लॉ पब्लिकेशन

"BhartiyaNagrikSurakshaSanhita2023 : A Commentary" by J.K. Verma, EBC Publication

"Criminal Procedure (EBC)" by R.V. Kelkar's

"Criminals procedure K.N. Chandra Sekharpillai (EBC)" by R.V. Kalkar's

"The BhartiyaNagrikSurakshaSanhita 2023" By RatanLal&DheerajLal, Lexis Nexis

"The Juvenile Justice" By VedKumari, Universal Publication

"Law of Juvenile Justice in India" Delhi Law House

"Juvenile Justice: A Commentary" by Kumar Askand Pandey

"Juvenile Criminal Justice" by Dr. Ashwani Kumar Gupta, Wisdom Press



### Course Learning Outcomes:

Upon completing this course, students will be able to:

| CLO | Description                                                                                                                 | Bloom's Taxonomy Level                                                       |
|-----|-----------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------|
| 1.  | Explain the key provisions of the BNSS, governing appeal, bail and public order etc.                                        | Remembering,<br>Understanding<br>Applying, Analyzing<br>Evaluating, Creating |
| 2.  | Analyze the rights of the accused and the role of law enforcement agencies in the investigation and prosecution of crimes.  | Remembering,<br>Understanding<br>Applying, Analyzing<br>Evaluating, Creating |
| 3.  | Identify the principles of fair trial and the importance of due process in the administration of justice.                   | Remembering,<br>Understanding<br>Applying, Analyzing<br>Evaluating, Creating |
| 4.  | Apply the principles of criminal procedural law to real-life scenarios, including case studies and hypothetical situations. | Remembering,<br>Understanding<br>Applying, Analyzing<br>Evaluating, Creating |
| 5.  | Develop a critical understanding of the strengths and weaknesses of the criminal justice system.                            | Remembering,<br>Understanding<br>Applying, Analyzing<br>Evaluating, Creating |
| 6.  | Understand and Apply the law relating to Juvenile Justice                                                                   | Remembering,<br>Understanding<br>Applying, Analyzing<br>Evaluating, Creating |
| 7.  | Understand and Apply the key rules relating to Probation of offenders                                                       | Remembering,<br>Understanding<br>Applying, Analyzing<br>Evaluating, Creating |





# TRC LAW COLLEGE

## SYLLABUS

**Course Title: Labour and Industrial Law-II**

**Paper Code: LL-405**

**Course Description:** This course is to provide students with a thorough understanding of the legal frameworks governing wages, occupational safety, health, and working conditions in India, as enshrined in the Code on Wages, 2019, and the Code on Occupational Safety, Health and Working Conditions, 2020. The course aims to equip students with knowledge of wage concepts, payment mechanisms, occupational safety standards, and the rights and responsibilities of employers and employees, while fostering an ability to critically analyze these laws' implications for workers across various industries. It seeks to develop an appreciation of labor welfare, health, and safety regulations in the context of modern industrial practices.

**Course Objectives:**

- To understand the concept of wages, its different types, and the fixation and revision of minimum
- To understand the different modes of payment of wages, time limits for payment, and the responsibilities of employers and employees.
- To critically analyse the importance of occupational safety, health, and working conditions in various establishments.
- To analyse the specific provisions related to occupational safety, health, and working conditions in mines, factories, and other establishments.
- To understand the role of Inspector-cum-Facilitators, National and State Occupational Safety and Health Advisory Boards, and other authorities in ensuring occupational safety, health, and working conditions.

**Course Outline:**

**Unit I: Code on Wages, 2019- I**

- Meaning and concept of wages
- New standard of minimum wage, minimum fair,
- Different concepts- living wage, fair wage, minimum wage,
- Payment and Fixation of minimum rate of wages.
- Components of minimum wages.
- Fixation and revision of minimum wages
- Minimum wage and national minimum wage

**Unit II: Code on Wages, 2019- II**

- Different modes of payment of wages
- Time limit for payment of wages.
- Fixation of wage period.
- Responsibility for payment of wages
- Eligibility for bonus



- Disqualification for bonus.
- Time limit for payment of bonus.
- Appointment and powers of Inspector-cum-Facilitators
- Power of officers of appropriate Government to impose penalty in certain cases
- Central advisory board and state advisory board

### **Unit III: Code on Occupational Safety, Health and Working Conditions, 2020- I**

- Important terms- factory, mine, manufacturing process, worker and occupier, inspecting staff, audio-visual worker, dock work, employee, employer, establishment, industry, machinery, worker,
- Registration of certain establishments.
- Duties of employer and employees
- Rights of employees
- Responsibility of employer for maintaining health and working conditions.
- Prohibition of employment of women in dangerous operation.
- Contract labour and contractor,
- Registration and prohibition of employment of contract labour
- Licensing of contractors- grant of licenses, revocation, suspension
- Welfare and health of contract labour
- Prohibition of employment of audiovisual worker without agreement.

### **Unit IV: Code on Occupational Safety, Health and Working Conditions, 2020- II**

- Appointment and duties of managers in mines
- Conditions for employment of persons in mines
- Beedi and cigar workers- Licence to industrial premises and person
- Approval and licensing of factories
- Employment of young persons on dangerous machines,
- General duties of occupier,
- Measures to be taken for health safety and welfare of workers
- Working hours of adults
- Employment of young and children
- Regulation of employment of women in factory

### **Unit V: Code on Occupational Safety, Health and Working Conditions, 2020- III**

- Appointment and powers of Inspector cum Facilitators
- Constitution and powers of National Occupational Safety and Health Advisory Board
- Constitution and powers of State Occupational Safety and Health Advisory Board
- Appeal against the order of Inspector cum Facilitator in cases of factory disputes
- Safety Committee and safety officers.
- Medical officer- power and duties.
- Appointment and powers of Advisory board and state advisory board under contract labour



**Bare Acts:**

- Code on Wage, 2019
- Code on Occupational Safety Health and Working Conditions, 2020

**Recommended Book:**

"Labour and Industrial Law" 29<sup>th</sup> Edition Central Law Publication 2019- S.N. Mishra,  
"Labour and Industrial Law" (Hindi) 29<sup>th</sup> Edition Central Law Publication 2019- S.N. Mishra,  
"Labour Laws" (Hindi) 7<sup>th</sup> Edition Central Law Agency, 2019- Ganga Sahay Sharma,  
"Commentaries on factories act" by S.C Srivastava  
"Labour and Industrial Laws" by Avtar Singh  
"Labour and Industrial Law" by K.M.Pillai  
"Labour and Industrial Laws" by G. V. Goswami



**Course Outcomes:**

Upon completing this course students will able to:

| <b>CLO</b> | <b>Description</b>                                                                                                                                                                                                   | <b>Bloom's Taxonomy Level</b>                                         |
|------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------|
| 1.         | Analyze the processes for the fixation, revision, and payment of minimum rates of wages, including the concept of national minimum wage.                                                                             | Remembering, Understanding, Applying, Analysing, Evaluating, Creating |
| 2.         | Assess the responsibilities for wage payment, eligibility criteria for bonuses, and conditions leading to disqualification for bonuses.                                                                              | Remembering, Understanding, Applying, Analysing, Evaluating, Creating |
| 3.         | Analyze the registration and licensing processes for establishments, contractors, and contract labor, as well as prohibitions on employing women in dangerous operations and audiovisual workers without agreements. | Remembering, Understanding, Applying, Analysing, Evaluating, Creating |
| 4.         | Define key terms such as factory, mine, worker, occupier, contract labor, and establishment, and explain their significance under the Code.                                                                          | Remembering, Understanding, Applying, Analysing, Evaluating, Creating |
| 5.         | Critically examine the restrictions on employing children and young persons on dangerous machines and the approval processes for factories.                                                                          | Remembering, Understanding, Applying, Analysing, Evaluating, Creating |
| 6.         | Evaluate the mechanisms for appealing orders of Inspector-cum-Facilitators and the functions of Safety Committees, safety officers, and medical officers.                                                            | Remembering, Understanding, Applying, Analysing, Evaluating, Creating |
| 7.         | Analyze the constitution and powers of advisory boards under contract labor provisions and their role in safeguarding occupational safety and health standards.                                                      | Remembering, Understanding, Applying, Analysing, Evaluating, Creating |



# TRC LAW COLLEGE

## SYLLABUS

**Course Title: Pleading, Drafting and Conveyancing**

**Paper Code: LL-406**

**Course Description:** This course will be taught by using drafts of various cases, deeds, etc in the form of handouts. We then move on to the format for each type of document prepared as per the statutory rules. For each type of document to be discussed in class, 5 students will be identified before-hand and will be required to lead the discussion on the rules and points to be kept in mind whilst drafting such a document. The other students will also be expected to have read the rules and should actively participate in classroom discussion. Students who have worked on or are working on a project that involves the topic under consideration might be required to make a presentation in class- this will help the class explore several tangential and intersecting themes. For example, whilst studying drafting of Plaints in civil suits, a student who has made a project on a Plaint prepared. There will be Mock-Tests wherein students will be expected to solve practical-type questions and draft documents in class.

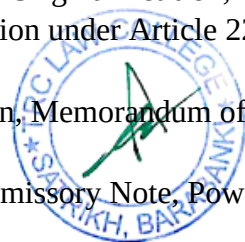
### **Objectives:**

- To understand the principles and techniques of pleading, drafting, and Conveyancing in the Indian legal system.
- To develop skills in drafting and preparing pleadings, contracts, and other legal documents.
- To learn how to analyse and interpret legal documents, including contracts, deeds, and other instruments.
- To understand the importance of clarity, precision, and accuracy in legal drafting.
- To develop critical thinking and problem-solving skills in the context of legal drafting and Conveyancing.
- To learn how to identify and avoid potential pitfalls and errors in legal drafting and Conveyancing.
- To understand the role of pleading, drafting, and Conveyancing in the Indian legal system and their impact on the administration of justice.

### **Course Outline:**

The course will be taught class instructions and simulation exercises, preferably with assistance of practising lawyers/retired judges. Apart from teaching the relevant provisions of law, the course may include not less than 15 practical exercises in drafting carrying a total of 45 marks (3 marks for each) and 15 exercises in Conveyancing carrying another 45 marks (3 marks for each exercise) remaining 10 marks will be given for viva voice.

- **Drafting:** -General principles of drafting and relevant substantive rules shall be taught
- **Pleadings:** - (i) Civil: Plaint, Written Statement, Interlocutory Application, Original Petition, Affidavit, Execution Petition, Memorandum of Appeal and Revision, Petition under Article 226 and 32 of the Constitution of India.
- (ii) Criminal: Complaint, Criminal Miscellaneous petition, Bail Application, Memorandum of Appeal and Revision
- (iii) Conveyance: Sale Deed, Mortgage Deed, Lease Deed, Gift Deed, Promissory Note, Power of Attorney, Will, Trust Deed



- (iv) Drafting of writ petition and PIL petition

**Recommend Books:**

"The Code of Civil Procedure, 1908, Orders VI to VIII"

"Law of Pleadings in India" by S.C. Dheengra and G.C. Mogha, EBC.

"Civil Court: Practice and Procedure" by M.R. Mallick, Ganguly's

"Pleading, Drafting, and Conveyancing" by Kanti Mani, Lawman.

"The Law of Pleading, Drafting, and Conveyancing" by Dr. K.K. Srivastava, CLP.



### Course Learning Outcomes:

Upon completing this course, students will be able to:

| CLO | Description                                                                                                                                     | Bloom's Taxonomy Level                                                |
|-----|-------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------|
| 1.  | Define and explain the concept of pleading, drafting, and Conveyancing in the Indian legal system.                                              | Remembering, Understanding, Applying, Analysing, Evaluating, Creating |
| 2.  | Analyse and interpret legal documents, including contracts, deeds, and other instruments.                                                       | Remembering, Understanding, Applying, Analysing, Evaluating, Creating |
| 3.  | Draft and prepare pleadings, contracts, and other legal documents with clarity, precision, and accuracy.                                        | Remembering, Understanding, Applying, Analysing, Evaluating, Creating |
| 4.  | Identify and avoid potential pitfalls and errors in legal drafting and conveyancing.                                                            | Remembering, Understanding, Applying, Analysing, Evaluating, Creating |
| 5.  | Apply critical thinking and problem-solving skills to real-world legal scenarios.                                                               | Remembering, Understanding, Applying, Analysing, Evaluating, Creating |
| 6.  | Evaluate the effectiveness of different drafting and conveyancing techniques and strategies                                                     | Remembering, Understanding, Applying, Analysing, Evaluating, Creating |
| 7.  | Develop a deeper understanding of the Indian legal system and the role of pleading drafting, and conveyancing in the administration of justice. | Remembering, Understanding, Applying, Analysing, Evaluating, Creating |
| 8.  | Demonstrate proficiency in drafting and preparing legal documents, including pleadings, contracts, and deeds                                    | Remembering, Understanding, Applying, analysing, Evaluating, Creating |

