



ಕರ್ನಾಟಕ ರಾಜ್ಯ ಕಾನೂನು ವಿಶ್ವವಿದ್ಯಾಲಯ

ನವನಗರ, ಹುಬ್ಬಳ್ಳಿ - 580025

ನ್ಯಾಕ 'ಎ' ಶ್ರೇಣಿ ಮಾನ್ಯತೆ

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ಸಂ: ಕರಾಕಾವಿ/ವಿ.ಮಂ./ಬಿ.ಓ.ಎಸ್.(ಯು.ಜಿ.)ಪಠ್ಯಕ್ರಮ/2018-19/1292

ದಿ: 09.08.2018.

: ತಿದ್ದುಪಡಿ ಸುತ್ತೋಲೆ :

ವಿಷಯ: 2018-19ನೇ ಸಾಲಿನಿಂದ 3ವರ್ಷದ ಮತ್ತು 5ವರ್ಷದ ಬಿ.ಎ/ಬಿ.ಬಿ.ಎ/ ಬಿ.ಕಾಂ.,
ಎಲ್.ಎಲ್.ಬಿ.ಯ ಪರಿಷ್ಕೃತ ವಿಷಯಗಳ ಪಟ್ಟಿಯನ್ನು ಅಳವಡಿಸಿದರ ಕುರಿತು.

ಉಲ್ಲೇಖ: 1. ಈ ಕಚೇರಿ ಪತ್ರದ ಸಂಖ್ಯೆ:ಕರಾಕಾವಿ/ವಿ.ಮಂ./ಬಿ.ಓ.ಎಸ್.(ಯು.ಜಿ.)ಪಠ್ಯಕ್ರಮ/2018-
19/1250, ದಿನಾಂಕ:07.08.2018.

2. ಕರಾಕಾವಿಯ ವಿಶೇಷ ಬಿ.ಓ.ಎಸ್. (ಯು.ಜಿ.)ಸಭೆಯ ದಿನಾಂಕ:16.07.2018.

2. ಪ್ರಶಾಸನ ಸಭೆಯ ಅನುಮೋದನೆಯ ದಿನಾಂಕ: 04.08.2018, ಗೊತ್ತುವಳಿ ಸಂಖ್ಯೆ: 09

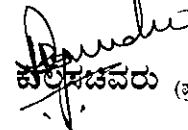
3. ಮಾನ್ಯ ಕುಲಪತಿಗಳ ಅನುಮೋದನೆಯ ದಿನಾಂಕ: 09.08.2018.

ಮೇಲ್ಕಾಣಿಸಿದ ವಿಷಯಕ್ಕೆ ಸಂಬಂಧಿಸಿದಂತೆ, ಈ ಮೂಲಕ ಸಂಯೋಜಿತ ಎಲ್ಲ ಕಾನೂನು
ಮಹಾವಿದ್ಯಾಲಯಗಳ ಪ್ರಾಚಾರ್ಯರಿಗೆ ತಿಳಿಯಪಡಿಸುವದನೆಂದರೆ, ಕರ್ನಾಟಕ ರಾಜ್ಯ ಕಾನೂನು ವಿಶ್ವವಿದ್ಯಾಲಯದ
ಅಡಿಯಲ್ಲಿ ಬರುವ 3ವರ್ಷದ ಮತ್ತು 5ವರ್ಷದ ಬಿ.ಎ/ಬಿ.ಬಿ.ಎ/ಬಿ.ಕಾಂ.,ಎಲ್.ಎಲ್.ಬಿ. ಕೋರ್ಸುಗಳಿಗೆ ಪರಿಷ್ಕೃತ
ವಿಷಯಗಳ ಪಟ್ಟಿಯನ್ನು ತಯಾರಿಸಿ ದಿನಾಂಕ. 16.07.2018ರ ವಿಶೇಷ ಬಿ.ಓ.ಎಸ್.(ಯು.ಜಿ.) ಸಭೆಯ ಹಾಗೂ ದಿನಾಂಕ
04.08.2018ರಂದು ಜರುಗಿದ 70ನೇ ಪ್ರಶಾಸನ ಸಭೆಯ ಅನುಮೋದನೆಯನ್ನು ಪಡೆಯಲಾಗಿದೆ.

2018-19ನೇ ಸಾಲಿಗೆ 3ವರ್ಷದ ಮತ್ತು 5 ವರ್ಷದ ಬಿ.ಎ/ಬಿ.ಬಿ.ಎ/ಬಿ.ಕಾಂ.,ಎಲ್.ಎಲ್.ಬಿ. ಕಾನೂನು ಕೋರ್ಸಿಗೆ
ಪ್ರಥಮ ವರ್ಷಕ್ಕೆ ಪ್ರವೇಶ ಪಡೆದ ವಿದ್ಯಾರ್ಥಿಗಳಿಗೆ ಈ ಕೆಳಗಿನಂತೆ ಪಠ್ಯಕ್ರಮವನ್ನು ನಿಗದಿಪಡಿಸಲಾಗಿದೆ.

ಅ) 5 ವರ್ಷದ ಬಿ.ಎ.,ಎಲ್.ಎಲ್.ಬಿ. ಕೋರ್ಸಿಗೆ	<u>Appendix-IV</u>
ಆ) 5 ವರ್ಷದ ಬಿ.ಬಿ.ಎ.,ಎಲ್.ಎಲ್.ಬಿ. ಕೋರ್ಸಿಗೆ	<u>Appendix-V</u>
ಇ) 5 ವರ್ಷದ ಬಿ.ಕಾಂ.,ಎಲ್.ಎಲ್.ಬಿ. ಕೋರ್ಸಿಗೆ	<u>Appendix-VI</u>
ಈ) 3ವರ್ಷದ ಎಲ್ ಎಲ್.ಬಿ. ಕೋರ್ಸಿಗೆ	<u>Appendix-VI A</u>

ಕೋರ್ಸುಗಳು ಹಾಗೂ ವಿಷಯಗಳವಾರು ಸಂಪೂರ್ಣ ಪಟ್ಟಿಯನ್ನು ಮೇಲಿನ ಅಪೆಂಡಿಕ್ಸುಗಳಲ್ಲಿ ತಿಳಿಸಿ ಅವುಗಳ
ಪ್ರತಿಗಳನ್ನು ಈ ಸುತ್ತೋಲೆಯ ಜೊತೆಗೆ ಲಗತ್ತಿಸಿದೆ. ಆದ್ದರಿಂದ ಈ ವಿಷಯವನ್ನು ಆಯಾ ವಿಷಯಗಳ ಶಿಕ್ಷಕರಿಗೆ ಹಾಗೂ
ವಿದ್ಯಾರ್ಥಿಗಳ ಗಮನಕ್ಕೆ ತಂದು ವ್ಯವಸ್ಥಿತವಾಗಿ ಪಠ್ಯಕ್ರಮವನ್ನು ಜಾರಿಗೆ ತರಲು ಈ ಮೂಲಕ ತಿಳಿಸಲಾಗಿದೆ.


ವಿಲಾಸಪುರ (ಪ್ರಭಾಕರ)

ಗೆ,

ಕರ್ನಾಟಕ ರಾಜ್ಯ ಕಾನೂನು ವಿಶ್ವವಿದ್ಯಾಲಯಕ್ಕೆ ಸಂಯೋಜನೆಗೊಂಡ
ಎಲ್ಲ ಕಾನೂನು ಮಹಾವಿದ್ಯಾಲಯಗಳ ಪ್ರಾಚಾರ್ಯರಿಗೆ.

ಅಡಕ: ಮೇಲಿನಂತೆ.

ಪ್ರತಿಗಳು:

1. ಮಾನ್ಯ ಕುಲಪತಿಗಳ ಆಪ್ತ-ಕಾರ್ಯದರ್ಶಿಗಳು, ಕರಾಕಾವಿ.ಹುಬ್ಬಳ್ಳಿ.
2. ಮಾನ್ಯ ಕುಲಸಚಿವರ, ಆಪ್ತ-ಕಾರ್ಯದರ್ಶಿಗಳು, ಕರಾಕಾವಿ.ಹುಬ್ಬಳ್ಳಿ.
3. ಕುಲಸಚಿವರು (ಪರೀಕ್ಷಾ ವಿಭಾಗ), ಕರಾಕಾವಿ.ಹುಬ್ಬಳ್ಳಿ.
4. ಉಪ ಕುಲಸಚಿವರು ವಿದ್ಯಾಮಂಡಲ ವಿಭಾಗ, ಕರಾಕಾವಿ.ಹುಬ್ಬಳ್ಳಿ.
5. ವ್ಯವಸ್ಥಾಪಕರು, ಐ.ಸಿ.ಟಿ. ವಿಭಾಗ, ಕರಾಕಾವಿ.ಹುಬ್ಬಳ್ಳಿ, ಅಂತರ್ಜಾಲತಾಣದಲ್ಲಿ ಅಳವಡಿಸಲು
6. ಕಛೇರಿಯ ಪ್ರತಿ.



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Appendix-IV

Sl.No.	Semester	Integrated B.A.,LL.B. Programme for the year 2018-19
1	1st semester	1. General English 2. Major-1 3. Minor-I-1 4. Minor-II-1 5. Legal Methods
2	2nd semester	1. Kannada / Kannada Kali 2. Major-2 3. Minor-I-2 4. Minor-II-2 5. Law of Torts
	3rd semester.	1. Major-3 2. Major-4 3. Minor-I-3 4. Minor-II-3 5. Constitutional Law-I – Syllabus as per Appendix-IX
4	4th semester.	1. Major-5 2. Major-6 3. Constitutional Law-II – Syllabus as per Appendix-X 4. Law of Crimes-I 5. Contract-I (Law of General Contract)
5	5th semester	1. Labour Law-I – Syllabus as per Appendix-XI 2. Jurisprudence 3. Family Law-I 4. Contract-II (Specific Contracts) 5. Administrative Law
6	6th semester	1. Labour Law-II – Syllabus as per Appendix-XII 2. Company Law 3. Property Law. 4. Family Law-II
7	7th semester	1. Public International Law 2. Law of Taxation 3. Criminal Law-II (Cr.P.C.) 4. Clinical Course-I: Professional Ethics and Professional Accounting System.
8	8th semester	1. Law of Evidence 2. Optional-I: Human Rights Law and Practice / Insurance Law. 3. Optional-II: Banking Law / Right to Information. 4. Clinical Course-II: Alternative Dispute Resolution Systems.
9	9th semester	1. Civil Procedure Code and Limitation Act 2. Optional-III: Intellectual Property Rights-I / Penology & Victimology.

		<ul style="list-style-type: none"> 3. Optional-IV: Interpretation of Statutes and Principles of Legislation / Competition Law. 4. Clinical Course-III: Drafting, Pleading and Conveyance.
10	10th semester	<ul style="list-style-type: none"> 1. Environmental Law 2. Optional-V: Intellectual Property Rights-II/ White Collar Crimes. 3. Optional-VI: Land Law / Law relating to International Trade Economics. 4. Clinical Course-IV: Moot Court Exercise and Internship.



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Appendix-V

Sl.No.	Semester	Integrated B.B.A.,LL.B. Programme for the year 2018-19
1	1 st semester	1. General English 2. Business environment 3. Managerial economics 4. Financial Accounting 5. Legal Methods
2	2 nd semester	1. Kannada / Kannada Kali 2. Principles & Practice Management. 3. Economic Development in India. 4. Entrepreneurship Development. 5. Law of Torts
	3 rd semester.	1.Business Communications. 2.Cost and Management Accounting. 3.Human Resources Management – Industrial Relations 4.Business Statistics 5.Constitutional Law-I – Syllabus as per Appendix-IX
4	4 th semester.	1. Financial Management. 2. International Business. 3. Constitutional Law-II – Syllabus as per Appendix-X 4. Law of Crimes-I 5. Contract-I (Law of Contract)
5	5 th semester	1. Labour Law-I– Syllabus as per Appendix-XI 2. Jurisprudence 3. Family Law-I 4. Contract-II (Specific Contracts) 5. Administrative Law
6	6 th semester	1. Labour Law-II– Syllabus as per Appendix-XII 2. Company Law 3. Property Law. 4. Family Law-II
7	7 th semester	1. Public International Law 2. Law of Taxation 3. Criminal Law-II (Cr.P.C.) 4. Clinical Course-I: Professional Ethics and Professional Accounting System.
8	8 th semester	1. Law of Evidence 2. Optional-I: Human Rights Law and Practice / Insurance Law. 3. Optional-II: Banking Law / Right to Information. 4. Clinical Course-II: Alternative Dispute Resolution Systems.

9	9 th semester	<ol style="list-style-type: none"> 1. Civil Procedure Code and Limitation Act 2. Optional-III: Intellectual Property Rights-I / Penology &Victimology. 3. Optional-IV: Interpretation of Statutes and Principles of Legislation / Competition Law. 4. Clinical Course-III: Drafting, Pleading and Conveyance.
10	10 th semester	<ol style="list-style-type: none"> 1. Environmental Law 2. Optional-V: Intellectual Property Rights-II/ White Collar Crimes. 3. Optional-VI: Land Law / Law relating to International Trade Economics. 4. Clinical Course-IV: Moot Court Exercise and Internship.



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Appendix-VI

Sl.No.	Semester	Integrated B.Com., LL.B. Programme for the year 2018-19
1	1 st semester	1. General English 2. Business Environment 3. Micro Economics 4. Financial Accounting. 5. Legal Methods
2	2 nd semester	1. Kannada / Kannada Kali 2. Principles & Practice of Management. 3. Macro Economics 4. Corporate Accounting 5. Law of Torts
	3 rd semester.	1. Marketing and Services Management 2. Cost Accounting 3. Principles and Practice of Auditing 4. Business Statistics 5. Constitutional Law-I – Syllabus as per Appendix-IX
4	4 th semester.	1. Financial Management. 2. International Business. 3. Constitutional Law-II – Syllabus as per Appendix-X 4. Law of Crimes-I 5. Contract-I (Law of Contract)
5	5 th semester	1. Labour Law-I – Syllabus as per Appendix-XI 2. Jurisprudence 3. Family Law-I 4. Contract-II (Special Contracts) 5. Administrative Law
6	6 th semester	1. Labour Law-II– Syllabus as per Appendix-XII 2. Company Law 3. Property Law. 4. Family Law-II
7	7 th semester	1. Public International Law 2. Law of Taxation 3. Criminal Law-II (Cr.P.C.) 4. Clinical Course-I: Professional Ethics and Professional Accounting System.
8	8 th semester	1. Law of Evidence 2. Optional-I: Human Rights Law and Practice / Insurance Law. 3. Optional-II: Banking Law / Right to Information. 4. Clinical Course-II: Alternative Dispute Resolution Systems.

9	9 th semester	<ol style="list-style-type: none"> 1. Civil Procedure Code and Limitation Act 2. Optional-III: Intellectual Property Rights-I / Penology &Victimology. 3. Optional-IV: Interpretation of Statutes and Principles of Legislation / Competition Law. 4. Clinical Course-III: Drafting, Pleading and Conveyance.
10	10 th semester	<ol style="list-style-type: none"> 1. Environmental Law 2. Optional-V: Intellectual Property Rights-II/ White Collar Crimes. 3. Optional-VI: Land Law / Law relating to International Trade Economics. 4. Clinical Course-IV: Moot Court Exercise and Internship.



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Appendix-VI A

Sl.No.	Sem	3yrs LL.B. Programme (2018-19)
01	1 st	1. Constitutional Law -I, – Syllabus as per Appendix-IX 2. Contract - I 3. Law of Torts 4. Family Law - I: Hindu Law 5. Criminal Law - I: Indian Penal Code 6. English (For those who write examinations in Kannada) – Syllabus as per Appendix-II
02	2 nd	1. Constitutional Law-II, – Syllabus as per Appendix-X 2. Contract -II. 3. Labour Law-I – Syllabus as per Appendix-XI 4. Property Law. 5. Family Law -II: Mohemmadan Law & Indian Succession Act. 6. Kannada/ Kannada Kali (For non-Kannadiga students)
03	3 rd	1. Jurisprudence 2. Labour Law-II – Syllabus as per Appendix-XI 3. Law of Taxation 4. Criminal Law-II: CR.P.C., JJ Act & Probation of Offenders Act 5. Administrative Law.
04	4 th	1. Public International Law. 2. Optional-I: Human Rights Law and Practice / Insurance Law. 3. Optional-II: Banking Law / Right to Information. 4. Clinical Course-I: Professional Ethics and Professional Accounting System. 5. Clinical Course-II: Alternative Dispute Resolution Systems.
05	5 th	1. Company Law 2. Civil Procedure Code and Limitation Act. 3. Optional-III: Intellectual Property Rights-I / Penology & Victimology. 4. Optional-IV: Interpretation of Statutes and Principles of Legislation / Competition Law. 5. Clinical Course-III: Drafting, Pleading and Conveyance.
06	6 th	1. Law of Evidence. 2. Environmental Law 3. Optional-V: Intellectual Property Rights-II/ White Collar Crimes. 4. Optional-VI: Land Law / Law relating to International Trade Economics. 5. Clinical Course-IV: Moot Court Exercise and Internship.

Constitutional Law – I

Objectives:

The purpose of the course is to acquaint the students with the idea that the Indian Constitution is a normative Constitution with value aspirations. The Indian Constitution envisages to establish a justice system with legal technique. The basic postulate of Constitution like the Constitutional Supremacy, Rule of law and Concept of Liberty are emphasized in this paper. Exhaustive analysis of Fundamental Rights and committed approach to Directive principles would form the essence of the course.

UNIT-I

Meaning & Definition of Constitution: kinds of Constitution, Constitutionalism, Salient features of Indian Constitution.

Preamble: Meaning, Scope, Importance, Objectives and Values enshrined in the Preamble.

Citizenship- modes of acquisition & termination

UNIT- II

State: Definition under Article 12, New Judicial trends on concept of State Action- need for widening the definition.

Definition and Meaning of Law: Pre- Constitutional and Post- Constitutional Laws, Doctrine of Severability and Doctrine of eclipse, Judicial Review and Article 13.

Equality and Social Justice: General Equality Clause under Article 14, New Concept of Equality, Judicial Interpretation on Equality.

UNIT- III

Protective Discrimination and Social Justice under Articles 15 and 16, New Judicial trends on Social Justice, Constitutional Provisions on Untouchability under Article 17.

Right to Freedom: Freedom of Speech and Expression, Different dimensions - Freedom of Assembly, Association, Movement and Residence, Profession, Occupation, Trade or business, Reasonable restrictions.

UNIT- IV

Rights of the Accused: Ex-post facto Law – Double jeopardy – Right against self incrimination (Article 20). Rights of the arrested person, Preventive Detention Laws (Article 22), Right to Life and Personal Liberty, Various facets of Life and Liberty (Article.21), Right against Exploitation, Secularism - Freedom of Religion, Judicial interpretation, Restrictions on freedom of religion,

UNIT -V

Cultural and Educational Rights of minorities - Recent trends - Right to Constitutional Remedies: Article 32 and 226 – kinds of writs - Right to property (prior to 1978 and the present position), Directive Principles of State Policy and Fundamental Duties- inter relation between fundamental rights and directive principles.

Prescribed Book:

1. Dr. V. N. Shukla – Constitution of India
2. M. P. Jain- Indian Constitutional Law

Reference Books:

1. H. M. Seervai – Constitutional Law of India
2. T. K. Tope – Constitutional Law
3. D.D. Basu Shorter Constitution of India
4. S. Shiva Rao- Framing of Indian Constitution
5. Subhash. C. Kashyap - Parliamentary Procedure
6. Subhash. C. Kashyap – History of Indian Parliament
7. R. C. Agarwal-Constitutional Development and National Movement
8. A. B. Keith- Constitutional History of India.
9. D.J. De – The Constitution of India Vol. I and II.

English

Objectives:

English is a forceful language with a rich vocabulary that can make a positive impact on the outcome of a case. Knowledge of English is essential to understand the precepts, principles and underlying meaning of the Law. Some judgments may come in vernacular languages at the lower courts, but the importance of English both at the lower and higher courts cannot be denied. A budding lawyer with a good command over the regional as well as English language can become a competent judicial officer as well as a successful lawyer. So, the need of the hour is to perform well in the field of Law.

The prose text introduces a student to the nuances of the legal profession and the social responsibilities of a lawyer. The syllabus also aims to strengthen the basic features of the English language, as well as the importance of vocabulary and their usage. Comprehension of unseen passages helps to understand important ideas and paves the way for logical thinking. Translation is an intellectual and demanding task, as it fine-tunes the drafting skills and facilitates learning as well. Translations of old vernacular legal documents are vital for the outcome of a case.

UNIT -1

1. Law and Lawyers – M. K. Gandhi.

UNIT -2

1. Articles, Parts of Speech/their usage, same word used as different parts of speech.
2. Identification of errors.
3. Types of sentences, transformation of sentences.
4. Change of voice.
5. Reported Speech.
6. Idioms.
7. Legal words and their usage.

UNIT -3

Applied writing.

1. Paragraph writing.
2. Report writing/Press report.
3. Precis writing, Summarizing.
4. Essay writing.
5. Cohesive devices.
6. Comprehension passages.
7. Letter writing.

UNIT -4

Professional writing:-

1. Petitions.
2. Notices.
3. Refutation.
4. Essay writing on topics of legal interest.
5. Comprehension legal content.
6. Legal words and their usage.
7. Use of Cohesive legal devices.

UNIT -5

Translation:-

1. Principles of Translation.
2. Translation exercises (Translation from legal texts and decided cases.)

Text and reference books:

1. The law and lawyers by M. K.Gandhi, compiled and edited by S. B. Kher, Navajivan Publishing House, Ahmedabad.
2. Contemporary English Grammar, David Green, Macmillan Ltd.
3. Legal Language Writing and General English by Dr. S. C. Tripathi. Central Law Publications.
4. Wren and Martin English Grammar and Composition.
5. Legal Language, Legal Writing and General English by Dr. S. C. Tripathi. Central Law Publications.
6. ಅನುವಾದ ಕಲೆ- ಎಸ್. ನಾಗಭೂಷಣ
7. ಬಾಷಾಂತರ ಸೌರಬ್- ಲಕ್ಷ್ಮಿ ನಾರಾಯಣಅರೋರಾ.
8. ಬಾಷಾಂತರ ಕಲೆ- ಪ್ರಧಾನಗುರುದತ್.
9. ಬಾಷಾಂತರ-ಕನ್ನಡ ವಿ.ವಿ. ಪ್ರಕಟಣೆ.
10. ಬಾಷಾಂತರ ಸಂಸ್ಕೃತಿಕ ನೆಲೆಗಳು- ಕನ್ನಡ ವಿ.ವಿ. ಪ್ರಕಟಣೆ.

Constitutional Law – II

Objectives:

This course gives the students a picture of Constitutional Parameters regarding the organization, powers and functions of the various organs of the Government. The emphasis is also on the study of the nature of federal structure and its functioning. A critical analysis of the significant judicial decisions is offered to highlight judicial restraint, judicial activism and judicial balancing. Finally, the students should be able to articulate their independent views over contemporary crucial Constitutional issues.

UNIT-I

Federal system: Organization of State.

Relationship between the Centre and the State: Legislative, Financial and Administrative, Co-operative Federalism and recommendation of Commission.

Freedom of Trade and Commerce, Official Language, Local self-government with special emphasis on 73rd and 74th Amendment.

Constitutional provision of Jammu and Kashmir (Art. 370)

UNIT-II

Executive: Centre and State; President and Governor; powers and functions.

Parliament and State Legislature: Bicameralism, Composition, powers and function.

Councils of ministers: collective responsibility, Position of Prime Minister and Chief Minister.

UNIT-III

Speaker: Parliament and State Legislature, Powers and Functions, Privileges Anti-Defection Law.

Judiciary: Union and States, appointment, powers, jurisdiction and Transfer of judges.

UNIT-IV

Subordinate Judiciary, Administrative Tribunals.

Public Service Commission: services under the center and the state, Constitutional protection to Civil Servants.

Election Commission: Powers and functions.

State liability for Torts and Contract.

UNIT-V

Emergency: Types, Effects and effects on Fundamental Rights.

Constitutional Interpretation

Amendment: Basic structure theory.

Schedules.

Review of working of the Constitution.

Prescribed Book:

1. M. P. Jain - Indian Constitutional Law Vol I& II

Reference Books:

1. H. M. Seervai - Constitutional Law of India
2. V. N. Shukla - Constitution of India
3. T. K Tope - Constitutional Law
4. S. Shiva Rao - Framing of Indian Constitution
5. Subash .C. Kashyap - Parliamentary Procedure

6. Subash. C. Kashyap - Constitution of India
7. D.J. De – the Constitution of India, vol.I and II.
8. J.N. Pandey - Constitutional Law of India
9. D.D. Basu - Constitutional Law of India

LABOUR LAW- I

OBJECTIVES

In this course, the students are to be acquainted with the Industrial relations framework. Further, the importance of the maintenance of industrial peace and efforts to reduce the incidence of strikes and lockouts are to be emphasised. The main objective is to critically examine the provisions in the Trade Unions Act, 1926; the machineries contemplated under the Industrial Disputes Act, 1947 for the prevention and settlement of industrial disputes and other matters. Further, the objectives underlying the Industrial Employment (Standing Orders) Act, 1946 and Disciplinary Enquiry for misconduct are to be studied with a view to acquaint misconduct and the procedure to be followed before imposing punishment for misconduct alleged and established.

Referring wherever necessary to the Constitutional provisions and the ILO Conventions and recommendations will do learning of these legislations. We will be looking at the judicial response, legislative response and probable amendments required to the industrial relations laws to meet the challenges posed by economic liberalisation. In order to understand the above-mentioned legislations in their proper perspective, a brief historical background of these legislations will also be examined.

In this course, students shall also acquaint with legal frame-work relating to social security and welfare. The concept of social security, its importance and also Constitutional basis for the same are introduced. The importance of ensuring health, safety and welfare of the workmen, social assistance and social insurance schemes and the regulation of wages under various legislations are to be emphasised. The objective is also to understand the provisions of the Employees Compensation Act, 1923, the Employees' State Insurance Act, 1948, the Payment of Wages Act, 1936, the Factories Act, 1948. These legislations are to be studied with a view to acquaint the students regarding various rights and benefits available to the workmen thereunder. Legislations are to be analysed by examining historical background, objectives underlying these legislations, judicial interpretations and effectiveness of these legislations in the changed economic policies.

UNIT-I

Historical aspects - Master and Slave Relationship, Trade Unionism in India and UK - Enactment of the Trade Unions Act, 1926- ILO Conventions relating to Trade Unions and relevant Constitutional provisions.

A bird's eye view of the Act – Definitions - Trade Union, Trade Dispute, etc. - Provisions relating to registration, withdrawal and cancellation of registration - Funds of Trade Union, Immunities, problems of Trade Union, Amalgamation of Trade Union -Recognition of Trade Unions - Methods, need and efforts in this regard, Collective Bargaining - Meaning, methods, status of collective bargaining settlements, collective bargaining and liberalisation.

UNIT-II

Historical Background and Introduction to the Industrial Disputes Act, 1947 - Definitions - Industry, Workman, Industrial Dispute, Appropriate Government, etc., - Authorities/ Industrial Dispute resolution machinery - Works Committee, Conciliation and Board of Conciliation - Powers and Functions, Court of Inquiry, Grievance Settlement Authority,

Voluntary Arbitration U/S 10-A, Compulsory Adjudication- Government's power of reference U/S- 10 - Critical analysis with reference to decided cases. Compulsory Adjudication - Composition, Qualification, Jurisdiction, powers of adjudication authorities, - Award and Settlement - Definition, Period of operation, binding nature and Juridical Review of award.

UNIT- III

Law relating to regulation of strikes and lockouts- Definition of strikes and lockouts, Analysis with reference to Judicial Interpretations, Regulation U/Ss 22, 23, 10-A(4-A), and 10 (3), Illegal strikes and lockouts, penalties. - Regulation of Job losses- concepts of Lay-off, Retrenchment, Closure and Transfer of undertakings with reference to statutory definition and Judicial Interpretations - Regulation of job losses with reference to the provisions of chapter V A and V B of the ID Act, 1947 - Regulation of managerial prerogatives - Ss. 9A, 11A, 33 and 33A of ID Act, 1947 - Certified Standing Orders - Meaning and Procedure for Certification, Certifying officers- Powers and Functions, etc.

UNIT-IV

Concept and Importance of Social Security - Influence of I.L.O. - Constitutional Mandate. The Employees' Compensation Act, 1923 -- Definitions - employee, employer, dependent, partial disablement, total disablement, etc. - Employer's liability for compensation --Conditions and Exceptions - Procedure for claiming compensation. Computation of Compensation. Commissioner- Jurisdiction, Powers, etc.

The Employees' State Insurance Act, 1948 – Definitions - Employment injury, contribution, dependent, employee, principal employer, etc. - Employees' State Insurance Funds - contribution, Benefits available - Administrative Mechanism - E.S.I Corporation, Standing Committee, Medical Benefits Council - Composition, Powers, Duties - Adjudication of Disputes - E.S.I Courts. Comparative analysis of the E.S.I. Act, 1948 with the Employees' Compensation Act, 1923

UNIT-V

The Payment of Wages Act, 1936 - Definitions – employed person, factory, industrial and other establishment, wages, etc. - Deductions – Authorities - Inspectors and Payment of Wages Authority.

The Factories Act, 1948 – Definitions - factory, manufacturing process, occupier, worker, hazardous process, etc. - Provisions of the Factories Act relating to health, safety and welfare of workers - Provisions relating to Hazardous process - Provisions relating to working conditions of

employment - Working Hours, Weekly leave, Annual leave facility - Provisions relating to regulation of employment of women, children and young persons.

Books Prescribed:

- S.C. Srivastava - Industrial Relations and Labour Laws.
- Dr. V.G. Goswami - Labour Industrial Laws
- S.N.Mishra - Labour and Industrial Laws.
- S.C.Srivastava, Treatise on Social Security.
- The Trade Unions Act, 1926
- The Industrial Disputes Act, 1947
- The Industrial Employment (Standing Orders) Act, 1946
- The Employees Compensation Act, 1923
- The Employees' State Insurance Act, 1948
- The Payment of Wages Act, 1936
- The Factories Act, 1948

Reference Books:

- O.P. Malhotra - Law of Industrial Disputes.
- G. Ramanujam - Indian Labour Movements.
- P.L. Malik - Industrial Law.
- Mamoria and Mamoria - Dynamics of Industrial Relations.
- First National Labour Commission Report, 1969.
- Second National Labour Commission Report, 2002.
- International Labour Conventions and Recommendations.

Labour Law- II

OBJECTIVES

In this course, students are to be acquainted with legal frame-work relating to social security and welfare. It is necessary to know the concept of social security, its importance and also Constitutional basis for the same. The importance of ensuring health, safety and welfare of the workmen and social assistance and social insurance schemes under various legislations are to be emphasised. The main theme underlying the programme is to critically examine provisions of the Employees Compensation Act, 1923, the Payment of Wages Act, 1936, the Factories Act, 1948, the Employees' State Insurance Act, 1948, the Minimum Wages Act, 1948, the Employees' Provident Fund (Family Pension Fund and Deposit Linked Insurance Fund) Act, 1952, the Maternity Benefit Act, 1961, the Unorganised Sector Workers' Social Security Act, 2008. These legislations are to be studied with a view to acquaint the students regarding various rights and benefits available to the workmen thereunder. Legislations are to be analysed by examining historical background, objectives underlying these legislations, judicial interpretations and effectiveness of these legislations in the changed economic policies.

UNIT-I

Concept and Importance of Social Security - Influence of I.L.O. - Constitutional Mandate. The Employees' Compensation Act, 1923 – Definitions - employee, employer, dependent, partial disablement, total disablement, etc. - Employer's liability for compensation – Conditions and Exceptions - Procedure for claiming compensation. Computation of Compensation. Commissioner- Jurisdiction, Powers, etc.

UNIT- II

The Employees' State Insurance Act, 1948 – Definitions - Employment injury, contribution, dependent, employee, principal employer, etc. - Employees' State Insurance Funds - contribution, Benefits available - Administrative Mechanism - E.S.I Corporation, Standing Committee, Medical Benefits Council - Composition, Powers, Duties - Adjudication of Disputes - E.S.I Courts. Comparative analysis of the E.S.I. Act, 1948 with the Employees' Compensation Act, 1923.

UNIT-III

The Employees' Provident Fund (Family Pension Fund and Deposit Linked Insurance Fund) Act, 1952 – Definitions - contribution, employee, employer, factory, fund, etc. - Provident Fund Scheme, Family Pension Scheme, Employees' Deposit Linked Insurance Scheme – Scope, Contributions - Benefits Available - Authorities under the Act – Powers.

The Maternity Benefit Act, 1961- Object and Scope of the Act, Definitions - appropriate government, employer, establishment, factory, maternity benefit, etc. - Benefits available under the Act - Inspectors.

UNIT-IV

The Payment of Wages Act, 1936 - Definitions – employed person, factory, industrial and other establishment, wages, etc. - Deductions – Authorities - Inspectors and Payment of Wages Authority.

The Minimum Wages Act, 1948 - Concept of Wages – Theories of wages and Kinds Definitions - appropriate government, employer, Scheduled employment, etc. - Fixation of Minimum rates of wages – Methods - Regulation of working conditions - Payment of Wages, Working Hours, etc.

The Factories Act, 1948 – Definitions - factory, manufacturing process, occupier, worker, hazardous process, etc. - Provisions of the Factories Act relating to health, safety and welfare of workers - Provisions relating to Hazardous process - Provisions relating to working conditions of employment - Working Hours, Weekly leave, Annual leave facility - Provisions relating to regulation of employment of women, children and young persons.

UNIT –V

The Unorganised Workers' Social Security Act, 2008- Importance of Unorganised Sector, Definitions- employer, home based worker, self-employed worker, unorganised sector, unorganised worker, wage worker etc. Schemes- Funding mechanism, Procedure, benefits available - Administrative Mechanism- Composition and Powers, etc.

Globalisation, Privatisation and Open Economy - Compulsions that led to Globalisation Policy - Effects of Globalisation on Industry and Labour - Constitutional Mandate of Welfare State and effectiveness of Social Security and Social welfare legislations in India under new economic policy - Review of laws to meet new challenges - Legislative and Judicial response/ trend towards application of Labour laws - Emergence of laws relating SEZ, etc.

Suggested Readings:

- Dr. V.G. Goswami - Labour Industrial Laws
- K.M. Pillai - Labour and Industrial Laws.
- S.N.Mishra - Labour and Industrial Laws.
- O.P. Malhotra - The Law of Industrial Dispute.
- N.G Goswami - Labour and Industrial Laws.
- Khan and Khan - Labour Law.
- K.D. Srivastava, Payment of Wages Act.
- S.C.Srivastava, Treatise on Social Security.
- Bhargava, V.B – Industrial and Labour Laws.
- Pai, G.B: Labour Law in India.
- Srivastava, S.C - Industrial Relations and Labour Laws.
- Singh, S.N. - Law and Social change: Essays on Labour Laws and Welfare research methodology and environmental protection.
- Report of the First National Commission on Labour (1966-69).
- Report of the National Commission on Labour, Government of India, 2002.