**COURSE STRUCTURE**

**L.L.M. ONE YEAR (2023-2024)**

**GROUP - A**

**CRIMINAL LAW**

**FIRST SEMESTER EXAMINATION**

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| **Code No.** | **Paper** | **L** | **Credits** |
| LLM 101 | Research Methods and Legal Writing | 10 | 3 |
| LLM 102 | Comparative Public Law | 10 | 3 |
| LLM 103 | Law and Justice in a Globalizing World | 10 | 3 |
| LLM 104-A | White Collar Crimes | 5 | 2 |
| LLM 105-A | Penology | 5 | 2 |
|  | **Sub Total** | **40** | **13** |

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| **Code No.** | **Paper** | **L** | **Credits** |
| LLM 101 | Research Methods and Legal Writing | 10 | 3 |

**Objectives:**

The main objective of this course is to acquaint the student of law with the scientific method of social science research. This course is expected to provide the knowledge of the technique of selection, collection and interpretation of primary and secondary data in socio legal research. Emphasis would be laid on practical training in conducting research in this course. By the end of the course the students are expected to develop a scientific approach to socio legal problems. They should be able to design and execute small scale research problems.

**Unit-I**

**Introduction of Legal Research**

* Meaning; objectives and scope of legal research.
* Socio-legal Research in India
* Research Method *vis-à-vis* Research Methodology
* Kind of Legal Research- Doctrinal and Non-Doctrinal legal research; Inter/ Multidisciplinary, etc.
* Arm chair research *vis-à-vis* empirical research

**Unit-II**

**Research Design and Techniques**

* Primary and Secondary -Source
* Workable Hypothesis – formulation and evaluation
* Major steps in research design
* Sampling
* Survey and Case Study method

**Unit-III**

**Research Tools and Data Processing**

* Observation
* Interview and Schedule
* Questionnaire
* Socio - Metrics and Jurimetrics
* Data processing (deductions and Inductions) analysis and interpretation of data.

**Unit-IV**

**Legal Writing**

* Essentials of good legal writing
* Structured Legal Writing; Organization of Legal Material
* Report / Article writing in legal research
* Use of definitions, maxims, concepts, principles, doctrines in legal research
* Modern- Technology- Computer, Internet, etc.
* Citation, Reference and Footnoting Methodology
* Book review and case comments
* Dissertation and Thesis Writing
* Plagiarism as an offence in Research.

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| **Code No.** | **Paper** | **L** | **Credits** |
| LLM 102 | Comparative Public Law | 10 | 3 |

**Unit-I**

**Introduction**

* Meaning and definition of Public Law
* Concept of Public Law
* Globalization of Comparative Public Law
* Constitutionalism and Rule of Law

**Unit-II**

**Tools of Comparative Public Law**

* Constitutional Law- Forms of Government, Separation of Power
* Legislative Mechanism – Supremacy of Legislature
* Typology of Federalism – USA, INDIA

**Unit-III**

**Public Interest Litigation – US, INDIA**

* Public Interest Litigation movement and Independence of Judiciary
* Judicial Activism
* Judicial Accountability

**Unit-IV**

**Ombudsman**

* Ombudsman in Scandinavian countries
* International Scenario – Common law and Civil law
* Indian Scenario

1. Lokpal (Ombudsman)
2. Lokayukta

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| **Code No.** | **Paper** | **L** | **Credits** |
| LLM 103 | Law and Justice in a Globalizing World | 10 | 3 |

**Unit-I**

**Introduction**

* Meaning and significance of Globalization
* Concept of Global Justice
* Social, Political and economic dimensions of globalization.

**Unit-II**

**Historical and Central Challenges to Global Justice**

* Global Poverty
* Armed Conflict
* Nationalist practices
* Crimes against Humanity
* Environment and Health

**Unit-III**

**Role and Reformation of Global Institutions**

* States, Sovereignty and Transnational Law
* Economic and Trade Institutions- MNC’s
* Structural reforms of United Nations – Security Council
* International Judicial Institutions.

**Unit-IV**

**Models to Achieve Global Justice**

* Social Contract and Social Justice
* Sarvodaya Model of Justice
* Multi Culturalism and Cosmopolitanism
* Significance of Human Rights Education
* Impact of globalization on judicial process and administration of justice

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| **Code No.** | **Paper** | **L** | **Credits** |
| LLM 104-A | White Collar Crimes | 5 | 2 |

**Unit-I L – 1**

**Conceptual Perspective of White Collar Crimes**

* Concept and Types of White Collar Crimes
* Indian Approaches to Socio – economic Offences Privileged class deviance
* Growth of White Collar Crimes Need for Specific Measures

**Unit-II L – 2**

**Professional Deviance**

* Unethical practices of the Indian Bar
* Unprofessional and Unethical Journalism Medical Malpractice
* Organizational or Corporate Crime

**Unit-III L – 3**

**White Collar Crime and Response of Indian Legal Order**

* Law Commission recommendations
* White Paper on White Collar Crime
* Vigilance Commission
* Public Account Committee
* Ombudsman Lokpal Bill

**Unit-IV L – 4**

**Corruption in Politics and Government Some Major Scandals:**

* Bofors Scandal
* Stock Market Manipulation Scam 1999-2001 2G Spectrum Allocation Scandal

**(B) L – 5**

* Commonwealth Games Scandal Satyam Computer Scam
* Fodder Scam JBT Scam
* Latest Coal Scam

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| **Code No.** | **Paper** | **L** | **Credits** |
| LLM 105-A | Penology | 5 | 2 |

**Unit-I L – 1**

* Concept of Punishment: Its history and development Religious an Punishment
* Types and Forms of Punish and as Ancient, medieval and Modern India. Its classification whether death penalty is necessary?
* Its merits and Demerits.

**Unit-II L – 2**

* Theories of Punishments: Deterrence, Retributive, Expiation, Reprobation, Probation, Classical and utilitarian view on punishment
* Punishment advantages and disadvantages
* Critical analysis in the righting in purpose scale and provision of criminal law and pardon, social necessity of law and order.

**Unit-III L – 3**

* History of Penal system in development in India, Types of Prisons and Prisoners
* Basic principles for the treatment of prisoners
* National and International Rights of Prisoners under our Constitution and the Prisoners Act 1900.

**Unit-IV L – 4**

* Probation and Parole: Its nature, origin and advantages
* The Provision of Probation of offenders Act 1958
* Comparison between Probation and parole and Its effects in Rehabilitation of Prisoners.

**Unit-V L – 5**

* Power and jurisdiction of Police under Cr. Pc U/s 302, 55, 161, 36, 156, 160, 174, 102 and 166
* Criminal Justice Process
* Organize ahead structure of Jail and Police in India Provision relating to custodial death, torture etc.

**COURSE STRUCTURE**

**L.L.M. ONE YEAR (2023-2024)**

**GROUP - A**

**CRIMINAL LAW**

**SECOND SEMESTER EXAMINATION**

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| **Code No.** | **Paper** | **L** | **Credits** |
| LLM 201-A | Victimology | 5 | 2 |
| LLM 202-A | Corporate Crime (2 Credits) | 5 | 2 |
| LLM 203-A | Police and Administration | 5 | 2 |
| LLM 204-A | Dissertation | **-** | **5** |
| LLM 205-A | Viva Voice |
|  | **SUB TOTAL** | **15** | **11** |

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| **Code No.** | **Paper** | **L** | **Credits** |
| LLM 201-A | Victimology | 5 | 2 |

**Unit: I Victims: Concept and Importance**

* Historical development of victimology.
* Scope and objectives of victimology
* National and International thinking: U.N. Amnesty
* International, NHRC etc.

**Unit: II Patterns of Criminal Victimizations**.

* Role of victims in Criminal Occurrence!
* Victim – Offender relationship
* Victim typologies
* Women and crime victimization
* Children and crime victimization.

**Unit: III Impact of Victimization -! – Physical and Financial**.

* Physical and financial impact of victimization.
* Victimization: Impact on family.
* Criminal, victimization, sense of security and socio-economic development.

**Unit: IV Criminal Justice System & Victim**.

* C.J.S. and victim relationship: Collaborator or evidence.
* Victim & Police: Lodging of FIR & recording of statement
* NGO intervention: Victim- Witness Association, Victim Association

**Unit: V Compensation to True Victim.**

* Restitution, ex- gratia payment & insurance
* Compensation by public authorities as social obligation
* Compensation schemes as in New Zealand and in other countries
* Victim Compensation in India: Provisions under Cr.P.C, S.C. S.T. atrocities (prevention) Act.

**Reference:**

* Singh Makkar, S.P. 1993, Global perspectives in India: An Introductory Study, Allied Publishers, New Delhi
* Rajan, V.N., 1981, Victimology in India: An Introductory Study, Allied Publishers, New Delhi
* Chokalingam, K1985, Readings in Victimology: Towards a Victim Perspective in Criminology, Ravi Raj Publications, Madras
* Devasia, V.V 1992, Criminology, Victimology and Corrections. Ashish Publishing House, New Delhi

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| **Code No.** | **Paper** | **L** | **Credits** |
| LLM 202-A | Corporate Crime (2 Credits) | 5 | 2 |

**CORPORATE CRIME**

**Objectives: - To teach legislations related to corporate crime.**

**Unit: I**

* Introduction, Statutory violations by companies, Financial Aspects

**Unit- II**

* Legislation related to the Corporate Crime, Labour Legislation.
* Factories Act, Payment of wages, Minimum wages, Provident Funds Act, Standing orders.

**Unit- III**

* Environment a legislations Protection of environment act, 1986
* Co-relation between Labour & IPR
* Statutory violations by companies
* Statutory violation under other Acts.

**Unit- IV**

* Vicarious Liabilities of Corporation
* Theory of vicarious liability
* Concept of Mens- rea
* Attribution of Mens- rea to the company
* Case laws.

**Unit: V**

* Economic Offences,
* Essential Commodities Act,
* Consumer Protection Act
* Food Adulteration Act. Outcome-
* They understand the corporate crime & their remedies

**Bibliography**

1. Katherine S. Williams, Text Book on Criminology (1997) Blackstone, London.
2. D.C. Pandey, Habitual offenders and the law.
3. Probation of offenders Act. 195

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| **Code No.** | **Paper** | **L** | **Credits** |
| LLM 203-A | Police and Administration | 5 | 2 |

**Objective:**

The object of this paper is to discuss about the Administration, Function, duties and problems of the Police. This paper also discusses the general laws governing police and the various reforms done to strengthen them.

**Unit- I**

**Police Administration and Management:**

* Development of Police Force in India
* Hierarchical Structure of Police Force
* Code of Conduct for the Police
* Police Commissions

**Unit- II**

**An Introduction and Overview of Police Law**

* The Police Act, 1861
* The Police Act, 1949
* The Rajasthan Police Act, 2007

**Unit- III**

**Functions, Duties and Problems of Police**

* Prevention of Offences
* Arrest and Release of Accused
* Investigation and Enquiry into Offences
* Frisking and Interrogation of Offenders or Suspects
* Search and Seizure
* Identification of Criminals and Crime Prone Area
* Police- Public Relations

1. Duties of Civil Police
2. Problems of Police

**Unit- IV**

**Judicial Trends and Police Reforms**

* Constitution of the State Security Commission
* Selection and Minimum Tenure of Director-General of Police
* Minimum Tenure of Inspector General of Police and other Police Officers
* Separation of Investigations Staff from Law-and-Order Staff
* Constitution of a Police Establishment Board
* Constitution of Police Complaints Authority
* Establishment of a National Security Commission

**Suggested Readings:**

* Dr. N. Maheshwara Swamy: Criminology and Criminal Justice System, Asia Law House.
* Arvind Verma & K S Subramanian: Understanding the Police in India, Lexis Nexis
* B.L. Babel: Rajasthan Police Act & Rules.

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| **Code No.** | **Paper** | **L** | **Credits** |
| LLM 204-A | Dissertation | **-** | 5 |
| LLM 205-A | Viva Voice | **-** |

**Subject: Dissertation and Viva**

The evaluation of the Dissertation and Viva Voice will be conducted by a Board

of Examiners comprising of Dean, Supervisor and senior most faculty member

and an External Examiner with the approval of the Hon’ble Vice Chancellor.