SYLLABUS (Proposed)

FOR

Bachelor of Laws (LLB)
(2 Years Program)
VARENDRA UNIVERSITY, RAJSHAHI

Bachelor of Laws (LLB)

(2 Years Program)

The program aims to provide comprehensive education in law as an academic discipline. It aims to develop in students the capacity for in-depth appreciation of relevant subjects and of their importance and to train them to be excellent law practitioners.

The program is focused to realize students’ capabilities to identify and develop new opportunities and integrate theoretical knowledge with the capacity to apply such knowledge in practice with innovations and the practice of innovative leadership.

There will be formal final examinations and all work carried out in the program will be considered in the overall assessment. A satisfactory record of class work will also be required at each stage.

Admission Requirements
Graduation from any recognized University

Duration of the Program
The duration of the program will be 2 (two) academic years.

Academic Year and Semester System
An academic year will be of three Semesters, 4 months duration under each Semester which will be allotted in the following manner: There will be time period of 16 weeks in which 14 weeks will be for instruction and 2 weeks for registration and examination.

The schedule of three Trimesters is as follows:

<table>
<thead>
<tr>
<th>Trimester</th>
<th>Description</th>
<th>Duration</th>
</tr>
</thead>
<tbody>
<tr>
<td>Semester I</td>
<td>Spring</td>
<td>January - April</td>
</tr>
<tr>
<td>Semester II</td>
<td>Summer</td>
<td>May - August</td>
</tr>
<tr>
<td>Semester III</td>
<td>Fall</td>
<td>September - December</td>
</tr>
</tbody>
</table>
Grading System (Letter Grading):

<table>
<thead>
<tr>
<th>Numerical Grade</th>
<th>Letter Grade</th>
<th>Grade Point</th>
</tr>
</thead>
<tbody>
<tr>
<td>80% and Above</td>
<td>A+</td>
<td>4.00</td>
</tr>
<tr>
<td>75% to less than 80%</td>
<td>A</td>
<td>3.75</td>
</tr>
<tr>
<td>70% to less than 75%</td>
<td>A-</td>
<td>3.50</td>
</tr>
<tr>
<td>65% to less than 70%</td>
<td>B+</td>
<td>3.25</td>
</tr>
<tr>
<td>60% to less than 65%</td>
<td>B</td>
<td>3.00</td>
</tr>
<tr>
<td>55% to less than 60%</td>
<td>B-</td>
<td>2.75</td>
</tr>
<tr>
<td>50% to less than 55%</td>
<td>C+</td>
<td>2.50</td>
</tr>
<tr>
<td>45% to less than 50%</td>
<td>C</td>
<td>2.25</td>
</tr>
<tr>
<td>40% to less than 45%</td>
<td>D</td>
<td>2.00</td>
</tr>
<tr>
<td>Less than 40%</td>
<td>F</td>
<td>0.00</td>
</tr>
</tbody>
</table>

Evaluation Procedures

There shall be evaluation based on class attendance, in course/class test, assignments/term papers, mid-term and final examination. No. of class/class test and assignment/term paper depends on respective course teacher. There will be a mid-term at the middle of the Semester. The distribution of marks is as follows:

- Class Attendance : 10%
- In course/class test : 20%
- Assignment/Term paper: 10%
- Mid-Term : 30%
- Trimester Final : 30%

Lecture Hour per Course

The procedures of credit hour Trimester system will be practiced in the academic programs of LL.B (2 Years) having involvements of (14) weeks of instruction in each Semester and courses may have different credit hours having involvement of (14) instruction hour under each specific credit hour.

In this context, a 3 credit hour course running for 14 weeks will have 3x14= 42 hours of teaching.
Courses Structure

18 Courses X 3 = 54 Credit Hours
2 Courses X 4 = 8 Credit Hours
2 Courses X 2 = 4 Credit Hours
Total = 66 Credit Hours

Graduation

To obtain the Degree of Bachelor of Law (LL.B 2 Years) a student will have to complete minimum 66 Credit Hours with a minimum CGPA of 2.50. If any student fails in any course he/she will get the opportunity to improve the grade by retaking the same in the subsequent Semester like all other students.

Course Outline of Bachelor of Laws (LL.B 2 Years) Program

FIRST SEMESTER

<table>
<thead>
<tr>
<th>Year</th>
<th>Code</th>
<th>Course Title</th>
<th>Credit</th>
</tr>
</thead>
<tbody>
<tr>
<td>1st</td>
<td>LLB511</td>
<td>Jurisprudence</td>
<td>3.0</td>
</tr>
<tr>
<td></td>
<td>LLB512</td>
<td>Legal System Of Bangladesh</td>
<td>3.0</td>
</tr>
<tr>
<td></td>
<td>LLB513</td>
<td>English for Law</td>
<td>2.0</td>
</tr>
<tr>
<td></td>
<td>LLB514</td>
<td>Constitutional Law of Bangladesh</td>
<td>3.0</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Total</td>
<td>11</td>
</tr>
</tbody>
</table>

SECOND SEMESTER

<table>
<thead>
<tr>
<th>Year</th>
<th>Code</th>
<th>Course Title</th>
<th>Credit</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>LLB515</td>
<td>Law of Contract</td>
<td>3.0</td>
</tr>
<tr>
<td>Year</td>
<td>Code</td>
<td>Course Title</td>
<td>Credit</td>
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</tr>
<tr>
<td>1st</td>
<td>LLB516</td>
<td>Law of Torts</td>
<td>3.0</td>
</tr>
<tr>
<td></td>
<td>LLB517</td>
<td>Constitutional Law of UK and USA</td>
<td>3.0</td>
</tr>
<tr>
<td></td>
<td>LLB518</td>
<td>Muslim Law</td>
<td>3.0</td>
</tr>
<tr>
<td></td>
<td></td>
<td><strong>Total</strong></td>
<td><strong>12</strong></td>
</tr>
</tbody>
</table>

**THIRD SEMESTER**

<table>
<thead>
<tr>
<th>Year</th>
<th>Code</th>
<th>Course Title</th>
<th>Credit</th>
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</thead>
<tbody>
<tr>
<td>1st</td>
<td>LLB519</td>
<td>Hindu Law</td>
<td>2.0</td>
</tr>
<tr>
<td></td>
<td>LLB520</td>
<td>Law of Equity and Trust</td>
<td>3.0</td>
</tr>
<tr>
<td></td>
<td>LLB521</td>
<td>Law of Transfer of Property and Registration</td>
<td>3.0</td>
</tr>
<tr>
<td></td>
<td>LLB522</td>
<td>Law of Evidence</td>
<td>3.0</td>
</tr>
<tr>
<td></td>
<td></td>
<td><strong>Total</strong></td>
<td><strong>11</strong></td>
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</tbody>
</table>

**FOURTH SEMESTER**

<table>
<thead>
<tr>
<th>Year</th>
<th>Code</th>
<th>Course Title</th>
<th>Credit</th>
</tr>
</thead>
<tbody>
<tr>
<td>2nd</td>
<td>LLB523</td>
<td>Company Law</td>
<td>3.0</td>
</tr>
<tr>
<td></td>
<td>LLB524</td>
<td>Law of public Demand Recovery and Specific Relief act</td>
<td>3.0</td>
</tr>
<tr>
<td></td>
<td>LLB526</td>
<td>Penal Code of Bangladesh</td>
<td>3.0</td>
</tr>
<tr>
<td></td>
<td>LLB523</td>
<td>Company Law</td>
<td>3.0</td>
</tr>
<tr>
<td></td>
<td></td>
<td><strong>Total</strong></td>
<td><strong>12</strong></td>
</tr>
</tbody>
</table>

**FIFTH SEMESTER**

<table>
<thead>
<tr>
<th>Year</th>
<th>Code</th>
<th>Course Title</th>
<th>Credit</th>
</tr>
</thead>
<tbody>
<tr>
<td>2nd</td>
<td>LLB527</td>
<td>Land Laws of Bangladesh</td>
<td>3.0</td>
</tr>
<tr>
<td></td>
<td>LLB528</td>
<td>Public Int. Law</td>
<td>3.0</td>
</tr>
<tr>
<td></td>
<td>LLB529</td>
<td>Code of Criminal Procedure</td>
<td>4.0</td>
</tr>
<tr>
<td></td>
<td></td>
<td><strong>Total</strong></td>
<td><strong>10</strong></td>
</tr>
</tbody>
</table>
## SIXTH SEMESTER

<table>
<thead>
<tr>
<th>Year</th>
<th>Code</th>
<th>Course Title</th>
<th>Credit</th>
</tr>
</thead>
<tbody>
<tr>
<td>2nd</td>
<td>LLB530</td>
<td>Mercantile Law</td>
<td>3.0</td>
</tr>
<tr>
<td></td>
<td>LLB531</td>
<td>Code of Civil Procedure and Limitation Act</td>
<td>4.0</td>
</tr>
<tr>
<td></td>
<td>LLB532</td>
<td>Drafting and Conveyance</td>
<td>3.0</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Total</td>
<td>10</td>
</tr>
</tbody>
</table>

**LLB 511: Jurisprudence**

**Jurisprudence:**


Theories of law: Schools of jurisprudence, Natural School, Legal positivism, pure theory of law, Historical School, Philosophical School, Socialist school, Realist School.

**BOOKS RECOMMENDED:**


**LLB 512: Legal System of Bangladesh**

What is legal system? Features of the legal system of Bangladesh and Britain, Historical overview: Administration of Justice during the Moghal, British, Pakistani and Bangladeshi periods, Sources of law, Direct and subordinate legislation, precedent, *ratio decidendi*, and *obiter dicta*. Custom, Categories of law: private, public, substantive, and procedural. Branches of law, Power and functions of the Civil, Criminal, Special Courts and Tribunals, Jurisdiction of Courts: Territorial, Pecuniary, Subject-matter. Appellate, Review, Revision, Independence of judiciary, Enforcement of Law, Public interest litigation, Legal aid and NGOs.

**BOOKS RECOMMENDED:**

1. Dr. Mafizul Islam Patawary - Legal System of Bangladesh
2. Azizul Hoque - Legal System of Bangladesh
4. Md. Abdul Halim - Legal System of Bangladesh
5. MP Jain - Outlines of Indian Legal History,
6. Wahed Hussain - Administration of Justice during the Muslim Rule in India.

(A list of additional books, journal Articles, leading cases will be circulated by the Course Teacher concerned)

**LLB 513: English for Law**

Needs assessments, listening skills, reading skills, speaking skills, sentence formation, idioms and phrases, Latin phraseology, client interviewing (identification of issues), client interviewing (Marshalling of facts), opening statements, examination of witness, mitigation plea, closing argument,

Legal Drafting: Basic drafting techniques, plaint, written statement, and other documents required and listening skills discussed in the class by the concerned teacher.
BOOKS RECOMMENDED:
Justice Badrul Haider Chaudhary: The Long Echo
M.A Yadugiri : English for Law
Prof. Jain : Legal Language
S.L Salwra and U. Narang Academic legal Dictionary, Academic (India), 1994
(A list of additional books, journal Articles, leading cases will be circulated by the Course Teacher concerned)

LLB 514: Constitutional Law of Bangladesh

BOOKS RECOMMENDED:
1. The Constitution of People’s Republic of Bangladesh.

LLB 515: Law of Contract


Consideration: Meaning, definition and Elements of Consideration-Significance and adequacy of consideration-Unlawful consideration and object-Concept of stranger to contract.

Capacity to Contract: Who cannot make a contract:-Who is minor-The place of minor under the Law of Contract- Persons of unsound mind, nature of contract by person of unsound mind-Persons deprived of the capacity to contract.

Free consent: Meaning of consent and free consent-.Factors rendering consent not free and their effect upon the validity of contract--- Coercion, undue influence, misrepresentation, fraud, and mistake.

Void, voidable and illegal Agreements: Agreements in restraint of marriage-freedom of trade and right to initiate legal proceedings-Agreements involving uncertainty, wager and impossibility.

Legality of Object and Consideration: Meaning of object and consideration-Grounds in which contracts are held to be unlawful-.Doctrine of public policy-Fate of contract unlawful in part

Contingent Contract and quasi- contract: Contingent contract, conditions of quasi contract, collateral event- Certain relations resembling to those created by Contract (Quasi contract), rationality of quasi- contract.
Performance of Contract: Who is liable to perform? Joint rights and joint liability and performance of reciprocal promises-Time, place and manner of performance-Discharge from liability to perform the contract- Apportion of Payment.

Breach of Contract: Meaning and kinds-Remedies for breach of contract-Damages, Measure of damages and remoteness of damage -Specific Performance of contract and Injunctions under Specific Relief Act.


BOOKS RECOMMENDED:
3. Pollock & Mulla: Indian Contract and Specific Relief Act.
7. R K Bangia: Contract
8. A K Sen and Mitra: Commercial Law and Industrial Law
9. M C Kuchhal: Mercantile law or Business Law
10. M C Shukla :Commercial law
14. S V Joga Rao: Contract Law (National Law School of India University)
16. Contract law cases downloaded from websites, especially from yahoo search
17. The Indian Contract Act, Bare Act or DLR Publication

LEADING CASES:
3. Balfour vs. Balfour (1917) 2 KB 217
5. Mohri Bibi vs. Dharmodas Ghose (1903 ) 30 IA 114
6. Ramsgate Victoria Hotel vs. Montefiore
7. Hadley vs. Baxendale (1854) 9 Exch341
8. Lews vs. Averay (1971) 3 All ER 907
9. Tweddle vs. Atkinson (1861) 1 B and S 393
10. Pharmaceutical Society of Great Britain vs. Bots Cash Chemists (1953) 1 All ER 483
11. Harvey vs. Facey (1893) AC552
12. House Hold Fire Insurance vs. Grant (1879) 4 EX D 216
13. Brogden vs. Metropolitan RLY Co. (1887) 2 APP Cases 666
14. Dunlop Pneumatic Co. vs. Selfridge and Co (1915) AC 847
15. Ammiraju vs. Shemma AIR 1917 Mad 287
16. Sowler vs. Potter (1940) 1 ILB 271
17. Sattyabroto Ghose vs. Mungeram Bangur and Co
18. Hyde vs. Wrench (1840)
19. Stevenson vs. Mclean (1880)
20. Dickinson vs. Dodds (1876)
22. Fisher vs. Bell (1960)
23. Felthouse vs. Bindley (1862)
24. Entores ltd vs. Miles Far East Corporation (1955)

LLB 516: Law of Torts

Preliminary: Definition of torts- the nature and scope and objectives of tort law; the range of interests protected by tort law; comparison with law of contract and criminal law- Applicability of tort law in Bangladesh

General principles, Parties and General Defenses: Damnum sine injuria and injuria sine damno, mens rea in tort action, remoteness of damages, reasonable man-Who can sue and be sued, volenti non fit injuria, statutory authority, act of god, inevitable accident, inevitable mistake etc.

Intentional tort and unintentional torts: Relationship between the intentional torts and the tort of negligence; intentional torts including, trespass to the person and to land; the intentional infliction of harm, sexual harassment; interference with goods; reference will be made to some offences which are similar to nominate torts, e.g., assault, battery, false imprisonment, malicious prosecution and conversion- malfeasance, misfeasance and nonfeasance- trespass ab initio.

Vicarious liability - Employers' liability - Liability of the government - Breach of statutory duty - Occupiers' liability - Product Liability

Nuisance - public and private, elements of nuisance, special damage, twenty years prescription, 45 degree rule, not defenses - law of nuisance in Bangladesh.

Absolute liability: Rylands v Fletcher Rule, Extension of the rule, exceptions to the rule, Rylands Rule vs. nuisance, sceinter rule, liability for dangerous animals.

Economic torts: Deceit, conspiracy, breach of confidential information, passing off, Injurious falsehood, intimidation, gherao and picketing, invasion of privacy and other emerging torts.

Defamation: Definition, elements - publication, reference of plaintiff, defamatory statement Kinds - libel and slander - innuendo - Defenses - privilege, fair comment, justification, defamation on the internet, group defamation - tension between defamation law and freedom of expression - present state of defamation law in Bangladesh

Remedies and discharge: Damages, injunctions, restitution, accounting for profits, declaratory relief, abatement of nuisance and representative actions - comparison of remedies with those of available under the law of contract - discharge of torts.

BOOKS RECOMMENDED:

1. N H Jhabvala - Law of Torts
2. Salmond on Torts
3. Ratanlal and Dhirajlal - Law of Torts
4. P S A Pillai - Law of Tort
5. Green Davies - Tort law cases
8. R K Bangia - Law of Torts
9. Philip S. James - General Principles of the law of torts
10. W H Winfield - Law of Torts

Leading Cases

1. Ashby vs. White (Glocester Grammar School) 1703 1 Smlc 251
2. Rylands vs. Fletcher (1868)3 HL 330
3. Abdul Kader V Chairman Dhaka Municipality 10 DLR,
4. Noorudin vs. Hamidul Huq Chowdhury (15 DLR), 1963
5. M C Mehta vs. Union of India AIR 1987 SC 1086
6. Derry vs. Peek (1889) 14 APP Cases 339
7. Donoghue vs. Stevenson (1932) AC 562
8. Melvin vs. Doe (2003), State Court of USA
9. Silicone Breast Implant Cases in USA (against Dow Corning Corpn.),
10. McDonald’s Coffee Spills Case USA and other suggested cases by the course teacher.

LLB 517: Constitutional Law of UK & USA

The UK Constitution:

The US Constitution

BOOKS RECOMMENDED:
5. Constitution of the Peoples Republic of Bangladesh.

(The topics will be discussed with reference to the Constitution of Bangladesh: Constitutional Amendments and the Leading Cases)

LLB 518: Muslim Law
The sources & origin of Muslim Law—Primary, Material & Equitable sources, pre-Islamic Arabian Custom & its effect on Islamic Law. The Concept of Islamic Jurisprudence – The Concept of Sharia & Fiqh and different schools of thoughts in Muslim Law. Development of Islamic Law in different periods. Legislative development in Muslim Law in Bangladesh & its application. Marriage -- Essential requirements & prohibitions, forms& legal effects, registration of marriage and

BOOKS RECOMMENDED:
4. David Pearl & Dr. W Menski: A Text Book on Muslim Law, London, 2004

GOVERNING LEGISLATION
1. The Muslim Personal Law (Shariat Application) Act, 1937 (Act No. XXVI of 1937)
2. The Dissolution of Muslim Marriages Act, 1939 (Act No. III of 1939)
5. The Muslim Marriage and Divorces (Registration) Act, 1974 (Act No. LII of 1974)
6. The Guardians and Wards Act, 1890 (Act No. VIII of 1890)
7. The Succession Act, 1925 (Act No. XXXIX of 1925)
9. The Mussalman Wakf Validating Act, 1913 (Act No. VI of 1913)
10. The Mussalman Wakf Validating Act, 1930 (Act No. VI of 1913)
11. The Family Courts Ordinance, 1985 (Ordinary No. XVIII of 1985)

LEADING CASES:

1. Abdul fata V Russomoy Choudhury (1894), 22 I A 76
4. Begun V Saroo PLD 1964 Lah, 451
5. Gobinda Daya V Inayatullah 1885, 7 All 775
6. Habibur Rahman V Altaf Ali 1921, 48 I A 114
7. Imamandi V Mustaddi 1918 45 I A 73
10. Muhammad Bashir V Gulam Fatima, PLD 1953 Lahore 73
11. Nawab Umjad Ally Khan V Mst Mahudee Begum 14 M I A 517

LLB 519: Hindu Law

Nature and application of Hindu Law, Sources of Hindu Law, schools of Hindu law, Mitakshara, Dayabhaga Schools, their fundamental differences, Law relating to inheritance, succession of males and females, Law relating to: marriage, guardianship and custody of the children, adoption, will, debts and partition, position of karta of a joint family, his rights and obligation, maintenance, Stridhana and women’s estate, inheritance of stridhana, religious and charitable endowments, comparative study of Hindu Law in Bangladesh and India.

BOOKS RECOMMENDED:

1. DF Mullah - Principles of Hindu Law
2. RD Agarwal - Hindu Law
3. Dr.Mofijul Patwary - Hindu Ainer Mulniti
4. Nirmaledu Dhar - Hindu Law
5. Denesh Chandra Devnath - Hindu Law

(A list of additional books, journal Articles, leading cases will be circulated by the Course Teacher concerned)

LLB 520: Law of Equity and Trust
Law of Equity


Law of Trust

Origin and Development of Trust, Nature and Definition of Trust; Classification of Trust; Creation of Trust; Three Certainties, Trustee: Appointment, removal, Powers, Functions, Duties and Obligations of Trustee. Beneficiary: Rights and Liabilities of Beneficiary Breach of Trust and Remedies of Breach of Trust.

BOOKS RECOMMENDED:

1. Durga Das Basu- Equity, Trust and specific Relief
2. B M Gandhi- Equity, trust and Specific relief
3. Snell- Principles of Equity
4. Aquil Ahmed- Equity, Trust and Specific Relief
5. Sufi Shamsur Rahman- Equity and Trust Law
6. Agarwalla- Indian Trust Act
7. The Trust Act, 1882
8. Hanbury- Principles of Equity

LLB 521: Law of Transfer of Property and Registration

Definition, object and extent of applicability, transfer of property, classification of property, transfer of movable and immovable property, valid and invalid conditions & limitations on transport, vested interest and contingent interest, condition precedent and condition subsequent.

Part performance, exchanges, gift, easement, mortgage of immovable property, rights, kinds and liabilities of mortgagor and mortgagee, priority, Doctrine of Marshalling and Contribution, Doctrine of Redemption, Lease of immovable property.

BOOKS RECOMMENDED:

2. SN Shukla - Law of Transfer of Property
3. Abdul Matin - Transfer of Property Act
4. DLR - Transfer of Property Act, Registration Act
7. Vepa P Sarathi - Transfer of Property Act

**Law of Registration:**

The registration-establishment, Registrable documents: Documents of which registration is compulsory and optional Time of presentation, Place of registration, Presenting documents for registration, Enforcing the appearance of executants and witnesses, Presenting wills and authorities to adopt, Deposit and disposal of wills, Effect of registration, and non-registration Duties and powers of registering officers, Refusal to register. Remedies available in the events of refusal to register Fees for registration, searches and copies, Penalties.

**BOOKS RECOMMENDED:**

1. D F Mulla : Indian Registration Act
2. DLR : Registration Act
3. Dhamija : Registration Act
4. S Row : Registration Act
5. Shaukat Mahmud : Registration Act
6. The Registration Act : Govt. Publication (As amended up to date)

**LLB 522: Law of Evidence**

**Introduction:** Object of reading law of evidence, history, The Evidence Act, 1872-definitions

**Fundamental Concepts:** Relevancy and admissibility- discretionary exclusion-weight

**Circumstantial Evidence:** circumstantial evidence generally-lies-failure to call a witness or to give evidence-similar fact evidence: an introduction

**Judge and Jury:** law and fact-judge and jury

**Burden and Standard of Proof:** evidential and legal burden-civil and criminal standard of proof

**Substitutes for Evidence:** presumptions-judicial notice

**Witnesses:** competence & compellability-refreshing memory--special measures (children & adults) - self-incrimination

**The Course of Evidence:** trial chronology-examination of witness-prior consistent statements-hostile witness cross-examination-further evidence

**The Hearsay Rule:** Hearsay rule-common law exceptions-statutory exceptions (excluding confessions)
Unreliable Evidence: Confessions to police- cell-confessions by the mentally handicapped- Identification - children- sexual offence victim- accomplice- repressed memory evidence and hypnosis

Legal Professional Privilege: Legal advice privilege- litigation privilege

Character Evidence: Accused's good and bad character- Other character evidence

Documentary Evidence: Weight of evidence-exclusion of oral by documentary evidence.

Opinion Evidence: layman’s-expert opinion- Doctrine of estoppel, privilege of communication

BOOKS RECOMMENDED:

1. Sarkar and P Monhar: Evidence
2. Anseruddin Sikder- Law of Evidence
3. Vepa P Sarathi- Law of Evidence
6. Ratanlal and Dhirajlal- Law of Evidence
7. The Evidence Act, 1872
8. M A Karim Law of Evidence
9. DLR- Law of Evidence
10. Dennis- Law of Evidence
12. The Evidence Act 1872
13. Best- Principles of Evidence
15. Woodrof & Amir Ali- Law of Evidence Applicable To British India

Leading Cases

Abdulla V Abdul Karim 20 DLR (SC) 205
Brajmdar V Kanshiram  ILR Cal 95
Jaigun Bibi V State 12 DLR (SC) 156
Nathu Lal V Gomti Kumar 45 CWN 29
Pakal Narayan V King Emperor 43 CWN 473 PC and other cases suggested by the teacher.
LLB 523: Company Law


BOOKS RECOMMENDED:

The Companies Act, 1994 (Act No. XVIII of 1994)
Ben Petit: Company Law, Longman Publication, 2001
Avter Singh: Company Law, Eastern Book Co.,Lukhnow, 2000
Ahmed Fakhrul Alam : Company Law

LLB 524: Law of Public Demand Recovery and Specific Relief
Law of Recovery of Public Demands
Definitions, Filing, service and effect of certificates, and hearing of objections, Execution of certificate, Reference to civil court, Rules and supplemental provisions.

BOOKS RECOMMENDED:

1. Matin : The Public Demands Recovery Act
2. S. C. Sarker : The Public Demands Recovery Act
5. Sultan Ahmed And Malik Syed Ahmed : The Public Demands Recovery Act
6. The Public Demand Recovery Act : Govt Publication

Law of Specific Relief
Specific Relief how given and when not accorded, Nature of preventative relief, Specific Relief Recovering Possession of Property, Specific performance of contracts, Rescission of instrument, Rectification of Instrument, Cancellation of the instruments, 'Declaratory decrees, Enforcement of public duties, Preventive Relief: Injunction.

BOOKS RECOMMENDED:

1. Ananada and Aiyer - Specific Relief Act.
2. Basu - Specific Relief Act.
4. Mulla - Indian Contract and Specific Relief Acts.
5. Pollock - Indian Contact and Specific Relief Acts.
6. S.Mahmood - Specific Relief Act.
7. S.A. Khan - Specific Relief Act.

GOVERNING LEGISLATION
Specific Relief Act, 1877 (Govt. Publication) with up to date amendment
LLB 525: Labour Code of Bangladesh

Employment of labour: Definition of worker, classification of workers, formation of contract of service, conditions of employment, leave and holidays, stoppage of work, lay off, retrenchment, discharge, dismissal, termination, procedure for punishment, penalties and procedure, liability of employer, grievance procedure.

Wages: Responsibility for payment of wages, fixation of wage periods, time of payment, deductions and claims out of deductions from wages, penalty for vexatious claims, minimum wages, suit for the recovery of wages.

Compensation for workmen: Employer’s liability for compensation, amount of compensation, compensation for total and partial disablement, fatal accidents, medical examination, powers and functions of commissioners.

Factories law: commencement of factories with manufacturing process Provisions regarding health, hygiene, safety, welfare, working hours of adults, employment of young persons, leave and holidays with wages, penalties and procedure.

Industrial relations: Trade unions and freedom of association, registration of trade union, collective bargaining agent, rights and privileges of registered trade unions and collective bargaining agents, strike, lockout, industrial dispute, settlement of industrial disputes through negotiation, conciliation, arbitration, labour courts and the labour appellate tribunal.

BOOKS RECOMMENDED

GOVERNING LEGISLATION

Labour Code -2006

LLB 526: Penal Laws

Crimes and civil injuries, origin and development of Criminal Law, essential elements of crime, guilty mind, grounds of exemption from criminal responsibility, joint liability, presumption of innocence, mistake of fact and mistake of law, general exceptions, attempts, abetment and conspiracy, punishment: its objects and limit.

Specific offences: (a) offences against the state and other public interest (b) offences affecting the human body: homicide, murder, causing miscarriage, concealment of birth, exposure of infant, diminished responsibility and suicide. Non-fatal offences against person: hurt, grievous hurt, criminal force, assault, wrongful restraint and confinement, kidnapping, abduction, slavery and forced labour, rape and unnatural offences. Offences relating to property: theft, extortion, dacoity, criminal misappropriation of property, criminal breach of trust, stolen property, cheating, mischief, criminal trespass and forgery. Other interest of the individuals: offences relating to marriage, defamation, criminal intimidation, insult, prejudicial act and annoyance.


BOOKS RECOMMENDED:

<table>
<thead>
<tr>
<th>Author</th>
<th>Title</th>
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<tbody>
<tr>
<td>Ratanlal</td>
<td>Law of Crimes</td>
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<tr>
<td>L. Kabir</td>
<td>Lectures on Penal Code with leading cases</td>
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<tr>
<td>Zahurul Huq</td>
<td>Penal Code</td>
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<td>Abdul Matin</td>
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<td>Zahirul Islam</td>
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<tr>
<td>Ansaruddin Sikdar</td>
<td>Law of Crimes, Commentary on the Penal Code, 1995</td>
</tr>
<tr>
<td>V B Raju</td>
<td>Indian Penal Code, 1860</td>
</tr>
</tbody>
</table>

(A list of additional books, journal Articles, leading cases will be circulated by the Course Teacher concerned)
LLB 527: Land Laws of Bangladesh

History of Land Laws: grant of Dewani-the Bengal Zemindars, their growth and incidents; Law relating to Permanent Settlement: Defect of the Laws. Revenue Laws: Law relating to revenue-free lands—origin of revenue freegrants-special provision regarding lands held in lieu of service; policy of the East India Company in this respect. Law relating to under tenures—Patni taluks and their incidents.

Law relating to alluvium and Diluvium—ownership of new chars or islands—Reformation in situ-fishery rights. Law relating to Landlords and Tenants: Short history of Tenancy Laws—extent and application—classes of tenants. Law relating to abolition of Zamindary system: Acquisition of rent receiving interests by the State: Definitions of who is and who is not a rent-receiver. Special provisions for the acquisition of interests of certain rent-receivers. Preparation of record of rights for assessment of compensation; Provisions as to enhancement and reduction of rent; amalgamation, sub-division and consolidation of holdings; Maintenance of the record of rights; jurisdiction—appeal, revision and review.

THE REGULATIONS

Regulation I of 1793 The Permanent Settlement
Regulation XIX and XXXII of 1793—the Non Badshahi and the Badshahi Lakhiraj Regulations
Regulation VII of 1819 Bengal Patni Tuluk Regulation
Regulation XI of 1825 Bengal Alluvion and Dildvion Regulation
Bengal Land revenue Sales Act (Act XI) of 1859
Bengal Tenancy Act (Act VII) of 1885
State Acquisition Act (Act XIII) of 1951

BOOKS RECOMMENDED:

1. L. Kabir Vol. I Bengal Regulations:

LLB 528: Public International Law

International Treaties and Conventions. International Customs as Evidence as if a
general practice and accepted as law. General Principles of law recognized by
civilized nations-Decisions of judicial or arbitral tribunals and works of the Jurists.
Relation between International law and Municipal law. Theories as to the Relation
between International law and Municipal law--Monistic Theory-Dualistic Theory.
Transformation of Int. law to municipal law. State practice as to operation of
International law within Municipal sphere. (UK, USA, Bangladesh Practice). Subjects
of International law--States as principal subject of International law, Individual
persons as subjects of International law.

Principle of recognition under International Law --Recognition of States and
Governments, Recognition de jure and de facto, legal effects of recognition. State
Territory – Elements of state territory--Modes of acquisition of state territory. Status
of Transnational Corporation in Public Int. Law. Status of International organizations
as subjects of Int. Law. Status of Governments/ Nations struggling for self-
determination. Status of Vatican City in Int. Law. Status of Taiwan in Int. Law.
Rights and Duties of a state ( In reference to Montevideo Convention of 1933 on
Rights and Duties of a state, UN Resolution, 1974 on Rights and Duties of State).
The New Economic Order.

**Jurisdiction in International Law**

- Codification and progressive development of International law
- State Jurisdiction
- Criminal Jurisdiction of State
- State Responsibility
- Principle of Objective state responsibility “Risk Theory”
- Principle of Subjective State Responsibility “Fault Theory”
- Treatment of Aliens
- Expropriation of alien property
- Asylum and extradition
- State succession- rights and obligations of predecessor and successor
  states.
- Law of Aviation/ Air/Space law
- The law of the sea--Territorial sea, Contiguous zone, Exclusive Economic
  Zone, High sea and deep sea bed, Continental Shelf
- Diplomatic envoys and consular law
- Special Diplomatic Missions
- Diplomatic Immunities and Privileges
- The law of treaties.
- Peaceful and forcible settlement of international disputes.
- Intervention & Use of force in International relation
• The United Nations- its Organs
• Function of six organs of UN
• Role of General assembly, Security Council, and ICJ in settling international disputes
• Contribution of UN in the development of International law.
• Role of ICJ in development of International law.
• The ICC.
• International Tribunals and operation of municipal law.
• Laws of war and neutrality.
• Terrorism in International Law
• International Environmental Law.

BOOKS RECOMMENDED:


LLB 529: Code of Criminal Procedure
Constitution and power of criminal courts, arrest of persons, process to compel appearance, process to compel production of things, maintenance of public order and tranquility, preventive action of police, the information to police and the process of investigation, jurisdiction of criminal courts in inquiries and trials, initiation of proceedings, complaints to magistrates, charge, trial of cases by magistrates, summary trials, trials before courts of sessions, mode of taking and recording evidence, judgment, death sentence confirmation. Appeal, reference, revision, execution, suspension, remission, commutation of sentences, provisions as to bail and bonds, maintenance of wives and children, public prosecutor, irregular proceedings, prevention of offences, security for keeping the peace, unlawful assemblies, public nuisance, disputes to immovable property, preventive action of the police, miscellaneous provisions
BOOKS RECOMMENDED:

1. The Code of Criminal Procedure, 1898
5. Gopal Chandra Paul: Rights and privileges of Accused Person, 2003
7. L. Kabir: Code of Criminal Procedure
9. R V Kelkar: Criminal Procedure
10. Dr K N C Pillai: General Principles of Criminal Law

(A list of additional books, journal articles, leading cases will be circulated by the Course Teacher concerned)

LLB 530: Mercantile Law


Law of Bankruptcy: Meaning of bankruptcy, who can be adjudged bankrupt, Acts of Bankruptcy, Bankruptcy proceedings, Composition and scheme of arrangement.
BOOKS RECOMMENDED:

12. MC Shukla: Mercantile Law

GOVERNING LEGISLATION:

The Bills of Lading Act, 1856 (Act No. IX of 1856).
The Carriers Act, 1865 (Act No. III of 1865).
The Railways Act, 1890 (Act No. IX of 1890).
The Carriage by Air Act, 1934 (Act No. of 1934).
The Negotiable Instruments Act, 1881(Act No. XVI of 1881).
The Insurance Companies Act, 1997 (Act No. of 1938).
Bankruptcy Act 1997

LLB 531: Code of Civil Procedure and Limitation
A. Code of Civil Procedure

Procedure and substantive law, organization of Civil Courts in Bangladesh, Civil and Revenue Courts, scope and application of the Civil Procedure Code, structure of the Code, inherent power of Courts, Code not exhaustive, suits and other civil proceedings, jurisdiction of courts, institution of suits and proceedings, place of suing, parties to the suits, service of summons on defendant, recognized agents and advocates, plaint, written statement, appearance of parties and consequences of non-appearance, examination of parties, discovery, admission, production, impounding and return of documents, framing of issues, summoning and attendance of witnesses, hearing of the suit, examination of witnesses, judgment, decree, execution, appeal, review, revision, and reference. Special procedure in particular classes of suit, pauper suits, inter-pleader suits, appeals from decrees and orders, temporary injunction, withdrawal and adjustment of suits, commission, arrest and attachment before judgment, appointment of receivers, appeals to the Supreme Court of Bangladesh.

Law on Court Fees and Suit Valuation: nature and purposes of the law, fees payable in courts and in public offices, computation of fees, probates, letters of administration and certificate of administration, process fees: C.R.O provisions on process fees, reduction and remission of court fees, miscellaneous costs and charges.

Miscellaneous schedules: Ad Valorem fees, fixed fees, rules determining the value of land, valuation of relief in certain suits relating to land, court fee value and jurisdictional value to the same in certain suits, determination of value of certain suits by the Supreme Court, supplemental provisions

BOOKS RECOMMENDED:

DF Mullah : Code of Civil Procedure
Chittaley : Civil Procedure Code
R M Jackson : Machinery of justice in England
Shawkat Mahumud : Civil Procedure Code, Lahore, 1984,
MMN Nizami : Code of Civil Procedure, Lahore, PLD, 1982
DLR : 36 Years Civil Digest (1949-1984), Dhaka, 1986
Siddiqur Rahman : Commentary on Civil Rules and Orders, Vol-1
C K Takwani : Law of Civil Procedure

(A list of additional books, journal Articles, leading cases will be circulated by the Course Teacher concerned)

GOVERNING LEGISLATION:

1. Code of Civil Procedure, 1908
2. The Civil Courts Act, 1887
3. The Limitation Act, 1908
4 The Suits Valuation Act, 1887
5 The Court Fees Act, 1870
6 The Stamp Act, 1899

(A list of additional books, journal Articles, leading cases will be circulated by the Course Teacher concerned)

B. Law of Limitation
Object of law of limitation; Limitation and prescription; Objective, interpretation and application of statutes of limitations; Waiver of limitation; Limitations of suits; Appeals and applications; Computation of period of limitations; Grounds of exemption from extension of period of limitations; Suspension of limitation; Acquisition of ownership by possession; Acquisition of easement rights; Limitation in suits for recovery of land; Saving acknowledgement; Adverse possession; Effect of fraud and acknowledgement on limitation;

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<tbody>
<tr>
<td>DLR</td>
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<td>D F Mulla</td>
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<td>R Mitra</td>
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<td>Ramchandra</td>
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<td>Shaukat Mahmud</td>
<td>Law of Limitation</td>
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GOVERNING LEGISLATION

1. The Bangladesh Limitation Act. 1908, Govt. Publication (Updated)

LLB 532: Drafting and Conveyance

Wafq or Trust, How to prepare a Wafq or Trust Deed. Will or Wasiyat: Essentials of a Will or Wasiyat, How to prepare a Will Deed or Wasiyat Nama. Power of Attorney: Essentials of Power of Attorney, How to prepare a Power of Attorney. Notice: Different Kinds of Notice, How to prepare different kinds of Notice. Affidavits: Different kinds of affidavits, How to prepare different kinds of affidavits. Drafting of an enactment of Parliament

BOOKS RECOMMENDED:

11. N R Madhava Menon (Ed): The Legal Profession, Bar Council of India Trust, New Delhi, 1984