

**PARUL UNIVERSITY**  
**FACULTY OF LAW**  
**1 Year LL.M.**  
**Subject: Research Methods and Legal Writing**  
**Subject Code: 17201101**  
**Semester- I**

**Syllabus**

**FACULTY: LAW**

**LLM**

| <b>SEMESTER: I</b>                         |  |
|--|--|
| Course Code: 17201101<br>Course Credit: 03 | Course Title: Research Methods and Legal Writing<br>Course Type: Foundation (compulsory) |

**Teaching & Examination scheme:**

| Teaching Scheme<br>(Hrs/Week) |   |   | Credit | Examination Scheme |   |          |       |   | Total |
|-------------------------------|---|---|--------|--------------------|---|----------|-------|---|-------|
| L                             | T | C |        | External           |   | Internal |       |   |       |
|                               |   |   |        | Theory             | C | Theory   | *C.E. | C |       |
| 3                             | 0 | 0 | 3      | 60                 | - | 20       | 20    | - | 100   |

❖ **Objectives:**

This course will be taught with the objectives:

- To acquaint the students with scientific methods of social science research.
- To provide the knowledge of the technique of empirical and doctrinal research.
- To emphasize on practical training of the research through clinical research projects.

❖ **Outcomes:**

Students will be able to

- Develop a scientific approach to socio legal problems.
- Design and execute different types of research problems.
- Identify different legal problems to find out the solutions.
- Prepare different legal writing, paper presentation.

## Syllabus

| UNIT | DESCRIPTION IN DETAIL  | CREDIT | WEIGHTAGE |
|------|--|--------|-----------|
| 1    | <b>Introduction</b> <ul style="list-style-type: none"> <li>➤ The science of research and scientific methodology</li> <li>➤ Interrelation between speculation, fact and theory building-some fallacies of scientific methodology with reference to socio legal research</li> <li>➤ Inter-disciplinary research and legal research models</li> <li>➤ Arm chair research vis-a-vis empirical research</li> <li>➤ Legal research-common law and civil law legal systems</li> </ul> | 1      | 20%       |
| 2    | Research Design <ul style="list-style-type: none"> <li>➤ Workable Hypothesis-formulation and evaluation</li> <li>➤ Major steps in research design</li> </ul> Research Techniques <ul style="list-style-type: none"> <li>➤ Sampling</li> <li>➤ Survey and Case Study Method</li> <li>➤ Scaling and Content Analysis</li> </ul>  | 1      | 40%       |
| 3    | Research Tools and Data Processing <ul style="list-style-type: none"> <li>➤ Observation</li> <li>➤ Interview and schedule</li> <li>➤ Questionnaire</li> <li>➤ Socio-metrics and jurimetrics</li> <li>➤ Data processing (deductions and Inductions) analysis and interpretation of data</li> </ul>  |        | 20%       |
| 4    | Legal writing and Para-legal Activities <ul style="list-style-type: none"> <li>➤ Report/article writing in legal research</li> <li>➤ Use of definitions, maxims, concepts, principles, doctrines in legal research</li> <li>➤ Citation methodology</li> <li>➤ Book review and case comments</li> <li>➤ Organization of Seminars, Publication of journals,</li> <li>➤ Clinical Legal Education, Legal aid, Legal Literacy camp, Legal Survey and law reforms</li> </ul>         | 1      | 20%       |

### Suggested Books:

- Robert Watt- Concise book on Legal Research
- Pauline Young- Research Methodology
- Anwarul Yaqin-Legal Research Methodology
- Stott D.-Legal Research
- Madhava Menon, N.R. ; A Handbook of Clinical Legal Education, Tata McGraw Hill

**PARUL UNIVERSITY**  
**FACULTY OF LAW**  
**LL.M. SEMESTER –I**  
**COMPARATIVE PUBLIC LAW**  
**SUBJECT CODE: 17201102**

FACULTY: LAW

LL.M.

| SEMESTER: I                                |  |
|--|--|
| Course Code: 17201102<br>Course Credit: 03 | Course Title: Comparative Public Law<br>Course Type: Core compulsory |

**Teaching & Examination scheme:**

| Teaching Scheme (Hrs/Week) |   |   | Credit | Examination Scheme |   |          |       |   | Total |
|----------------------------|---|---|--------|--------------------|---|----------|-------|---|-------|
| L                          | T | C |        | External           |   | Internal |       |   |       |
|                            |   |   |        | Theory             | C | Theory   | *C.E. | C |       |
| 3                          | 0 | 0 | 3      | 60                 | - | 20       | 20    | - | 100   |

❖ **Objectives:**

This course will be taught with the following objectives:

- To critically analyze the concept of globalization with respect to public law.
- To enumerate the features of federalism and unitary form of governments.
- To evaluate and compare various administrative law principles.
- To study the nature of fundamental rights across jurisdictions.

❖ **Outcomes:**

After successful completion of this course students will be able to

- Differentiate the nature of different jurisdictions
- Understand the composition, Powers, Functions and Privileges of different constitutional bodies.
- Distinguish the various forms of government.
- Analyze the impact of judiciary in the observance of public law

| Sr. | Topic   | Weightage | Teaching Hrs. |
|-----|---|-----------|---------------|
| 1   | <b>Introduction:</b> <ul style="list-style-type: none"> <li>• Meaning and definition of Public Law</li> <li>• Concept of Public Law</li> <li>• Globalisation of Comparative Public Law</li> </ul> <b>Tools of Comparative Public Law</b> <ul style="list-style-type: none"> <li>• Constitutional Law – Common Law, Civil Law</li> <li>• Legislative Mechanism - Common Law, Civil Law</li> <li>• Typology of Federalism – USA, India</li> </ul> | 20%       | 9             |

|   |   |     |   |
|---|---|-----|---|
| 2 | <p><b>Comparative Public Law: Overview, uses and methods:</b></p> <ul style="list-style-type: none"> <li>• Uses, purposes and challenges of comparative law</li> <li>• Different methodological approaches: Classificatory, historical, normative, functional, and contextual.</li> <li>• The evolving boundary between public and private law</li> <li>• Place of constitutional law and administrative law in a legal system</li> </ul>   | 20% | 9 |
| 3 | <p><b>Constitutions: Making, functions and typology:</b></p> <ul style="list-style-type: none"> <li>• Constitution making: Constituent power, process and the question of inclusiveness, and substance.</li> <li>• Functions: Creating organs, conferring power and protection of individual liberties,</li> <li>• Typology: On the basis of legal character and on the basis of expression of political ideals</li> </ul> <p>Sources</p> <ul style="list-style-type: none"> <li>• Constitutionalism</li> <li>• Internationalization of constitutional law: Driving forces, divergent practices and criticisms</li> </ul> | 20% | 9 |
| 4 | <p><b>Separation of power: Horizontal and vertical:</b></p> <ul style="list-style-type: none"> <li>• Different forms of government: presidential, parliamentary, hybrid systems</li> <li>• Federal and unitary states; Concept of quasi federalism</li> <li>• The changing role of the state, emergence of the regulatory state</li> </ul> <p><b>Ombudsman</b></p> <ul style="list-style-type: none"> <li>• Ombudsman in Scandinavian countries - International Scenario<br/>– Common law and Civil Law</li> <li>• Indian Scenario - Lokpal (Ombudsman) - Lokayukta</li> </ul>  | 20% | 9 |
| 5 | <p><b>Nature and Role of Fundamental Rights in Public Law:</b></p> <ul style="list-style-type: none"> <li>• Evolution of Fundamental Rights in UK, USA, France &amp; India</li> <li>• Scope of Fundamental Rights in USA</li> <li>• Role of Fundamental Rights in UK</li> <li>• Nature and Scope of Fundamental Rights in France</li> <li>• Limits to Fundamental Rights</li> </ul> <p><b>Public Interest Litigation – US, India</b></p> <ul style="list-style-type: none"> <li>• Locus standi</li> <li>• Judicial Activism</li> <li>• Judicial Accountability</li> </ul>   | 20% | 9 |

**Suggested Books:**

- D.D. Basu, "Introduction to the Constitution of India", LexisNexis; 22nd edition (1 June 2015)
- P.M.Bakshi, "Constitution of India", Universal Law Publishing - An imprint of LexisNexis; Thirteenth edition (2015)
- M.P.Jain, "Indian Constitutional Law", Wadhwa & Co, Nagpur

- V.N.Shukla, "Constitution of India", Eastern Book Company, Lucknow
- Austin Granville, "The Indian Constitution: Cornerstone of A Nation: Cornerstone of A Nation (Classic Reissue)", Oxford; 2 edition (15 July 1999)
- Bipan Chandra , "History of Modern India", Orient BlackSwan; First edition (2009)
- Sujit Choudhry (Editor), Madhav Khosla (Editor), Pratap Bhanu Mehta (Editor),"The Oxford Handbook of the Indian Constitution", Oxford University Press UK; 2016 edition (18 April 2016)
- Subhash C. Kashyap,"Our Constitution",National Book Trust, India; Second edition (2011)
- Madhav Khosla,"The Indian Constitution (Oxford India Short Introductions Series)", Oxford; First edition (30 June 2012)
- J. N.pandey, "CONSTITUTIONAL LAW OF INDIA", Central law agency
- Noshirvan H Jhabvala, "The Constitution of India", C Jammadas & Co.(2014)

**PARUL UNIVERSITY**  
**FACULTY OF LAW**  
**LL.M. SEMESTER – I**  
**LL.M. (CRIMINAL AND SECURITY LAWS)**

**FACULTY: LAW**

**LLM**

| <b>SEMESTER: I</b>                            |  |
|---|--|
| Course Code:<br>17206130<br>Course Credit: 02 | Course Title: Criminology and Penology Course<br>Type: Core Compulsory |

**Teaching & Examination scheme:**

| Teaching Scheme |   |   | Credit | Examination Scheme |  |          |      |   | Total |
|-----------------|---|---|--------|--------------------|--|----------|------|---|-------|
| (Hrs/Week)      |   |   |        | External           |  | Internal |      |   |       |
| L               | T | C |        | Theory             |  | Theory   | *C.E | C |       |
| 2               | 0 | 0 | 2      | 60                 |  | 20       | 20   | - | 100   |

**❖ Objectives:**

This course will be taught with the following objectives:

- To understand the nature of Indian Criminal laws.
- To enumerate the Salient Features of the Indian Criminal laws.
- To study the origin and development of the Indian Criminal laws.
- To measure the enforceability of Indian Criminal laws.
- To identify the importance of Indian Criminal laws.

**Outcomes:**

After successful completion of this course students will be able to:

- Differentiate various criminal laws and develop the requisite legal skills.
- Understand the definitions and punishments of different crimes and aid in employability in practice.
- Distinguish the nature of crimes and develop a sense of entrepreneurial aptitude.
- Gain knowledge about basics of criminology and become familiar with basic criminal laws and criminal justice processes in country.
- Identify various theories of crime causation, theories of punishment, juvenile justice and the releasing the offenders on probation. Also understand the just treatment to offender

| <b>UNIT</b> | <b>DESCRIPTION IN DETAIL</b>  | <b>WEIGHTAGE</b> |
|-------------|---|------------------|
| 1           | Concept, Nature and Scope of Punishment:<br>(a) Concept and Nature of Punishment<br>(b) Object and Purpose of Punishment<br>(c) Forms of Punishment<br>(d) Judicial Approach towards Capital Punishment in India;<br>Principle of Rarest of Rare case   | 25%              |
| 2           | Theories of Punishment:<br>(a) Deterrence Theory<br>(b) Retributive Theory<br>(c) Preventive Theory<br>(d) Reformatory Theory   | 25%              |
| 3           | Sentencing:<br>a) Principal types of Sentences in Penal Code<br>b) The Problems of Default Sentence (Imprisonment for nonpayment of fine)<br>c) Pre-Sentence Hearing<br>d) Sentencing for Habitual Offender<br>e) Summary Punishment<br>f) Sentencing Process and Marginalized Accused<br>g) Plea Bargaining                                  | 25%              |
| 4           | Sentencing and Imprisonment Approaches to Sentencing: a) Alternatives to Sentencing<br>b) Probation & Parole<br>c) Corrective Labour<br>d) Fine<br>e) Remission and Commutation of sentence Imprisonment: (1) Jail System & Jail Reforms (2) Classification of prisoners (3) Open Prisons (4) Rights of prisoners & Duties of custodial staff | 25%              |

**REFERENCE BOOKS:**

1. Girjesh Shukla: Criminology, Lexis Nexis
2. Dr. N. Maheshwara Swamy: Criminology and Criminal Justice System, Asia Law House
3. Sutherland and Cressey, Principles of Criminology, Surjeet Publications
4. S Chhabra, The Quantum of Punishment in Criminal Law
5. H.L.A. Hart, Punishment and Responsibility
6. Herbert L. Packer, The Limits of Criminal Sanction
7. K.S. Shukla, "Sociology of Deviant Behaviour" In 3 ICSSR Survey of Sociology and Social Anthropology 1969-1979

8. Tapas Kumar Banerjee, Background to Indian Criminal Law
10. K.P. Malik- Penology and Victimology

**PARUL UNIVERSITY**  
**FACULTY OF LAW**  
**LL.M. SEMESTER – I**  
**LL.M. (CRIMINAL AND SECURITY**  
**LAWS) PROGRAMME**  
**CRIMINAL JUSTICE AND HUMAN RIGHTS**

**FACULTY: LAW**

**LLM**

| <b>SEMESTER: I</b>                            |   |
|---|---|
| Course Code:<br>17206131<br>Course Credit: 02 | Course Title: Criminal Justice and Human Rights Course<br>Type: Core Compulsory |

**Teaching & Examination scheme:**

| Teaching Scheme<br>(Hrs/Week) |   |   | Credit | Examination Scheme |  |          |      |   | Total |
|-------------------------------|---|---|--------|--------------------|--|----------|------|---|-------|
| L                             | T | C |        | External           |  | Internal |      |   |       |
|                               |   |   |        | Theory             |  | Theory   | *C.E | C |       |
| 2                             | 0 | 0 | 2      | 60                 |  | 20       | 20   | - | 100   |

❖ **Objectives:**

This course will be taught with the following objectives:

- To understand the nature of Indian Criminal laws.
- To enumerate the Salient Features of the Indian Criminal laws.
- To study the origin and development of the Indian Criminal laws.
- To measure the enforceability of Indian Criminal laws.
- To evaluate the concept of human rights, their evolution and their importance in our society now particularly in the era of privatization, globalization and liberalization.

❖ **Outcomes:**

After successful completion of this course students will be able to:

- understand the historical growth of the idea of human rights
- demonstrate an awareness of the international context of human rights
- demonstrate an awareness of the position of human rights in the UN charter
- understand the importance of the Human Rights Act 1998

| UNIT | DESCRIPTION IN DETAIL | WEIGHTAGE |
|------|-----------------------|-----------|
|------|-----------------------|-----------|

|   |  |     |
|---|--|-----|
| 1 | <p>Concept and Development of Human Rights</p> <ul style="list-style-type: none"> <li>• Concept, Importance and Nature</li> <li>• U. N. Charter and its agencies</li> <li>• History, Evolution and Growth</li> <li>• Classification of Human Rights</li> </ul> | 25% |
| 2 | <p>Human Rights and Criminal Jurisprudence</p> <ul style="list-style-type: none"> <li>• Rights of Accused</li> <li>• Rights of arrested persons</li> <li>• Rights of Fair and Speedy Trial □ Rights of Free legal aid □ Parole and Probation.</li> </ul>       | 25% |
| 3 | <p>Human Rights Problems in the Administration of Criminal Justice</p> <ul style="list-style-type: none"> <li>• Police Atrocities and Custodial Torture</li> <li>• Violence against Women and Children</li> <li>• Terrorism and Insurgency</li> </ul>          | 25% |
| 4 | <p>Implementation of Human rights in India</p> <ul style="list-style-type: none"> <li>• Role of NGO</li> <li>• Public Interest Litigation</li> <li>• Role of Judiciary</li> <li>• Role of National Human Rights Commission</li> </ul>                          | 25% |

#### **Essential Case Law:**

- M.M. Hoskot v. State of Maharashtra, AIR 1978 SC 1548
- Husainara Khatoon v. State of Bihar, AIR 1979 SC 1360
- Khatri v. State of Bihar, AIR 1981 SC 928
- State of Maharashtra v. Manubhai Pragji Vasi (1995) 5 SCC 730
- D.K. Trivedi v. Union of India, AIR 1986 SC 1328
- Vishaka v. State of Rajasthan, AIR 1997 SC 3011
- State of Karnatka v. Appavalu Ingle, AIR 1995 SC 1126
- Supritendent of Remembrance of Legal Affairs, West Bengal v. S.
- Bhaumic, AIR 1981 SC 917

#### **REFERENCE BOOKS:**

1. Forest Martin et.al. (ed.) International Human Rights Law and Practice- Part I. and II of. cases, treaties and materials.
2. Vijay Chitinis, et.al (ed.)- Human Rights and the Law -National and Global Perspective.
3. Basu D.D. Human Rights in Constitutional Law.
4. Singh Sehgal B.P-Human Rights in India - Problems and Perspectives.
5. Protection of Human Rights in Criminal Justice administration-- A study by Prof. Upendra Baxi and Manjula Batra.
6. L.H. Leigh-Protection of Human Rights in Criminal Procedure. The British Experience.



**PARUL UNIVERSITY**  
**FACULTY OF LAW**  
**LL.M. SEMESTER – I**  
**LL.M. (CRIMINAL AND SECURITY**  
**LAWS) PROGRAMME**  
**VICTIMOLOGY**

**FACULTY: LAW**

**LLM**

| <b>SEMESTER: I</b>    |                              |
|-----------------------|------------------------------|
| Course Code: 17206132 | Course Title: Victimology    |
| Course Credit: 02     | Course Type: Core Compulsory |

**Teaching & Examination scheme:**

| Teaching Scheme<br>(Hrs/Week) |   |   | Credit | Examination Scheme |  |          |      |   | Total |
|-------------------------------|---|---|--------|--------------------|--|----------|------|---|-------|
| L                             | T | C |        | External           |  | Internal |      |   |       |
|                               |   |   |        | Theory             |  | Theory   | *C.E | C |       |
| 2                             | 0 | 0 | 2      | 6                  |  | 20       | 20   | - | 100   |
|                               |   |   |        | 0                  |  |          |      |   |       |

❖ **Objectives:**

This course will be taught with the following objectives:

- To understand the nature of victim-oriented laws.
- To enumerate the Salient Features of criminal law conventions
- To study the origin and development of criminal and victim specific laws.
- To measure the enforceability of Indian Criminal laws.
- To identify the importance of Indian Criminal laws.

❖ **Outcomes:**

After successful completion of this course students will be able to:

- Differentiate various theories pertaining to victim-oriented laws.
- Understand the Composition, Powers, Functions and Privileges of different bodies of criminal law.
- Understand the various dimensions of the various aspects of the Indian law related to penology and victimology;
- Understand the various aspects of the Indian legal structure like that of the concepts of restorative justice and compensatory schemes for victims;
- Demonstrate a thorough and contextual knowledge of penal laws and the various leading

| <b>UNIT</b> | <b>DESCRIPTION IN DETAIL</b>  | <b>WEIGHTAGE</b> |
|-------------|---|------------------|
| 1           | Concept and Scope of Victimology:<br>(a) Concept of Victimology<br>(b) Historical Development of Victimology<br>(c) Indian Experience<br>(d) Victim and Criminal Justice: Emerging Trends and Policies  | 25%              |
| 2           | Theories of Victimology and Impact of Victimization:<br>(a) The Precipitation Theory<br>(b) Life-style Theory<br>(c) Deviant Place Theory<br>(d) Routine Activity Theory Impact of Victimization<br>(a) Physical<br>(b) Economical<br>(c) Psychological   | 25%              |
| 3           | Concept of Restorative Justice:<br>a) Essential Elements of Restorative Justice<br>1. Restoration<br>2. Accountability<br>3. Community Protection<br>4. Skill Development<br>b) Programmes of Restorative Justice   | 25%              |
| 4           | Compensatory Jurisprudence in the Field of Victimology:<br>a) Compensatory Relief under General/Procedural Laws<br>b) Compensation under Special Laws<br>c) i. Compensation under the Probation of Offender Act, 1958 ii. Compensation under the Motor Vehicles Act, 1988<br>d) Compensatory Reliefs under the Constitution of India<br>e) Compensation by Human Rights Commissions i. National Human Rights Commissions ii. State Human Rights Commissions iii. Human Rights Court | 25%              |

**REFERENCE BOOKS:**

1. Dutta K.K., Some Aspects of Criminal Law, Law Research Institute, Edition 1997, APH, Publishing House, Darya Ganj, New Delhi -02.
2. Dr. Mrinmaya Chaudhari, Languishing for Justice, A Critical Survey of the Criminal Justice System, DATTSONS, J. Nehru Marg, Sadar, Nagpur.

3. Malik P.L., Criminal Court Hand Book, 18th Edition, Eastern Book Company, 32, Lalbagh, Lucknow -01.
4. ManjulaBatra, Protection of Human Rights in Criminal Justice Administration, Deep and Deep Publication, New Delhi.
5. Parvesh K Atri, Readings in Criminal and Criminology, 1 edition 1998, Anmol Publication Pvt. Limited, New Delhi
6. Ahmed Siddiqui, Criminology, Problems and Perspectives, 4th edition 1997, Eastern Book Company, Lucknow -01
7. Clive Coleman and Clive Norris , Introducing Criminology, Edition 2000, Lawman (India) Pvt Limited, Lajpat Nagar, New Delhi-24
9. Bharat B Das, Victims in the Criminal Justice System, 1st Edition 1997, APH Publication Corporation, New Delhi.