

**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 Course Credit: 03	Course Title: Research Methods and Legal Writing Course Type: Foundation (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 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 Course Credit: 03	Course Title: Comparative Public Law 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 – 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. in Constitutional and Administrative Law**  
**Centre State Relations and Constitutional Governance**  
**SUBJECT CODE: 17208130**  
**YEAR: 2024-25**

Teaching Scheme (Hrs/Week)			Credits	Examination Scheme					Total
L	T	P		External		Internal			
				Theory	Practical	Theory	*C.E.	Practical	
2	0	0	2	60	0	20	20	0	100

**Syllabus**

UNIT	DESCRIPTION IN DETAIL	WEIGHTAGE
1	<p><b>Nature of Indian Constitution</b></p> <p>Introduction to the Constitution of India Constitutional law---Constitutionalism Introduction to the concept of Federalism Historical evolution of federal features in India</p> <p>Different forms of Governments-Unitary, Federal and Confederation, their features, merits, de-merits and distinction between them</p> <p>Nature of Indian Federalism –Dominant features of the Union over the States</p> <p>Judicial Perspective over the Indian federalism</p>	25%
2	<p><b>Legislative, Administrative and Financial Relations between centre and states</b></p> <p>Doctrine of Territorial Nexus</p> <p>Delegated Legislation-permissible limits of delegation</p> <p>Scheme of distribution of legislative powers between Union and</p>	25%

	<p>States</p> <p>Principles of interpretation of lists- Doctrine of Pith and Substance; Doctrine of Colorable Legislation; Doctrine of harmonious construction; Ancillary legislation</p> <p>Residuary Powers</p> <p>Parliament's power to legislate on the State List</p> <p>Inconsistency between laws passed by Parliament and State legislature</p> <p>Distribution of executive powers</p> <p>Inter-governmental delegation of powers</p> <p>Centre's directive to State &amp; other Constitutional provisions</p> <p>All India services</p> <p>Co-operative federalism; disputes relating to waters, Inter-State Council</p> <p>Introduction to Allocation of taxing powers-Central taxes, State Taxes, Concurrent Taxes, No tax outside the tax entries</p> <p>Funds-Consolidated and Contingency funds</p> <p>Public Accounts</p> <p>Tax and Fees</p> <p>Restrictions on taxing powers</p> <p>Inter-Government Tax immunities</p> <p>Tax-sharing</p> <p>Grants-Grants-in-lieu; Grants-in-aids; Specific Purpose Grants</p> <p>Finance Commissions</p>	
3	<p><b>Services under the Union and the states</b></p> <p>Recruitment and Regulations of Conditions of Services</p> <p>Doctrine of Pleasure-Restrictions on Doctrine of Pleasure</p> <p>Constitutional Safeguards to Civil Servants</p> <p>Public Service commission-Appointment of Member of Public</p>	25%

	service commission Functions of Public Service Commission	
4	<b>Emergency Provisions</b> National Emergency State Emergency Financial Emergency	25%

Text Books And Reference Books:

A.G. Noorani, (ed.), Centre State Relations in India, Bombay: Lesley Saehney Programme for Training, 1972.

Ashok Chandra, Federalism in India.

3. De Jatindra Ranjan, Development of Federalism in India, Gauhati :Bani Prakashani,1974
4. Desai, Justice D.A. Prasad Anirudh, Centre And State Powers Under Indian Federalism
5. Dr. Subhash C. Kashyap, The Framing of India's Constitution- A study & Constitution making since 1950- An Overview
6. Dr. Subhash C. Kashyap, Constitution of India: Review and Reassessment
7. Dr. Subhash C. Kashyap, Indian Constitution-Conflicts and Controversies
8. Dr. Subhash C. Kashyap, Commentary on Constitution of India
9. Dr.Subhash C. Kashyap, Our Constitution-An Introduction to India's Constitution and Constitutional Law, 5th edition reprint 2014.
10. G.C.V Subbarao, Legislative powers in Indian Constitutional Law.
11. Glanville Austin, The Indian Constitution: Cornerstone of a nation, Delhi; Oxford University Press.
12. H.M. Seervai, Constitutional Law of India – Vol.I&II
13. K.C.Wheare, Federal Government.
14. K.P. Krishna Shetty, the Law of Union-State Relations and Indian Federalism.
15. K.Subba Rao, the Indian Federation.
16. Kabbur, A.S. Centre-State Relations in India, New Delhi: Trust Books, 2004
17. Keith A.B. , Constitutional History of India
18. L.M Singhvi, Union-State Relations in India
19. M.P Jain, Outlines of Indian Legal History.
20. M.P.Jain, Indian Constitutional Law

21. M.V Pylee, Constitutional History of India
22. Monica David, Indian Legal and Constitutional History, 1600-1949, Vimala Publications, 1968. New Delhi: Deep & Deep Publications, 1981
23. O. P. Sharma, Financial Relations Between Centre & States and Local-Self Governments in India
24. Pal, Chandra Centre-State Relations and Cooperative Federalism, New Delhi: Deep & Deep Publication, 1983
25. Pande G S, Constitutional law of India
26. Prasad, Anirudh Centre-State Relations in India, New Delhi: Deep & Deep Publications, 1985.
27. Pylee M.V Our Constitution government & politics
28. Rama Jois M, Legal and Constitutional History of India.
29. Rama Jois, Services under the States, Indian law Institute, New Delhi
30. Saharay H K, Constitution of India
31. Samaraditya Pal, India's Constitution –origins and evolution (Constituent Assembly debates, Lok Sabha debates on constitutional amendments and Supreme Court judgments, 2014
32. Seetalvad's Lectures on Constitutional law
33. Setalvad M.C, Constitutional History of India
34. [Shubh Narayan Singh](#), Centre state relations in India: major irritants & post-Sarkaria review
35. Subba Rao G C V Indian Constitutional law
36. Subbarao's Lectures on Constitutional law
37. Telang's Lectures on Constitutional Law
38. Tope T K, Constitutional law of India by Justice Sujata Manohar, Eastern book company
39. V.D. Sebastian, Indian Federalism: the Legislative Conflict.

**PARUL UNIVERSITY**  
**FACULTY OF LAW**  
**LL.M. in Constitutional and Administrative Law**  
**Fundamental Rights and Directive Principles of State Policy**  
**SUBJECT CODE: 17208131**  
**YEAR: 2024-25**

Teaching Scheme (Hrs/Week)			Credits	Examination Scheme					Total
L	T	P		External		Internal			
				Theory	Practical	Theory	*C.E.	Practical	
2	0	0	2	60	0	20	20	0	100

**Syllabus**

UNIT	DESCRIPTION IN DETAIL	WEIGHTA
1	<p><b>Evolution of Fundamental Rights, impact of Universal Declaration of Human Rights and Constitutions of other countries on fundamental rights</b></p> <p>Concepts of Fundamental Rights, Bill of Rights, Natural rights and Human Rights</p> <p>Preamble of the Constitution and its implication with reference to Fundamental Rights, Directive Principles of State Policy, and Fundamental Duties</p> <p>Definition of State under Art.12, 13 - Inviolability of Fundamental Rights</p> <p>Doctrine of Waiver, Doctrine of Severability, Doctrine of Eclipse, scope of definition of law under Art.13.</p>	25%
2	<p><b>Relationship between Art 14, 15, 16, 17, and 18</b></p> <p>Doctrine of Classification, Doctrine of Arbitrariness, Doctrine of Legitimate Expectation, Wends bury Principle</p> <p>Prohibited grounds for discrimination (Art.15); special provisions</p>	25%

	<p>relating to women; protective discrimination in favor of Backward Classes, Scheduled Castes and Scheduled Tribes;</p> <p>Development of case law</p> <p>Equality of Opportunity in the matters of public employment, reservations in public employment, residence as prerequisite for employment</p> <p>Untouchability, Abolition of Titles</p>	
3	<p><b>Six fundamental freedoms under Art.19 and reasonable restrictions</b> Art 19 (2) to (6); test to determine the reasonableness of restrictions; whether restriction includes deprivation and prohibition</p> <p>Rights of accused; Doctrine of ex-post -facto law; Doctrine of Double Jeopardy; privilege against self-incrimination.</p> <p>Protection of life and personal liberty; right to education; safeguards against ordinary arrest and preventive detention; right against exploitation.</p> <p>Ambit of religious freedom, cultural and educational rights</p> <p>Right to Constitutional remedies; Fundamental Rights vis-à-vis armed forces.</p> <p>Martial Law and Armed Forces Special Powers Act</p> <p>Religious and Minority Rights</p>	25%
4	<p><b>Relative importance of Directive Principles of State Policy (DPSP) and Fundamental Rights</b></p> <p>Nature of Directive Principles of State Policy, Justifiability of Directive Principles of State Policy</p> <p>Social security and welfare provisions under Directive Principles of State Policy; economic rights</p> <p>Directive Principles of State Policy that were read into Fundamental Rights</p> <p>Fundamental Duties – evolution, relationship between Fundamental Rights and Duties</p>	25%

Text Books And Reference Books:

1. H.M. Seervai, Constitutional Law of India – Vol. I &II
2. V.N.Shukla , Constitution of India
3. Subhash C Jain, The Constitution of India
4. D.D. Basu, Commentaries on Constitutional Law of India, Vol. A to E
5. M. Hidayatullah (Ed.), Constitution of India
6. M.P.Jain, Indian Constitutional Law
7. Subba Rao G C V, Indian Constitutional Law
8. Pande G S, Constitutional Law of India
9. Saharay H K, Constitution of India
10. Pylee M.V, Our Constitution, government & politics
11. Tope T K, Constitutional Law of India

**PARUL UNIVERSITY**  
**FACULTY OF LAW**  
**LL.M. in Constitutional and Administrative Law**  
**Public Policy Development**  
**SUBJECT CODE: 17208132**  
**YEAR: 2024-25**

Teaching Scheme (Hrs/Week)			Credits	Examination Scheme					Total
L	T	P		External		Internal			
				Theory	Practical	Theory	*C.E.	Practical	
2	0	0	2	60	0	20	20	0	100

**Syllabus**

UNIT	DESCRIPTION IN DETAIL	WEIGHTAGE
1	<p><b>Nature and Extent of Public Policy</b></p> <p>Significance of policy making &amp; implications on society</p> <p>Policy making process – formulation, adoption implementation and evaluation, Indicators for determining Issues (how widespread a problem, How troublesome, How long a problem, Costliness of the problem, What if the issue is kept off Public agenda) formulation, adoption implementation and evaluation- [Does the Policy make sense(Quantitative approach and qualitative approach)]</p> <p>Policy Advocacy- Surveying Policy making Landscape(Public officials, Mass Media, Interest Groups, Political Parties, Bureaucracy, Citizens as Individuals and in Small groups, Agenda building In Perspective)</p> <p>Goals underlying policy making - Equity, Efficiency, Welfare, Liberty and Security Means and methods of implementation-( Executive as Implementation Agents, Requirements for Implementation, Conditions for discouraging Implementation, Bureaucrats as Public Policy makers)</p> <p>Domestic Policy v Foreign Policy</p>	25%

2	<p><b>Health Care Policy</b></p> <p>Public Health Policy – Constitutional and statutory basis</p> <p>Coverage of policy – Universal or selective</p> <p>Medicare and Medicaid</p> <p>Law and public health policy</p> <p>Policy reform and evaluation</p>	25%
3	<p><b>Energy and Environmental Policy 3.1. Energy Policy – formulation and implementation</b></p> <p>Energy crisis and protection of Natural resources</p> <p>Environmental Policy – Elements, Concept of Development Sustainable development, Brundtland Report on Sustainable Development, Policy Initiatives of the State for development- Urban/Rural Development-73 and 74 Constitutional Amendments.</p> <p>Normative structure of environmental policy</p> <p>Institutional functions of implementation of Environment policy</p>	25%
4	<p><b>Education and Economic Policy</b></p> <p>Elements of Education Policy</p> <p>Right to education – scope and content</p> <p>Adult education and women’s education</p> <p>The Right to Education Act – An Appraisal</p> <p>Commercialization of education: causes and consequences</p>	25%

Text Books And Reference Books:

1. Deborah Stone, Policy Paradox, The Art of Political Decision Making
2. J.E. Anderson, Public Policy Making, Boston Houghton Mifflin 1990
3. Michael E. Craft and Scott. R. Furlong., “ Public Policy – Politics analysis and alternatives”
4. P.H. Applebey, Policy & Administration, Alabama Univ. Press 1957
5. Pankaja P B, Industrial Policies in India, CLJ
6. R.K. Sapru, Public Policy, Delhi Sterling 1994
7. S.S. Nagel, Policy Theory and Policy Evaluation, Concepts Knowledge, Causes & Norms, Delhi, Greenwood Press 1990
8. T.D. Dror, Understanding Public Policy Englewood’s Cliffs NJ Prentice hall, 1984
9. W. Dunn, Public Policy Analysis: An Introduction, Englewood’s Cliffs NJ Prentice hall, 1984