

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

Syllabus

FACULTY: LAW

LLM

SEMESTER: I	
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	Introduction <ul style="list-style-type: none"> ➤ The science of research and scientific methodology ➤ Interrelation between speculation, fact and theory building-some fallacies of scientific methodology with reference to socio legal research ➤ Inter-disciplinary research and legal research models ➤ Arm chair research vis-a-vis empirical research ➤ Legal research-common law and civil law legal systems 	1	20%
2	Research Design <ul style="list-style-type: none"> ➤ Workable Hypothesis-formulation and evaluation ➤ Major steps in research design Research Techniques <ul style="list-style-type: none"> ➤ Sampling ➤ Survey and Case Study Method ➤ Scaling and Content Analysis 	1	40%
3	Research Tools and Data Processing <ul style="list-style-type: none"> ➤ Observation ➤ Interview and schedule ➤ Questionnaire ➤ Socio-metrics and jurimetrics ➤ Data processing (deductions and Inductions) analysis and interpretation of data 		20%
4	Legal writing and Para-legal Activities <ul style="list-style-type: none"> ➤ Report/article writing in legal research ➤ Use of definitions, maxims, concepts, principles, doctrines in legal research ➤ Citation methodology ➤ Book review and case comments ➤ Organization of Seminars, Publication of journals, ➤ Clinical Legal Education, Legal aid, Legal Literacy camp, Legal Survey and law reforms 	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	Introduction: <ul style="list-style-type: none"> • Meaning and definition of Public Law • Concept of Public Law • Globalisation of Comparative Public Law Tools of Comparative Public Law <ul style="list-style-type: none"> • Constitutional Law – Common Law, Civil Law • Legislative Mechanism - Common Law, Civil Law • Typology of Federalism – USA, India 	20%	9

2	<p>Comparative Public Law: Overview, uses and methods:</p> <ul style="list-style-type: none"> • Uses, purposes and challenges of comparative law • Different methodological approaches: Classificatory, historical, normative, functional, and contextual. • The evolving boundary between public and private law • Place of constitutional law and administrative law in a legal system 	20%	9
3	<p>Constitutions: Making, functions and typology:</p> <ul style="list-style-type: none"> • Constitution making: Constituent power, process and the question of inclusiveness, and substance. • Functions: Creating organs, conferring power and protection of individual liberties, • Typology: On the basis of legal character and on the basis of expression of political ideals <p>Sources</p> <ul style="list-style-type: none"> • Constitutionalism • Internationalization of constitutional law: Driving forces, divergent practices and criticisms 	20%	9
4	<p>Separation of power: Horizontal and vertical:</p> <ul style="list-style-type: none"> • Different forms of government: presidential, parliamentary, hybrid systems • Federal and unitary states; Concept of quasi federalism • The changing role of the state, emergence of the regulatory state <p>Ombudsman</p> <ul style="list-style-type: none"> • Ombudsman in Scandinavian countries - International Scenario – Common law and Civil Law • Indian Scenario - Lokpal (Ombudsman) - Lokayukta 	20%	9
5	<p>Nature and Role of Fundamental Rights in Public Law:</p> <ul style="list-style-type: none"> • Evolution of Fundamental Rights in UK, USA, France & India • Scope of Fundamental Rights in USA • Role of Fundamental Rights in UK • Nature and Scope of Fundamental Rights in France • Limits to Fundamental Rights <p>Public Interest Litigation – US, India</p> <ul style="list-style-type: none"> • Locus standi • Judicial Activism • Judicial Accountability 	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 LLM [IP]
SEMESTER –I
INTERNATIONAL PERSPECTIVE AND ADVANCED LAWS OF IPR
SUBJECT CODE: 17201130
YEAR: 2020-21

FACULTY: LAW LL.M

SEMESTER: I	
Course Code: 17201130 Course Credit: 05	Course Title: International Perspective and Advanced Laws of IPR Course Type: Core

Teaching & Examination scheme:

Teaching me (Hrs/Week)			Sche	Credit	Examination Scheme					Total
L	T	C			External		Internal			
					Theory	C	Theory	*C.E.	C	
5	0	0		5	60	-	20	20	-	100

L- Lectures; T- Tutorial; C.E. -Continuous Evaluation; C- Clinical

❖ **Objectives:**

- Pursue a successful career as socially committed lawyers, judges, policy-makers and academicians, intervening and addressing diverse legal issues existing in the society.
- To intervene contemporary legal issues by advocacy through experiential learning in their areas of specializations.
- An ability to undertake legal research in their areas of interest, critically analyse and come with constructive suggestions of sustainable nature.

❖ **Outcomes:**

After completion of the course, the student will be able to –

1. Discuss the International Instruments related to IPR.
2. Explain the general provisions related to TRIPS.
3. Analyze the international treaties on patent, trademark and copyright.
4. Suggest reforms in the domestic legislations to make it in consonance of International Treaties.
5. Develop understanding about the various dispute settlement mechanisms and procedures at the international level.

SYLLABUS

UNIT	DESCRIPTION IN DETAIL	CREDIT	WEIGHTAGE
1	International Intellectual Laws & Instruments: <ul style="list-style-type: none"> • The nature and scope of Intellectual Property • TRIPS Interface • Leading International Instruments WIPO, WTO • European Union • Convention on Biological Diversity, etc. 	1	25%
2	TRIPS: <ul style="list-style-type: none"> • Introduction- General Provisions & Basic Principles- National Treatment & MFN • Standards concerning various IP laws • Minimum standards • Enforcement of IPRs • Dispute Prevention & Settlement • Institutional challenges post TRIPS • Doha Declaration 	1	25%
3	International Treaties on Patent: <ul style="list-style-type: none"> • The Paris Convention • PCT (Patent Cooperation Treaty) • Budapest Treaty 	1	25%
4	International Treaties on Trademark and Copyright: <ul style="list-style-type: none"> • The Paris convention • The Madrid Agreement • The Nice Agreement • The Berne Convention • Universal Copyright Convention 	1	25%

Suggested Reading:

1. Law of Intellectual Property Dr. S R Myneni; Asian Law House
2. Intellectual Property Law P. Narayana; Eastern Law House
3. An Introduction to Intellectual Property Right: J P Mishra; Central Law Book

3. Intellectual Property Law Helen Norman; Oxford
4. Intellectual Property Law and Practice Elizabeth Verkey; Eastern Law Company
5. Intellectual Property Rights : A Critical History Christopher May & Susan K Shell; Lynne Rienner

PARUL UNIVERSITY FACULTY OF LAW
LLM SEMESTER – II
Law of Copyright, Industrial Design &
Electronic Circuit Design
SUBJECT CODE: 17201131
YEAR: 2020-21

FACULTY: LAW
(LLM)

SEMESTER:	
Course Code: 17201131 Course Credit: 2	Course Title: Law of Copyright, Industrial Design & Electronic Circuit Design Course Type: Regular

Teaching & Examination scheme:

Teaching Scheme (Hrs/Week)			Credit	Examination Scheme					Total
L	T	C		External		Internal			
				Theory	C	Theory	*C.E.	C	
5	0	0	5	60	-	20	20	-	100

❖ **Objectives:**

- ❖ To introduce to student copyright law and associated law and their registration process.
- ❖ To know the subject matter covered under national and international copyright laws and current trends for protection
- ❖ Student will have knowledge of International regimes in association with copyright law.

Course Outcome: After completion of the course the student will be able to:

1. Student will be able to define and identify Copyright and Design.
2. Students will be able to interpret National and International regimes on Copyright and Design law.
3. Students will examine different subject matter for Copyright and Design in India
4. Explain ethical practices in the Copyright and Design Law.
5. Solve problems of infringements by applying legal reasoning.

Syllabus

UNIT	DESCRIPTION IN DETAIL	CREDIT	WEIGHTAGE
1	Introduction & Overview: <ul style="list-style-type: none">• Meaning, History and Development of Copyright Law• Fundamental Concept and Principles of Copyright Law• Leading International Instruments, Berne Convention, Universal Copyright Convention,• International Copyright under Copyright Act• WIPO Phonograms and Performances treaty		25%
2	Copyright Regime in India: <ul style="list-style-type: none">▪ Copyright Act, 1957 overview▪ Terms of Copyright & Conditions for grant of copyright▪ exception to copyright protection,▪ fair use provision, assignment and licensing,▪ Copyright in Literary, Dramatic and Musical, Works, Sound Recording, Cinematograph Films and Computer Programme.▪ Author Special Rights, Right of Broadcasting and performers▪ Assignment & License, Infringement & Remedies▪ Copyright Registrar and Copyright Board-Power and Procedure▪ Copyright Societies	1	25%

3	<p>Industrial Design:</p> <ul style="list-style-type: none"> • Meaning, Objective and Need for Protection of Industrial Designs • Concept of Industrial Designs and Layout Designs - Novelty and originality • Subject Matter of Protection and Requirements - Copyright on Registered Design and Industrial and International Exhibition • The Designs Act, 2000 - Procedure for obtaining Design Protection Registration, Cancellation, Restoration & Revocation, Infringement and Remedies • Rights granted to design holder Ownership & Assignment Overlap between Copyright and Design 	1	25%
4	<p>Semiconductor Integrated Circuits Layout Design Act, 2000:</p> <ul style="list-style-type: none"> ▪ salient features of the Act – Layout design Appellate Board – Registrar of Semiconductor Integrated Circuits Layout Design and his Powers. ▪ Definition & Need ▪ Condition & Procedure of registration Duration & Effect ▪ Assignment & Transmission ▪ Registered user & his rights 		25%

Suggested Books:

TEXT BOOKS:

Sr. No	Author	Name of the Text Book	Publisher & Edition
	VK Ahuja	Law relating to Intellectual Property Rights	Lexis Nexis
	William Cornish	Intellectual Property: Patents, Copyright, Trademarks and allied rights	Sweet & Maxwell.

REFERENCE BOOKS:

Sr. No	Author	Name of the Reference Book	Publisher & Edition
1	P. Narayanan	Intellectual Property Law	Eastern Law House
2	Prabuddha Ganguli	Intellectual property right - Unleashing the knowledge economy	Tata McGraw Hill Publishing Company Ltd.
3	Ryder, Rodney D	Trademarks, Advertising and Brand Protection	McMillan

PARUL UNIVERSITY
FACULTY OF LAW
LLM SEMESTER – II
Law of Patent and Technology
Transfer
SUBJECT CODE:17201132
YEAR: 2020-21

FACULTY: LAW
(LLM)

SEMESTER:	
Course Code: 17201132 Course Credit: 2	Course Title: Law of Patent and Technology Transfer Course Type: Regular

Teaching & Examination scheme:

Teaching Scheme (Hrs/Week)			Credit	Examination Scheme					Total
L	T	C		External		Internal			
				Theory	C	Theory	*C.E.	C	
5	0	0	5	60	-	20	20	-	100

❖ Objectives:

This course will be taught with the following objectives:
 To understand the concept of patentability and its essential requirement for grant of patent
 To critically and analytically analyses national and international regimes for patent filing, drafting grant and opposition
 To understand the new concepts which seek protection under patent law.

Course Outcome:

After completion of the course the student will be able to:

1. Student will be able to define and identify patent and patentable subject matter
2. Students will be able to interpret National and International regimes on patent law.
3. Students will examine Patent Search, Patent Drafting, filing, Protection and duration of a patent in India and abroad
4. Explain ethical practices in the Patent Law.
5. Solve problems of infringements by applying legal reasoning.

Syllabus

UNIT	DESCRIPTION IN DETAIL	CREDIT	WEIGHTAGE
1	Introduction to Patents <ul style="list-style-type: none">▪ Overview and Historical development▪ Concepts of Novelty, Utility & Inventiveness/Non-obviousness▪ Research exemption▪ Patent Act 1970 – amendments of 1999, 2000, 2002 and 2005▪ Kinds of inventions and Patentable and Non patentable inventions.▪ Process and product patent, double patent - patent of addition	1	25%
2	Procedure for Patent <ul style="list-style-type: none">▪ Legal requirement for Grant of patent▪ Patent Drafting – filing, document, specification and claims▪ Application, Publication & Examination▪ Controllers power and function▪ Grant & Opposition of Patent▪ Rights & Obligations of Patentee▪ Patent Infringement - Defenses and Remedies		25%

3	General principles <ul style="list-style-type: none"> ▪ assignment and license ▪ Non- working and Working of Patents ▪ Compulsory License ▪ Acquisition, Surrender, Revocation, restoration ▪ Government use ▪ Technology Transfer - Meaning & type, International transfer- Developing countries - TRIPS agreement – Doha Declaration 		25%
4	International Patent Regimes and sector specific <ul style="list-style-type: none"> ▪ The American Patent Regime - Patentability Requirements, Eligible subject matter, Application process, Infringement and defenses ▪ EU Patent Regime - EU Patent Convention, Eligible Subject Matter, Patentability Requirements, Filing Process, Infringement and Defenses ▪ Pharmaceutical products and process and patent protection ▪ Software Patents ▪ Patenting of Micro-organism ▪ PCT and other international convention – An overview ▪ Patent Search 	1	25%

Suggested Books:**TEXT BOOKS:**

Sr. No	Author	Name of the Text Book	Publisher & Edition
	D.P. Mitta	Indian Patents Law and Procedure	Taxman Publication
	VK Ahuja	Law Relating to Intellectual Property Rights	Lexis Nexis

REFERENCE BOOKS:

Sr. No	Author	Name of the Reference Book	Publisher & Edition
1	P. Narayanan	Intellectual Property Law	Eastern Law House
2	Prabuddha Ganguli	Intellectual property right - Unleashing the knowledge economy	Tata McGraw Hill Publishing CompanyLtd.
3	N.S. Gopalakrishnan & T.G. Agitha,	Principles of Intellectual Property	Eastern Book Company