

Juvenile Delinquency

Sub. Code: MLE – 303

L 4, C 4.

Unit I

The conception of 'child' in Indian Constitution and Penal Code, Delinquent Juvenile, 'Neglected Juvenile', the Overall situation of children/young persons in India, also with reference to crime statistics (of crime by and against children), Differential Association, Anomie, Gang-sub-culture.

Unit II: Legislative Approaches

Legislative approaches during the late colonial era, Juvenile Justice Act, 2000, Constitutional Aspects, Competent Authorities, Powers given to government, Community Participation as envisaged, United Nation Conventions on the Right of Child, 1989.

Unit III: Indian Context of Juvenile Delinquency

The child population percentage to total sex ratio, urban/rural/rural-urban, Labourers, In organised industries like Zari, Cappet, Bidi, Glass, In unorganised section like domestic servant, shops and establishments, Durg Addicts, Victims of violence-sexual abuses, battered, killed by parents.

Unit IV: Judicial Contribution and Preventive Strategies

Social Action Litigation concerning Juvenile Justice, Judicial decisions, Role of legal profession in Juvenile Justice System, State Welfare Programme health, Nutrition, Role of community, family, voluntary, bodies, industrials, individual.

Collective Violence and Criminal Justice System

Sub. Code: MLE – 305

L 4, C 4.

Unit I

Notion of 'force', 'coercion', 'violence', Distinctions: Symbolic violence, Institutionalized violence structural violence, Speech as an incitement to violence, 'Collective political violence' and legal order.

Unit II

Religiously sanctioned structural violence caste and gender based, Ahimsa in Hindu, Jain, Buddhist and Islamic traditions in India, Gandhiji's approach to non-violence, Nature and scope of agrarian violence in the 18th, 19th century in India

Unit III: Violence against the Schedule Caste

Notion of Atrocities, Incident of Atrocities, Uses of Criminal Law to combat atrocities as certain aftermath of atrocities, Violence against women.

Unit IV:

Incidence and courses of communal violence, Findings of various commissions of inquiry, the Role of police and paramilitary systems in dealing with communal violence, operation of criminal justice system firing and in relation to, communal violence.

UNIT – I: The Evaluation of Banking Services and its History in India

History of Banking in India, Bank nationalization and social control over banking, Various types of Banks and their functions, Contract between banker and customer: their rights and duties, Role and functions of Banking Institutions

UNIT – II: Lending by Banks and Recent Trends of Banking System in India

Advances, Loans and Securities, Direct, collateral and miscellaneous Securities, Default and recovery, Bank Debt Recovery Tribunals, The Securitization and Reconstruction of Financial Assets and Enforcements of Security Interest Act, 2002 (Definitions, Section 13 – Enforcement of security interest, Section 17 - Right to appeal.)

UNIT – III: General Principles of Law of Insurance

Definition, nature and history, Contract of insurance and principles, The Risk – commencement, attachment, assignment, Types of insurances, Policy and its Legal Status.

UNIT – IV: Recent Trends in Insurance

Insurance against third party risks (relevant provisions from Motor Vehicles Act, 1988.), Liability Insurance, Consumer Protection and Banking and Insurance Services, The Insurance Act, 1938 and the Insurance Regulatory & Development Authority Act, (IRDA), 2000, Miscellaneous Insurance Schemes: New Dimensions (Group Life Insurance, Mediclaim, Sickness).

Selected Bibliography:

1. Tannan, M.L., Tannan's *Banking Law and Practice in India*, 2008, Wadhwa and Co.
2. Tannan, M.L., Tannan's *Banking Law and Practice in India*, 2004, India Law House.
3. Tannan: *Banking Law and Practice in India* (in 3 vols.), 22nd Ed., R. Cambray & Co. Pvt. Ltd.
4. Gupta, S. N., *The Banking Law in Theory and Practice* (in three volumes), 2006, Universal Law Publishing Co.
5. Sharma, B.R. and Nainta, R.P., *Principles of Banking Law and Negotiable Instruments Act 2004*, Allahabad Law Agency
6. Nainta, R.P., *Baking System, Frauds and Legal Control*, 2005, Deep and Deep Publications.
7. Murthy, K.S.N., and Sarma, K.V.S., *Modern Law of Insurance in India*, 2002, Lexis Nexis Butterworth
8. Birds, John, *Modern Insurance Law*, 2003, Universal Publishing Co.
9. Shah, M. B., *Landmark Judgments on Insurance*, 2004, Universal Publishing Co.
10. Mishra, M.N., *Law of Insurance Principles and Practice*, 2008, Radhakrishnan Prakashan
11. Rangarajan, C., *Handbook of Insurance and Allied Laws*.

The Law of Corporate Finance and Securities Regulations

Sub. Code: MLE - 309

L 4, C 4.

UNIT – I:

Public Issue of Shares: Prospectus, Remedies for misrepresentation, SEBI and Stock Exchange guidelines. **Share Capital:** Nature and Kind of Shares, Transfer, Transmission, Surrender and forfeiture of Shares, Purchase by Company of its own shares, Issue of shares at premium and discount, SEBI Guidelines.

UNIT – II:

Shareholders' Rights: (Various rights of shareholders and variation of shareholders rights.

Debentures; Difference between Share and Debentures; Kinds of Debenture; Remedies of Debenture Holder; Company Charges.

UNIT – III:

Insider Trading; SEBI's Guidelines on Insider Trading. Securities and Exchange Board of India (SEBI): Constitution, Powers and Functions

UNIT – IV:

Reconstruction, Amalgamation and Take Over: Provisions in Company Law and SEBI Guidelines, Auditors: Appointment, powers, duties and removal of auditors, Special Audit, Director Responsibility statement in Board Report, National Advisory Committee on Accounting Standards

Selected Bibliography:

1. Gower's *Principles of Company Law*, Sweet & Maxwell Thomson, 2006
2. Smith and Keenon's *Company Law*, Pearson Education Ltd., 2009
3. Suman Gupta: *Shareholder's Democracy: Fact or Fiction*, Publication Division, University of Delhi, 1992
4. Companies Act, 1956
5. Verma J.C., *Corporate Mergers, Amalgamations & Takeovers*, Bharat Law House, 2008