

Law is the Power, New Initiation in Legal Efforts.



RAJARSHI JANAK UNIVERSITY



UNIVERSITY CAMPUS, RAMANAND
CHOWK - 08, JANAKPURDHAM, NEPAL



Syllabus

of B.A. LL.B.
(Revised 2080 B.S)

Visit Us

**RAJARSHI JANAK UNIVERSITY,
UNIVERSITY CAMPUS, RAMANAND CHOWK - 08 ,
JANAKPURDHAM, NEPAL (NEAR EYE HOSPITAL),
Opposite to WARD OFFICE.**





**RAJARSHI JANAK UNIVERSITY,
UNIVERSITY CAMPUS, RAMANAND CHOWK - 08 ,
JANAKPURDHAM, NEPAL (NEAR EYE HOSPITAL)**

**Syllabus
of
B.A. LL.B Program
{ Revised 2080 B.S }**

Syllabus

Published by : RAJARSHI JANAK UNIVERSITY (RJU)

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Rajarshi Janak University

Faculty of Humanities & Social sciences

Course Structure of BALLB (5 Years)

BA LL.B. First semester

S.N.	Course Code	Course Title	Credit Hours	Full Marks		Total Full Marks	Pass Marks	
				University exam	Internal exam		University exam	Internal exam
1	HL 101	Fundamental Principles of Jurisprudence	4	60	40	100	24	16
2	HL 102	Fundamentals of the Nepalese Economy	4	60	40	100	24	16
3	HL 103	Legal and Judicial History of Nepal	2	30	20	50	12	8
4	HL 104	Outline to Sociology	4	60	40	100	24	16
5	HL 105	Introduction to Political Thoughts.	4	60	40	100	24	16
6	HL 106	Concept of Management	2	30	20	50	12	8
7	HL 107	Observation Study of Justice Institutions	2	30	20	50	12	8
Total Cr.			22					

BA LL.B. Second semester

S.N.	Course Code	Course Title	Credit Hours	Full Marks		Total Full Marks	Pass Marks	
				University exam	Internal exam		University exam	Internal exam
1	HL 153	Concepts of Law and Justice	4	60	40	100	24	16
2	HL 154	Theories of Logic and Legal Reasoning	2	30	20	50	12	8
3	HL 161	Nepalese Constitution	4	60	40	100	24	16
4	HL 162	Clinical Work:	2	30	20	50	12	8
5	HL 163	Laws of Crime I	4	60	40	100	24	16
Total Cr.			16					

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Course Structure of BALLB (5 Years)

BA LL.B. Third semester

S.N.	Course Code	Course Title	Credit Hours	Full Marks		Total Full Marks	Pass Marks	
				University exam	Internal exam		University exam	Internal exam
1	HL 202	Procedural Law I	2	30	20	50	12	8
2	HL 203	Laws of Crime II	4	60	40	100	24	16
3	HL 212	Legal Nepali	4	60	40	100	24	16
4	HL 213	Procedural Law II	2	30	20	50	12	8
5	HL 222	Legal English	4	60	40	100	24	16
6	HL 233	Street Law and Legal Awareness Program Participation	4	60	40	100	24	16
Total Cr.			20					

BA LL.B. Fourth semester

S.N.	Course Code	Course Title	Credit Hours	Full Marks		Total Full Marks	Pass Marks	
				University exam	Internal exam		University exam	Internal exam
1	HL 252	Penology	4	60	40	100	24	16
2	HL 253	Family Law	2	30	20	50	12	8
3	HL 254	Land Law	2	30	20	50	12	8
4	HL 261	Human Rights	2	30	20	50	12	8
5	HL 265	Housing Law of Nepal	2	30	20	50	12	8
6	HL 266	Lawyering Ethics	2	30	20	50	12	8
7	HL 267	Clinical Works: Interaction with Lawyers and Prosecutors	2	30	20	50	12	8
Total Cr.			16					

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Course Structure of BALLB (5 Years)

BA LL.B. Fifth semester

S.N.	Course Code	Course Title	Credit Hours	Full Marks		Total Full Marks	Pass Marks	
				University exam	Internal exam		University exam	Internal exam
1	HL. 305	Legal Research	2	30	20	50	12	8
2	HL 306	Clinical Practice: Criminal Trial Advocacy	2	30	20	50	12	8
3	HL 310	Clinical Practice: Drafting of Criminal Case Documents	4	60	40	100	24	16
4	HL 333	Forensic Crime Investigation	4	60	40	100	24	16
5	HL 345	Fiscal Crime	4	60	40	100	24	16
Total Cr.			16					

BA LL.B. Sixth Semester

S.N.	Course Code	Course Title	Credit Hours	Full Marks		Total Full Marks	Pass Marks	
				University exam	Internal exam		University exam	Internal exam
1	HL 356	Clinical Practice: Civil Cases Trial Advocacy	4	60	40	100	24	16
2	HL 357	Clinical Practice: Drafting of Civil Cases Documents	4	60	40	100	24	16
3	HL 366	Intellectual Property Right Law	4	60	40	100	24	16
4	HL 377	Cyber Crime and law	4	60	40	100	24	16
5	HL 387	Advance Jurisprudence	4	60	40	100	24	16
Total Cr.			20					

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Course Structure of BALLB (5 Years)

B.A.LL.B Seventh Semester

S.N	Course code	Course Title	Credit Hours	Full Marks		Total Full Marks	Pass marks	
				University exam	Internal exam		University exam	Internal exam
1	HL 401	Constitutional Law - I	4	60	40	100	24	16
2	HL 405	Public International Law	4	60	40	100	24	16
3	HL 407	Contract Law - I Case Documents	4	60	40	100	24	16
4	HL 410	Clinical Works: Outreach Program on Situation of Application of Law	4	60 (Practical Course)		100	24	16
5	HL 433	Social Welfare and Social Works	2	30	20	50	12	8
		Total Cr.	18					

B.A.LL.B Eight Semester

S.N	Course code	Course Title	Credit Hours	Full Marks		Total Full Marks	Pass marks	
				University exam	Internal exam		University exam	Internal exam
1	HL 455	Constitutional Law - II	2	30	20	50	12	8
2	HL 466	Private International Law	4	60	40	100	24	16
3	HL 469	Human Rights	2	30	20	50	12	8
4	HL 479	Environment Law	4	60	40	100	24	16
5	HL 489	Contract Law - II	4	60	40	100	24	16
		Total Cr.	16					

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Course Structure of BALLB (5 Years)

BA LL.B. Ninth Semester

S.N.	Course Code	Course Title	Credit Hours	Full Marks		Total Full Marks	Pass Marks	
				University exam	Internal exam		University exam	Internal exam
1	HL 505	Legal Philosophy	4	60	40	100	24	16
2	HL 510	Energy Law (Optional)	4	60	40	100	24	16
3	HL 515	Civil Aviation Law (Optional)	4	60	40	100	24	16
4	HL 535	Tourism Law (Optional)	4	60	40	100	24	16
5	HL 540	Clinical Practice: Write Jurisdiction, Practice and Drafting	2					
6	HL 542	Banking Law (Optional)	4	60	40	100	24	16
7	HL 547	Insurance law (Optional)	4	60	40	100	24	16
8	HL 549	Taxation Law (Optional)	4	60	40	100	24	16
Total Cr.			30	(Reading only 6+12 =18 cr.)				

BA LL.B. Tenth Semester

S.N.	Course Code	Course Title	Credit Hours	Full Marks		Total Full Marks	Pass Marks	
				University exam	Internal exam		University exam	Internal exam
1	HL 555	Externship Work and Dissertation	4	60	40	100	24	16
2	HL 560	Land Law	2	30	20	50	12	8
3	HL 565	International Humanitarian Law	2	30	20	50	12	8
4	HL570	Medico-Forensic, Digital, Forensic, Toxicology and Serology	2	30	20	50	12	8
5	HL 580	Internship and Placement	4	60	40	100	24	16
Total Cr.			14					

compulsory subjects 164 Cr. optional subjects 12 Cr. = Total Credit 176 .

Complete Syllabus of 188 Credits.

RAJARSHI JANAK UNIVERSITY, UNIVERSITY CAMPUS, JANAKPURDHAM, NEPAL
(B.A.LL.B 1st SEM SYLLABUS)

Course Title :- Fundamental Principle of Jurisprudence
Course Code :- HL 101
Year / Semester :- I / I

Full Marks :- 100
Pass Marks :- 32
Credit Hours :- 4. (T.H. 60)

Course Objectives

1. To provide basic knowledge on Law
2. To develop basic foundation to study law

Major Course Outlines

1. Meaning and Definition of Law
2. Meaning and Definition of Jurisprudence
3. Types of Law
4. Different schools of Jurisprudential Thought
5. Introduction to Eastern and Western Jurisprudence and Laws
6. Morality and Ethics
7. Rights, Duties, Justice
8. Administration of Justice

Course Contents

Chapter :- 1. Introduction of Law

- Meaning
- Definition
- Scope
- Distinction between Legal and other Rule(Rule of Morality)

Chapter :- 2. Types of Law

- Substantive and Procedural Law
- Civil and Procedural Law
- Public and Private Law
- Common and Statutory Law

Chapter :- 3. Importance of Law

Chapter :- 4. Sources of Law

- Custom
- Precedent
- Legislation

Chapter :- 5. Legal Theories

- Natural Law School
- Analytical School

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- Historical School
- Sociological School
- Realist School
- Economic School

Chapter :- 6. Introduction to Eastern and Western Jurisprudence and Law

- Syllogism
- Perception
- Reasoning
- Charvaka
- Nyaya
- Yagyavalkya
- Manu

Reading Material

- Dias Jurisprudence
- B.N.M. Tripathi, Jurisprudence
- S.N. Dhyani, Jurisprudence and Indian Legal Theory
- Nomita Agrawal, Jurisprudence and Legal Theory
- Ranjit Bhakta Pradhanang and Kishor Silwal, Bidhisashtra
- Yubaraj Sangroula, Kanoon Sastra Ra Kanoon Ka Sidhanta

RAJARSHI JANAK UNIVERSITY, UNIVERSITY CAMPUS, JANAKPURDHAM, NEPAL
(B.A.LL.B 1st SEM SYLLABUS)

Course Title :- Fundamentals of the Nepalese Economy
Course Code :- HL 102
Year / Semester :- I / I

Full Marks :- 100
Pass Marks :- 32
Credit Hours :- 4. (T.H. 60)

Course Objectives

1. To introduce with different economic systems
2. To familiarize with concepts of public finance, public expenditure, fiscal policy, etc

Major Course Outlines

1. Definition of Economics
2. Macro and Micro Economics
3. Basic Characteristics of the Nepalese Economy
4. Sources and Revenues
5. Concept and Types of tax
6. Economic Development Planning
7. Relation of Law and Development
8. Constitution of Nepal Regarding Rights to Development and Opportunities

Course Contents

Chapter :- 1. Introduction to Economics

- Definition
- Methodology
- Scope
- Economic Problems, Economic Rationality, Optimality
- Micro Economics and Macro Economics, Static and Dynamic, Positive and Normative
- Development of Macro Economics

Chapter :- 2. Economic System

- Capitalist, Socialist and Mixed System
- Economic Rights Under Fundamental Rights and Directives Principles

Chapter :- 3. New Trends

- Welfare Economy
- Liberalization
- Foreign AID and Foreign Direct Investment

Chapter :- 4. Public Finance

- Concept
- Public Revenue and Expenditure

Reading Materials

- Stephen Slavin, Economics
- M.P Todaro, Economic Development
- Economic Survey of Nepal
- Joseph Stiglitz, Making Globalization Work
- Robert Corter and Thomas Ulen, Law and Economics
- D.N Dwivedi, Principles of Economics
- N.M Singh, A Comparative study of Capitalism and Socialism

RAJARSHI JANAK UNIVERSITY, UNIVERSITY CAMPUS, JANAKPURDHAM, NEPAL
(B.A.LL.B 1st SEM SYLLABUS)

Course Title :- Legal and Judicial History of Nepal
Course Code :- HL 103
Year / Semester :- I / I

Full Marks :- 50
Pass Marks :- 16
Credit Hours :- 4. (T.H. 30)

Course Objectives

1. To familiarize with general history of Nepal
2. To help investigating laws and legal history of Nepal
3. To acquaint them with basic knowledge of growth of Nepalese

Major Course Outlines

1. Ancient Legal and Judicial History
2. Medieval Legal and Judicial History
3. Legal System of Malla Kings in Kathmandu
4. Contribution of Ram Shah in Development of Fairness and Impartiality of Justice
5. Muluki Ain, 1854 and its Ammendments
6. Modernization of Legal Judicial Syste
7. New (code) Acts, 2017

Course Contents

Chapter :- 1. Introduction

1. In Relation to Law:
 - Scope
 - Importance
 - Relation

Chapter :- 2. History of Nepal (Legal Development and Impact)

1. Early Dynasty
 - Gopal
 - Mahispal
 - Kirat
2. Mid Dynasty
 - Lichhavi
 - Malla
3. Modern Dynasty
 - Shah
 - Rana Regime
4. Post Modern
 - Shah
 - Democratic Movement (2063)

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Chapter :- 3. Importance of historical Document:

- Nyayabikashini/Manabnyayasastra
- Dibyaupadesh
- Ram Shah's Thiti
- Muluki Ain 1910
- Muluki Ain 2020

Chapter :- 4. Democratic Movements(2007 and 2046) and Its Impact in Legal System

Reading Materials

- Bishal Khanal, An Overview of Administration of Justice System of Nepal
- Bishal Khanal, Regeneration of Legal System of Nepal
- D.R Regmi, Medieval Nepal
- Daniel Wright, History of Nepal
- Jagdish Chandra Regmi, Prachin Nepal Ko Rajnaitik Itihas
- Risikesh Shah, Ancient Medieval and Nepal
- Risikesh Shah, Modern Nepal
- Prakash Wasti, Kanoon Sambandhi Kehi Aitihāsik Abhilekhharu
- Tulsi Ram Baidya, An Advance History of Nepal

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(B.A.LL.B 1st SEM SYLLABUS)

Course Title :- Outline to Sociology
Course Code :- HL 104
Year / Semester :- I / I

Full Marks :- 100
Pass Marks :- 32
Credit Hours :- 4. (T.H. 60)

Course Objectives

1. To introduce with key elements of society
2. To impart knowledge on mechanisms of society.
3. To provide insights into sociological theories.

Major Course Outlines

1. Definition of Sociology
2. Theories of Sociology
3. Auguste Comte- Theory of Positivism
4. Durkheim and Max Weber- Social Solidarity
5. Herbert Spencer
6. Charles Darwin
7. Influence of Human Behaviors in Law
8. Crimes and Human Behaviors.

Chapter :- 1. Introduction

- Meaning
- Nature
- Scope
- Contribution of August Comte, Emile Durkheim and Herbert Spencer
- Sub-division
 - *Political sociology*
 - *Economic Sociology,*
 - *Industrial Sociology*
 - *Rural sociology*
 - *Urban Sociology,*
 - *Sociology of Law*
- Relation of Man, Law and Society

Chapter :- 2. Sociological Concept:

- Social and Cultural Process
 - *Co-operation*
 - *Conflict*
 - *Competition*
 - *Acculturation*
 - *Assimilation*
 - *Socialization*
- Elements of Social Structure
 - *Society,*

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- o Culture,*
- o Status and Role,*
- o Norms and Values*

Chapter :- 3. Individual and Society

- Social Contract Theory and Organismic Theory
- Feral Cases
- Social Control and Social Order
- Social Deviance and Conformity

Chapter :- 4. Social Stratification

- Caste
- Class
- Ethnicity
- Gender

Chapter :- 5. Sociological Theories

- Emile Durkheim and Malinowski (Structural Functional Theory)
- Max Weber and Talcott Parson (Social Action)
- Karl Marx (Conflict)
- George Goffman (Symbolic Interactionism)

Reading Materials

- R.M Maclver and Charles Page, Society: An Introductory Analysis
- Rishi Keshav Regmi, The Essentials of Sociology
- Slattery Martin, Key Ideas in Sociology
- Vidyabhusan and D.R Sachadeva, An Introduction to Sociology

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(B.A.LL.B 1st SEM SYLLABUS)

Course Title :- Introduction to Political Thoughts
Course Code :- HL 105
Year / Semester :- I / I

Full Marks :- 100
Pass Marks :- 32
Credit Hours :- 4. (T.H. 60)

Course Objectives

1. To introduce with political thoughts
2. To acquaint students with basic problems of democracy
3. To make comparative discourse between eastern and western thoughts

Major Course Outlines

1. Definition of Political Science
2. Concept of State and Government
3. Social Contract Theories
4. Capitalism Vs. Marxism
5. Democracy
6. Forms of Government
7. Separation of Powers
8. Federal System of Government
9. Political History and Transition in Nepal

Course Contents

PART - A

Chapter :- 1. Introduction

- Political Studies
- State
- Welfare State
- Political Party

Chapter :- 2. Concept of Welfare State

Chapter :- 3. Types of Government

- Presidential Vs. Parliamentary
- Unitary Vs. Federal

Chapter :- 4. Organs of State

- Executive
- Legislative
- Judiciary
- Theory of Separation of Power and Check and Balance

Chapter :- 5. Democracy

- Concept

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- Colonial Rule and South Asia
- History in Nepal
- Importance of Civil Society

Chapter :- 6. Theory of Sovereignty

Chapter :- 7. Franchise and Election

Chapter :- 8. Good Governance

- Definition
- Interface of Government, Human Rights and Development
- Devolution of Powers
- Concept of Local autonomous governance

PART - B

Chapter :- 9. Western Philosophy

- a. Plato :Concept of Justice and Ideal State
- b. Aristotle: State, Classification of Government and Citizenship
- c. Cicero: Concept of Law
- d. Machiavelli: Statecraft
- e. Thomas Hobes: Absolute Monarchy
- f. John Locke: liberal Democracy
- g. J.J. Rousseau: Popular Sovereignty
- h. J.S. Mill: Justice

Chapter :- 10. Eastern Philosophy

- a. Manu: Raj Dharma
- b. Kautilya: Saptanga
- c. Kung Fu Tzu: Educated Monarch and State

Reading Materials

- A.C Kapoor, Principles of Political Sciences
- Russell Bertrand, History of Western Philosophy
- David Easton, The Political System
- IDEA, Consolidating Democracy in Nepal
- C.L Wayper, Political Thought
- William T. Blum, Theories of Political System: Classics of Political Thoughts and Modern Political Analysis

RAJARSHI JANAK UNIVERSITY, UNIVERSITY CAMPUS, JANAKPURDHAM, NEPAL
(B.A.LL.B 1st SEM SYLLABUS)

Course Title :- Concept of Management
Course Code :- HL 106
Year / Semester :- I / I

Full Marks :- 50
Pass Marks :- 16
Credit Hours :- 2. (T.H. 30)

Course Objectives

1. To provide knowledge about functional areas of management
2. To enable applying management knowledge into practice

Major Course Outlines

1. Definition of Management
2. Concept of Organization
3. Theories of Management
4. Concept of Human Resource: Planning, leadership, Communication, Direction, Coordination, Control, Decision Making
5. Emerging Concepts

Course Contents

Chapter :- 1. Introduction to management

- Meaning
- Objectives
- Importance
- Nature
- Principle of Henry Fayol
- Taylor's Principle
- Function

Chapter :- 2. Planning

Chapter :- 3. Human Resource Management

- Motivation
- Leadership
- Communication
- Directing
- Coordination
- Controlling
- Decision making

Chapter :- 4. Emerging Concepts

- Participatory Management
- Corporate Social Responsibility
- Time Management
- Organizational Conflict Management

Reading Materials

- Ricky W.Griffin, Fundamentals of Management
- Michael A. Hitt and others, Management
- Govinda Pd. Kusum, Durgesh Kumar Shrestha, Principles of Management in Nepal
- Govinda Ram Agrawal, Principles of Management in Nepal

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(B.A.LL.B 1st SEM SYLLABUS)

Course Title :- Observation Study of Justice Institutions
Course Code :- HL 107
Year / Semester :- I / I

Full Marks :- 50
Pass Marks :- 16
Credit Hours :- 2. (T.H. 30)

Course Objectives

1. To introduce students with different law enforcing institutions and hearing in Local Judicial Committee

Major Course Outlines

1. Observation Visit of Crime Investigation Office
2. Observation Visit of Prosecution Office (Government Attorney Office).
3. Observation Visit of the District Court
4. Observation Visit of the Bar Association
5. Observation Visit of the Forest Office, District Administration Office
6. Observation Visit of Municipality
7. Preparation of Observation Report by Students

Course Contents

Chapter :- 1. Visit to Detention Center

Chapter :- 2. Observation Visit to Judicial Hearing of Local Government

Chapter :- 3. Observation Visit to at least one Quasi Judicial Body

Chapter :- 4. Report Preparation and Presentation

Reading Materials

- Part of the Nepal Constitution, 2072
- Government Cases Act, 199
- Forest Act
- Some Public Offences Act
- Judicial Administration Act

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(B.A.LL.B 2nd SEM SYLLABUS)

Course Title :- Concept Of Law And Justice
Course Code :- HL 153
Year / Semester :- I / II

Full Marks :- 100
Pass Marks :- 32
Credit Hours :- 4. (T.H. 60)

Course Objectives

1. To impart Knowledge on basic ideas on concepts of law
2. To make students understand theoretical knowledge on legal concepts

Major Course Outlines

1. Marriage
2. Personality
3. Rights and Duties
4. Possession
5. Ownership
6. Liability
7. Trust
8. Property
9. Justice
10. Intellectual Property

Course Contents

Chapter :- 1. Rights and Duties

- Definition of Rights and Duties
- Types of Rights and Duties
- Elements of Rights
- Relation between Right and Duty

Chapter :- 2. Personality

- Definition of Person
- Kinds of Person- Natural and Legal Person
- Theories of Corporate Personality
 - I. Fiction Theory,*
 - II. Concession Theory,*
 - III. Bracket Theory and*
 - IV. Realist Theory*

Chapter :- 3. Possession

- Definition of Possession
- Kinds of Possession
- Acquisition and Termination of Possession
- Forms of Rights Available Under Possession

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Chapter :- 4. Ownership

- Definition of Ownership
- Kinds of Ownership
- Acquisition and Termination of Ownership
- Forms of Rights Available Under Ownership

Chapter :- 5. Marriage

- Definition
- Conditions of Legal Marriage in Nepal
- Void and Voidable Marriage in Nepal
- Termination of Marriage

Chapter :- 6. Property

- Definition
- Kinds of Property
- Acquisition and Transfer of Property
- Property Law in Nepal
 - I. Partition (aungsabanda)*
 - II. Inheritance (aputali)*
 - III. Women's Exclusive Property(Shtridhan)*
- Modes of Property Transfer in Nepal

Chapter :- 7. Guthi and Trust

- Meaning and Definition
- Status of Guthi and Trust
- Guthi as a Special Concept in Nepal

Chapter :- 8. Justice

- Definition
- Types of Justice
- Principles of Justice

Reading Materials

- Dr S.R. Myneni, Jurisprudence (Legal Theory)
- G.W. Paton, A Text Book on Jurisprudence
- Holland on Jurisprudence
- R.W.M., Dias Jurisprudence
- W.Friedman, Legal Theory

RAJARSHI JANAK UNIVERSITY, UNIVERSITY CAMPUS, JANAKPURDHAM, NEPAL
(B.A.LL.B 2nd SEM SYLLABUS)

Course Title :- Theories of Logic and Legal Reasoning
Course Code :- HL 154
Year / Semester :- I / II

Full Marks :- 50
Pass Marks :- 16
Credit Hours :- 2. (T.H. 30)

Course Objectives

1. To introduce with basic system of logic
2. To enhance cognitive/analytical capacity

Major Course Outlines

1. Definition of Logic
2. Definition of Truth
3. Hindu System of Logic
4. Arabian System of Logic
5. Aristotalian Syllogism
6. Types of Logic
7. Fallacies
8. Buddhism and Logic
9. Relation of Fact with Logic
10. Truth and Common Sense, Knowledge

Course Contents

Chapter :- 1. Definition of Logic

- Language in the Land
- Function of Legal Language
- Logic as Right Reasoning

Chapter :- 2. Method of Logic

- Inductive Method
- Deductive Method

Chapter :- 3. Types of Logic

Chapter :- 4. Differentiate between Scientific Knowledge and Common Science

Chapter :- 5. Syllogism

- Definition of syllogism
- Syllogism in Western Philosophy
- Syllogism in Eastern Philosophy

Chapter :- 6. Truth, Reality and Belief

Chapter :- 7. Logic and Fallacy

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(B.A.LL.B 2nd SEM SYLLABUS)

Chapter :- 8. Oriental Logic

- Seven System of Hindu Philosophy
- Buddhism Logic
- Islamic Logic

Reading Materials

- Bertrand Russell, Histon of Western Philosophy, Special Indian Edition
- PanditRajmaniTigunait, Seven System of Indian Philosophy
- YubarajSangroula, Jurisprudence
- Introductory Books of Hindu, Buddhism and Islamic Philosophy

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(B.A.LL.B 2nd SEM SYLLABUS)

Course Title :- Nepalese Constitution
Course Code :- HL 161
Year / Semester :- I / II

Full Marks :- 100
Pass Marks :- 32
Credit Hours :- 4. (T.H. 60)

Course Objectives

1. To introduce with Nepalese Constitution
2. To introduce with basic constitutional structure

Major Course Outlines

1. History of Nepalese Constitution
2. Definition of Constitution in Nepal
3. Fundamental Characters of the Constitution of Nepal
4. Separation of Power
5. Judiciary in the Constitution of Nepal
6. Amendment of the Constitution of Nepal

Course Contents

Chapter :- 1. Introduction

- Meaning and Definition
- Scope and Subject Matter
- Sources
- Concept of Constitutionalism

Chapter :- 2. Constitutional Supremacy

- Fundamental Law of Land
- Judicial Independency and Judicial Review

Chapter :- 3. Rule of Law

Chapter :- 4. Separation of Power and Check and Balance

- Conceptual Framework
- Principles
- Separation of Power and Check and Balance under Precedential and Parliamentary System

Chapter :- 5. Emergency Power

Chapter :- 6. Constitution Making Process in Nepal

Chapter :- 7. History of Nepalese Constitution

Reading Materials

- LaxmiPdKharel, Constitutional Law and Comparative Nepalese Constitution
- GopalSiwakoti, TulamatmakShasanraRajaniti
- A.V.Dicey, An Introduction to the Law of Constitution
- G.Anderson, Federalism: An Introduction
- Ian Loveland, Constitutional Law: Administrative Law and Human Rights
- K.C.Wheare, Federal Government

RAJARSHI JANAK UNIVERSITY, UNIVERSITY CAMPUS, JANAKPURDHAM, NEPAL
(B.A.LL.B 2nd SEM SYLLABUS)

Course Title :- Clinical Work
Course Code :- HL 162
Year / Semester :- I / II

Full Marks :- 50
Pass Marks :- 16
Credit Hours :- 2. (T.H. 30)

Course Objectives

1. To introduce with prison and its structure

Major Course Outlines

1. Orientation on Prison and Detention Cell
2. Visit of Prison's Physical Infrastructure
3. Orientation on Prison Administration by Prison Officer
4. Conversation and Interview with Prisoners
5. Preparation of Report Reflecting on Actual Prison Situation and Enjoyment of Rights by Prisoners Based on International Human Rights Laws

Course Contents

- Students shall form a group and make necessary visit to prison, preparation of report and presentation.

Reading Materials

- Prison Act and Regulation
- International Covenant on Civil and Political Rights
- Convention against Torture
- UN Guidelines on Treatment of Detainees and Prisoners.

RAJARSHI JANAK UNIVERSITY, UNIVERSITY CAMPUS, JANAKPURDHAM, NEPAL
(B.A.LL.B 2nd SEM SYLLABUS)

Course Title :- Laws of Crime - I
Course Code :- HL 163
Year / Semester :- I / II

Full Marks :- 100
Pass Marks :- 32
Credit Hours :- 4. (T.H. 60)

Course Objectives

1. To introduce with basic principles of criminal laws
2. To analyze and apply the case law
3. To impart critical knowledge on criminal jurisprudence

Major Course Outlines

1. General Principles
2. Definition of Crime
3. Types of Crime
4. Types of Punishment
5. Definition of Criminal Liability
6. The Actus Reus and Mens Rea
7. Transfer of Liability
8. Strict Liability
9. Elements of Criminality
10. Provocation
11. Self-Defence

Course Contents

Chapter :- 1. Introduction

- Meaning and Definition of Crime
- Nature of Crime
- Difference between Crime, Tort and Breach of Contract

Chapter :- 2. Elements of Crime

- Actusreus
 - I. Act*
 - II. Ommission*
 - III. State of Affairs*
- Act Committed Through Innocent Agent
- Act Committed in a series of Fragmentation Forming Part of the Same Transaction
- Mensrea
- Transferred Intention

Chapter :- 3. Jurisdiction

- Territorial
- Extra- Territorial
- Personnel

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(B.A.LL.B 2nd SEM SYLLABUS)

- Universal

Chapter :- 4. Types of Crime

- Property Offence
- Offence against Person
- Sexual Offence
- Offence related to Marriage
- Offence related to Documents
- Banking Offence

Chapter :- 5. Self Defense

Chapter :- 6. Provocation

Reading Materials

- Ranjeet Bhakta Pradhananga, Homicide Crime in Nepal
- MadhavPd Acharya, AparadhSastra
- TulsiramBaidya and TriratnaManamdhar, Crime and Punishment in Nepal: A Historical Prospective
- KhushalVibhute, Pillai's Criminal Law
- Glanville Willams, Text Book of Criminal Law

RAJARSHI JANAK UNIVERSITY, UNIVERSITY CAMPUS, JANAKPURDHAM, NEPAL
(B.A.LL.B 3rd SEM SYLLABUS)

Course Title :- Procedural Law I
Course Code :- HL 202
Year / Semester :- II / III

Full Marks :- 50
Pass Marks :- 16
Credit Hours :- 2 (T.H. 30)

Course Objectives

1. Country Criminal Procedures Code, 2017
2. Determination Of Offence's Sentence And Execution Of Punishment Act , 2017
3. Article 20 Of Constitution Of Nepal, 2072
4. Government Cases Act , 1992

Major Course Outlines

1. General Principles
2. Procedures Concerning Crime Reporting Investigation
3. Procedures Concerning Prosecution Of Offense
4. Procedures Of Trial
5. Procedures Of Sentencing
6. Procedures Concerning Social Audit Of Offender
7. Nature Of Charge Sheets
8. Additional Charge Sheets
9. Concept Of Plea- Bargaining
10. Execution Of Punishment

Course Contents

Chapter:- 1. Introduction to Criminal Procedure

- Meaning, Nature and Importance
- Procedural aspect of Common Law, System and Continental (Civil) Law System
- Basic Characteristics of (*Muluki Faujdaari Karyabidhi Samhita 2074*)

Chapter :- 2. Principles

- Natural Justice
- Locus Standi
- Res Judicata
- Limitation/ Laches

Chapter:- 3. Recent Practices

- F.I.R
- Custody Of Evidence
- Preliminary Investigating Report
- Preparation Of Charge Sheets

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(B.A.LL.B 3rd SEM SYLLABUS)

Chapter:- 4. Emerging Concept

- Plea Bargaining
- Mediation
- Case withdrawal
- Open Jail

Reading Materials

- ***Muluki Faujdaari Karyabidhi Samhita, 2074***
- Madhav Prasad Acharya , ***Criminology and Penology***
- N.V. Paranjape , ***Criminology and Administration of Criminal Justice***
- Gyaindra Bd Shrestha , ***Karyabidhi Kaanoon Ko Roop Rekha***
- J.C. Adam and J.C Adam, ***Criminal Investigation: A Practical Textbook Of Magistrates, Police Officers and Lawyers***

RAJARSHI JANAK UNIVERSITY, UNIVERSITY CAMPUS, JANAKPURDHAM, NEPAL
(B.A.LL.B 3rd SEM SYLLABUS)

Course Title :- Laws Of Crime II
Course Code :- HL 203
Year / Semester :- II / III

Full Marks :- 100
Pass Marks :- 32
Credit Hours :- 4 (T.H. 60)

Course Objectives

Major Course Outlines

1. Definition Of Crime And Criminal Law
2. Types Of Crime Under Common And Continental Legal System
3. Actus Reus and Mens Rea In Common Law vis-à-vis Nepalese Legal System
4. Theories Of Punishment
5. Distinction Between Crime and Trespass
6. Distinction Between Criminal and Civil Liability
7. General and Universal Principles Of Criminal Justice
8. Objective Of Criminal Justice
9. Types Of Criminal Justice
10. Principal Of Criminal Liability

Course Contents

Chapter:- 1. Historical Evolution Of Criminal Law In Nepal

- Criminal Law Before Codification
- Criminal Law After Codification
 - a. Muluki Ain 1910
 - b. Muluki Ain 2020

Chapter:- 2. Criminal Liability

- Definition Of Criminal Liability
- Classification Of Criminal Liability
 - I. *Relative Liability*
 - II. *Strict Liability*
 - III. *Vicarious Liability*
- General Principles Of Criminal Liability
 - I. *Ignorance of Law No Excuses*
 - II. *Act alone doesnot amount to guilt, it must be accompanied by mens rea*
 - III. *Doctrine of Double Jeopardy*
 - IV. *Criminal Law Has No Retrospective Effect*
 - V. *Crimes dies with the Criminal*

Chapter:- 3. Stages Of Crime

- Intention
- Preparation
- Attempt
- Commission
- Inchoate Offense

Chapter:- 4. Parties to be Crime

- Meaning
 - a. *Principal offender*
 - b. *Secondary offender*
 - c. *Innocent agent*
 - d. *Criminal liability of legal person*

Chapter:- 5. General Defense

- Meaning and Concept
- Rationale and Justification
- Classification
 - Excuseable
 - A. Infancy
 - B. Mistake
 - C. Intoxication
 - D. Insanity
 - Justifiable
 - A. Private Defense
 - B. Necessity
 - C. Duress
 - D. Superior Order

Reading Materials

- Ranjeet Bhakta Pradhananga, *Homicide Crime In Nepal*
- Madhav Pd Acharya, *Apradhshastra*
- Tulsiram Baidya and Tiriratna Manamdhar , *Crime and Punishment in Nepal; A historical perspective*
- Khushal Vibhute , *Pillai's Criminal Law*
- Glanville Williams , *Text Book Of Criminal Law*

RAJARSHI JANAK UNIVERSITY, UNIVERSITY CAMPUS, JANAKPURDHAM, NEPAL
(B.A.LL.B 3rd SEM SYLLABUS)

Course Title :- Legal Nepali
Course Code :- HL 212
Year / Semester :- II / III

Full Marks :- 100
Pass Marks :- 32
Credit Hours :- 4(T.H. 60)

Course Objectives

1. Kaanooni Nepali Bhasa
2. Prayojan Parak Nepali
3. Bishesh Nepali

Major Course Outlines

1. Introduction to Language
2. Introduction to Legal Nepali Language
3. Meaning and Use of Legal Nepali Language
4. Practical Understanding

Course Contents

Chapter:- 1. भाषा परिचय

- भाषा र यसको विशेषता
- नेपाली भाषाको उत्पत्ति विकाश
- नेपाली भाषाको वर्तमान स्थिति
- भाषाको भेद
 - a. प्रयोजन परक
 - b. लेख्य र कथ्य

Chapter:- 2. कानूनी नेपाली भाषा

- सर्वनाम, विशेषण र क्रिया को प्रयोग
- पदयोग र पदवियोग
- विभक्ति र वाच्य
- संयोजक र निपात
- लैंगिक टतस्थता

Chapter:- 3. कानूनी भाषाको प्रयोग

- कानूनी लिखतहरूमा प्रयुक्त शब्दः
=> अख्तियारनामा, अभियोग पत्र, अनुसुची, अड्गभङ्ग, अविग्रहण, अभिलेख, अमान्य, अध्यादेश, अभियुक्त, अन्तरकालीन, अभियोजन, अनमेल, आधिकारक्षेत्र, अधिवक्ता, अंशपत्र, अंशसर्वस्व, इच्छापत्र, उपदफा, उपचार, उपनियम, उपधारा, कबुलियतनामा, कुटपीट, कागजात, गैरकानूनी, चोरी, छोडपत्र, जग्गादपोट, तदर्थ, थुनुवा, न्यायाधीश, न्यायाधिकरण, निषेधाज्ञा, नाबालिग, नियमापती, प्रतिरक्षा, प्रतिवादी, प्रतिउत्तर पत्र, प्रत्योजन, प्रवन्ध पत्र, पुनरावेदक, परमादेश, पूर्वपराधी, प्रवेशाज्ञा,

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प्रडन्याय , पुनरालोकन, फिराद पत्र, बदनियत, बेरित, बाकपत्र, बन्दसवाल , भ्रष्टाचार, भवितव्य, मतियार, मिलापत्र, लापरवाही, बन्दीप्रत्यक्षीकरण विषेशज्ञ, विनियम, संरक्षक, सर्जमिन, सहभियुक्त, संविधान, सुपर्यवेक्षण , समाहवान, स्त्रिधन, संबंधविच्छेद, हकवाला, हदम्याद, क्षेत्राधिकार, क्षतिपूर्ती , आदी।

- कानूनी लिखतहरुमा प्रयुक्त टुक्का :
=> अङ्गपुग्नु , आकर्षितहुनु, अाङ खोल्नु, इन्साफ जाँच्नु, इमान धर्म समझ्नु, ऊपर हुनु, उपचार प्रदान गर्नु , कठघरामा उभिनु, कारण खोल्नु, किनारा गर्नु, कैफियत तलव गर्नु, खडा गर्नु, खत खापनु , खलल पानु, गवाही दिनु, घुर खपनु, चलन चलाउनु, जारी गर्नु, जाहेर गर्नु, जिकिर लिनु, जिरह गर्नु, मुख मिल्नु, बात लाग्नु, म्याद ठोक्नु, ठट्टा मस्करी गर्नु, ठहर गर्नु, ततिम्बा गर्नु, प्रकट गर्नु, प्रमाण लाग्नु, पेशीमा चढ्नु, पोल्नु, फुर्सद पाउनु, बन्द सवाल गर्नु , वातिल गर्नु, बिगो भर्नु , मुकरर हुनु, मुल्लतिबि जगाउनु, मुखसाबित हुनु, सोधपुछ गर्नु , सुनुवाई गर्नु, सद्दे कित्तै छुट्याउनु, लगत कस्नु, शङ्काको घेरामा राख्नु, शपथ खानु, आदि।

Chapter:- 4. कानूनी लिखतहरुको संरचनागत ज्ञान र व्यावहारिक प्रयोगको अभ्यास

- सूचना
- निवेदन
- घरयासी लिखत
- अदालती लिखत

Chapter:- 5. नेपाली साहित्यिक रचनाहरुको अध्ययन र समीक्षा

- कविता :- हामी (भूपी शेरचन)
- कथा :- परिबन्द (पुष्कर शमशेर)
- निबन्ध :- वीरहरु (लक्ष्मी प्रसाद देवकोटा)
- उपन्यास :- पर्खाल भित्र र बाहिर (पारिजात)

Reading Materials

- बालकृष्ण पोखरेल ~ राष्ट्र भाषा
- प्रकाश वस्ती ~ वकील नभएमा
- रुद्र खरेल ~ विशेष नेपाली
- टोक बहादुर सिंह ~ कानूनी शब्दकोष
- गोविन्द घिमिरे ~ कानूनी नेपाली भाषा
- साझा प्रकाशन ~ पुष्कर शमशेरका कथाहरु
- साझा प्रकाशन ~ लक्ष्मी निबन्ध संग्रह
- साझा प्रकाशन ~ घुम्ने मेच माथि अन्दो मान्छे
- पारिजात स्मृति केन्द्र ~ पर्खाल भित्र र बाहिर

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(B.A.LL.B 3rd SEM SYLLABUS)

Course Title :- Procedural Law II

Course Code :- HL 213

Year / Semester :- II / III

Full Marks :- 50

Pass Marks :- 16

Credit Hours :- 2 (T.H. 30)

Course Objectives

Major Course Outlines

1. Property Right , Under Civil Code
2. Heirship or Right to Inheritance, Under Civil Code
3. Right to Aung Sabanda, Under Civil Code
4. Transfer Of Ownership ,Under Civil Code
5. Acquisition of Ownership, Under Civil Code
6. Marriage, Divorce, Adoption, Under Civil Code
7. Forfeiture in Which Right to Property is Lost
8. Heirless Property, Under Civil Code

Course Contents

Chapter:- 1. Introduction

- Meaning of Civil Procedural
- Principal Of Civil Procedural

Chapter:- 2. Jurisdiction

- Necessity
- Determination Of Jurisdiction
- Jurisdiction of Appeal

Chapter:- 3. Limitation and Latches

- Counting of Date
- Public Holiday
- Limitation of Right Holder
- Exception on Limitation
- Concept and Practices of Latches

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(B.A.LL.B 3rd SEM SYLLABUS)

Chapter:- 4. Affedeviate (FIRAD PATRA)

- Claim
- Right over Claim
- Claim Over Public Interest
- Claim From Organised Body

Chapter:- 5. Written Submittion

- Counter Claim Against Affedeviate
- Date of Submission and Extension of Date
- Defended by Somotto and Court

Chapter:- 6. Judgement and Order

- Interlocutory
- Interim
- Final

Reading Materials

- ***Muluki Dewani Karyabidhi Samhita, 2074***
- Gyaindra Bd Shrestha, ***Karyabidhi Kaanoon Ko Roop Rekha***
- Pawan Kumar Ojha, ***Procedural Law***
- Ananda Mohan Bhattarai et al, ***Problems and Solutions Related to Execution and Decisions***

RAJARSHI JANAK UNIVERSITY, UNIVERSITY CAMPUS, JANAKPURDHAM, NEPAL
(B.A.LL.B 3rd SEM SYLLABUS)

Course Title :- Legal English
Course Code :- HL 222
Year / Semester :- II / III

Full Marks :- 100
Pass Marks :- 32
Credit Hours :- 4 (T.H. 60)

Course Objectives

- Cambridge English Pronouncing Dictionary
- Plain Language For Lawyers
- Lectures Authentic English Grammar

Major Course Outlines

1. Introduction to Law of Language
2. Legal Professionals
3. Practice Understanding
4. Language Usages

Course Contents

Chapter:- 1. Language of Law

- Nature
- Function
- Features
- Types

Chapter:- 2. Legal Professionals

- Solicitors
- Barristers
- Working lives
- Judges
- Structure and Practices of Law Firm

Chapter:- 3. Legal Professionals in Practices

- Client Care Procedure
- Money Laundering Procedures

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(B.A.LL.B 3rd SEM SYLLABUS)

- Client Correspondence
- Explanations and Clarifications
- Legalese

Chapter:- 4. Languages Usages

- Meaning of Plain Language
- Structure
- Plain Language Vocabulary

Chapter:- 5. Foreign Words in Legal Fields

- Latin word in Phases
- Synonyms and Antonyms
- Often Confused Words

Chapter:- 6 Rogue Lawyers (*Book Of John Grisham*)

Reading Materials

- The Black's Law Dictionary
- John Grisham ~ **Rogue Lawyer**
- Sarathorne ~ **Mastering Advance English**
- Gillian D. Brown , Sally Rice ~ **Professional English in Use (Law)**
- Michael M. Asprey ~ **Plain Language For Lawyers**
- Daniel Jones ~ **Cambridge English Pronouncing Dictionary**

RAJARSHI JANAK UNIVERSITY, UNIVERSITY CAMPUS, JANAKPURDHAM, NEPAL
(B.A.LL.B 3rd SEM SYLLABUS)

Course Title :- Street Law and Legal Awareness Program Participation Full Marks :- 100
Course Code :- HL 233 Pass Marks :- 32
Year / Semester :- II / III Credit Hours :- 4 (T.H. 60)

Course Objectives

Major Course Outlines

1. Identification of the Area of Public for Legal Awareness
2. Undertaking Fact Finding Study and Identification Of Legal Problems
3. Development Of Basic Materials Educating People Of their Rights and Duties
4. Participation About Awareing People about The Problems they are Facing
5. Preparation Of Impact Report and Presentation

Course Contents:

- Students Shall engage themselves in community service and awaring people about legal framework and contemporary issues. They shall also engage themselves in finding gap between social practice and legal framework (SOCIAL ENGINEERING) .
- They shall be divided in group for the result and finally individual report preparation shall be followed by presentation .

Reading Materials

- *Shall be based on case and context .*

RAJARSHI JANAK UNIVERSITY, UNIVERSITY CAMPUS, JANAKPURDHAM, NEPAL
(B.A.LL.B 4th SEM SYLLABUS)

Course Title :- Penology
Course Code :- HL 252
Year / Semester :- II / IV

Full Marks :- 100
Pass Marks :- 32
Credit Hour :- 4 (T.H. 60)

Course Objectives

1. To provide theoretical base of crime and criminality and explore theories of criminal behaviour.
2. To critically assess theories of punishment in the context of Nepalese Sentencing Policy , Identifying problems relating to the prison system.
3. To evaluate other systems of punishment including fine and reparation by the offender.

Major Course Outlines

1. Nature, Importance and Utility of Criminology
2. Types of offender
3. Relation between crime and Social Structure
4. Theories of crime
5. Control or Prevention of crime
6. Types of Punishment
7. Theories of punishment
8. Impact of punishment in life of offender
9. Theories in Against and death penalty

Course Contents

Chapter :- 1. Introduction to Criminology and Penology

- Definition of crime and punishment
- Nature of crime and punishment
- Scope of crime and punishment
- Importance of of criminology as a human science

Chapter :- 2. Crime and Society

- Crime and its relation with social structures
- Crime and morality
- The disadvantages of criminality to society
 - i) *Economic disadvantages*
 - ii) *Moral disadvantages*

Chapter :- 3. Theories of crime

- Classical Theory
- Biological Theory
- Sociological Theory
- Interactionist Theory

Chapter :- 4. The Offenders

- i) Violent*
- ii) Property*
- iii) Public Order*
- iv) White Colour*
- v) Organised*
- vi) High Tech*
- Cesare Lombroso's Classification on criminals

Chapter :- 5. Meaning, Concept and Impact of Punishment

- The Purpose of Punishment
- The Theories of Punishment
 - a) Deterrent Theory*
 - b) Retributive Theory*
 - c) Preventive Theory*
 - d) Reformatory Theory*
- Types of Punishment
 - a) Capital Punishment*
 - b) Imprisonment*
 - c) Probation*
 - d) Restitution*
 - e) Fine*
- Punishment as a mechanism to control or prevent crime
- Offender as an individual after the completion of punishment

Chapter :- 6. Capital Punishment

- Theories supporting capital punishment
 - i) Retributivist approach to capital punishment*
 - ii) Utilitarian approach to capital punishment*
- Theories against of capital punishment
 - i) Universal Declaration Of Human Rights (UDHR)*
 - ii) Art. "6" ICCPR*

Reading Materials

- CRIMINOLOGY AND PENOLOGY - Prof. Dr. M. SHORKY EI- DAKKAK
- MULUKI CRIMINAL PROCEDURE CODE, 2074
- CRIMINOLOGY AND PENOLOGY - MADHAV PRASAD ACHARYA
- UNIVERSAL DECLARATION OF HUMAN RIGHTS

RAJARSHI JANAK UNIVERSITY, UNIVERSITY CAMPUS, JANAKPURDHAM, NEPAL
(B.A.LL.B 4th SEM SYLLABUS)

Course Title :- Family Law
Course Code :- HL 253
Year / Semester :- II / IV

Full Marks :- 50
Pass Marks :- 16
Credit Hour :- 2. (T.H. 30)

Course Objectives

1. To impart the knowledge of family law and family issues.
2. To analyse the challenges of Nepalese family law and familiarize them with leading relevant cases from the Supreme Court.

Major Course Outlines

1. Definition of Family
2. Marital Relation and Dissolution
3. Types and Consummation of Marriage
4. Rights and Duties of Couples
5. Reproduction and Rearing of Children
6. Divorce, Alimony and Rights to Children
7. Property Right of Spouses
8. Invalid Marriage
9. Children Born out of Incestuous Sexual Relation
10. Protection and Care of Parents

Course Contents

Chapter :- 1. Introduction to Family Law

- Meaning Nature and Scope of family law
- Functions and sources of family law
- Historical development of family law in Nepal
- Family law and gender justice (Nepalese context)
- Recent trends and criticism of family law

Chapter :- 2. Marriage and Adoption

- Concept of marriage and adoption
- Rights secured to marry and adopt
- Conditions of legal marriage in Nepal
- Void and voidable marriage in Nepal
- Legal termination of marriage and its modes and consequences
- Criteria and processes of adoption
- Status of adopted children
- Adoption by foreigners

Chapter :- 3. Property and Partition of Property

- Definition and kinds of property
- Concept and scope of partition
- Gender equation in partition
- Joint family and coparcener

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(B.A.LL.B 4th SEM SYLLABUS)

- Maintainence (Jiyuni)
- Women's property

Chapter :- 4. Inheritance (Aputali)

- Meaning of inheritance
- Daughter's right in inheritance
- Other's right in inheritance

Reading Materials

- SampattiKanoon, Kathmandu : pairavi prakashan, 2072 BS
- Cruzon,L.B., Family Law,London: Cavendish Publishing Limited,1995
- Muluki Devani karyabidhi Sanhita 2074
- Adhikary, Shashi Kumar, Family Law, Lalitpur: Legal Aid and Consultancy Center, 2070BS.
- Agrawala, R.k.,Hindu Law, New Delhi: Jain Book Agency, 2008
- Country Civil Code, 2017 on Marriage and Divorce
- Marriage Registration Act

RAJARSHI JANAK UNIVERSITY, UNIVERSITY CAMPUS, JANAKPURDHAM, NEPAL
(B.A.LL.B 4th SEM SYLLABUS)

Course Title :- Land Law
Course Code :- HL 254
Year / Semester :- II / IV

Full Marks :- 50
Pass Marks :- 16
Credit Hours :- 2 (T.H. 30)

Course Objectives

1. To provide basic knowledge to students on land system of Nepal.
2. To familiarise students on utility and implication of land laws of Nepal.

Major Course Outlines

1. Definition of Family
2. Marital Relation and Dissolution
3. Types and Consummation of Marriage
4. Rights and Duties of Couples
5. Reproduction and Rearing of Children
6. Divorce, Alimony and Rights to Children
7. Property Right of Spouses
8. Invalid Marriage
9. Children Born out of Incestuous Sexual Relation
10. Protection and Care of Parents.

Course Contents

Chapter :- 1. Introduction

- Definition of Land Property in Nepal
- Kinds of Land and Land Property in Nepal

Chapter :- 2. Ownership of Land

- Procedures of Acquiring Land
- Sale, Purchase and Transfer of the Ownership of Land
- Tenancy Right

Chapter :- 3. Use Of Land

- Cadastral Survey and Plotting of Land
- Characteristics of Nepal Land Act
- Birta Abolition Act

Reading Materials

- Land Act
- Country Civil Code on Land Property
- YubarajSangroula, KanoonShastraraKanoonKaSiddhanta
- Other Relevant laws

RAJARSHI JANAK UNIVERSITY, UNIVERSITY CAMPUS, JANAKPURDHAM, NEPAL
(B.A.LL.B 4th SEM SYLLABUS)

Course Title :- Human Rights
Course Code :- HL 261
Year / Semester. :- II / IV

Full Marks :- 50
Pass Marks :- 16
Credit Hours :- 2. (T.H. 30)

Course Objectives

1. To familiarise and introduce students with the historical evolution of the Human Rights concept.
2. To familiarise students with categories of Human Rights and Principles.
3. To assist scratch out the difference between Human Rights and other Rights.
4. To introduce students with a system of harmonising Human Rights in Nepal.
5. To embolden students to undertake research work on Human Rights with tradition in Asia.

Major Course Outlines

1. Definition and Principles of Human Rights
2. Kinds of Human Rights
3. Generation Theory and Falsity
4. Ratification or Domestication of Human Rights Convention
5. Human Rights Enforcement mechanisms
6. Human Rights Violation and Remedy Mechanisms
7. Human Rights Monitoring mechanisms

Course Contents

Chapter :- 1. Evolution of Human Rights Norms and Values

- Hinduism, Buddhism, Confucianism, Christianity and Islamic Jurisprudence on Human Rights
- League of Nations and human Rights (Development of anti-slavery Convention and ILO)
- UN charter and Human Rights
- International Bill of Human Rights

Chapter :- 2. General Concepts of Human Rights

- Meaning and Nature of Human Rights
- Special Features and Characteristics of Human Rights
- Interrelationship between right to life and adequate standard of living
- Right to development and sound environment
- National and International obligations

Chapter :- 3. Human Rights Enforcement mechanisms

- Charter based mechanisms
 - i. *Universal periodic review*

- ii. Special procedures*
- Treaty based mechanism
 - i. State Party Reporting*
 - ii. Compliment Mechanism*

Chapter :- 4. Ratification or Domestication of Human Rights Convention

- Status of ratification of human rights instruments
- Constitutional frameworks
- Enforcement and implementation mechanism
 - i. Supreme Court judgements on applicability on international instruments*
 - ii. National human rights institutions*

Chapter :- 5. Administration of Justice and Fair trial

- Concept elements and principle of fair trials
- Stages of fair trial and protection under human rights standard
- Protection of fair trial during state of emergency
- Guarantee to protection and participations of victims
- Rights of Juveniles
- Legal remedies

Reading Materials

- ICCPR, 1966 and Protocols
- ICESCR, 1966 and Protocols
- CAT, 1984 and Protocols
- CEDAW, 1942, CRC, 1989 and CERD
- UDHR
- Vienna convention Report
- Dr. H.O. Agrawal "International law and human rights", central law publications, Delhi 2006

RAJARSHI JANAK UNIVERSITY, UNIVERSITY CAMPUS, JANAKPURDHAM, NEPAL
(B.A.LL.B 4th SEM SYLLABUS)

Course Title :- Housing Law Of Nepal
Course Code :- HL 265
Year / Semester :- II / IV

Full Marks :- 50
Pass Marks :- 16
Credit Hours :- 2. (T.H. 30)

Course Objectives

1. To familiarise and introduce with urban and rural housing system of Nepal.
2. To introduce Laws on survey, designing and construction of Houses.
3. To introduce new laws on housing comparatively, such as Indian and Chinese Housing Laws.

Major Course Outlines

1. Definition of Housing
2. Types of Housing
3. Apartment and Ownership
4. House Renting and Tax
5. Transfer of the Ownership of House
6. Design, Construction and Use of House
7. Criteria for Construction of House
8. Demolition of House

Course Contents

Chapter :- 1. Introduction to Housing Law

- Definition of Housing
- Types of Housing
- Design, Construction and Use of House
- Criteria for Construction of House

Chapter :- 2. Ownership

- House as a property
- Ownership of house
- Relation between ownership of land and ownership of house
- Ownership of apartment
- House Renting and Tax System
- Demolition of House

Reading Materials

- Muluki Devani Samhita 2074
- MulukiAin, GharBanaunekomahal
- Evidence Act 2031

RAJARSHI JANAK UNIVERSITY, UNIVERSITY CAMPUS, JANAKPURDHAM, NEPAL
(B.A.LL.B 4th SEM SYLLABUS)

Course Title :- Lawyering Ethics
Course Code :- HL 266
Year / Semester :- II / IV

Full Marks :- 50
Pass Marks :- 16
Credit Hours :- 2. (T.H. 30)

Course Objectives

1. To familiarise students with the professional responsibility of Lawyers in Nepal.
2. To make them abreast of misconduct of Lawyers.

Major Course Outlines

1. Definition of Lawyers Ethics
2. Bar Council Regulation on Lawyers Code of Conduct
3. General Universal Code of Conducts
4. Lawyers as a Officer of Court
5. Fiduciary Relation of Lawyers with Clients
6. Misconduct and Actions Against Lawyers
7. International Standards of Code of Conducts

Course Contents

Chapter :- 1. Introduction to Professional ethics of lawyers

- Definition of Lawyers Ethics
- Bar Council Regulation on Lawyers Code of Conduct
- Lawyers Identity and roles
- Responsibility, authority and choice
- Moral issues of lawyers as officers of court

Chapter :- 2. Understanding Ethics

- Lawyers client relationship (competence and confidentiality)
- Lawyers client conflict
- Financing legal services
- Advocacy ethics
- Negotiation

Chapter :- 3. Professional responsibility and ethics in public practice.

Chapter :- 4. Professional responsibility in corporate practice.

Reading Materials

- Crystal, Introduction to professional responsibility, Aspen 1998
- Wolfram, Modern Legal Ethics, West, 1986
- Freedman, Understanding Ethics, Mathew Bender, 1990

RAJARSHI JANAK UNIVERSITY, UNIVERSITY CAMPUS, JANAKPURDHAM, NEPAL
(B.A.LL.B 4th SEM SYLLABUS)

Course Title:-Clinical Works: Interaction with Lawyers and Prosecutors Full Marks :50
Course Code :- HL 267 Pass Marks :- 16
Year / Semester :- II / IV Credit Hours :- 2. (T.H. 30)

Course Objectives

1. To offer opportunities to observe working styles of Lawyers and Prosecutors, and assist them to understand challenges and prospects of the legal profession

Major Course Outlines

1. Briefing on Law Firm and its Management
2. Briefing on Registration of Law Firms
3. Briefing on License of Practice
4. Law Firm Visit and Interaction with Lawyers Concerning Handling of Client and Cases
5. Preparation of Report and Presentation

Course Contents

- Students shall make the general observation on the court and discuss with lawyers about prosecution and defence techniques and so on. The schedule for the discussions shall be developed by colleges themselves and forwarded to RJU.

Reading Materials

- Bar Council Act and Regulation
- Legal Aid Act

RAJARSHI JANAK UNIVERSITY, UNIVERSITY CAMPUS, JANAKPURDHAM, NEPAL
(B.A.LL.B 5th SEM SYLLABUS)

Course Title :- Legal Research
Course Code :- HL 305
Year / Semester :- III / V

Full Marks :- 50
Pass Marks :- 16
Credit Hours ;- 2. (T.H. 30)

Course Objectives

1. To impart skills of researching in matters of Law and Justice.
2. To orient student in culture of carrying out professional works based on research.
3. To familiarize student with types and methods of general research.

Major Course Outlines

1. Definition of Legal Research
2. Methods of Legal Research
3. Jurimetrics
4. Case Research
5. Legislative Research
6. General Field Research
7. Types of Data
8. Report Writing

Course Contents

Chapter :- 1. Introduction

- Meaning of Research
- Types of Research
- Importance of Research
- Meaning and Importance of Legal Research

Chapter :- 2. Approaches of Legal Research

- Historical Research
- Analytical Research
- Comparative Research
- Doctrinal Research
- Non-Doctrinal Research

Chapter :- 3. Tools of Legal Research

- Interview
- Questionnaire
- Observation
- Surveys

RAJARSHI JANAK UNIVERSITY, UNIVERSITY CAMPUS, JANAKPURDHAM, NEPAL
(B.A.LL.B 5th SEM SYLLABUS)

Chapter :- 4. Research Problem Formulation

- Identification of Problem
- Factors Affecting Problem Identification
- Literature Review
- Research Problem Formulation
- Research Design

Chapter :- 5. Data Collection

- Meaning of Data
- Importance of Data
- Sources of Data
- Quality and Quantitative Data
- Primary and Secondary Data
- Processing, Analysis and Interpretation of Data
- Techniques of Measurement and Scaling of Data

Chapter :- 6. Rules of Citation

Chapter :- 7. Preparation of Research Report

Reading Materials

- HK Wolff and PR Pant, Social Science Research and Thesis Writing
- CR Kothari, Research Methodology: Methods and Techniques
- Fred N Kerhinger, Foundations of Behaviour Research

RAJARSHI JANAK UNIVERSITY, UNIVERSITY CAMPUS, JANAKPURDHAM, NEPAL
(B.A.LL.B 5th SEM SYLLABUS)

Course Title :- Clinical Practice: Criminal Trial Advocacy
Course Code :- HL 306
Year / Semester :- III / V

Full Marks :- 50
Pass Marks :- 16
Credit Hours :- 2.(T.H. 30)

Course Objectives

1. To expose students on research based trial practice of criminal cases.
2. To impart knowledge of professional skill of conducting trial.

Major Course Outlines

1. Preparation of case brief for trial
2. Skills and art of lawyering at trial
3. Preparation of Memorandum
4. Oral Argument
5. Opening Statement
6. Testimonials
7. Closing Statement

Course Contents

Chapter :- 1. Trial Preparation

Chapter :- 2. Starting the Trial

Chapter :- 3. Examining Witness

Chapter :- 4. Witness Examining

Chapter :- 5. Final Argument

Chapter :- 6. Trial Memorandum and Brief

Chapter :- 7. Trial Skill Exercise (Practice)

Reading Materials

- Keith Evans, Advocacy in Court
- Gary Bellow and Bea Moulton: The Lawyer in Process, Problem Supplement
- Elizabeth Dvorkin, Jack Himmelstein and Howard Lesnick, Becoming a lawyer: A Humanistic Perspective on Legal Education and Professionalism
- Michael Hyam, Advocacy Skills
- Country Criminal Procedures Code, 2017
- Government Cases Act
- Evidence Act
- Sentencing Act

RAJARSHI JANAK UNIVERSITY, UNIVERSITY CAMPUS, JANAKPURDHAM, NEPAL
(B.A.LL.B 5th SEM SYLLABUS)

Course Title :- Clinical Practice: Drafting of Criminal Case Documents Full Marks :- 100
Course Code :- HL 310 Pass Marks :- 32
Year / Semester :- III / V Credit Hours :- 4. (T.H. 60)

Course Objectives

Major Course Outlines

1. FIR
2. Scene of Crime Documents
3. Evidentiary Documents
4. Charge Sheet
5. Deposition of Suspect
6. Deposition of Accused at Court
7. Testimonial Documents
8. Verdict

Course Contents

- Student shall be given with a mock case. They shall prepare a criminal case file.

Reading Materials

- Country Criminal Procedures Code
- Government Cases Act and Regulation

RAJARSHI JANAK UNIVERSITY, UNIVERSITY CAMPUS, JANAKPURDHAM, NEPAL
(B.A.LL.B 5th SEM SYLLABUS)

Course Title :- Forensic Crime Investigation
Course Code :- HL 333
Year / Semester :- III / V

Full Marks :- 100
Pass Marks :- 32
Credit Hours :- 4. (T.H. 60)

Course Objectives

1. To expose students on forensic investigation system and types of evidence.
2. To develop skill of utilizing such evidence in court of law.

Major Course Outlines

1. Nature and Scope of Forensic Evidence
2. Types of Forensic Evidence
3. Procedures of Collecting Forensic Evidence
4. Experts Opinion
5. DNA Evidence
6. Validity of Forensic Evidence
7. Practice of Forensic Investigation in Nepal

Course Contents

Chapter :- 1. Introduction

- Definition and History of Forensic Medicine
- Scope and Theories of Forensic Medicine
- Status of Forensic Medicine

Chapter :- 2. Cause of Death and Its Importance in Criminal Justice System

- Cause, Immediate Effect, General Observation, Symptoms
- Exhumation
- Asphyxia
- Starvation
- Injuries

Chapter :- 3. Clinical Forensic Medicine

1. Post-Mortem (Autopsy) Examination
 - External Examination and Internal Examination
 - Principle and Procedure of Autopsy
 - Principle and Procedure of Autopsy in Infants
2. Procedures and Protocols for Examination
 - Sexual Assaults
 - Physical Assaults
 - Gender Based Violence
3. Drunkenness Examination

Chapter :- 4. Estimation of Time of Death Alvor-Mortis, Germination, Effects

Chapter :- 5. Toxicology

- Definition and Classification of Poison
- Nature and Features of Poison
- Principle of Forensic Toxicology
- Collection of Samples in Case of Poisoning

Chapter :- 6. Medical Jurisprudence

- Medical Practice and Medical Negligence
- Medical Professionals as Expert Witness
- Chain of Custody

Chapter :- 7. Insanity and Criminal Liability

- Classification of Mental Diseases
- Functional Insanity
- Depressive Illness
- Schizophrenia
- Psychosis Associated with Organic Diseases

Chapter :- 8. Impotence, Sterility and Artificial Insemination

Reading Materials

- Modi's Medical Jurisprudence and Toxicology
- Ekraj Acharya, Medical Jurisprudence
- Richard Saferstein, An Introduction to Forensic Science
- Ezas Ahmad, Medical Evidence
- SwanSon, Criminal Investigation
- Bernard Knight, Lawyers Guide to Forensic Medicine

RAJARSHI JANAK UNIVERSITY, UNIVERSITY CAMPUS, JANAKPURDHAM, NEPAL
(B.A.LL.B 5th SEM SYLLABUS)

Course Title :- Fiscal Crime
Course Code :- HL 345
Year / Semester :- III / V

Full Marks :- 100
Pass Marks :- 32
Credit Hours :- 4. (T. H. 60)

Course Objectives

1. To acquaint students with the existing phenomena of fiscal crime.
2. To acquaint students with the existing legal provisions against fiscal crimes in Nepal.
3. To familiarize them with the recent modes of fiscal crimes.

Major Course Outlines

1. Organized Financial Crimes
2. Money laundering
3. Bank Fraud
4. Counterfeiting
5. Smuggling of Contraband
6. Narcotic Drugs Fraud

Course Contents

Chapter :- 1. Introduction

- Features, Nature and Kinds of Fiscal Crime
- Theories of Fiscal Crime

Chapter :- 2. Banking Crime

1. Illicit Banking Transaction
2. Bank Fraud
 - a) *Mortgage Fraud*
 - b) *Cheque Fraud*
 - c) *Negotiable Instrument Fraud*
 - d) *Debit Credit Card Fraud*

Chapter :- 3. Insurance Crime

- Fraud on Premium
- Fraud on Claim
- Arsoning

Chapter :- 4. Crime As Per Company Act

Chapter :- 5. Counterfeit

Chapter :- 6. Tax - Evasion

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(B.A.LL.B 5th SEM SYLLABUS)

Chapter :- 7. Counter Measures Preventing Fiscal Crimes

- Constitutional
- Legal
- Institutional
- National
- International

Reading Materials

- OECD, Bribery in International Business Transaction
- BR Sharma, Bank Frauds: Prevention and Detection
- Hima Raj Giri, Outline of Fiscal Law in Nepal
- Shambu Prasad Khanal, Fiscal Law

RAJARSHI JANAK UNIVERSITY, UNIVERSITY CAMPUS, JANAKPURDHAM, NEPAL
(B.A.LL.B 6th SEM SYLLABUS)

Course Title :- Clinical Practice: Civil Cases Trial Advocacy
Course Code :- HL 356
Year / Semester :- III / VI

Full Marks :- 100
Pass Marks :- 32
Credit Hour :- 4. (T.H. 60)

Course Objectives

1. To impart skills of trial on civil cases.
2. To orient students on the culture of carrying out professional works based on research.

Major Course Outlines

1. Similar to Criminal Case Trial Advocacy in Civil Cases

Course Contents

Chapter :- 1. Trial Preparation

Chapter :- 2. Starting the Trial

Chapter :- 3. Examining Witness

Chapter :- 4. Witness Examining Tactics

Chapter :- 5. Final Argument

Chapter :- 6. Trial Memorandum and Brief

Chapter :- 7. Trial Skill Exercise (Practice)

Reading Materials

- Keith Evans, Advocacy in Court
- Gary Bellow and Bea Moulton: The Lawyer in Process, Problem Supplement
- Elizabeth Dvorkin, Jack Himmelstein and Howard Lesnick, Becoming a lawyer: A Humanistic Perspective on Legal Education and Professionalism
- Michael Hyam, Advocacy Skills

RAJARSHI JANAK UNIVERSITY, UNIVERSITY CAMPUS, JANAKPURDHAM, NEPAL
(B.A.LL.B 6th SEM SYLLABUS)

Course Title :- Clinical Practice: Drafting of Civil Cases Documents **Full Marks** :- 100
Course Code :- HL 357 **Pass Marks** :- 32
Year / Semester :- III / VI **Credit Hours** :- 4 (T.H. 60)

Course Objectives

1. To impart skills of trial on civil cases.
2. To orient students on culture of carrying out professional works based on research.

Major Course Outlines

1. Importance and Basic Features of Civil Case Documents
2. Plaintiff and Defendants Claims: Firadpatra and Pratiuttarpatra
3. Court's Documents- Summons and Orders
4. Testimonies
5. Judgment
6. Applications

Course Contents

- Student shall be given with a mock case. They shall prepare a civil case file.

Reading Materials

- Dr. Pabitra Bahadur Khadka, Adalat Diary
- Dr. Pabitra Bahadur Khadka, Malapot Diary

RAJARSHI JANAK UNIVERSITY, UNIVERSITY CAMPUS, JANAKPURDHAM, NEPAL
(B.A.LL.B 6th SEM SYLLABUS)

Course Title :- Intellectual Property Right Law
Course Code :- HL 366
Year / Semester :- III / VI

Full Marks :- 100
Pass Marks :- 32
Credit Hour :- 4. (T.H. 60)

Course Objectives

1. To familiarize students with the concept of Intellectual Property.
2. To examine various philosophical and policy considerations in relation to Intellectual Property rights

Major Course Outlines

1. Definition of Intellectual Property Right
2. Kinds of Intellectual Property
3. Crimes Concerning Violation of Intellectual Property Right
4. Remedy in Violation of Intellectual Property Rights
5. International Bodies of Protecting Intellectual Property
6. Development of Intellectual Property Law in Nepal
7. Mechanisms of Protecting Intellectual Property Law in Nepal
8. Procedures of Cases in Intellectual Property Right

Course Contents

Chapter :- 1. Introduction

- Meaning and major forms of Intellectual Property
- Theories of Property and Philosophy of Intellectual Property
- Need for protection of Intellectual Property
- Role of Intellectual Property in economic development
- Concept of Intellectual Property in Nepalese Constitution

Chapter :- 2. Copyright

a) Concept

- *Meaning and Justification*
- *Elements*
- *Acquisition, Ownership: Economic and Moral Rights*
- *Assignment and Licensing*
- *Fair Dealing and Permitted use*
- *Infringement, Remedies and Defense*

b) Neighboring

- *Performers Right*
- *Right of Sound Recording Companies and Phonogram Producer*
- *Right of Broadcasting Organization*

Chapter :- 3. Patent

- Concept
- Element: Patentability and Plant Varieties Protection
- Patent Prosecution

RAJARSHI JANAK UNIVERSITY, UNIVERSITY CAMPUS, JANAKPURDHAM, NEPAL
(B.A.LL.B 6th SEM SYLLABUS)

- Ownership, Exception and Limitation on Assignment and Licensing
- Patent Revocation
- Infringement, Remedies and Defense

Chapter :- 4. Trademark

- Concept, Justification, Elements and Major Forms of Marks
- Acquisition
- Ownership: Assignment and Licensing
- Infringement, Remedies and Defense
- Passing Off

Chapter :- 5. Industrial Design

- Concept, Justification and Elements
- Acquisition
- Ownership and its Limitation on Assignment and Licensing
- Infringement remedies and defense; Revocation
- Industrial Design protection and relation with Copyright, Patent and Trademark

Chapter :- 6. Other Forms of Intellectual Property

- Geographical Induction
- Trade Secret
- Layout Design of Integrated Circuit
- Plant Varieties Protection
- Traditional Knowledge Traditional Cultural Expression and Folklore and Intellectual Property

Chapter :- 7. Enforcement Authority

- Department of Industry,
- Copyright Registrar's office,
- Custom Office,
- Court and other Agencies

Chapter :- 8. International Protection of IPR

- International IPR Regime
- Paris Convention, Berne Convention and WIPO
- Madrid system and TLT,CT
- International Protection of Patent PCT,PCT.PLT
- Hague System
- GATT-WTO-TRIPS:Dispute Settlement Mechanism
- Nepalese position in International IP Regime

Reading Materials

- Centering Colston, Principles of Intellectual Property
- Francis,W.Rushing, Carole Granz Brown, Intellectual Property Rights in Science, Technology and Economic Performance
- P.Narayanan, Intellectual Property Law
- W.R. Cornish, Intellectual Property

RAJARSHI JANAK UNIVERSITY, UNIVERSITY CAMPUS, JANAKPURDHAM, NEPAL
(B.A.LL.B 6th SEM SYLLABUS)

Course Title :- Cyber Crime and law
Course Code :- HL 377
Year / Semester :- III / VI

Full Marks :- 100
Pass Marks :- 32
Credit Hour :- 4. (T.H. 60)

Course Objectives

1. To familiarize students on area of crimes committed by use of cyber system or facilities.
2. To prepare students to undertake additional interest on issues of cyber crimes and laws.
3. To embolden students to undertake cyber crimes as professional activity.

Major Course Outlines

1. Definition of Cyber Crimes
2. Kinds of Cyber Crimes
3. Cyber Crime in Relation to Money Laundering
4. Cyber Crime in Relation to Terrorism
5. Cyber Crime in Relation to Bank Fraud, Embezzlement and Syphoning
6. Hacking Data
7. Defamation through Internet, such as Social Media
8. Remedies against Cyber Crime
9. International Law and Mechanisms to Control Cyber Crime
10. Nepalese Laws on Protection from Cyber Crime

Course Contents

Chapter :- 1. Introduction

- Concept, Meaning and Nature of Cyber Law
- Evolution of Cyber Law
- Scope of Cyber Jurisprudence

Chapter :- 2. Cyber Crime

- Meaning and Basic Elements of Cyber Crime
- Typology of Cyber Crime
- Cyber Forensic and Admissibility of Digital Evidence
- Investigation of Cyber Crime
- Chain of Custody
- Jurisdiction of Information Technology(IT) Tribunal and IT Appellate Tribunal

Chapter :- 3. Internet Governance

- Meaning and Scope of Internet Governance
- Cyber-Security, Data Protection and Privacy
- Internet Governance Forum, Regional Internet Governance and National Internet Governance Forum Their Mandate

RAJARSHI JANAK UNIVERSITY, UNIVERSITY CAMPUS, JANAKPURDHAM, NEPAL
(B.A.LL.B 6th SEM SYLLABUS)

Chapter :- 4. E-Commerce and Legal Issues

- Meaning and Scope of E-Commerce
- Digital Signature
- Digital Cash and Online Payment
- Certifying Authority and Controller of Certification Authority

Chapter :- 5. Intellectual Property Rights of Digital Goods and Cyberspace

- Concept of Intellectual Property Rights
- Source Code Protection, Copyrights of Computer Program, Software, Semi Conductor, Layout and Design
- Trademarks and Domain Names

Chapter :- 6. Existing Laws and Policies in Nepal

- Constitutional Protection of Freedom of Expression
- Features of Electronic Transactions Law
- Other Relevant Laws

Reading Materials

- Krishna Kumar, Cyber Law: Intellectual Property and E-Commerce Security
- Manish Kumar Chaubeny, Cyber Crimes and Legal Measures
- Johan Kurbalija, An Introduction to Internet Governance
- Vivek Sood, Cyber Law Simplified
- S.K. Verma and Raman Mittal, Legal Dimensions of Cyberspace
- Right to Privacy Under the Constitution of Nepal
- Other Laws Relevant to Social Media, online Information and Crimes

RAJARSHI JANAK UNIVERSITY, UNIVERSITY CAMPUS, JANAKPURDHAM, NEPAL
(B.A.LL.B 6th SEM SYLLABUS)

Course Title :- Advance Jurisprudence
Course Code :- HL 387
Year / Semester :- III / VI

Full Marks :- 100
Pass Marks :- 32
Credit Hour :- 4. (T.H. 60)

Course Objectives

1. To familiarize and introduce them with most developed principles and theories in matters of science of law.
2. To attract students on learning of contextually and critical study of law in developed and developing countries.
3. To familiarize them on new developments of Law and Justice.

Major Course Outlines

1. Modern Jurisprudence and its Characteristics
2. The Concept of Rule of Law
3. The principles of Human Rights as Foundation of Trial and Appellate Proceedings
4. Interface of Law and Development
5. Concept of Justice;
 - Affirmative Discrimination
 - Capacity building
 - Addressing State of Subordination
6. Definition of Law as Protecting Citizens against Arbitrary Rule of State
7. Contextuality of Jurisprudence
8. Incompatibility of Transplantation of Law
9. Jurisprudence in Developing Countries

Course Contents

Chapter :- 1. Legal Problems of Developing Countries

- Law and Societal Diversity: Representation of Interest Group
- Law and Distribution of Resource
- Cultural Tolerance
- Law in Relation to Development and Environment Protection
- Open Market and Subsidy
- Rule of Law, Accountability and Transparency
- Problem of Enforcement of Law

Chapter :- 2. Legal Thought

1. Law and Morality
 - *Analytical School: Bentham and Austin*
 - *Pure Theory of Law: Kelson*
 - *Primary and Secondary Rules Theory: H.L.A. Hart*
 - *Fuller's Law of Morality*

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(B.A.LL.B 6th SEM SYLLABUS)

2. Historical Evolution of Law and Patterns of Evolution
 - *Karl Von Savigny : Living Process of Evolution*
 - *Henry Maine : Comparative Study on Evolution of Legal Systems*
 - *Hegel : Evolution of Law as a Dialectical Process*
 - *Herbert Spencer: Biological Evolution of Law*
3. Determination of Law by Sociological Forces
 - *Ihering : Theory of Conflicting Interest*
 - *Erllich : Theory of Living Law*
 - *Roscoe Pound : Theory of Social Engineering*
 - *Leon Duguit : Theory of Social Interdependence*
 - *Karl Marx : Theory of Law as a Superstructure of Economic System*
4. Determination of Law by Judicial Process
 - *Justice Holmes: American Realism*
 - *Hangerstromer: Scandinavian Realism*
 - *Application of Realism in Nepal*
 - *Realism and Judicial Activism*

Chapter :- 3. Concept of Rights and Justices

- Claim, Power, Liberty and Immunity
- Concrete and Institutional Rights
- Principle of Utility
- Access to Fair Justice and Fairness of Procedures
- Justice for Offenders and Justice for Victims
- Distributive and Corrective Justice
- Concept of Justice Activism and Self-restraint

Chapter :- 4. Recent Approaches of Jurisprudence

- Cognitivism and Non-cognitivism
- Formalism and Pragmatism
- Universalism and Cultural Relativism
- Postmodernism
- Alternative Lawyering

Chapter :- 5. Modern Institutional Approaches to Justice

- A. Alternative Dispute Resolution
 - i) *Negotiation*
 - ii) *Arbitration*
 - iii) *Mediation*
- B. Justice through Commissions

RAJARSHI JANAK UNIVERSITY, UNIVERSITY CAMPUS, JANAKPURDHAM, NEPAL
(B.A.LL.B 6th SEM SYLLABUS)

Reading Materials

- Bhimarjun Acharya, A Misconception on Nepalese Legal System and Jurisprudence, 2001, Nepal Law Review, Vol.14, Nepal Law Campus.
- Dr.S.R. Myneni, Jurisprudence (Legal Theory) 2nd ed, reprint 2007
- Julius Stone, Social Dimension of Law and Justice, Universal Publication,(1999)
- Bhimarjun Acharya, Indigenizing the Nepalese Legal System Cases for Debate, 2001, Essays on Constitutional Law, Vol 34-35, Kathmandu
- Oliver Mendelsohn and Upendra Baxi(eds.), The Rights of Subordinated Peoples, Oxford, Delhi,(1996)
- Prof. Nomita Aggarwal, Jurisprudence (Legal Theory), Central Law Publications, Allahabad, 2008
- Bhimarjun Acharya, System of Alternative Dispute Resolution, Nayadoot, Vol.147, Nepal Bar Association
- R.W.M. Dias, Jurisprudence, 5th ed, Aditya Books Pvt.Ltd. New Delhi
- Tom Campbell, Justice, Humanities Press International Inc.,(1988)
- Yubaraj Sangroula, Condemned to Exploitation, Trafficking of Girls and Women, KSL,2001

RAJARSHI JANAK UNIVERSITY, UNIVERSITY CAMPUS, JANAKPURDHAM, NEPAL
(B.A.LL.B 7th SEM SYLLABUS)

Course Title :- Constitutional Law - I
Course Code :- HL 401
Year / Semester :- IV / VII

Full Marks :- 100
Pass Marks :- 32
Credit Hours :- 4. (T.H. 60)

Course Objectives

1. To make the student familiar with the concepts and principles of constitution and constitutional law.
2. To help students to understand the evolution of the constitutional law.
3. To enable them to apply constitutional principles in the context of Nepal.
4. To prepare them to apply concept of rule of law and supremacy of the constitution in practice.

Major Course Outlines

1. Definition of Constitution and Constitutionalism
2. Making and Promulgation of Constitution
3. Kinds of Constitution from Various Perspective
4. Principles of Constitutionalism
5. Doctrine of Separation of Power
6. Federalism and its Type
7. Institution of Constituent Assembly: Philosophy, Process and Authority
8. Rule of Law and Human Rights as Foundation of Modern Constitutionalism
9. Culture and Constitutionalism
10. Principles of Nepalese Constitutionalism

Course Contents

Chapter :- 1. Introduction

- Meaning and Definition of Constitution
- Nature and Importance of Constitution
- Evolution and Historical Development of Constitution
- Scope and Sources of Constitutional Law

Chapter :- 2. Constitutional History of Nepal

- Pre-Constitutional Norms and Laws
- Government of Nepal Act, 2004 BS
- Interim Constitution, 2007 BS
- Constitution of The Kingdom of Nepal, 2015 BS
- Constitution of Nepal, 2019 BS
- Constitution of the Kingdom of Nepal, 2047 BS
- Interim Constitution of Nepal, 2063 BS
- Constitution of Nepal, 2072 BS

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(B.A.LL.B 7th SEM SYLLABUS)

Chapter :- 3. Fundamental Rights

- Meaning, Importance and Nature of Fundamental Rights
- Protection of Fundamental Rights in South Asian Countries
- Landmark judgement of judiciaries of Nepal on Fundamental Rights

Chapter :- 4. Directive Principles and Policies of the State

- Significance of Directive Principles of State
- Interrelation between Directive Principles of State and Fundamental Rights
- Justiciability of Directive Principles

Chapter :- 5. Miscellaneous

- Emergency Provision
- Political Parties
- Citizenship
- Contemporary Issues of Constitutional Law

Reading Materials

- Wade and Phillips, Constitutional Law
- Iver Jennings, The Law and the Constitution, 5th ed, 1973, Pub. by ELBS, London
- Dr. Bhimarjun Acharya, Fundamental Rights in the World Constitutions (2008), Pairavi Book House, Putalisadak, Kathmandu
- Bharatraj Upereti and et.al., (eds.), Constitutional Law of Nepal, Kathmandu
- Binod Bashyal, Sambaidhanik Kanoon, Lumbini Publication, 2068 BS

RAJARSHI JANAK UNIVERSITY, UNIVERSITY CAMPUS, JANAKPURDHAM, NEPAL
(B.A.LL.B 7th SEM SYLLABUS)

Course Title :- Public International Law
Course Code :- HL 405
Year / Semester :- IV / VII

Full Marks :- 100
Pass Marks :- 32
Credit Hours :- 4. (T.H. 60)

Course Objectives

1. To familiarize and introduce studies with fundamental aspects of International Law and its situation of enforcement.
2. To promote understanding of students on International Law as a functional system of law.

Major Course Outlines

1. Definitions, Scope and Importance of International Law
2. Principles of International Law- Jus Cogen, Ergaonnis, Pacta Sunt Servanda etc
3. International Treaties and Ratification Process
4. Internalization of International Law- Monism and Dualism
5. State Responsibility
6. Non- Aggression and Prohibition in Internal Affairs- Customary Law and Treaty Law
7. Migration, Nationality, Recognition and Settlement of International Disputes
8. UN- Soft Laws
9. Practice of International Law by and in Nepal

Course Contents

Chapter :- 1. Introduction

- Definition, Nature and Importance
- Basis of International Law
- Public International Law and Private International Law
- Classical and Modern International Law, Statutory and Customary International Law
- Universal and Regional International Law

Chapter :- 2. Sources of International Law

- Treaties
- Custom
- General Principles of Law
- Judicial Decision and ICJ practice
- International Organisation Resolution

Chapter :- 3. Recognition

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1. Meaning of Recognition
2. Theories of Recognition
3. Types of Recognition
 - i. *De facto*
 - ii. *De jure*
 - iii. *Ad hoc*
 - iv. *Conditional*
 - v. *Implied*
4. Withdrawal and Non-Recognition

Chapter :- 4. Territory and Jurisdiction

1. Meaning and Principle of Territorial Sovereignty
2. Modes of Acquisition
3. Jurisdiction
 - *Territorial*
 - *Personal*
 - *Universal*

Chapter :- 5. Nationality

- Meaning and Importance
- Acquiring and Loosing Nationality
- Statelessness and Double Nationality
- Aliens: Status and Expulsion
- Asylum and Refugee

Chapter :- 6. State Succession

- Concepts and Foundation
- Merger, Succession, Dissolution and New State
- Succession of Treaties

Chapter :- 7. State Responsibility

- Concept, Nature and Forms
- Invasion affected state and Reparation
- Contractual Liability and Treatment of Aliens
- Expropriation
- Doctrine of Exhaustion and Calve Doctrine

Chapter :- 8. Law of Treaties

- Meaning, Types and Importance of International Treaties
- Conclusion of Treaties(Signature, Ratification, Accession)
- Reservation to Treaties
- Treaty Interpretation
- Termination of Treaty
- Treaties and Third States

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(B.A.LL.B 7th SEM SYLLABUS)

Chapter :- 9. Diplomatic Law

- Meaning of Diplomacy and Diplomatic Mission
- Classification of Diplomats, Functions of Diplomatic Missions, Diplomatic Personnel, Legal Status of Diplomatic Mission
- Diplomatic Privileges and Immunities
- Concept of Consular Function
- Modern Diplomatic and Consular Law
- Concept of Special Mission and its Privileges and Immunities

Reading Materials

- Treaty Act of Nepal
- Vienna Convention on Treaties
- Montevideo Convention
- Concerned UN Resolutions
- Ian Brownlie, Basis Documents on International Law
- J.G. Starke, An Introduction of Public International Law , London: Butterworth, 1997
- Louis Henkin and et.al. International Law 3rd ed.(1986)
- D.J. Harris, Cases and Materials on International Law, 4th ed.1998
- माधव पौडेल, अन्तर्राष्ट्रिय कानुन
- डा. गोपाल शर्मा, संक्षिप्त अन्तर्राष्ट्रिय कानुन
- D.W. Greig, INTERNATIONAL LAW, Butterworths, England (1980)

RAJARSHI JANAK UNIVERSITY, UNIVERSITY CAMPUS, JANAKPURDHAM, NEPAL
(B.A.LL.B 7th SEM SYLLABUS)

Course Title :- Contract Law - I Cases Documents
Course Code :- HL 407
Year / Semester :- IV / VII

Full Marks :- 100
Pass Marks :- 32
Credit Hours :- 4. (T.H. 60)

Course Objectives

1. To familiarize students with general principles of Contract Law.
2. To familiarize and introduce students with private law making companies system by contract of various types.

Major Course Outlines

1. Definition of Contract
2. Elements of Valid Contract
3. Evolution of Contract Law
4. Development of Contract Law in Nepal
5. Ancient Hindu System of Contract Law
6. Historical Practtices of Contract in Nepal
7. Determinants of Violation of Contract
8. Various Remedies in Violation of Contract
9. Critical Appraisals of The Contarct Act of Nepal
10. Jurisprudence Developed by Supreme Court on contract

Course Contents

Chapter :- 1. Introduction

- Concept of Contract
- Nature, Function and Scope of Contract
- Classification and Kinds of Contract
- Historical Development of Nepalese Contract Law
- Basic Features of Nepalese Contract Law
- Contract and Agreement

Chapter :- 2. Offer and Acceptance

- Meaning and Essential Elements of Offer and Acceptance
- Rules Regarding Offer and Acceptance
- Counter Offer
- Communication of Offer and Acceptance
- Termination of Offer and Acceptance

Chapter :- 3. Consideration

- Meaning of Consideration
- Necessity of Consideration

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- Types of Consideration
- Adequacy of Consideration

Chapter :- 4. Privity of Contract

- Concept of Privity of Contract and Consideration
- Privity of Contract under the law of agency

Chapter :- 5. Void and Voidable Contract

Chapter :- 6. Performance and Assignment

- Modes
- Methods
- Place
- Time

Chapter :- 7. Termination of Contract

- By Performance
- By Operation of Law
- By Breach
- By Agreement
- By Impossibility and Doctrine of Frustration
- By Lapses of Time

Chapter :- 8. Remedies of Breach of Contract

- Self-Help Remedies
- Exoneration/Recession
- Judicial Remedies

Reading Materials

- Contract Act
- Relevant Judgements of the Supreme Court
- J. Beatson, A. Burrows and Cartwright Anson's Law of Contract
- Avatar Singh, Contract and Specific Relief
- Bharatraj Upereti Karar Kanoon (In Nepali)
- Satya Narayan Kalik, Law of Contract
- A.C. Moitra, Law of Contract and Specific Relief

RAJARSHI JANAK UNIVERSITY, UNIVERSITY CAMPUS, JANAKPURDHAM, NEPAL
(B.A.LL.B 7th SEM SYLLABUS)

Course Title:-Clinical Works:Outreach Prog. on Situation of Application of Law. F.M. :-100
Course Code :- HL 410 **Pass Marks :- 32**
Year / Semester :- IV / VII **Credit Hours :- 4. (T.H. 60)**

Course Objectives

Major Course Outlines

1. Concept of Social Engineering
2. Problem of Indetermination of Law and Fact
3. Field Research by Students on Enjoyment of Right to Education, Health, Language, and Adequate Living Standard by People in Rural and Slum Areas
4. Presentation of Findings Showing Weakness of Laws and their Enforcement
5. Preparation of Research Articles (term paper) by Students
6. Presentation by Students in Presence of Concerned Authorities

Course Contents

- This is a practical course. Students are taken for outreach in community for 15 days. They shall conduct research on the society and check the application of law and the social structure. They shall recommend on the possible legal re-codification or need of legal codification.

Reading Materials

RAJARSHI JANAK UNIVERSITY, UNIVERSITY CAMPUS, JANAKPURDHAM, NEPAL
(B.A.LL.B 7th SEM SYLLABUS)

Course Title :- Social Welfare and Social Works
Course Code :- HL 433
Year / Semester :- IV / VII

Full Marks :- 50
Pass Marks :- 16
Credit Hours :- 2. (T.H. 30)

Course Objectives

1. To provide fundamental knowledge about the concept of social welfare, development social welfare-based states and challenges for survival.
2. To empirical work by student on social welfare issues and problems as regards their implementation and future law.

Major Course Outlines

1. Definition of Social Welfare and Social Works
2. Protection of Vulnerable Groups
3. Institutional Arrangement

Course Contents

Chapter :- 1. Introduction

- Meaning and Concept of Social Welfare
- People entitle to Social Welfare
- Social Welfare as Human Rights
- State Responsibility
- Social Work and Social Welfare

Chapter :- 2. Protection of Child

1. Legal Definition
2. Position in the Society
3. Response to the Welfare
 - *Global*
 - *National*
 - *Judicial*

Chapter :- 3. Protection of Women

1. Concept
2. Social, Political, Legal and Economic Status
3. Response to the Welfare
 - *Global*
 - *National*
 - *Judicial*

Chapter :- 4. Protection of Elderly People

1. Legal Definition
2. Position in the Society
3. Response to the Welfare
 - *Global*
 - *National*
 - *Judicial*

Chapter :- 5. Protection of Differently Able People

1. Legal Definition
2. Position in the Society
3. Response to the Welfare
 - *Global*
 - *National*
 - *Judicial*

Chapter :- 6. Institutional Arrangements

- Concern Ministry
- Constitutional Commissions
- Social Welfare Council
- Central Child Welfare Board

Reading Materials

- Steven Pinch, Worlds of Social Welfare, London : Routledge,1997
- John Balddoc,et.al , Social Policy, New Delhi: Oxford University Press, 2012
- Dipendra K.C., Social Work (in Nepali), Kathmandu: Nepal Bank House,2014

RAJARSHI JANAK UNIVERSITY, UNIVERSITY CAMPUS, JANAKPURDHAM, NEPAL
(B.A.LL.B 8th SEM SYLLABUS)

Course Title :- Constitutional Law - II
Course Code :- HL 455
Year / Semester :- IV / VIII

Full Marks :- 50
Pass Marks :- 16
Credit Hours :- 2. (T.H. 30)

Course Objectives

1. To make the student familiar with the concepts and principles of constitution and constitutional law.
2. To help students to understand the evolution of the constitutional law.
3. To enable them to apply constitutional principles in the context of Nepal.
4. To prepare them to apply concept of rule of law and supremacy of the constitution in practice.

Major Course Outlines

1. History of Constitution Making in SAARC Countries
2. Democracy and Problems in SAARC Countries
3. SAARC Constitutions and Features
4. Nepal's Experiences of Constitution Making
5. Causes of the Failure of 1990 Constitutions
6. Constitutions as an Instrument in Peace Accord of Nepal
7. Experiences of Constituent Assemble in Nepal, India, Pakistan and Bangladesh
8. Learning in Development of Constitution Making in Nepal

Course Contents

Chapter :- 1. Introduction

- Meaning of Constitutionalism
- Importance of Constitutionalism
- Constitutionalism- Historical Perspective

Chapter :- 2. Doctrine of Separation of Power

Chapter :- 3. The Legislature

- Formulation of Legislature
- Function of Legislature
- Privilege of Legislature
- Committee System of Legislature
- Dissolution of Legislature
- Legislative Control over Executive

Chapter :- 4. The Executive

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(B.A.LL.B 8th SEM SYLLABUS)

- Constitutional Position of Head of the States
- Formation of Council of Ministers
- Function of Council of Ministers
- Role of Prime Minister under the Constitution
- Responsibility and Accountability of Council of Minister

Chapter :- 5. The Judiciary

1. Concept of Independence of Judiciary and Related Constitutional Provision
2. Structure of Court System in Nepal
3. Powers and Functions of System in Nepal
4. Major Principles of Constitutional Interpretation
 - *Theory of Direct and Inevitable Effect on Fundamental Rights*
 - *Doctrine of Fraud on Constitution*
 - *Doctrine of Political Question*

Chapter :- 6. Constitution Making Process

- Interim Constitution of 2007 and Comprehensive Peace Accord
- Constitution Making in Nepal, with special focus on Constituent Assembly of 2008
- Role of Political Parties in making Constitution
- Reflections on accountability of Political parties during constitution making

Reading Materials

- 12 Points agreement Between CPN(M) and Seven parties
- Comprehensive Peace Accord
- Interim constitution, Nepal, 2007
- The Constitution of Nepal, 2074
- Constitutions of other SAARC Countries.
- D.D. Basu, Constitutional Law of India, 1973, Published by S.C. Sarkar & Sons Pvt.Ltd
- S.P.Dhungel and et.al., Commentary on the Nepalese Constitution, Kathmandu, 1998, Pub. by DELF lawyers Inc., Kathmandu
- Kamal Raj Thapa (ed), Governance, Constitution and Contemporary Issues, 2066, Pub. by LRAF Pvt.Ltd., Kathmandu
- Bhimarjun Acharya, Making Constitution Through Constituent Assembly, 2006, Pairavi Prakashan, Putalisadak, Kathmandu
- Binod Bashyal, Sambaidhanik Kanoon (in Nepali), Lumbini Publication, 2068 B.S
- Durga Das Basu, Comparative Federalism, 1987, Publication by Prentice- Hall of India Pvt.Ltd., New Delhi

RAJARSHI JANAK UNIVERSITY, UNIVERSITY CAMPUS, JANAKPURDHAM, NEPAL
(B.A.LL.B 8th SEM SYLLABUS)

Course Title :- Private International Law
Course Code :- HL 466
Year / Semester :- IV / VIII

Full Marks :- 100
Pass Marks :- 32
Credit Hours :- 4. (T.H 60)

Course Objectives

1. To familiarizes students with the general concept of the Private International Law.
2. To provide them general skills about using general principles and rules developed in Private International Law.

Major Course Outlines

1. Definition of Private International Law
2. Principles of Private International Law- Lex loci and Lex Sanguri
3. Nationality and Private International law
4. Marriage and Private International Law
5. Execution of Foreign Judgement
6. Nepalese Experiences

Course Contents

Chapter :- 1. Introduction

- Meaning
- Nature and Scope
- Origin and Development
- Difference Between Public and Private International Law

Chapter :- 2. Jurisdiction

1. Meaning, Basis of Jurisdiction Limitation
2. Kinds of Jurisdiction
 - *Action in Person*
 - *Action in Rem*
3. Jurisdiction of Courts
4. Classification of the Cause of Action
5. Lex Cause
6. Persons to Whom Jurisdiction Applies
7. Competence

Chapter :- 3. Doctrine of Renvoi

- Introduction
- Developed Theories
- Evolving Trend

Chapter :- 4. Personal Connecting Factors

1. Introduction
2. Domicile
 - *Definition*
 - *General Principles*
 - *Types*
3. Nationality
4. Habitual Residence

Chapter :- 5. Family Law Related Matters

- Marriage and Choice of Law Rules
 - i. Capacity to Marry*
 - ii. Formalities of Marriage*
- Divorce
 - i. Jurisdiction*
 - ii. Choice of Law Rules*
 - iii. Recognition of Foreign Decree*
- Children
 - i. Legitimacy and Legitimation*
 - ii. Adoption*
 - iii. Custody and Guardianship*

Chapter :- 6. Law of Property

- a) Introduction
- b) Movable and Immovable Property
- c) Law of Immovable Property
- d) Transfer of Chose in Possession
 - *Lex Domicile*
 - *Lex Situs*
 - *Lex Locactus*
 - *Proper Law of Transfer*
- e) Assignment of Choices for Actions
- f) Debit
- g) Negotiable Instruments
- h) Shares

Chapter :- 7. Foreign Judgements

- Rationale for Recognizing Foreign Judgements
- Condition for Recognition
- Conclusiveness of Foreign Judgements
- Defenses

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(B.A.LL.B 8th SEM SYLLABUS)

Chapter :- 8. Substance and Procedure

- Introduction, Problem and Reason for Classification
- Actionability and Proper Parties
- Limitation
- Evidence
- Remedy

Reading Materials

- Meera Gurung v. Ministry of Home Affairs Case
- Bijaya Laxmi Simmon v. HMG- Ministry of Home Affairs Case
- A.M., Conflict of Laws, New Delhi: Lexis Nexis Butterworth, 2007
- R.H Graveson, The Conflict of Laws, The Hague: Martinus Nijhoff, 1969
- Paras Diwan, Private International Law, New Delhi : Deep & Deep Publications, 1998
- Lokendra Sharma , Vaiyaktik Antarrashtriya Kanoon (in Nepali), Kathmandu: Pairavi Prakashan, 2068 BS.

RAJARSHI JANAK UNIVERSITY, UNIVERSITY CAMPUS, JANAKPURDHAM, NEPAL
(B.A.LL.B 8th SEM SYLLABUS)

Course Title :- Human Rights
Course Code :- HL 469
Year / Semester :- IV / III

Full Marks :- 50
Pass Marks :- 16
Credit Hours :- 2. (T.H. 30)

Course Objectives

1. To familiarize and introduce students with historical evolution of Human Rights concept.
2. To familiarize students with categories of Human Rights and Principles.
3. To assist scratch out difference between Human Rights and other Rights.
4. To introduce students with system of harmonize Human Rights in Nepal.
5. To embolden students to undertake research work on Human Rights with tradition in Asia.

Major Course Outlines

1. Introduction to Human Rights
2. Features of ICCPR, ICESCR, CEDAW, CRC and CERD
3. Progressive Realization of Economic, Social and Cultural Rights- Meaning and Scope
4. Justiciability of International Conventions
5. Dichotomy Between Civil and Political Rights and Social Rights- Generation Theory
6. Mechanism to Implementation and Enforcement of International Conventions.

Course Contents

Chapter :- 1. Introduction

- Meaning and Nature of Human Rights
- Historical Evolution
- Sources of Human Rights
- Dichotomy between CPR and ESCR
- Right to Development and Sound Environment

Chapter :- 2. Human Rights during Civil Strife

- Meaning and Definition
- International Conventions on Permission of Use of Arms
- Code of Conduct of Law Enforcement Officials
- Control of Illegal Mob and Detention

Chapter :- 3. Human Rights during State of Emergency and Armed Conflict

- Definitions
- Procedural requirements for Declaration of State of Emergency
- Derogable and Non-Derogable Human Rights and State Obligation
- Protection of Vulnerable Groups
- Torture and Forced Disappearance
- Judicial Guarantees

Chapter :- 4. Enforcement Mechanisms

- Treaty Based
 - i. State Party Reporting*
 - ii. Complaint Mechanism*
- Chartered Based:
 - i. Universal Periodic Review*
 - ii. Special Procedures.*

Chapter :- 5. Roles of National and International Non-Governmental Organizations

- Advocacy for Ratification
- Watchdog for protection of Human Rights
- Promotional Activities

Reading Materials

- Beth A. Simmons, Mobilizing for Human Rights International Law and Domestic Politics
- Debi Chattargee, Human Rights Theory and Practice
- Dr. H. O. Agarwal, International Law and Human Rights
- J.K. Das, Human Rights and Indigenous Peoples
- Philip Alston and Mary Robinson, Human Rights and Development Towards Mutual Reinforcement
- Rahul Rai, Monitoring International Human Rights

RAJARSHI JANAK UNIVERSITY, UNIVERSITY CAMPUS, JANAKPURDHAM, NEPAL
(B.A.LL.B 8th SEM SYLLABUS)

Course Title :- Environment Law
Course Code :- HL 479
Year / Semester :- IV / VIII

Full Marks :- 100
Pass Marks :- 32
Credit Hours :- 4. (T.H. 60)

Course Objectives

1. To provide basic knowledge to students on concepts and importance of environmental and pollution control laws.
2. To familiarize them with national and international initiatives on the issue of environment protection and pollution control and various mechanisms and their activities.

Major Course Outlines

1. Definition on Environmental Law
2. Different Treaties to Protect Environment
3. Pollution and its Prevention
4. Preservation of Natural Ambience
5. Protection and Preservation of
6. Protection and Preservation of Water System
7. International Mechanism of Implementation and Monitoring Treaties on Environment

Course Contents

Chapter :- 1. Introduction

- a) Meaning of Environment
 - i. Ecology*
 - ii. Ecosystem*
 - iii. Biodiversity*
- b) Genesis
 - i. Early Concept*
 - ii. Religious and Cultural Mythology*
 - iii. National and International Concern*

Chapter :- 2. Global Environment Challenges

- Acid Rain
- Global Warming
- Depletion of Rainforest
- Hazardous Waste and Trans-boundary

Chapter :- 3. Nepals Environmental Challenges and Priority

- Population Stabilization
- Land Use Planning
- Woodland and Vegetation

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(B.A.LL.B 8th SEM SYLLABUS)

- Development of Non-Polluting Renewal Energy
- Waste Recycling
- Conservation of Bio-diversity
- Updating Environmental Law

Chapter :- 4. Constitutional and Statutory Provision for Protection of Environment

Chapter :- 5. Public Interest Litigation and Role of Judiciary

Chapter :- 6. Environmental Audit and Environmental Impact Assessment

Chapter :- 7. Principles of Sustainable Development

- Inter-generational Equity
- Use and Conservation of Natural Resources
- Environmental Protections
- Precautionary Principles
- The Polluter Pays Principles

Chapter :- 8. Major International Instruments

- Conventions and Declarations
 - a) *Stockholm Declaration on the Human Environment*
 - b) *The Rio Declaration on Environmental Development*
 - c) *Convention on Climate Change*
 - d) *Vienna Convention for the Protection of Ozone Layer*
 - e) *Montreal Protection on Substance that Deplete Ozone Layer*
- Other Instruments
 - a) *Earth Summit*
 - b) *U.N. Commission on Sustainable Development*
 - c) *Kytoo Confrence and Pact on Global Warming*
 - d) *Global Environmental Facility*

Reading Materials

- Binod P. Sharma, Batabaran Kanoonko Ruprekha(in Nepali)
- Agni P. Thapaliya, General Outline of Environment Law
- Susan Leolf, Anna White and Neli Stanley, Principles of Environmental Law
- S.Shantla Kumar, Introduction to Environmental Law

RAJARSHI JANAK UNIVERSITY, UNIVERSITY CAMPUS, JANAKPURDHAM, NEPAL
(B.A.LL.B 8th SEM SYLLABUS)

Course Title :- Contract Law II
Course Code :- HL 489
Year / Semester :- IV / VIII

Full Marks :- 100
Pass Marks :- 32
Credit Hours :- 4. (T.H. 60)

Course Objectives

1. To familiarize students with general principles of Contract Law.
2. To familiarize and introduce students with private law making companies system by contract of various types.

Major Course Outlines

1. Definition of Indemnity and Guarantee
2. Contract of Bailment
3. Contract of Pledge
4. Contract of Agency
5. Contract of Carriage
6. Contract of Sale of Goods

Course Contents

Chapter :- 1. Contract of Indemnity and Guarantee

- Contract of Indemnity
 - a) *Concept*
 - b) *Types*
 - c) *Features*
 - d) *Rights and Duties of Indemnified*
 - e) *Rights and Duties of Indemnifier*
 - f) *Contract of Subrogation*
 - g) *Provisions of Nepalese Contract Law*
- Contract of Guarantee
 - a) *Concept*
 - b) *Features*
 - c) *Types*
 - d) *Continuing Guarantee*
 - e) *Rights, Duties and Liability of Guarantor*
 - f) *Termination of Contract of Guarantee*
 - g) *Ground of Invalidation of Contract of Guarantee*
 - h) *Provisions of Nepalese Contract Law*

Chapter :- 2. Contract of Bailment

- Meaning and Features
- Rights and Duties of Bailor
- Rights and Duties of Bailee
- Rights and Duties of Finder of Lost Goods

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(B.A.LL.B 8th SEM SYLLABUS)

Chapter :- 3. Contract of Pledge

- Meaning and Features
- Bailment and Pledge
- Right and Duties of Pawner and Pawnee
- Pledge by Non Owner

Chapter :- 4. Contract of Agency

- Meaning of Agent and Agency
- Features of Contract Agency
- Modes of Creating Agency
- Types of Agent
- Delegation of Authority to Agent and Exception
- Rights, Duties and Personal Liability of Agent
- Agent, Sub-Agent and Substituted Agent
- Rights and Duties of Principal
- Termination of Contract of Agency

Chapter :- 5. Contract of Carriage

- Meaning and Nature
- Types
- Rights, Duties and Liabilities of Carries
- Charter Party
- Contract of Affreightment
- Bill of lading
- Carriage by Air
- Air Carriers Liability

Chapter :- 6. Contract of Sales of Goods

- Meaning and Nature
- Types of Goods
- Sale and Agreement to Sale ; Conditions and Warranties
- Transfer of Property and Transfer of Tide
- Rights and Duties of Seller and Buyer
- Rights of the Unpaid Seller

Reading Materials

- J. Beatson, A. Burrows and Cartwright Anson's Law of Contract
- Avatar Singh, Contract and Specific Relief
- Bharatraj Upereti Karar Kanoon (In Nepali)
- Satya Narayan Kalik, Law of Contract
- A.C. Moitra, Law of Contract and Specific Relief
- Pollock and Mulla on Indian Contract Law (Vol 1 and 2) 12th edition, 2001

RAJARSHI JANAK UNIVERSITY, UNIVERSITY CAMPUS, JANAKPURDHAM, NEPAL
(B.A.LL.B 9th SEM SYLLABUS)

Course Title :- Legal Philosophy
Course Code :- HL 505
Year / Semester :- V / IX

Full Marks :- 100
Pass Marks :- 32
Credit Hours :- 4. (T.H. 60)

Course Objectives

1. To familiarize the students with varying philosophical premises that describe relations of nature and human behavior.
2. To generate interests among the students of the study of cognition and empirical findings.
3. To help students to find justification of the knowledge.

Major Course Outlines

1. Eastern System of Legal Philosophy
2. Western System of Legal Philosophy
3. Evolution of Knowledge System
4. Epistemology- Eastern and Western
5. Metaphysic- Eastern and Western
6. Empiricism- Objectivism and Subjectivism
7. Rationalism
8. Realism
9. Pragmatism
10. Cognitivism and Law and Justice

Course Contents

Chapter :- 1. Epistemology

Chapter :- 2. Metaphysics

Chapter :- 3. Perception and Theories

Chapter :- 4. Branches of Philosophy

- Empiricism
- Cognitivism
- Idealism
- Formalism
- Contextualism
- Pragmatism
 - a) *Instrumentalism*
 - b) *Consequentialism*

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(B.A.LL.B 9th SEM SYLLABUS)

- Constructivism
- Conventionalism
- Hedonism

Chapter :- 5. Eastern Philosophy

- Six Philosophical System of Hinduism
- Buddhism
- Confucianism
- Islamic

Chapter :- 6. Western Philosophy

- Early Greek
- Naturalism
- Enlightenment Era
- Modern

Chapter :- 7. Post Modernism

Reading Materials

- Bertrand Russel, History of Western Philosophy
- Gerald Michaleson, Sun TZU for Success
- Jonathan Barnas, Early Greek Philosophy
- Noam Chomsky, Powers and Prospects
- Pandit Rajmani Jigunait Seven System of Indian Philosophy
- Roscoe Pound, An Introduction to Philosophy of Law

RAJARSHI JANAK UNIVERSITY, UNIVERSITY CAMPUS, JANAKPURDHAM, NEPAL
(B.A.LL.B 9th SEM SYLLABUS)

Course Title :- Energy Law (Optional)
Course Code :- HL 510
Year / Semester :- V / IX

Full Marks :- 100
Pass Marks :- 32
Credit Hours :- 4. (T.H. 60)

Course Objectives

1. To provide students with a general information on Energy Law of Nepal.
2. To introduce them with a situation of enforcement of Energy Law
3. To help them assess the utility and implication of Energy Law.

Major Course Outlines

1. Prepared by Energy Law Expert

Course Contents

Chapter :- 1. Introduction

- Concept, Meaning and Definition
- Importance
- Sources
- Types

Chapter :- 2. State of Energy and Issues in Nepal

- Demand Side
- Supply Side
- Impact of Unmet Energy Demand
- Issue involved in Generation, Transmission, Distribution and Consumption

Chapter :- 3. Doctrines and Principles

- Correlative Rights Doctrine
- Environmental Sustainability Principle

Chapter :- 4. Co-operation Initiative

- Global
 - a) *Early Notification Liability in case of Nuclear Accident*
 - b) *Nuclear Safety Measure to be Adopted*
 - c) *Civil Liability for Nuclear Damage*
 - d) *Nuclear Energy and Third Party Liability*
 - e) *Millennium and Sustainable Development Goals*
 - f) *Recent Trend*
- Regional
 - a) *SAARC Framework*
 - b) *BIMSTEC Framework*
 - c) *Bi-lateral Relations*

RAJARSHI JANAK UNIVERSITY, UNIVERSITY CAMPUS, JANAKPURDHAM, NEPAL
(B.A.LL.B 9th SEM SYLLABUS)

Chapter :- 5. Clean Energy at Global and Regional Agencies

- United Nations Systems
- World Energy Council
- International Energy Agency
- The Global Environment Facility
- Sustainable Energy for All Forum
- Major Economies Forum on Energy and Climate (MEF and The Group of Twenty (G-20)
- The World Bank Group
- Asian Development Bank
- Asia Clean Energy Forum
- Integrated Center for Mountain Development

Chapter :- 6. Energy Policies and Laws in Nepal

Chapter :- 7. Energy Related Agencies in Nepal

Reading Materials

- Andreas Goldthau, The Handbook of Global Energy Policy
- Julia Tomei and Danielle Gent, Equity and The Energy Trilemma: Delivering Sustainable Energy Access in Low Income Communities
- Ajay Dixit, Pradeep Adhikari and Shiva Bishumkhe, A Constructive Dialogue on Dams and Development in Nepal.
- Kamal Rijal, Energy Use in Mountain Area: Trend and Pattern in China, India, Nepal and Pakistan
- Anup Shresthacharya, Energy Economics in Nepal
- Ram Krishna Regmi, Sustainability

RAJARSHI JANAK UNIVERSITY, UNIVERSITY CAMPUS, JANAKPURDHAM, NEPAL
(B.A.LL.B 9th SEM SYLLABUS)

Course Title :- Civil Aviation Law (Optional)
Course Code :- HL 515
Year / Semester :- V / IX

Full Marks :- 100
Pass Marks :- 32
Credit Hours :- 4. (T.H. 60)

Course Objectives

1. To provide students with a basic knowledge on Civil Aviation .
2. To help them build capacity to analyse the situation of Civil Aviation .
3. To familiarize them about of utility and implications of Civil Aviation.

Major Course Outlines

1. Prepared by Civil Aviation Law Expert

Course Contents

Chapter :- 1. Introduction

- Concept of International Air Law
- Origin and Development
- Concept of Five Freedom
- Source of Air Law

Chapter :- 2. Universalization of Air Law

Chapter :- 3. Bodies Governing the Civil Aviation

- International
 - a) ICAO
 - b) IATA
- CAAN

Chapter :- 4. Aircraft Operation

- International
 - a) *Rights in Air Space*
 - b) *Non-Scheduled Flight*
 - c) *Scheduled Flight*
 - d) *Exclusive Sovereignty Concept, Obligation and Limitation*
- Domestic
 - a) *Air Operation and Air Worthiness Certificate*
 - b) *Crew*
 - c) *Flight Rules*

Chapter :- 5. Accident Investigation

- International Legal Mechanism
- National Legal Mechanism

RAJARSHI JANAK UNIVERSITY, UNIVERSITY CAMPUS, JANAKPURDHAM, NEPAL
(B.A.LL.B 9th SEM SYLLABUS)

Chapter :- 6. Carriage by Air

- Warsaw Convention
- Hague Protocol
- Carriage by Air Laws in Nepal
- Air Carriers Liability

Chapter :- 7. Civil Aviation Crime

- Aircraft Hijacking
- Tokyo, Hague and Montreal Convention
- Crime Against Civil Aviation in Nepal

Chapter :- 8. Insurance and Air Transport Service

- Contract of Aviation Insurance
- Aviation Insurance Policy
- Reinsurance
- Insolvency

Chapter :- 9. Commercial Dealing in Aviation

- Wet and Dry Lease
- Sales and Purchase
- Mortgage
- Liability of Manufacturers

Reading Materials

- D. J. Harris, Cases and Material on International Law
- J.G. Star, Introduction to International Law
- Malcolm N. Shaw, International Law

RAJARSHI JANAK UNIVERSITY, UNIVERSITY CAMPUS, JANAKPURDHAM, NEPAL
(B.A.LL.B 9th SEM SYLLABUS)

Course Title :- Tourism Law (Optional)
Course Code :- HL 535
Year / Semester :- V / IX

Full Marks :- 100
Pass Marks :- 32
Credit Hours :- 4. (T.H. 60)

Course Objectives

1. To provide students with a basic knowledge on Tourism Law
2. To help them build capacity to analyze the situation of Tourism Law
3. To familiarize them about of utility and implications of Tourism Law

Major Course Outlines

1. Prepared by Tourism Law Expert

Course Contents

Chapter :- 1. Introduction

- Meaning, Concept and Importance of Tourism Law
- Development of Tourism Law in Nepal

Chapter :- 2. Current Nepalese Tourism Law

- Tourism Act
- Immigration Law and Tourist
- Nepal Tourism Authority Board Act

Chapter :- 3. Facility Under the Law in the Tourist in Nepal

Chapter :- 4. Control Over Tourist

- Liaison Officer (Rights, Duties and Obligations)

Chapter :- 5. Concept of Village and Eco-Tourism

Reading Materials

- D. J. Harris, Cases and Material on International Law
- J.G. Star, Introduction to International Law
- Malcolm N. Shaw, International Law

RAJARSHI JANAK UNIVERSITY, UNIVERSITY CAMPUS, JANAKPURDHAM, NEPAL
(B.A.LL.B 9th SEM SYLLABUS)

Course Title :- Clinical Practice: Writ Jurisdiction, Practice and Drafting Full Marks :- 50
Course Code :- HL 540 Pass Marks :- 16
Year / Semester :- V / IX Credit Hours :- 2. (T.H. 30)

Course Objectives

Major Course Outlines

1. Definition of Writ Petition and Writ Jurisdiction
2. Types of Writ
3. Writ as an Extraordinary Jurisdiction
4. Practice of Writ Jurisdiction in Nepal- PIL and Judicial Review
5. 10 Important Cases Review
6. Drafting of Writ Petition
7. Drafting of Responses
8. Drafting of Writ Order

Course Contents

PART - A (Theory)

Chapter :- 1. **Meaning and Importance of Writ**

Chapter :- 2. **Application of Writ**

Chapter :- 3. **Constitutional Jurisdiction**

PART - B (Practical)

Chapter :- 1. **Students shall be given with mock cases where they shall prepare**

- a) *Writ Application*
- b) *Written Submission*
- c) *Writ Order*

Reading Materials

- Judiciary Part of the Constitution of Nepal
- Supreme Court and High Court Regulations

RAJARSHI JANAK UNIVERSITY, UNIVERSITY CAMPUS, JANAKPURDHAM, NEPAL
(B.A.LL.B 9th SEM SYLLABUS)

Course Title :- Banking Law (Optional)
Course Code :- HL 542
Year / Semester :- V / IX

Full Marks :- 100
Pass Marks :- 32
Credit Hours :- 4. (T.H. 60)

Course Objectives

1. To familiarize students with general concepts, process, principles and theoretical knowledge of Banking system
2. To provide them with advance knowledge on Nepalese banking laws, rules and regulations.

Major Course Outlines

1. Prepared by Insurance Law Experts

Course Contents

Chapter :- 1. Introduction

- Definition of Bank
- Origin of the concept of Banking
- Public and Private Sector Banking

Chapter :- 2. Function of Bank

- Primary Function (Account, Loan and Advance, Guarantee, Fund Transfer and Remittance)
- Secondary Function (Credit Card, Stock Investment, Safe Deposit Vault, Safe Custody, Pension Payment, Mutual Arrangement Schemes)

Chapter :- 3. Opening and Operation of Account

- Types of Accounts
- Procedure for Opening of Accounts
- Closure of Accounts
- Appointment of Nominees and Succession to Accounts
- Methods of Remittance

Chapter :- 4. Lending and Investment Function of Bank

- Investment Policy of Bank
- NRB Control on Lending and Investment Function
- Types of Securities
- Nature of Securities

Chapter :- 5. Banks in Nepal

- Commercial
- Agricultural Development

RAJARSHI JANAK UNIVERSITY, UNIVERSITY CAMPUS, JANAKPURDHAM, NEPAL
(B.A.LL.B 9th SEM SYLLABUS)

- Development
- Joint-Venture
- Co-operative

Chapter :- 6. Central Bank (NRB)

- Organization
- Main Function

Chapter :- 7. Negotiable Instrument

- Features
- Types
- Endorsement
- Presentation and Acceptation
- Dishonor
- Noting and Protesting

Chapter :- 8. Financial Institution

- Concept
- Banking Services Provided by Financial Institution
- Situation of Financial Institution in Nepal

Chapter :- 9. Control Mechanisms

1. Good Governance
2. Capital Adequacy
3. Monetary Policy

Public Debt:

4. Loan Recovery
5. Inspection and Supervision.

Reading Materials

- Dr. Mukunda Mahajan, Fundamentals of Banking
- S.N. Gupta, The Banking Law in Theory and Practice
- Roeland Bertrams, Bank Guarantee in International Trade

RAJARSHI JANAK UNIVERSITY, UNIVERSITY CAMPUS, JANAKPURDHAM, NEPAL
(B.A.LL.B 9th SEM SYLLABUS)

Course Title :- Insurance law (Optional)
Course Code :- HL 547
Year / Semester :- V / IX

Full Marks :- 100
Pass Marks :- 32
Credit Hours :- 4. (T.H. 60)

Course Objectives

1. To familiarize students with general concepts, process, principles and theoretical knowledge of Insurance system
2. To provide them with advance knowledge on Nepalese Insurance laws, rules and regulations.

Major Course Outlines

1. Prepared by Insurance Law Experts

Course Contents

Chapter :- 1. Introduction

- Definition and Nature
- Function, Role and Importance
- Principle
- Kinds
- Types

Chapter :- 2. Insurance Contract

- Elements, Subject Matter and Classification
- Duty of Disclosure and Non-Disclosure and Effect of Non-Disclosure
- Material Facts
- Burden of Proof
- Indisputable Policies
- Terms and Conditions of Policy and Proposal Forms
- Cover note
- Delivery of Policy

Chapter :- 3. Types of Insurance Policy

- a) Life Insurance Policy:
 - *Definition and Types*
 - *Formation of Contract*
 - *Willful Misconduct, Suicide*
 - *Amounts recoverable*
 - *Legal Provisions for Claim*

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(B.A.LL.B 9th SEM SYLLABUS)

- b) Non Life Insurance Policy:
- *Definition and Types*
 - *Major Part of Nonlife Insurance: (Fire, Marine, Motor, Contractors All Risk and Engineering, Aviation and Miscellaneous)*
 - *Contents of Policy*
 - *Underwriting: (Meaning, Procedure, Payment of Premium, Mode of Payment, Days of Grace, Refund of Premium)*
- c) Re-Insurance Policy:
- *Definition, Types and Importance*
 - *Claim Procedure*
 - *Payment*
 - *Recovery, Commission, Profit Commission, Duration, etc*

Chapter :- 4. Insurance Intermediaries

- Meaning
- Provision
- Procedure for Registratioions

Chapter :- 5. Claim of Insurance

- Procedure for Claim
- Discharge Voucher
- Salvage

Chapter :- 6. Dispute

- Insured and Insurer
- Insured, Agent and Surveyor
- Mandate and Power of Attorney
- Secrecy
- Appropriation of Payment and Set-off
- Concept of Ombudsman

Chapter :- 7. Establishment of Insurance Company

Chapter :- 8. Renewal of Insurance Company

Chapter :- 9. Rights, Duties and Power of Insurance Supervisory Authority

Reading Materials

- John T, Steele, Principles and Practice of Insurance
- M.N. Mishra, Insurance, Principles and Practices
- R.M. Vats, Laws Relating to Insurance

RAJARSHI JANAK UNIVERSITY, UNIVERSITY CAMPUS, JANAKPURDHAM, NEPAL
(B.A.LL.B 9th SEM SYLLABUS)

Course Title :- Taxation Law (Optional)
Course Code :- HL 549
Year / Semester :- V / IX

Full Marks :- 100
Pass Marks :- 32
Credit Hours :- 4. (T.H. 60)

Course Objectives

1. To introduce students with the prevailing Tax Laws in Nepal
2. To familiarize them with importance of tax systems and importance of Tax Laws

Major Course Outlines

1. Prepared by Taxation Law Experts

Course Contents

Chapter :- 1. Introduction

- Constitutional Framework of Taxing Power
- Tax and Non Tax Revenue
- Direct and Indirect Tax
- Finance Act and Taxation

Chapter :- 2. Income Tax

- Meaning and Basis
- Assessment, Payment and Recovery
- Tax Deduction at Source (TDS)
- Avoidance of Double Taxation
- Rights an Duties of Tax Payer
- Crimes and Penalties

Chapter :- 3. Value Added Tax

- Basic Concept of VAT (Meaning, Basis, Tax Credit, Tax Refund, Threshold, Invoicing and Accounting)
- Feature of VAT
- Collection and VAT Return
- Payment and Recovery
- Rights and Duties of TAX Payer
- Crime and Punishment

Chapter :- 4. Concept of Inland Revenue Administration

- Inland Revenue Department
- Inland Revenue Office

Chapter :- 5. Judicial Control

- Revenue Tribunal (Composition and Jurisdiction)
- Supreme Court (Review and Revision)

Reading Materials

- Rup Khadka, The Nepalese Tax System
- Rup Khadka, Income Taxation in Nepal: Restropect and Prospect
- Victor Thuronyi, Tax Law Design and Drafting
- Alan A.Tait, Value Added Tax: International Practice and Problems

RAJARSHI JANAK UNIVERSITY, UNIVERSITY CAMPUS, JANAKPURDHAM, NEPAL
(B.A.LL.B 10th SEM SYLLABUS)

Course Title :- Externship Work and Dissertation
Course Code :- HL 555
Year / Semester :- V / X

Full Marks :- 100
Pass Marks :- 32
Credit Hours :- 4. (T.H. 60)

Course Objectives

1. To place students in social settings to gain insights of legal problems.
2. To provide an opportunity to understand and analyze legal problems analytically.
3. To allow the opportunity to obtain primary data for preparing a dissertation.

Major Course Outlines

1. Students have to Provide Legal Education and Legal Aid Services to Community for One Month
2. They should also Prepare Dissertation in the Meantime

Course Contents

- Students have to Provide Legal Education and Legal Aid Services to the Community for One Month. They shall also Prepare Dissertation in the Meantime.

Reading Materials

RAJARSHI JANAK UNIVERSITY, UNIVERSITY CAMPUS, JANAKPURDHAM, NEPAL
(B.A.LL.B 10th SEM SYLLABUS)

Course Title :- Land Law
Course Code :- HL 560
Year / Semester :- V / X

Full Marks :- 50
Pass Marks :- 16
Credit Hours :- 2. (T.H. 30)

Course Objectives

1. To acquaint students with land law of Nepal.
2. To provide basic ideas on the land system.

Major Course Outlines

1. Introduction To land Laws
2. Land Survey and Measurement
3. Acquisition of Land

Course Contents

Chapter :- 1. Introduction

- Meaning of Land and Land Law
- Importance of Land Law
- Brief Historical Sketch of Land Law in Nepal

Chapter :- 2. Types of Traditional Land Law System

- *Birta*
- *Kipat*
- *Raikar*
- *Ukhada*
- *Guthi*
- *Jagir*

Chapter :- 3. Modern Land Law

- Provisions on Act Concerning Land (Features, Objectives, Ownership and Tenure, Rights and Limitation over ownership)
- Laws Relating to Guthi (Objectives, Importance and Legal Provisions)
- Laws on Land Administration
 - a) *Land Administration in Nepal*
 - b) *Land Tax*
 - c) *Protection of Public Land (Sarkari, Ailani and Unoccupied Land)*
- Land Acquisition Laws (Land Acquisition and Utilization)

Chapter :- 4. Dispute Relating to Land and Settlement

- *Jagga Pajani*
- *Jagga Khichola*
- *Registration*
- *Jagga Awad*

Reading materials

- Dr. Anandamohan Bhattarai: Displacement and Rehabilitation Program, Policy and Law
- M.C. Regmi Land Ownership in Nepal
- Laws Relating to Land

RAJARSHI JANAK UNIVERSITY, UNIVERSITY CAMPUS, JANAKPURDHAM, NEPAL
(B.A.LL.B 10th SEM SYLLABUS)

Course Title :- International Humanitarian Law
Course Code :- HL 565
Year / Semester :- V / X

Full Marks :- 50
Pass Marks :- 16
Credit Hours :- 2. (T.H. 30)

Course Objectives

1. To familiarize the international humanitarian principles and rules of protection of peoples and property.
2. To discourse the development of international humanitarian law and mechanism
3. To acquaint yourself with the international initiatives and mechanism for the effective process of conflict resolution.

Major Course Outlines

1. Prepared by International Humanitarian Law Experts

Course Contents

Chapter :- 1. Introduction

- Meaning and Concept
- Development of International Humanitarian Law
- Source

Chapter :- 2. Principles of Humanitarian Law

- Principle of Humanity
- Principle of Necessity
- Principle of Proportionality
- Principle of Distinction Principle of Non-Discriminaion

Chapter :- 3. International and Internal Armed Conflict

- Definitions
- Applicable laws
- Differences

Chapter :- 4. Four Geneva Conventions and Protocols

Chapter :- 5. National Commitments and Compliance

- Ratification
- Enactment and Mechanism Establishment
- Obligations of Parties to Conflicts

Chapter :- 6. Jurisdiction and Scope of International Criminal Tribunal and Courts

- International Military Tribunal (Nuremberg and Tokyo)
- Ad Hoc International Criminal Tribunals (Former Yugoslavia and Rwanda)
- Rome Statute of International Criminal Court

Reading Materials

- Adam Roberts and Richard Guelffeds, Documents on the Law of War
- Christophe Swinarski, Studies and Essays on International Humanitarian Law and Red Cross Principles
- Dr. Chuda Bahadur Shrestha, Nepal Coping with Maoist Insurgency-Conflict Analysis and Resolution
- Martinus, The Changing Face of Conflict Resolution
- M.K. Balachandran and Rose Vargnese, Introduction to International Humanitarian Law
- Yoram Dinstein, The Conduct of Hostilities Under the Law of International Armed Conflict

RAJARSHI JANAK UNIVERSITY, UNIVERSITY CAMPUS, JANAKPURDHAM, NEPAL
(B.A.LL.B 10th SEM SYLLABUS)

Course Title:- Medico-Forensic, Digital,Forensic,Toxicology and Serology Full Marks :- 50
Course Code :- HL 570 **Pass Marks :- 16**
Year / Semester :- V / X **Credit Hours :- 2. (T.H. 30)**

Course Objectives

1. To familiarize students with scientific evidence exploring systems and types of evidence.

Major Course Outlines

1. Prepared by Autopsy Expert, Forensic Expert, Toxicology Expert and Serology Expert

Course Contents

Chapter :- 1. Introduction

- Status of Forensic Medicine and Science in Nepal
- Theories of Forensic Science (Contact and Exchange Principle, Principle of Individuality)
- Scientific Methods and Legal Aspects

Chapter :- 2. Criminal Investigation and Personal Identification

- Importance of Physical Evidence in Investigation and Trial
- Personal Identity - Race, Age, Sex, Appearance, Condition
- Accessories of Personal Identification

Chapter :- 3. Estimation of Time of Death Alvor-Mortis, Germination, Effects

Chapter :- 4. Forensic Application of Physical Evidence

- Glass and Paints
- Hair and Fiber
- Arson and Explosives
- Blood and Body Fluids
- Marks and Impression
- Soil

Chapter :- 5. Questioned Documents

- Handwriting and Handprint Identification
- Forgery and Disguise
- Alteration and Addition
- Ink Comparison and Dating
- Paper Comparison and Dating

Chapter :- 6. Expert Opinion and Testimony

Reading Materials

- Jay Chapman, Death of Deduction
- Adrian Keane, The Modern of Evidence
- Bernard Knight, Lawyers' Guide to Forensic Medicine
- The Law Book Co., Disputed Documents Examination & Finger Print Identification
- Ezas Ahmad, Medical Evidence
- Modis' Medical Jurisprudence
- Samuel Smith, Atlas of Human Body

RAJARSHI JANAK UNIVERSITY, UNIVERSITY CAMPUS, JANAKPURDHAM, NEPAL
(B.A.LL.B 10th SEM SYLLABUS)

Course Title :- Internship and Placement
Course Code :- HL 580
Year / Semester :- V / X

Full Marks :- 100
Pass Marks :- 32
Credit Hours :- 4. (T.H. 60)

Course Objectives

1. To provide students an opportunity to experience works under concerned institutions of his/her partial specialization sector.

Major Course Outlines

1. Students shall be placed for Internship Work in office
2. Internship shall be connected with dissertation.

Course Contents

- Students shall be placed for Internship Work in office. Internship shall be connected with dissertation.

Reading Materials

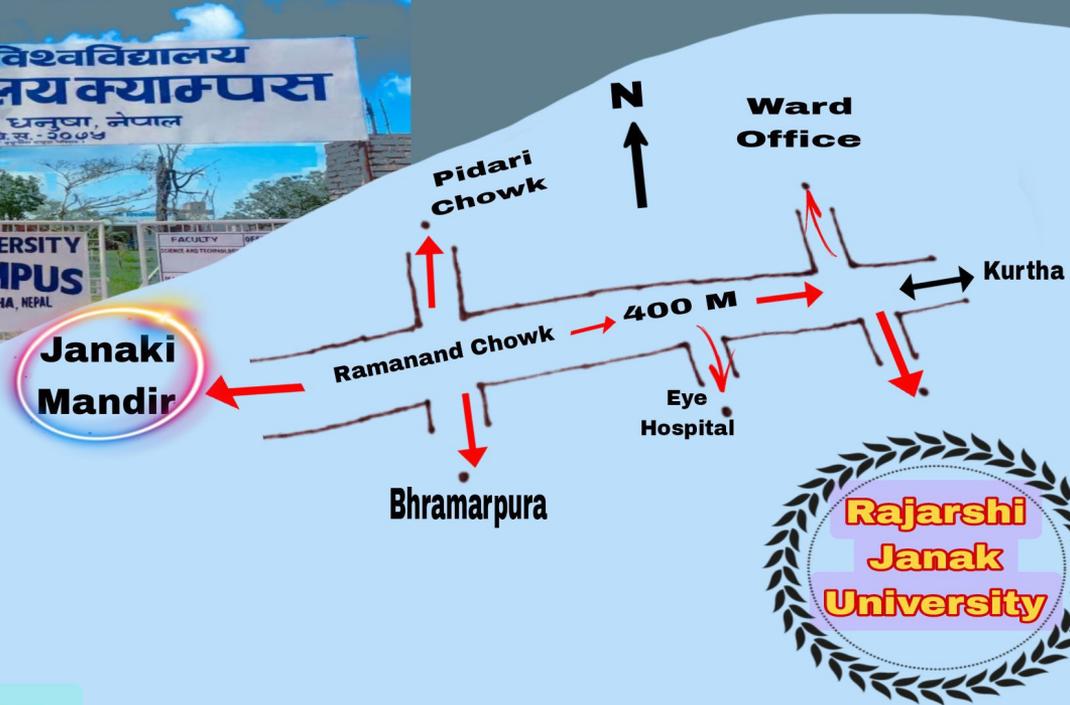
Location Map Of RJU



RAJARSHI JANAK UNIVERSITY



UNIVERSITY CAMPUS, RAMANAND
CHOWK - 08, JANAKPURDHAM, NEPAL



Contact Us

RAJARSHI JANAK UNIVERSITY,

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