

MANGALAYATN UNIVERSITY, JABALPUR
FACULTY OF LAW
PHD ENTRANCE EXAMINATION SYLLABUS

UNIT – I: CONSTITUTIONAL AND ADMINISTRATIVE LAWS

Preamble, fundamental rights and duties, directive principles of state policy, Union and State executive and their interrelationship, Union and State legislature and distribution of legislative powers, Judiciary, Emergency provisions, Temporary, transitional and special provisions in respect of certain states, Election Commission of India, Nature, scope and importance of administrative law, Principle of natural justice, Judicial review of administrative actions – Grounds.

UNIT – II: PUBLIC INTERNATIONAL LAW AND IHL

International law – Definition, nature and basis, Sources of International law, Recognition of states and governments, Nationality, immigrants, refugees and internally displaced persons (IDPs), Extradition and asylum, United Nations and its organs, Settlement of international disputes, World Trade Organization (WTO), International humanitarian law (IHL) - Conventions and protocols, Implementation of IHL - Challenges

UNIT – III: CRIMINAL LAWS

General principles of criminal liability – Actus reus and mens rea, individual and group liability and constructive liability, Stages of crime and inchoate crimes - Abetment, criminal conspiracy and attempt, General exceptions, Offences, Theories and kinds of punishments, compensation to the victims of crime, Difference between substantive Law and Procedural Law, Admissions and Confessions, Admissibility of Evidence, burden of proof, and promissory estoppel, Examination of witness and cross examination, Initiation of Criminal Case, Investigation, Bail, Trial Rights of Accused and victims

UNIT – IV: JURISPRUDENCE

Nature and sources of law, Schools of jurisprudence, Law and morality, Concept of rights and duties, Legal personality, Concepts of property, ownership and possession, Concept of liability Law, poverty and development, Global justice, Modernism and post-modernism

UNIT – V: LAW OF TORTS AND CONSUMER PROTECTION

Nature and definition of tort, General principles of tortious liability, General defenses
Specific torts – Negligence, nuisance, trespass and defamation, Remoteness of damages
Strict and absolute liability, Tortious liability of the State, The Consumer Protection Act 1986 - Definitions, consumer rights and redressal mechanism, The Motor Vehicles Act, 1988 - No fault liability, third party insurance and claim tribunal, The Competition Act, 2002 - Prohibition of certain agreements, abuse of dominant position and regulation of combinations

UNIT – VI: COMMERCIAL LAWS

Essential elements of contract and e-contract, Breach of contract, frustration of contract, void and voidable agreements, Standard form of contract and quasi-contract, Specific contracts - Bailment, pledge, indemnity, guarantee and agency, Sale of Goods Act, 1930
Partnership and limited liability partnership, Negotiable Instruments Act, 1881 Company law – Incorporation of a company, prospectus, shares and debentures, Company law – Directors and meetings, Corporate social responsibility

UNIT-VII: PERSONAL LAWS

Sources and schools, Marriage and dissolution of marriage, Matrimonial remedies - Divorce and theories of divorce, Changing dimensions of institution of marriage – Live-in relationship, Recognition of foreign decrees in India on marriage and divorce Maintenance, dower and stridhan, Adoption, guardianship and acknowledgement Succession and inheritance, Will, gift and waqf, Uniform Civil Code

UNIT –VIII: ENVIRONMENT AND HUMAN RIGHTS LAWS

Meaning and concept of ‘environment’ and ‘environmental pollution’, International environmental law and UN Conferences, Constitutional and legal framework for protection of environment in India, Environmental Impact Assessment and control of hazardous waste in India, National Green Tribunal, Concept and development of human rights, Universalism and cultural relativism, International Bill of Rights, Group rights – Women, children, persons with disabilities, elderly persons, minorities and weaker sections, Protection and enforcement of human rights in India – National Human Rights Commission, National Commission for Minorities, National Commission for Women, National Commission for Scheduled Castes, National Commission for Schedule Tribes and National Commission for Backward Classes

UNIT - IX: INTELLECTUAL PROPERTY RIGHTS AND INFORMATION TECHNOLOGY LAWS

Concept and meaning of intellectual property, Theories of intellectual property, International conventions pertaining to intellectual properties, Copyright and neighbouring rights – Subject matters, limitations and exceptions, infringement and remedies, Law of patent – Patentability, procedure for grant of patent, limitations and exceptions, infringement and remedies, Law of trademark – Registration of trademarks, kinds of trademarks, infringement and passing off, remedies, Protection of Geographical Indications, Bio-diversity and Traditional Knowledge, Information technology law- digital signature and electronic signature, electronic governance, electronic records and duties of subscribers, Cyber-crimes, penalties and adjudication

UNIT – X: LEGAL AWARENESS AND CURRENT AFFAIRS