



SGT UNIVERSITY

SHREE GURU GOBIND SINGH TRICENTENARY UNIVERSITY
(UGC Approved)

Gurugram, Delhi-NCR


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Faculty of Law

LLM

Syllabus

2018

	SGT UNIVERSITY, GURGAON		
	FACULTY OF LAW		
	SYLLABUS		FOL FORM 1
PROGRAMME	TRIMESTER	COURSE NAME	COURSE CODE
LL.M	III	COMMERCIAL ARBITRATION	

Detailed Curriculum

MODULE-I

- Existing Justice Delivery System in India- Effectiveness/and Menaces
- Reform in the Legal System for Achieving Effective and Speedy Resolution of Dispute.
- Historical Background of the Arbitration & Arbitration Agreement
- Composition & Jurisdiction of Arbitral Tribunal


MODULE-II

- Conduct of Arbitral Proceeding
- Making of Arbitral Award and Termination of Proceedings
- Recourse Against Arbitral Award
- Finality & Enforceability of Arbitral Award

MODULE-III

- Appealable Orders & Miscellaneous provisions.
- Provisions Regarding Foreign Awards

Text Books	Author/Publication
Law Relating to Arbitration and ADR	N.K Acharya/Asia Law House
Arbitration: Procedure and practice	Ashwini Kr. Bansal/Lexis Nexis
Reference Books	Author/Publication
Commentary on Arbitration and Conciliation Act	Justice S.B Malik/Universal
Mustill & Boyd Commercial Arbitration	Sir Michael J. Mustill, Stewart Room/Lexis Nexis

	SGT UNIVERSITY, GURGAON FACULTY OF LAW		
	SYLLABUS		
PROGRAMME	TRIMESTER	COURSE NAME	COURSE CODE
LL.M	II	COMPANY LAW & GOVERNANCE	

COMPANY LAW & GOVERNANCE

Module I:

Meaning, Nature & Classification of company

- 1.1 Meaning & Definition of company
- 1.2 Classification of companies: OPC, Body corporate, Private and Public Companies,
Government companies, Foreign and Multinational companies.
- 1.3 Advantages & Disadvantages of incorporation – Lifting of Corporate Veil
- 1.4 Formation of Company – Promoters, Legal position, Rights& Liabilities of Promoters.

Memorandum of Association

- 2.1 Definition & Purpose of Memorandum
- 2.2 Contents of Memorandum
- 2.3 Doctrine of Ultra Vires

Articles of Association

- 3.1 Content of Articles of Association
- 3.2 Distinction between MOA and AOA
- 3.3 Alteration of MOA and AOA
- 3.4 Doctrine of constructive Notice & Doctrine of Indoor Management

Module II:

Prospectus and Share Capital

- 4.1 Prospectus: Contents, Registration, liability for Mis-statements in prospectus, Civil and Criminal Liability.
- 4.2 Share capital: Kinds of capital and shares.
- 4.3 Member and Shareholders: Rights and Duties

Company Directors, Managerial Persons and Company Meetings

- 5.1 Company Directors: Appointment, Removal, Legal Position, Powers, duties, Liabilities, Audit Committee, Independent directors
- 5.2 Company Secretary and Managing Director – Duties and Liabilities
- 5.3 Company Meetings: Kinds, Notice, quorum, Directors Meeting.

Emerging Issues in Company Law

- 6.1 Director Identity Number (DIN), Corporate Identity Number (CIN) Online Filing & Registration

- 6.2 Corporate Governance
- 6.3 Corporate Social Responsibility
- 6.4 Insider Trading
- 6.5 National Company Law Tribunal

Module III

Conceptual Framework Of Corporate Governance: Meaning; theories and models of corporate

Governance; various approaches to business ethics; ethical theories; ethical governance; code of ethics; key

managerial personnel (KMP); secretarial audit; class action; NCLT; insider trading; rating agencies; green

Governance/e-governance; shareholder activism.

Corporate Governance Framework in India – Corporate boards and its powers, responsibilities,

Disqualifications; board committees and their functions- remuneration committee, nomination committee,

Compliance committee, shareholders grievance committee, investor's relation committee, investment

Committee, risk management committee, and audit committee; regulatory framework of corporate governance

in India; SEBI guidelines and clause 49; reforms in the Companies Act, 2013; corporate governance in PSUs

And banks.

An International Perspective on Corporate Governance: Legislative framework of corporate Governance in United Kingdom, USA, Australia, China, Russia, South Africa; Sir Adrian Cadbury Committee

(UK), 1992, OECD Principles of Corporate Governance, 1999; and Sarbanes-Oxley (SOX) Act, 2002 (USA).

Corporate Social Responsibility (CSR) –Meaning; corporate philanthropy; CSR-an overlapping

Concept; corporate sustainability reporting; CSR through triple bottom line; relation between CSR and

Corporate governance; environmental aspect of CSR; CSR models; drivers of CSR; major codes on CSR;

Initiatives in India.

Suggested Readings:

- 1) Avtar Singh , “Company Law”, Eastern Book Company., Allahabad
- 2) A.K. Majumdar& Dr. G.K. Kapoor, “Company Law”, 15th Edition, Taxmann Publication, New Delhi.
- 3) A Ramaiya's Guide to the COMPANIES ACT, LexisNexis Publication, Nagpur
- 4) Sharma J.P, “ An easy Approach to Corporate Laws”, Ane Books Pvt Ltd, New Delhi
- 5) Bharat Law House, New Delhi, “ Manual of Companies Act, Corporate Laws and SEBI Guidelines”
- 6) Wadhwa and company,” A RamaiyaGuide to Companies Act, Nagpur.
- 7) Kannal,S., &V.S.Sowrirajan.” Company law Proceedure”, Taxman’s Allied Services (P) Ltd., New Delhi
- 8) “Singh Harpal,” Indian Company Act” GalgotiaPublising, Delhi
- 9) Charlsworth& Mores,” Company Law”, Sweet&Maxwell”, London U.K.
- 10) Gower, LCB, “ Principles of Modern Company Law”, Stevens & Sons, London
- 11) Sharma, J.P., *Corporate Governance, Business Ethics & CSR*, Ane Books Pvt Ltd, New Delhi
- 12) Sharma, J.P., *Corporate Governance and Social Responsibility of Business*, Ane Books Pvt. Ltd, New Delhi.



SGT UNIVERSITY, GURGAON

FACULTY OF LAW

SYLLABUS

PROGRAMME	TRIMESTER	COURSE NAME	COURSE CODE
LLM	II	CYBER LAW & CRIME	

CYBER LAW & CRIME

MODULE-I

- 1. Fundamentals of Cyber Law:** Jurisprudence of Cyber Law- Overview of Computer and Web Technology- Introduction to Indian Cyber Law- Overview of General Laws and Procedures in India; Freedom of Expression on the Internet: Is it a Global Value?;The Internet and the Problems of Geography and Sovereignty
- 2. E-commerce-Legal issues:** Electronic Commerce –Digital Signature- Meaning; Creation of Digital Signature; Understanding how digital signatures work, Role in Information Technology; technical issues; legal issues; Crimes relating to digital signature certificates; Case Study - Digital signature fraud ;Electronic Contracts; E-taxation, E-banking, online publishing and online credit card payment


MODULE-II

- 3.Cyber Crimes:** Meaning of Cyber Crimes –Cyber crimes under IPC, Cr.PC and Indian Evidence Law Cyber crimes under the Information Technology Act,2000, Cyber crimes under International Law - Hacking Child Pornography, Cyber Stalking, Denial of service Attack, Virus Dissemination, Software Piracy, Internet Relay Chat (IRC) Crime, Credit Card Fraud, Net Extortion, Phishing etc., Cyber Terrorism, Violation of Privacy on Internet, Data Protection and Privacy ;Concept of Social Networking, Legal Implications of Social Networking , Investigation and Jurisdiction over Cyber crimes.
- 4. Intellectual Property Issues and Cyberspace - The Indian Perspective:** Overview of Intellectual Property related Legislation-Copyright law & Cyberspace; Trademark law & Cyberspace; Law relating to Semiconductor Layout & Design

MODULE-III

5. Information Technology Act, 2000: Aims and Objects, Overview of the Act, Jurisdiction, Electronic Governance, Legal Recognition of Electronic Records and Electronic Evidence, Digital Signature Certificates, Securing Electronic records.

Text Books	Author/Publication
IT and Indian Legal System	Kamlesh N. & Murali D.Tiwari/Eastern Book Co.
Hand book of Cyber Laws	Vakul Sharma/ Macmillan India Ltd.
Reference Books	Author/Publication
Computer Contract & IT Laws	S.V.Joga Rao/ Prolific Law Publications
Legal Issues in Electronic Commerce	T.Ramappa/ Macmillan India Ltd.
Copyright and Trademark Laws relating to Computers	Pankaj Jain & Sangeet Rai Pandey/ Eastern Book Co.

	SGT UNIVERSITY, GURGAON FACULTY OF LAW		
PROGRAMME	TRIMESTER	COURSE NAME	COURSE CODE
LL.M	III	Intellectual Property Rights	

Detailed Curriculum

MODULE-I

- Introduction: Meaning, Nature, Classification and protection of Intellectual Property, The main forms of Intellectual Property, Copyright, Trademarks, Patents, Designs etc.
- Introduction to the leading International instruments concerning Intellectual Property Rights: The Berne Convention, The Paris Union Patent Cooperation Treaty, The World Intellectual Property Organization (WIPO).


MODULE-II

- The Copy Right Act, 1957: Historical evolution, Meaning of copyright, Copyright in literary, dramatic and musical works, computer programmes and cinematograph films, Registration of Copy Right Term of Copy Right; Ownership and Assignment of copyright, Author's special rights Notion of infringement, Criteria of infringement, Infringement of copyright in films, literary and dramatic works, Remedies for infringement of copyright.
- Intellectual Property in Trademarks and the rationale of their protection: The Trade Marks Act, 1999: Definition of Trademarks, Service Mark, Well known Trade Mark & Certification Marks; Distinction between Trademark and Property Mark, Registration, Passing off Infringement of Trademark, Criteria of Infringement, Remedies.

MODULE-III

- The Designs Act, 2000: Definition and characteristics of Design, Law in India, Protection and rights of design holders, Copyright in design, Registration Remedies for infringement. Geographical indication.
- Patents: Concept of Patent, Historical overview of the Patents Law in India, Patentable Inventions, Kinds of Patents, Procedure for obtaining patent.
- The Patents Act, 1970: Recent amendments, Rights and obligations of a patentee, Term of patent protection, Use and exercise of rights, Exclusive Marketing Rights, Infringement of patent rights and remedies available.

Text Books	Author/Publication
Intellectual Property Law	P. Narayanan/ Universal Publication
Law Relating to Property Rights	V.K. Aahuja/ Lexis Nexis Butterworth's
Intellectual Property Protection and Sustainable Development	Phillip Cullet/ Lexis Nexis Butterworth's
Reference Books	Author/Publication
Intellectual Property Rights & Law	G.B. Reddy / Eastern Book Co.
Intellectual Property & Patents	W.R Comish/ Thomson
Intellectual Property	William Corvish/ Oxford University Press
Law and Practice of Intellectual Property	Vikas Vashisht / Eastern Book Co.

	SGT UNIVERSITY, GURGAON FACULTY OF LAW		
PROGRAMME	TRIMESTER	COURSE NAME	COURSE CODE
LL.M	II	LABOUR /EMPLOYMENT LAW	

LABOUR /EMPLOYMENT LAW

Module – I Industrial relations

Concept and meaning; collective bargaining – Comparative position in India, USA & UK; Role of ILO in promoting collective bargaining; The New Economic Policy and its impact on Management relations in India.

Relevant provisions of

Industrial Disputes Act 1947

Industrial Employment (Standing Orders) Act, 1946.

Module – II Freedom of Association

Constitutional and international norms – Right of unorganized labour to form unions – History of unionism in India – Globalisation, privatization and its impact on the working of the Trade Unions.

Trade Unions Act, 1926

Module – III Laws relating to Welfare, Health & Safety of Workers

Need for social security protection of workers

Objectives – formal and informal sectors – Meaning of contract labour; Retirement benefits; Provisions relating to Hazardous Process; Employment of women and young workers.

Prohibition on employment of contract labour - welfare & health of contract labour.

The Employees Compensation Act, 1923

The Factories Act, 1948

The Employees State Insurance Act, 1948

The Maternity Benefit Act, 1961

The Unorganized Workers Social Security Act, 2008

The Employees provident fund and Miscellaneous Provisions Act, 1952

The Payment of Gratuity Act, 1972

Contract labour (Regulation and Abolition) Act 1970


Module – IV Employment laws

Concept of Wages; generally Wage Theories; Need and scope of Minimum Wage; fair wage and living wage; Fixation of minimum wage Increments. Terms of employment and conditions of service.

The Payment of Wages Act, 1936

The Minimum Wages Act 1948

The Payment of Bonus Act 1965

	SGT UNIVERSITY, GURGAON FACULTY OF LAW		
PROGRAMME	TRIMESTER	COURSE NAME	COURSE CODE
LL.M	III	POLICE LAW AND ADMINISTRATION	

POLICE LAW AND ADMINISTRATION

Module-I

Police Administration and Management:

- (a) Development of Police Force in India
- (b) Hierarchical Structure of Police Force
- (c) Code of Conduct for the Police
- (d) Police Commissions

An Introduction and Overview of Police Law

- a) The Police Act, 1861
- b) The Police Act, 1949
- c) The Rajasthan Police Act, 2007

Module-II

Functions, Duties and Problems of Police

- (i) Prevention of Offences
- (ii) Arrest and Release of Accused
- (ii) Investigation and Enquiry into Offences
- (iv) Frisking and Interrogation of Offenders or Suspects
- (v) Search and Seizure
- (vi) Identification of Criminals and Crime Prone Area
- (vii) Police - Public Relations (a) Duties of Civil Police (b) Problems of Police

Module-III

Judicial Trends and Police Reforms

- (a) Constitution of the State Security Commission
- (b) Selection and Minimum Tenure of Director-General of Police
- (c) Minimum Tenure of Inspector General of Police and other Police Officers
- (d) Separation of Investigation Staff from Law and Order Staff
- (e) Constitution of a Police Establishment Board
- (f) Constitution of Police Complaints Authority
- (g) Establishment of a National Security Commission

Suggested Readings:

1. Dr. N. Maheshwara Swamy: Criminology and Criminal Justice System, Asia Law House
2. Arvind Verma & K S Subramanian: Understanding the Police in India, Lexis Nexis
3. B.L. Babel: Rajasthan Police Act & Rules