

**FIVE-YEAR INTEGRATED LAW COURSE  
FACULTY OF LAW, UNIVERSITY OF DELHI  
B.A.LL.B. (H) and B.B.A.LL.B. (H)  
COURSE STRUCTURE**

**SEMESTER VIII – BA.LL.B(H) & BBA.LL.B(H)**

1. The Gita for Sustainable Universe (VAC) - Skill Course 6
2. Drafting, Pleading and Conveyancing [CLP 1]
3. Interpretation of Statutes [CP-21]
4. Air and Space Law- Optional Paper [OP-3]
5. Criminology and Victimology [OP – 3]
6. Sports Law (OP-4)
7. Media Law (OP-4)
8. Honours Paper [HLP 5]
9. Honours Paper [HLP 6]

<b>IP Law</b>	<b>Business Law</b>	<b>Law and Technology</b>
Patent Law	Mergers & Acquisitions	Medical Technologies and Law
Artificial Intelligence and Law	Corporate Insolvency and Bankruptcy Law	Artificial Intelligence and Law

**SKILL/VALUE ADDED COURSE-6**

**THE GITA FOR SUSTAINABLE UNIVERSE (VAC) – 50 MARKS**

**Course Objective:**

- To learn the concept of sustainability, restraint, and balance.
- To integrate Gita into modern education so as to foster ethical, resilient conscious individual and society.
- To examine selected ideas from the Bhagavad Gita as a classical Indian philosophical text, comparable to works of Aristotle, Kant, Confucius and Stoics.
- To understand the underlying framework and theories of Gita that provides for duties, action, responsibility, and consequence.
- To analyse the idea of sustainability from the perspective of Bhagavad Gita
- To establish the relationship between human beings and environment.

**Learning Outcome:**

- Students would be able to identify the ethical conflicts relevant to sustainability, governance, and social responsibility.
- Applying the principles of Gita while making decision making and addressing the challenge of addictions of various kinds by applying the principles of self-discipline.
- Apply non-religious Gita-based frameworks to law, business, and public decision-making.
- Develop skills in ethical reasoning, systems thinking, and reflective judgment.

**CORE SKILLS DEVELOPED**

- Decision-making under uncertainty
- Systems and sustainability thinking
- Emotional regulation and cognitive discipline
- Responsible professional conduct

### **UNIT I – THE GITA AS A PHILOSOPHICAL TEXT ON CONFLICT**

- Introduction of the thematic overview Gita - Kurukshetra as a context of moral dilemma of conflicting duties, uncertainty, consequences of action vs inaction.
- Dialogue as a philosophical method
- The problem of moral agency under pressure
- Comparable to Plato's dialogues
- Comparable to modern ethical case studies.

### **UNIT II – THEORY OF ACTION, RESPONSIBILITY AND CONSEQUENCE**

1. Action (Karma) as:
  - \* Intentional conduct
  - \* Responsibility-bearing behaviour
2. Detachment as:
  - \* Avoidance of cognitive bias
  - \* Outcome obsession vs process integrity
3. Duty (Dharma) as:
  - \* Role-based responsibility
  - \* Institutional ethics
4. Accountability without fatalism Comparative Perspectives:
  - \* Kantian duty ethics
  - \* Aristotelian virtue ethics
  - \* Professional codes of conduct

### **UNIT III – LEADERSHIP, POWER AND SUSTAINABLE GOVERNANCE**

1. Ethical leadership and restraint
2. Power with responsibility
3. Collective welfare (Lokasangraha) as a governance principle
4. Decision-making for long-term societal impact
5. Sustainability as institutional continuity
  - \* Gita vs. Modern public administration ethics
    - \* Corporate governance models
    - \* Sustainable development frameworks

### **UNIT IV – MIND, COGNITION AND EMOTIONAL REGULATION**

1. Cognitive model - Early cognitive psychology
  - \* Perception
  - \* Reason

- \* Emotion
- \* Ego
- 2. Bias, attachment, and distortion of judgment
- 3. Emotional discipline in professional life
- 4. Equilibrium as a cognitive skill (Samatva)

#### **UNIT V – SUSTAINABILITY, NATURE AND SYSTEMS THINKING**

1. Human–nature interdependence
2. Restraint, consumption, and balance
3. Sustainability as equilibrium, not growth maximisation
4. Systemic consequences of human action
5. Ethical foundations of environmental responsibility

#### **UNIT VI – APPLIED ETHICS AND CONTEMPORARY INTEGRATION**

1. Law and justice
2. Business ethics
3. Public policy
4. Conflict resolution
5. Professional integrity

#### **Suggested Readings :**

- Padhy Sachidananda. Ethno-ecological introspection into Bhagawatgeetaa: Principles and components of the ecosystem. J Hum Ecol, 2013, 42(3): 203-209.
- Padhy Sachidananda. Ethno-ecological introspection into Bhagawatgeetaa: Ecological responsibility of human beings. J Biodiversity, 2013, 4(2): 79-82.
- 3 Padhy Sachidananda. Ethno-ecological introspection into Bhagawatgeetaa: 5. Guna (Quality): The metaphysical factor of nature, responsible for diversity. J Hum Ecol, 2014, 45(3): 177-182.
- [https://ndl.iitkgp.ac.in/ndl\\_he](https://ndl.iitkgp.ac.in/ndl_he)
- Essence of the Bhagavad Gita: A contemporary Guide to Yoga, Meditation and Indian Philosophy by Eknath Easwaran, Nilgiri Press, 2011
- SrimadbhagavadgitaSankaraBhasya (Hindi), Gita Press, Gorakhpur.
- SrimadbhagavadgitaRahasaya: B.G. Tilak, Tilak Brothers Publication, Poona.
- The Gita in the Light of Modern Science:R.B.Lal, Somaiya Publication, Bombay.
- श्रीमद्भगवद् गीता (साधक हन्दी टीका), Gita Press, Gorakhpur
- 10 The Bhagavadgītā Or The Song Divine (With Sanskrit Text and English Translation) Gita Press, Gorakhpur

### **LAW SUBJECTS**

#### **1. DRAFTING, PLEADING AND CONVEYANCING [CLP-1]**

##### **COURSE OBJECTIVES**

- To explain the theoretical foundations and practical purpose of legal drafting.
- To develop a conceptual understanding of drafting as a professional legal skill.

- To develop proficiency in drafting conveyancing and commercial instruments relating to property and business transactions.
- To train students in drafting civil, criminal, constitutional, matrimonial, and special law pleadings.

**LEARNING OUTCOMES:** After completion of the course, students will be able to:

- Understand and apply the principles of legal drafting with clarity, precision, and procedural correctness.
- Distinguish between substantive law and procedural law and apply both in the preparation of pleadings and legal documents.
- Draft civil pleadings including complaints, written statements, interlocutory applications, execution petitions, and summary suits in conformity with the Code of Civil Procedure, 1908.
- Draft criminal pleadings such as bail applications, complaints under special statutes, and applications under the BNSS/CrPC with proper appreciation of liberty, jurisdiction, and statutory requirements.
- Draft constitutional pleadings, including writ petitions and Special Leave Petitions, with clear articulation of grounds, maintainability, and reliefs.
- Draft matrimonial and succession pleadings under personal laws and the Indian Succession Act, reflecting sensitivity, statutory compliance, and procedural accuracy.
- Draft conveyancing and commercial instruments relating to property and business transactions, including deeds, agreements, powers of attorney, and wills.
- Identify and address issues of jurisdiction, limitation, court fees, stamping, and registration in pleadings and conveyancing documents.
- Apply drafting skills to real-life factual scenarios, demonstrating the ability to convert facts into legally sustainable pleadings and instruments.
- Improve Problem-Solving Capacity: By engaging in practical exercises based on specific facts, students will learn to act in the capacity of a lawyer to determine the correct "nomenclature" and structure for diverse legal document
- Assist effectively in litigation chambers, law firms, or corporate legal departments
- Demonstrate professional standards of ethical, precise, and court-oriented drafting, expected of an entry-level litigation or corporate drafting lawyer.

## **UNIT I – FOUNDATIONS OF LEGAL DRAFTING & PLEADINGS**

- Nature, scope and importance of legal drafting
- Substantive law vs procedural law
- Meaning and object of pleadings (Order VI, VII & VIII CPC)
- Drafting as a professional skill and legal art
- History and evolution of pleadings
- Fundamental rules of pleadings:
  - Facts vs law
  - Material facts
  - Facts vs evidence
  - Rights vs Duties
  - Precision, brevity and certainty
- Alternative and inconsistent pleadings
- Verification and affidavits
- Pleadings and conveyancing: conceptual distinction

## **UNIT II - CIVIL PLEADINGS & SPECIFIC SUITS (CPC-BASED)**

1. Complaint – structure and essentials (Under Order VII CPC)
  2. Summary Suit (Order XXXVII CPC)
  3. Suit for Permanent Injunction (Specific Relief Act, 1963)
  4. Application for Temporary Injunction (Order XXXIX Rules 1 & 2)
  5. Application under Order XXXIX Rule 2A
  6. Suit for Ejectment and Mesne Profits
  7. Suit for Specific Performance
  8. Application to Sue as an Indigent Person
  9. Written Statement (Preliminary Objections & Response on Merits)
  10. Caveat under Section 148A CPC
- Execution Application

## **UNIT III - MATRIMONIAL & SUCCESSION PLEADINGS**

### **Matrimonial Drafts:**

- Petition for Restitution of Conjugal Rights under Section 9, HMA
- Judicial Separation under Section 10, HMA
- Divorce under Section 13, HMA
- Mutual Consent Divorce under Section 13B, HMA

### **Succession Drafts:**

- Petition for Probate
- Petition for Letters of Administration
- Petition for Succession Certificate

## **UNIT IV - CONSTITUTIONAL & SPECIAL LAW PLEADINGS**

### **Drafts Covered:**

1. **Writ Petition (Civil & Criminal)** under Article 226 of the Constitution of India
2. **Special Leave Petition (Civil & Criminal)** under Article 136 of the Constitution of India
3. **Consumer Complaint** under the Consumer Protection Act, 2019
4. **Domestic Violence Petition** under Section 12
5. **Contempt Petition** under Contempt of Courts Act, 1971

## **UNIT V - CRIMINAL LAW PLEADINGS**

### **Drafts Covered:**

- Regular Bail Application
- Anticipatory Bail Application
- Complaint under Section 138, NI Act
- Application for Maintenance under Section 144, BNSS
- Criminal miscellaneous applications

## **UNIT VI - CONVEYANCING: PRINCIPLES & DEED DRAFTING**

### **Part A – Principles of Conveyancing**

- Meaning and scope of conveyancing
- Components of a deed
- Recitals, consideration, covenants
- Execution, attestation, registration
- Stamp duty (overview)

### **Part B – Drafting of Deeds**

1. Will
2. General Power of Attorney
3. Special Power of Attorney
4. Agreement to Sell
5. Sale Deed
6. Lease Deed
7. Mortgage Deed
8. Partnership Deed
9. Gift Deed
10. Relinquishment Deed

### **Notices:**

- Notice under Section 106, TPA
- Notice under Section 80, CPC
- Notice under Section 138, NI Act

## **UNIT VII - REVISION, INTEGRATION, PROFESSIONAL ETHICS & ASSESSMENT**

### **Activities:**

- Full-length drafting from unseen factual situations
- Common drafting mistakes and their identification
- Ethical issues and standards in drafting
- Viva voce preparation

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### **ESSENTIAL BOOKS:**

1. M.C. Agarwal and G.C. Mogha, Mogha's Law of Pleadings in India (17th ed., 2006)
2. M.R. Mallick, Ganguly's, Civil Court: Practice and Procedure (13th ed., 2005)
3. De Souza's Forms and Precedents of Conveyancing by Das (Eastern Law House)
4. Ganguly's Civil Court: Practice and Procedure by M.R. Mallick and Sukumar Ray.
5. S.N. Dhingra and G.C. Mogha, Mogha's Law of Pleadings in India with Precedents (Eastern Law House, 18th edn., Kolkata, 2013).

### **ESSENTIAL LEGISLATION:**

The Code of Civil Procedure, 1908: For Civil Pleadings and Applications

Bharatiya Nagarik Suraksha Sanhita, 2023 (CrPC): For applications of Bail and Maintenance

Hindu Marriage Act, 1955: For petitions regarding Restitution of Conjugal Rights (S. 9), Judicial Separation (S. 10), and Divorce (S. 13).

Transfer of Property Act (TPA), 1882: For drafting Sale, Mortgage, Lease, and Gift deeds, as well as notices under Section 106.

Indian Succession Act, 1925: For Probate, Letters of Administration, and Succession Certificates.

Negotiable Instruments (NI) Act, 1881: For complaints and notices under Section 138.

Registration Act, 1908: Regarding the compulsory registration of documents.

Consumer Protection Act, 2019: For filing consumer complaints.

Contempt of Courts Act, 1971: For contempt petition.

Protection of Women from Domestic Violence Act, 2005 (Section 12)

Indian Contract Act, 1872 Indian

Stamp Act, 1899

Constitution of India (Articles 226 and 136)

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## 2. INTERPRETATION OF STATUTES [CP-21]

### Course Objectives:

The objectives of this course is:

- To develop an understanding of the principles, rules, and tools used in the interpretation of statutes, including literal, golden, mischief, and purposive rules of interpretation.
- To familiarize students with judicial techniques in statutory interpretation, enabling them to analyze legislative intent and judicial reasoning.
- To equip students with the ability to interpret statutory provisions including resolving ambiguities, conflicts, and gaps in legislation.
- To enhance analytical and critical thinking for statutory interpretation.

### Learning Outcomes:

After this course the students will be able to:

- explain and apply the principles, rules, and tools of statutory interpretation, including the literal, golden, mischief, and purposive rules.
- analyze judicial techniques and case law relating to statutory interpretation to determine legislative intent and judicial reasoning.
- to interpret statutory provisions effectively by resolving ambiguities, conflicts, and legislative gaps in legal texts.
- to demonstrate analytical and critical thinking skills in applying statutory interpretation to legal and business-related problems

### Unit I: Introduction

- Nature and Kinds of Indian Laws: Statutory, Non-statutory, Codified, Un-codified, State-made and State-recognized laws
- Meaning and scope of 'statute'
- Meaning, Object and Scope of 'interpretation' and 'construction'
- Basic sources of statutory interpretation
  - (i) The General Clauses Act, 1897: Nature, Scope and Relevance (with special reference to sections 6 to 8 of the Act)
  - (ii) Definition clauses in various legislations: Nature and interpretative role

### Unit II: General Theories and Rules

- Function of the Court is to interpret the law and not to legislate (Judicial Activism vis-a-vis Judicial overreach)

- Statute must be read as a whole
- Principles of *Ejusdem Generis* and *Noscitur a sociis*
- Construction *Ut res magis valeat quam pereat*
- Rule of Strict Interpretation (Penal and Tax Statutes)

*Cases:*

*P. Ramachandra Rao v. State of Karnataka* (2002) 4 SCC 578  
*Padma Sundara Rao v. State of Tamil Nadu* (2002) 3 SCC 533  
*D.M., Aravali Golf Club v. Chander Hass*, 2007 (14) SCALE 1  
*Inco Europe Ltd. v. First Choice Distribution (a firm)*, (2000) 2 All ER 109  
*Padma Sundara Rao v. State of Tamil Nadu* (2002) 3 SCC 533  
*Bhatia International v. Bulk Trading S.A.* (2002) 4 SCC 105  
*Calcutta Municipal Corporation v. East India Hotels Ltd.* AIR 1996 SC 419  
*M/s Siddeshawari Cotton Mills Pvt. Ltd. v. U.O.I.*, A.I.R. 1989 S.C. 1029  
*Oswal Agro Mills Ltd. v. CCE*, 1993 Supp (3) SCC 716 222  
*Ashbury Railway Carriage & Iron Co. v. Riche* (1875) LR 7 HL 653  
*Brownsea Havens Properties v. Poole Corp.* (1958) 1 All ER 205  
*Avtar Singh v. State of Punjab*, AIR 1955 SC 1107  
*Corporation of Calcutta v. Liberty Cinema*, AIR 1965 SC 661  
*M. Pentiah v. Muddala Veeramallapa*, AIR 1961 SC 1107  
*Bowers v. Gloucester Corporation* (1963) 1 Q.B.881  
*George Banerji v. Emperor* (1917) 18 Cr L J 45  
*Empress Mills, Nagpur v. The Municipal Committee, Wardha*, AIR 1958 SC 341  
*A.S. Sulochana v. C. Dharmalingam*, AIR 1987 SC 242  
*McDowell and Co. Ltd. v. Commercial Tax Officer* (1985) 3 SCC 230  
*Standard Chartered Bank and Ors v. Directorate of Enforcement*, (2005) 4 SCC 530  
*R. v. Oakes* (1959) 2 All ER 92  
*M/s Achal Industries v. State of Karnataka*, AIR 2019 SC 1653

### **Unit III: Rules of Interpretation**

- The Primary Rule

*i. Literal rule*

*ii. Golden Rule*

- *Mischief Rule of Construction*
- *Rule of Purposive Construction*
- *Rule of Harmonious Construction*

*Cases:*

*Tej Kiran Jain v. N. Sanjiva Reddy* (1970) 2 SCC 272 31  
*Jugalkishore v. Raw Cotton Co.* AIR 1955 SC 376 33

*B.N. Mutto v. T.K. Nandi (Dr.)* (1979) 1 SCC 361 36  
*Ramavtar Budhaiprasad v. Assistant Sales Tax Officer*, AIR 1961 SC 1325 44  
*State of West Bengal v. Washi Ahmed* (1977) 2 SCC 246 46  
*M.V. Joshi v. M.U. Shimpi*, AIR 1961 SC 1494 48  
*Union of India v. Delhi Cloth & General Mills*, AIR 1963 SC 791  
*Matthews v. Dobbins* [1963] 1 ALL ER 417  
*Lalita Kumari v. State of U.P.* (2014) 1 SCC (Cri.) 524 55  
*State of Madhya Pradesh v. Narayan Singh & Ors.*, AIR 1989 SC 1789  
*Lee v. Knapp* (1967) 2 Q.B.442 67  
*G. Narayanaswami v. Pannersevan* (1972) 3 SCC 717 69  
*Union of India v. Filip Tiago De Gama of Vedem Vasco De Gama*, AIR 1980 SC 981: (1990) 1 SCC 277 77  
*Nokes v. Doncaster Amalgamated Collieries* (1940) AC 1014 83  
*Heydon's case (1584)* 3 Co. Rep. 7  
*R.M.D.C. v. Union of India*, AIR 1957 SC 628  
*Commissioner of Income-tax. v. Smt. Sodra Devi*, AIR 1957 SC 832  
*Utkal Contractors & Joinery (P) Ltd. v. State of Orissa*, AIR 1987 SC 1454  
*Smith v. Hughes (1960)* 1 W.L.R.830  
*Rev. Stainislaus v. State of M.P.*, AIR 1977 SC 108  
*S.R. Chaudhuri v. State of Punjab* (2001) 7 SCC 126  
*All India Reporter Karamchari Sangh v. All India Reporters Ltd.*, AIR 1988 SC 1325 154  
*State of Mysore v. R.V. Bidap*, AIR 1973 SC 255: (1974) 3 SCC 337  
*Gurbaksh Singh Sibbia v. State of Punjab* (1980) 2 SCC 565  
*Sri Venkataramana Devaru v. State of Mysore*, AIR 1958 SC 255  
*K.M. Nanavati v. State of Bombay*, AIR 1961 SC 112  
*Calcutta Gas Co. v. State of West Bengal*, AIR 1962 SC 1044  
*Sirsilk Ltd. v. Govt. of Andhra Pradesh*, AIR 1964 SC 160: (1964) 2 SCR 448  
*Speedline Agencies v. T. Stanes & Co. Ltd.* (2010) 6 SCC 257  
*The Remington Rand of India Ltd. v. The Workmen*, AIR 1968 SC 224: (1968) 1 SCR 164

**Unit IV: Intrinsic/Internal Aids to Interpretation** (*Parts of the statute and their interpretative role*)

- *Language, clauses and punctuation*
- *Short and long titles, preamble, schedules, marginal headings, parts and their captions, chapters and their captions, marginal and section-headings*
- *Explanations, exceptions, illustrations and provisos*
- *Defining legal expressions like 'means', 'includes', 'that is to say', etc.*

- Phrases like ‘notwithstanding...’; ‘without prejudice to the generality of....’, etc.

*Cases:*

*Biswambhar Singh v. State of Orissa*, AIR 1954 SC 139: 1954 SCR 842

*M/s. Hiralal Rattanlal v. State of U.P.* (1973) 1 SCC 216

*Manoharlal v. State of Punjab*, AIR 1961 SC 418: (1961) 2 SCR 343

### **Unit V: Extrinsic/External Aids to Interpretation**

- Role of Constituent Assembly debates in the interpretation of the Constitution of India
- Legislative history- Legislative Intention, Statement of objects and reasons, legislative debates, Committee reports, etc.
- International-law and human-rights documents
- 183rd Report of the Law Commission of India on: “A continuum on the General Clauses Act, 1897 with special reference to the admissibility and codification of external aids to interpretation of statutes

*Cases:*

*Shashikant Laxman Kale v. Union of India*, AIR 1990 SC 2114: (1990) 4 SCC 366

*S.R. Chaudhary v. State of Punjab* (2001) 7 SCC 126

*State of Mysore v. R.V. Bidap*, AIR 1973 SC

*Vishaka & Ors. v. State of Rajasthan & Ors.*, AIR 1997 SC 3011

### **Unit VI: Doctrine of Plain Language and Contemporary Aids to Interpretation**

- Carl Felsenfeld, “The Plain English Movement: Panel Discussion”, available at: [https://ir.lawnet.fordham.edu/cgi/viewcontent.cgi?article=1475&context=faculty\\_scholarship](https://ir.lawnet.fordham.edu/cgi/viewcontent.cgi?article=1475&context=faculty_scholarship)
- The Drafting of Law in Plain Language Bill, 2018, available at: <http://164.100.47.4/billstexts/lbillstexts/asintroduced/2322as.pdf>
- Constitutional Morality
- Principles of Indigenous Interpretation

*Cases:*

*Navtej Singh Johar v. Union of India*, AIR 2018 SC 4321

### **Suggestive Readings:**

- Vepa P. Sarathi, *Interpretation of Statutes* (2015)
- Diggory Bailey and Luke Norbury, *Bennion on Statutory Interpretation* (7th ed.)
- P. St. J. Langan, *Maxwell on the Interpretation of Statutes* (12th ed., 1969)
- G.P. Singh, *Principles of Statutory Interpretation* (14th ed., 2016; Reprint 2019)

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### 3. AIR AND SPACE LAW (OP-3)

#### Course Objectives

- To introduce students to the legal framework governing civil aviation and outer space activities.
- To examine international conventions, treaties, and institutional mechanisms regulating air and space.
- To analyse liability, safety, security, and sovereignty issues in air and space law.
- To understand emerging legal challenges relating to commercial aviation, satellites, space exploration, and militarisation of space.

#### Learning Outcomes

Upon completion of this course, students will be able to:

- Understand the sources and principles of international air law and space law.
- Analyse the rights and obligations of States, airlines, and space-faring entities.
- Apply treaty provisions and judicial precedents to aviation and space-related disputes.
- Critically evaluate contemporary developments such as private space activities and space security.

#### Unit I: Introduction to Air Law

- Evolution and scope of air law
- Sovereignty over airspace
- Sources of air law: international conventions, customary law, and domestic legislation
- Role of international organisations in civil aviation

Cases:

- *State of Rajasthan v. Union of India*
- *Aerial Incident of 27 July 1955 (Israel v. Bulgaria)*

#### Unit II: International Civil Aviation Regime

- Chicago Convention, 1944 – objectives, principles, and structure
- Freedoms of the Air
- International Civil Aviation Organization (ICAO): structure and functions
- Safety, security, and navigation standards

Cases:

- *United States v. Causby*
- *Air France v. Saks*

#### Unit III: Liability in Air Law

- Warsaw Convention, 1929 and amendments
- Montreal Convention, 1999
- Carrier liability for passengers, baggage, and cargo
- Jurisdiction and limitation of liability

Cases:

- *Eastern Airlines v. Floyd*
- *Deep Vein Thrombosis Litigation*

#### Unit IV: Aviation Security and Regulation

- Unlawful acts against civil aviation
- Tokyo Convention, 1963

- Hague Convention, 1970
- Montreal Convention, 1971
- Aircraft hijacking, sabotage, and terrorism
- Regulation of airlines and airports

Cases:

- *Pan Am Flight 103 (Lockerbie case)*
- *Abdul Salam v. Union of India*

#### **Unit V: Introduction to Space Law**

- Historical development of space law
- Legal status of outer space
- Relationship between airspace and outer space
- Role of the United Nations in space governance

Cases:

- *Bogotá Declaration* (State practice)
- *North Sea Continental Shelf principles (by analogy)*

#### **Unit VI: International Space Treaties and Liability and Contemporary Issues**

- Outer Space Treaty, 1967
- Rescue Agreement, 1968
- Liability Convention, 1972
- Registration Convention, 1975
- Liability for space objects and damage
- Commercialisation and privatisation of space activities
- Satellite communication and remote sensing
- Militarisation and weaponisation of outer space
- Space debris and environmental concerns
- Emerging national space legislations

Cases:

- *Cosmos 954 Claim (Canada v. USSR)*
- *Challenger Space Shuttle Disaster* (liability issues)
- *Iridium Satellite Litigation*
- *ISRO–Antrix–Devas Dispute*

#### **Suggestive Readings**

1. Bin Cheng, *Studies in International Space Law*
2. Paul Stephen Dempsey, *Public International Air Law*
3. Shawcross & Beaumont, *Air Law*
4. Frans von der Dunk, *Handbook of Space Law*

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## **4. CRIMINOLOGY AND VICTIMOLOGY (OP-3)**

### **Course Objectives**

This course aims to provide students with a comprehensive understanding of the nature, causes, and consequences of crime and victimization. It explores foundational theories in criminology, examines the psychological and sociological factors influencing criminal behavior, and delves into the experiences and rights of victims. The course also analyzes the functioning of the criminal justice system and evaluates the effectiveness of policies and programs designed to prevent crime and support victims. Through an interdisciplinary approach, students will develop critical thinking and analytical skills to engage with contemporary issues related to crime and justice.

### Learning Outcomes

- Explain key concepts, theories, and perspectives in criminology and victimology.
- Analyze the social, psychological, and legal factors contributing to crime and victimization.
- Identify and assess the needs, rights, and experiences of different types of crime victims.
- Evaluate criminal justice responses and victim support mechanisms in various contexts.
- Apply criminological knowledge to real-world scenarios, policy analysis, and advocacy efforts.

### Unit I: Foundations of Criminology and Crime Causation

- Definition, Nature, and Scope of Criminology
- Crime and Deviance: Public Perceptions and Misconceptions
- Historical Development of Criminological Thought
- Schools of Criminology:
  - Pre-classical
  - Classical
  - Positivist and Neo-classical
  - Sociological
  - Critical
- Theories of Crime Causation:
  - **Psychological:** Learning behavior, Psycho-analytical approach, Mental disorders and criminality
  - **Sociological:** Ecological theory, Culture–conflict theory, Differential Association (Sutherland), Anomie and Strain (Durkheim & Merton), Labeling (Becker)
  - **Economic explanations** of crime
  - Control Theories (Hirschi)
  - Radical, Marxist, and Feminist Criminology

### Thinkers and Criminologists

- Cesare Beccaria (Classical School)
- Jeremy Bentham (Utilitarianism)
- Cesare Lombroso (Positivist School)
- Emile Durkheim (Anomie Theory)
- Robert K. Merton (Strain Theory)
- Edwin H. Sutherland (Differential Association)
- Travis Hirschi (Control Theory)
- Karl Marx (Radical Criminology)
- Howard Becker (Labeling Theory)
- Sigmund Freud (Psychoanalytic Theory)
- Carol Smart, Meda Chesney-Lind (Feminist Criminology)

## Unit II: Typology and Classification of Crime

- Concept, Elements, and Classification of Crime
- Typologies of Crime and Offenders
  - Violent Crimes: Homicide, Honor Killing, Mob Lynching
  - Crimes against Women and Children (including cyber space crimes)
  - Juvenile Delinquency: Nature, Etiology, Legal and Institutional Framework
  - White-Collar Crime, Organized Crime, Cybercrime
  - Positivist Explanation of Female Criminality
- Legal and Judicial Interventions Related to the Above Crimes
- Criminal Profiling

### Key Thinkers/Theorists:

- **Edwin H. Sutherland** – White-Collar Crime
- **Michael Gottfredson & Travis Hirschi** – Self-Control Theory
- **Sheldon & Eleanor Glueck** – Juvenile Delinquency
- **Hans von Hentig** – Victim Typologies
- **Cesare Lombroso** – Biological Criminal Typology
- **Patricia Pearson** – Female Criminality

## Unit III: Penology and Criminal Justice System

- Theories of Punishment: Retributive, Deterrent, Reformatory, and Preventive
- Substantive Penal Policy of India
  - Types of Punishments
  - Execution, Commutation, Remission
- Alternative Forms of Punishment and Their Scope
- Role of Police, Prosecution, and Judiciary in the Criminal Justice System
- Criminal Process: Investigation, Prosecution, Trial, and Sentencing

### Key Thinkers/Theorists:

- **Cesare Beccaria** – Retributive and Deterrent Theories
- **Jeremy Bentham** – Utilitarianism
- **Michel Foucault** – Discipline and Punish
- **Emile Durkheim** – Functionalist Theory on Penal Institutions
- **B.F. Skinner** – Behavior Modification/Correctional Models
- **John Braithwaite** – Reintegrative Shaming, Restorative Justice

## Unit IV: Victimology: Concepts and Frameworks

- Definition, Nature, and Scope of Victimology
- Historical Development and Evolution of Victim Rights
- Theories of Victimization:
  - Lifestyle Theory
  - Routine Activity Theory
  - Victim Precipitation Theory
- Victim Typologies and Patterns of Victimization
- Victims of Crime and Abuse of Power
- Victim-Offender Relationship
- Victim's Access to Justice

### Key Thinkers/Theorists:

- **Hans von Hentig** – Victim Typologies
- **Benjamin Mendelsohn** – Father of Victimology
- **Marvin Wolfgang** – Victim Precipitation Theory
- **Michael Hindelang, Michael Gottfredson, & James Garofalo** – Lifestyle Theory
- **Lawrence E. Cohen & Marcus Felson** – Routine Activity Theory

- **Stephen Schafer** – Victim Responsibility

## **Unit V: Victim Rights, Assistance, and Contemporary Challenges**

- Victim Rights under Indian Criminal Law:
  - BNSS: Victim Compensation (Section 396), Victim Participation (Section 398), Right to Information, Plea Bargaining (Sections 289–294)
  - Special Focus on Women and Child Victims
  - Summary of Victim-Centric Provisions in BNSS, POCSO Act, Domestic Violence Act
- State Responsibility and Victim Protection Services
- Role of Police, Judiciary, and Prosecution in Victim Assistance
- Role of NGOs and Civil Society in Victim Support
- Compensation Schemes under Indian Law
- Restorative Justice and Victim-Offender Mediation
- International and UN Initiatives for Victim Protection
- Victimization in Conflict Zones and Custodial Settings

### **Key Institutions & Thinkers:**

- **UN General Assembly** – 1985 Declaration of Basic Principles of Justice for Victims
- **Justice Malimath Committee Report (India)** – Criminal Justice Reform Recommendations
- **John Braithwaite** – Restorative Justice
- **Joanna Shapland** – Victim Compensation and Support
- **Indian NGOs:** *TISS-Prayas, CHRI, ASRA* – Notable Case Studies and Interventions

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## **5. SPORTS LAW (OP-4)**

### **Course Objectives:**

- To enable the students to develop an understanding of conceptual, regulatory, ethical and commercial dimensions of Sports Law .
- To apprise the students of the legal framework governing sports at the national and international level.
- To enable the students to appreciate the emerging challenges in Indian and global Sports Law.
- To equip students with practical and analytical skills with respect to sports governance

### **Learning Outcomes:**

Upon successful completion of the course, students will be able to:

- Explain the evolution, nature, and scope of Sports Law in India and globally.
- Analyse legal and regulatory frameworks governing sports bodies and athletes.
- Apply legal principles to resolve sports-related disputes through litigation and arbitration
- Evaluate contemporary challenges such as gender equality, athlete rights, and technology in sports.

### **Unit I: Introduction to Sports Law**

- Concept and Evolution of Sports Law
- Sources of Sports Law
- Sports as an industry and profession

- Role of State in promotion and regulation of sports in India
- Sports ethics

### **Unit II: Sports Governance**

- Sports Governance Models- Private vs. Public Regulation
- Sports and Indian Constitution, Statutory framework regulating Sports Governance in India
- National Sports Policy, National Sports Development Code of India, National Sports Governance Act, 2025
- Role of Sports Authority of India and Ministry of Youth Affairs and Sports, India
- Role of Judiciary
- International Sports Governance
- Challenges in Sports Governance-Doping, betting, match fixing, sexual harassment
- Alternative Dispute Resolution and Sports- Role of Court of Arbitration in Sports (CAS), Mediation in Sports
- Sports Ombudsman

### **Unit III: Commercialization of Sports**

- Commercialization of Sports- IPL, FIFA, ICC
- Kinds of Sports Contracts- Player's contract, Endorsement contracts, Sponsorship contracts
- Formation and capacity to contract- protection of minor sports persons
- Labour and Contractual issues in Sports
- Broadcasting and media rights
- Sponsorship, merchandising, ambush marketing

### **Unit IV: Ethics and Integrity in Sports**

- Sports Ethics
- Match Fixing, Betting, Corruption, Doping
- Anti-Doping Regulations
- World Anti-Doping Code- Role of WADA and NADA
- Disciplinary Procedures
- Rights of sportspersons in disciplinary proceedings

### **UNIT V: Contemporary Issues in Sports Law**

- E-sports and fantasy sports: legal challenges
- IPR and Sports Law
- Gender justice, human rights in sports
- Sexual harassment and safeguarding policies
- Welfare, mental health and safety of sports persons
- Child protection in sports
- Technology and sports law (VAR, AI, data analytics)
- Competition Law and Sports

#### **Suggestive Readings:**

- Mukul Mudgal & Vidushpat Singhania, *Law and Sports in India*, Lexis Nexis, India, 2016.
- Shivam Singh, *Sports Law in India*, Thomson Reuters, India, 2025
- Lovely Dasgupta & Shameek Sen (Ed.), *Sports Law in India*, Sage, India, 2018

- Simon Gardiner and Mark James, *Sports Law*, Cavendish Publishing Ltd., Leeds, 2012(4thEdn.)
- Anderson Jack, *Modern Sports Law*, Hart Publishing, Oxford, Portland & Oregon, 2010

**Cases:**

- *ICC Development (International) Ltd. v. Arvee Enterprises and Anr.* (2003) 26 PTC 245 (Del)
- *Modi Entertainment Network v. W.S.G. Cricket Pte. Ltd.* (2003) 4 SCC 341
- *Zee Telefilms Ltd. v. Union of India* (2005) 4 SCC 649
- *Indian Olympic Association v. Union of India* (2014) SCC OnLine Del 2967
- *Board of Control for Cricket in India v. Cricket Association of Bihar* (2015) 3 SCC 251
- *Ajay Jadeja v. Union of India* 2001 SCC OnLine Del 1024
- *Dhanraj Pillay & Ors. v. Hockey India*, Case No. 73 of 2011, Competition Commission of India (final order)
- *Star India Pvt. Ltd. v. Piyush Agarwal*, C.S. (O.S.) No. 2722/2012 (Delhi High Court)
- *Varun Gumber v. Union Territory of Chandigarh*, 2017 SCC OnLine P&H 5372
- *S. Nithya v. Secretary to Union of India* 2022 SCC OnLine Mad 318
- *Rahul Mehra v. Union of India* 2022 SCC OnLine Del 2438

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## 6. MEDIA LAWS (OP-4)

**Course Objectives:**

- a- To transition students from the theoretical discourse of "Freedom of the Press" to the practical application of the new Bharatiya Nyaya Sanhita (BNS), 2023, the Digital Personal Data Protection (DPDP) Act, 2023, and the Press and Registration of Periodicals (PRP) Act, 2023.
- b- To provide a clear framework on intermediary liability, the "Right to be Forgotten," and the regulatory distinctions between OTT platforms, digital news broadcasters, and legacy print media.
- c- To prepare students for the immediate intersectional challenges of the legal profession, from algorithmic media trials to the constitutional validity of state-sponsored Fact Check Units and the criminalisation of "fake news" under Section 197 BNS.

**Learning Outcomes:**

- a- Students will be able to identify the liable party (intermediary vs. content creator) in digital media disputes using the IT Rules 2021 and the Broadcasting Services (Regulation) Bill frameworks.
- b- Students will be able to analyze the admissibility of digital media evidence and the liability for "retweets" as publication in light of recent Delhi High Court precedents.
- c- Students will be capable of drafting valid Self-Declaration Certificates for advertisements and advising on compliance with the Supreme Court's Patanjali guidelines and the Consumer Protection Act, 2019.

- d- Students will demonstrate the ability to construct constitutional arguments balancing open court principles against the Right to be Forgotten and data erasure under the DPDP Act, 2023.

### **Unit I: Constitutional Foundations & The “New” Speech Offences**

Is the "Freedom of the Press" absolute or structurally adjustable? The shift from the Indian Penal Code (IPC) to the Bharatiya Nyaya Sanhita (BNS). The "Sedition" vs. "Treason" Debate: How to argue intent under Section 152 BNS (Acts endangering sovereignty) compared to the suspended Section 124A IPC; The "Knowingly" standard. Challenging "Sealed Cover Jurisprudence" in broadcast licensing bans (National Security vs. Natural Justice). Litigating Internet Shutdowns: The proportionality standard post-Anuradha Bhasin and the suspension of telecom services.

Cases:

- i- Madhyamam Broadcasting Limited (MediaOne) v. Union of India (2023)
- ii- Kaushal Kishore v. State of Uttar Pradesh (2023) (Horizontal application of Art 19)
- iii- Anuradha Bhasin v. Union of India (2020) (Internet Shutdowns)
- iv- S.G. Vombatkere v. Union of India (2022) (Suspension of Sedition)

### **Unit II: The Regulatory Machinery: Print, Broadcast & OTT**

Operationalizing the Press and Registration of Periodicals (PRP) Act, 2023: The shift from the District Magistrate to the Press Registrar General (PRGI); Decriminalization of procedural lapses. The "Soft-Touch" Fallacy: Regulating OTT and Digital News under the IT Rules, 2021 (Code of Ethics); The three-tier grievance mechanism. The Broadcasting Services (Regulation) Bill: Classifying independent content creators as "broadcasters" and the imposition of Content Evaluation Committees (CECs). State Media Policies: Litigation regarding arbitrary "anti-national" content clauses (e.g., UP Digital Media Policy).

Cases:

- i- Himashu Kishan Mehra v State of UP (2023) (Tandav controversy/OTT Regulation)
- ii- Foundation for Independent Journalism v. Union of India (2021) (Challenge to IT Rules)

### **Unit III: Civil & Criminal Liability: Defamation and “Fact Checking”**

Defending Reputation in the Age of Trolling: Section 356 BNS (Defamation) vs. Civil Tort actions; Community service as a new punishment modality. The "Chilling Effect" of State Fact-Checking: Constitutionality of Rule 3(1)(b)(v) of IT Rules (Government Fact Check Unit). Litigating "Trial by Media": Seeking postponement orders and "John Doe" injunctions to protect the accused's right to a fair trial (Article 21). Liability for retweets and algorithmic amplification of defamatory content.

Cases:

- i- Kunal Kamra v. Union of India (2024)

- ii- Arvind Kejriwal v. State (2024)
- iii- Bloomberg Television Production Services India Pvt Ltd v. Zee Entertainment (2024)

#### **Unit IV: Advertising, Consumer Rights & Influencer Law**

The "Patanjali" Shock: The Supreme Court's mandate on Self-Declaration Certificates for advertisers and agencies. Misleading Ads & Consumer Protection Act 2019: Liability of endorsers and "finfluencers" (financial influencers). Surrogate Advertising and the regulations on betting/gambling platforms. Comparative Advertising: Disparagement vs. Puffery in the digital marketplace.

Cases:

- i- Indian Medical Association v. Union of India (2024)
- ii- Havells India Ltd v. Amritanshu Khaitan (2015)

#### **Unit V: Privacy, Data Protection & The "Right to be Forgotten"**

Journalism under the DPDP Act 2023: The absence of a specific "Journalistic Exemption" and its impact on investigative reporting. The "Right to be Forgotten" (RTBF) vs. Open Justice: Litigating de-indexing requests for acquitted individuals. Constitutional challenges to the seizure of journalists' phones/laptops without judicial warrants (Section 94 BNSS). RTI Amendment: The impact of Section 44(3) DPDP Act on Section 8(1)(j) of the RTI Act (Privacy vs. Transparency).

Cases:

- i- Jorawar Singh Mundy v. Union of India (2013)
- ii- Karthick Theodore v. Registrar General (2021)
- iii- Foundation for Media Professionals v. Union of India (2022)

#### **Unit VI: Intellectual Property & Emerging Tech in Media**

Copyright in the Newsroom: "Hot News" doctrine and the protection of news aggregation. Personality Rights in the AI Era: Protecting celebrity likeness against deepfakes and unauthorized generative AI. Intermediary Liability for Copyright Infringement: The "Safe Harbor" defense under Section 79 IT Act vs. Rule 3(1)(b) obligations. Deepfakes and Democracy: Litigating synthetic media under Section 66D IT Act and Election Commission guidelines.

Cases:

- i- Anil Kapoor v. Simply Life India (2023)
- ii- Asian News International (ANI) v. OpenAI (2024)

Suggestive Readings:

Textbooks & Commentaries-

- i- Divan, Madhavi Goradia. Facets of Media Law. 3rd Edition, Eastern Book Company, 2023.
- ii- Basu, D.D. Law of the Press. LexisNexis (Updated Editions).

- iii- Jha, Arunima. Media and Entertainment Law. Central Law Publications, 2025.

#### Selected Research Papers & Articles

- i- Vidhi Centre for Legal Policy. "Suspension of Telecom Services and Internet Shutdowns."
- ii- Internet Freedom Foundation (IFF). "Assessment of the Broadcasting Services (Regulation) Bill, 2023."
- iii- Centre for Communication Governance (NLU Delhi). "Hate Speech and Media Regulation Reports."

#### III. Key Reports & Policy Frameworks

- i- Ministry of Information & Broadcasting. Guidelines for Self-Declaration by Advertisers (2024).
- ii- Press Council of India. Norms of Journalistic Conduct (2022 Edition).
- iii- Law Commission of India. 200th Report on Trial by Media.

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## 7. PATENT LAW (HLP 5)

### Course Objectives:

This course equips students with a comprehensive understanding of patent law, policy, and practice, situating it within global innovation systems and business strategy. It aims to:

- Explain the conceptual, legal, and economic rationale behind patents.
- Examine the Indian Patent Act, 1970 (as amended by TRIPS compliance in 2005).
- Explore contemporary patent issues in pharmaceuticals, biotechnology, AI, and sustainable technologies.
- Integrate a business and innovation management perspective, especially relevant to start-ups and entrepreneurs.
- Critically analyze global debates on access to medicines, compulsory licensing, and patent evergreening.

### Learning Outcomes (LOs):

By the end of the course, students will be able to:

1. Explain the nature and objectives of patent protection in a globalized economy.
2. Identify patentable subject matter and interpret statutory provisions under the Indian Patent Act, 1970.
3. Analyze leading Indian and foreign case laws on patentability, infringement, and compulsory licensing.
4. Evaluate the role of patents in innovation, business strategy, and public policy.
5. Understand new frontiers in patent law involving AI, biotechnology, and green technology.

### Teaching Plan

#### Unit I – Foundations of Patent Law

- Nature, object, and justification of patents – incentive theory, disclosure, and innovation economics
- Evolution of Indian patent system: from the Patents and Designs Act, 1911 to the

- 1970 Act and 2005 TRIPS amendments
- Structure of Indian Patent Office and role of Controller
- International Framework: Paris Convention, TRIPS Agreement, PCT, Budapest Treaty, and WIPO Patent Cooperation initiatives

*Readings:*

- T. Ramappa, *Intellectual Property Rights under WTO: Patent Regime in India* (Sage, 2020)
- WIPO, *Understanding Industrial Property* (2021 ed.)

*Case Laws:*

- *Bishwanath Prasad Radhey Shyam v. Hindustan Metal Industries*, (1979) 2 SCC 511
- *Dimminaco A.G. v. Controller of Patents & Designs*, AIR 2002 Cal 43 (recognition of living organisms as inventions)
- *Novartis AG v. Union of India*, (2013) 6 SCC 1 (landmark Section 3(d) judgment)

## **Unit II – Patentability and Procedure**

- Patentable inventions under Sections 2 and 3: exclusions and exceptions
- Non-patentable subject matter: algorithms, business methods, computer programs *per se*, and traditional knowledge
- Patent filing process: specifications, examination, opposition, and grant
- Priority date, disclosure, and claim drafting essentials
- Patents and start-up innovation in India – simplified filing & IP facilitation centres

*Readings:*

- Indian Patent Office, *Manual of Patent Office Practice and Procedure* (2022 ed.)
- Feroz Ali Khader, *The Law of Patents – With a Special Focus on Pharmaceuticals in India* (LexisNexis, 2018)

*Case Laws:*

- *Ferid Allani v. Union of India*, 2019 SCC OnLine Del 11867 (patentability of computer-related inventions)
- *Aloys Wobben v. Yogesh Mehra*, (2014) 15 SCC 360 (revocation and counterclaim issues)
- *Enercon (India) Ltd. v. Aloys Wobben*, (2014) 5 SCC 1 (patent disputes in green tech)

## **Unit III – Rights, Infringement and Remedies**

- Rights of patentee and scope of claims
- Infringement tests: literal infringement and doctrine of equivalents
- Defences to infringement and experimental use exception
- Remedies: injunctions, damages, and account of profits
- Doctrine of exhaustion and parallel importation

*Readings:*

- Shamnad Basheer, *IP Think Tank – Indian Patent Jurisprudence (Selected Articles)*

- N.S. Gopalakrishnan & T.G. Agitha, *Principles of Intellectual Property* (EBC, 2021)

*Case Laws:*

- *TVS Motor Co. v. Bajaj Auto Ltd.*, (2009) 40 PTC 689 (Mad) (patent infringement and design overlap)
- *F. Hoffmann-La Roche Ltd. v. Cipla Ltd.*, (2009) 40 PTC 125 (Del) (first major Indian pharma patent enforcement)
- *Merck Sharp & Dohme v. Glenmark Pharmaceuticals*, (2015) 63 PTC 257 (Del)
- *Roche v. Cipla* (2015 SC) – balancing public health and innovation rights

**Unit IV – Compulsory Licensing, Public Interest & Policy**

- Compulsory licensing under Sections 84–92 – grounds and procedures
- Government use and Bolar exception
- Access to medicines and TRIPS flexibilities
- Patent evergreening and incremental innovations
- Technology transfer, public health, and innovation policy in India

*Readings:*

- Carlos M. Correa, *Public Health and Patent Legislation in Developing Countries* (South Centre, 2020)
- World Health Organization, *Access to Medicines and IP: Global Policy Briefs* (2022)

*Case Laws:*

- *Bayer Corporation v. Union of India*, 2014 (60) PTC 277 (Bom) (first compulsory licence in India – Nexavar case)
- *Natco Pharma Ltd. v. Bayer Corporation*, Controller's Decision (2012) – landmark decision on affordability and access
- *Novartis AG v. Union of India*, (2013) 6 SCC 1 – evergreening and Section 3(d)
- *Pharmaq AS v. Intervet International BV*, [2016] EWCA Civ 387 (UK – experimental use exception)

**Unit V – Contemporary Challenges & Future of Patent Law**

- Patenting Artificial Intelligence, machine learning algorithms, and autonomous inventions
- Biotech and genetic resource patents – ethics and benefit-sharing (CBD–Nagoya Protocol linkage)
- Green technology patents and sustainable innovation (Climate-friendly IP policies)
- Open innovation, patent pools, and global COVID-19 waiver debates
- Indian patent reforms and future of IP–innovation interface

*Readings:*

- Abbe Brown & Smita Kheria, *Contemporary Issues in Patent Law: Global Perspectives* (Edward Elgar, 2022)
- WIPO, *World Intellectual Property Indicators Report* (latest edition, 2024)
- Shubha Ghosh, *Global Issues in Patent Law* (Edward Elgar, 2019)

*Case Laws:*

- *CRISPR Therapeutics v. Broad Institute of MIT and Harvard*, PTAB (2022, U.S.) – gene-editing patent dispute
- *Thaler v. Comptroller General of Patents, Designs and Trade Marks*, [2023] EWCA Civ 1223 – AI as inventor case (UK)
- *Environmentally Sound Technologies Case* (UNFCCC-WIPO 2023 Joint Statement) – policy focus on green tech transfer

**Suggested Readings:**

1. Feroz Ali Khader, *The Law of Patents – With a Special Focus on Pharmaceuticals in India* (LexisNexis, 2018)
2. Carlos M. Correa, *Intellectual Property and Public Health: The TRIPS Agreement and Beyond* (South Centre, 2020)
3. Shubha Ghosh, *Global Issues in Patent Law* (Edward Elgar, 2019)
4. WIPO, *Understanding Industrial Property* (latest edition, 2021)
5. T. Ramappa, *Intellectual Property Rights under WTO: Patent Regime in India* (Sage, 2020)
6. Fiona Macmillan (ed.), *Contemporary Issues in Patent Law and Policy* (Routledge, 2022)
7. Indian Patent Office, *Manual of Patent Office Practice and Procedure* (2022 Edition)

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## **8. MERGERS AND ACQUISITIONS (HLP 5)**

**Course Description**

Corporate Restructuring has been an age old practice used by corporate entities to maximize asset value and reduce liabilities. In the current corporate structure where globalisation is dictating development and implementation of laws with World Bank, OECD, WTO etc. playing a pivotal role in streamlining legal landscape across the globe corporate restructuring model is seen as the best mechanism to reshape corporate landscapes. The knowledge of corporate restructuring is of immense importance today given the importance it receives from policy makers. Corporate Restructuring has immense job opportunities for lawyers as the law on the subject is still developing and lawyers with knowledge of corporate law are fewer.

The course will begin with an evaluation of the business rationale for corporate restructuring with emphasis on the fundamental concept of various types of transactions and related terminology. The regulatory issues surrounding these transactions will be analysed through examination of the applicable laws and regulations. The course will essentially be based on applicable Indian laws. The transactional perspective will consider various structuring matters, planning aspects, transaction costs and impact on various stakeholders. The course will additionally aid students to learn drafting of important documents pertaining to corporate restructuring in order to develop a practical perspective in line with theoretical information supplied to them. As part of the course the students will be given an opportunity to practically participate in a corporate restructuring process (in house project). An attempt will be made to study the interconnection with various laws in order to holistically study the various issues surrounding corporate restructuring.

**Unit I: Conceptual Understanding**

- a. Meaning of Corporate Restructuring
- b. Strategies pertaining to Restructuring
- c. Kinds of Restructuring
- d. Need for corporate restructuring
- e. Jurisprudence surrounding development of corporate restructuring techniques
- f. History of the Law in mergers and Amalgamation

### **Unit II: Corporate Restructuring in India**

1. Corporate Restructuring Schemes in India: Conceptual
2. Compromise, Arrangements, Amalgamation
3. Cross Border Mergers and Acquisitions
4. Procedure laid down in the Companies Act
  - a. Meetings
  - b. Consent
  - c. Authority of the Adjudicator and Central Government

### **Unit III: Types of Corporate Restructuring in India**

1. Demergers and Hiving off
  - a. Meaning
  - b. Procedure
  - c. Shares buy back
  - d. Variation of shareholder rights

2. Takeovers and Acquisition
  - a. Meaning
  - b. Procedure
  - c. Defences to Takeovers

### **Unit IV: Role, Rights, Liabilities of various Stakeholders in Corporate Restructuring**

- a. Shareholders
- a. Minority Shareholders
- b. Employees
- c. Key Managerial Personnel
- d. Adjudicatory authorities
  - a. NCLT
  - b. SAT

### **Unit V: Practical issues pertaining to Corporate Restructuring (10 hours)**

- A. Practical Issues to be understood via drafting of actual M&A documents:
  - a. Due Diligence Exercise
  - b. Application to NCLT under Companies Act (Procedures & compliances; role of the court in approving a scheme)
  - c. Approval of the shareholders
  - d. Business Transfer agreements
  - e. Shareholder agreements
  - f. Procedure directed by the SEBI under takeover code
  - g. Letter of open Offer
  - h. Consent application

#### *Readings:*

1. Chapter 8 Share Buy Back and Redeemable Shares in Principles of Corporate Finance Law by Eilis Ferran
2. Chapter 5, Master Guide to Mergers and Acquisitions in India, Tax and Regulatory

3. Handbook on Mergers and Amalgamations and Takeovers: law and Practice, ICSI
4. Shridharan and Pandian, Guide to Takeovers and Mergers,
5. Bharat's Corporate Restructuring
6. SEBI (Substantial Acquisition of Shares and Takeovers), Regulations, 1997 and updated versions
7. Companies Act
8. SEBI (Buy Back of Securities) Regulations
9. Private Limited Company and Unlisted Public Limited Company (Buy Back of Securities) Rules, 1999
10. Gower & Davies, Principles of Modern Company Law
11. Avtar Singh, Company Law
12. Duarte Brito and Margarida Catalao Lopes, Mergers and Acquisitions: The Industrial Organisation Perspective
13. K.R. Sampath, Law and Procedure For Mergers, Amalgamations, Takeovers & Corporate Restructure. Mumbai
14. Sridharan & Pandian, Guide to Takeovers & Mergers- Complete Guide to Corporate Restructuring, Takeovers and Mergers, Amalgamation & Acquisitions
15. Roy Goode, Company Law
16. Andrew Stilton Sale of Shares and Businesses: Law, Practice and Agreements
17. Charlesworth & Morse, Company Law
18. Gower & Davies, Principles of Modern Company Law
19. C.R.Dutta on The Company Law, by Kamal Gupta
20. Pennington, Company Law 6. Palmer, Company Law
21. Avtar Singh, Company Law
22. Nicholas Bourne, Principles of Company Law
23. K.R. Sampath, Law and Procedure For Mergers, Amalgamations, Takeovers & Corporate Restructure. Mumbai
24. J.Fred Weston, Chung, Kwang S. and Hoag, Susan E., Mergers, Restructuring and Corporate Control
25. Sridharan & Pandian, Guide to Takeovers & Mergers- Complete Guide to Corporate Restructuring, Takeovers and Mergers, Amalgamation & Acquisitions
26. Len Sealy & Sarah Worthington, Cases and Materials in Company Law. Oxford University Press
27. Achutam Committee Report
28. George D. Gibson, Thomas J. Campbell, "Fundamental Law for Takeovers" The Business Lawyer vol. 39 (1984) at 1551.
29. <http://www.jstor.org/pss/25123938?searchUrl=%2Faction%2FdoBasicSearch%3FQuery%3D%2522mergers%2Band%2Bacquisitions%2522%26acc%3Doff%26wc%3Don&Search=yes>
30. Michael C. Jensen, "Takeovers: their Causes and Consequences" Journal of Economic Perspective 21
31. Shantanu Mukherjee, "Indian Competition law and the Challenge of Merger Control" Asia law
32. Atreya Chakraborty and Richard, "Takeover Defenses and Dilution: A Welfare Analysis" The Journal of Financial and Quantitative Analysis, Vol. 36, No. 3 (Sep., 2001), pp.311-334
33. Jeffrey M. Weiner, "Due Diligence in M & A Transactions: A Conceptual Framework" (ASPATOR)
34. Lou R. Kling, Eileen Nugent Simon and Michael Goldman, "Summary of Acquisition Agreements" 51 *University of Miami Law Review* 778 (1996-97)

35. Arthur Fleischer and Alexander R. Sussman, "Directors' Fiduciary Duties in Takeover and Mergers" 31st Annual Securities Regulation Institute (Jan. 21-23, 2004) (reading material)
36. Bivainis, J., & Tamošiūnas, A. (2004). Strategic solutions for corporate restructuring. *International Journal of Strategic Property Management*, 8(1), 45-55.
37. Varma, Urvashi; Singh, Harjit; and Munjal, Alka, Corporate Restructuring through Share buybacks: An Indian Experience, *Australasian Accounting, Business and Finance Journal*, 12(2), 2018, 117-133.
38. KOO, JA HYUN. "Private Equity as an Alternative Corporate Restructuring Scheme: Does Private Equity Increase the Operating Performance of PE-Backed Firms?" *Kdi journal of economic policy*, vol. 38, no. 2
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40. M Bradley, A Desai; E H Kim Synergistic Gains from Corporate Acquisitions and Their Division between the Stockholders of Target and Acquiring Firms *Journal of Financial Economics*, volume 21, p. 3 – 40
41. E Berkovitch, M P Narayanan Motives for takeovers: An Empirical Investigation *Journal of Financial and Quantitative Analysis*, volume 28, p. 347 – 362 Posted: 1993
42. R Morck, A Shleifer, R W Vishny Do Managerial Objectives Drive Bad Acquisitions? *Journal of Finance*, volume 45, p. 31 – 48 Posted: 1990
43. R Roll The Hybris Hypothesis of Corporate Takeovers *Journal of Business*, volume 59, p. 197 – 216 Posted: 1986
44. Singh and Mogla, Impact of Mergers on profitability of Acquiring Companies *The ICAI University Journal of Mergers and Acquisitions*, volume journal vol[1], issue 2
45. World investment report 2000: Transnational corporations and the infrastructure challenge, UNCTAD
46. Pahuja, Anurag and Verma, Rajesh, Corporate Restructuring: Creating Value for the Organizations (April 6, 2007). *Icaian Journal of Management Research*, Vol. VI, No. 3, pp: 76-81. ISSN-0972-5342, Available at SSRN: <https://ssrn.com/abstract=2622939>
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49. Pramod Mantravadi and A. Vidyadhar Reddy, Type of Merger and Impact on Operating Performance: The Indian Experience, *Economic and Political Weekly* , Sep. 27 - Oct. 3, 2008, Vol. 43, No. 39 (Sep. 27 - Oct. 3, 2008), pp. 66-74
50. Ronald W. Melicher and George H. Hempel, Differences in Financial Characteristics between Conglomerate Mergers and Horizontal or Vertical Mergers, *Nebraska Journal of Economics and Business* , Autumn, 1971, Vol. 10, No. 4 (Autumn, 1971), pp. 61-74
51. Fincy Pellisserry, Corporate Restructuring: Who Cares for the Employees?, *Indian Journal of Industrial Relations* , July 2012, Vol. 48, No. 1 (July 2012), pp. 28-35
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2. Alembic Ltd. Dipak Kumar Shah, (2002) 112 Comp Cas 64 Guj
3. Miheer H. Mafatlal Vs. Mafatlal Industries Ltd., JT 1996 (8) 205
4. Hind Lever Chemicals Limited and Another [2005] 58S CL 211(Punj. & Har.)`
5. Hindustan General Electric Corporation Ltd., in re. (1959) 29 Comp Cas 46 (Cal).
6. J.K. (Bombay) P. Ltd. Vs. New Kaiser-I-Hind Spg. & Wvg. Co. Ltd. and Ors., AIR1970SC104
7. Re Feedback Reach Consultancy Services (P) Ltd. (2003) 115 Comp Cas 897 (Del).
8. Kaveri Entertainment Ltd. in re., (2003) 117 Comp Cas 245 (Bom)
9. S.K. Gupta and Anr. Vs. K.P. Jain and Anr., AIR1979SC734
10. Mansukhlal v. M.V. Shah, (1976) 46 Comp Cas 297
11. Meghal Homes Pvt. Ltd. Vs. Shree Niwas Girmi K.K. Samiti and Ors., AIR2007SC3079
12. General Radio and Appliances Co. Ltd. and Ors. Vs. M.A. Khader (Dead) by Lrs. AIR1986SC1218 [1986]60CompCas1013(SC)
13. Saraswati Industrial Undertaking v. CIT Haryana, 1991 AIR 70, 1990 SCR Supl. (1) 332
14. Hindustan Lever Ltd. and Ors. MANU/SC/0101/1995 : AIR1995SC470
15. National Textile Workers' Union and Ors. Vs. P.R. Ramakrishnan and Ors., [1983]53CompCas184(SC)
16. Panchmahal Steel Ltd. v. Universal Steel Traders 46 Company Cases 706
17. Bank of India Ltd. v. Ahmedabad Manufacturing & Calico Printing Co. Ltd., [1972]42Comp Cas 211(Bom)
18. The State Trading Corporation of India Ltd. and Ors. Vs. Alok Kumar Ghosal and Ors., MANU/WB/0316/2015

*Case studies analysis*

- i. Arcelor Mittal's Case
- ii. Jet Ethiad
- iii. Vodafone Idea Merger
- iv. Walmart-Flipkart deal
- v. Ranbaxy-Daiichi Sankyo
- vi. Snapdeal and Freecharge
- vii. UltraTech Cement-Jaypee Group
- viii. Tata and Corus Steel.
- ix. GRUH Finance- Bandhan Bank
- x. Disney- CenturyFox
- xi. GSK-Unilever
- xii. Larson Tubro-Mind tree

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## **9. MEDICAL TECHNOLOGIES AND LAW**

### **Course Objectives:**

- To critically evaluate the development of legal framework in the context of adoption of emerging medical technologies

- To study Indian and global regulatory frameworks governing medical devices, biotechnology applications in health, and pharmaceuticals.
- To review landmark Indian judgments addressing medical negligence, biotechnology applications in health, and patient rights.
- To assess ethical dilemmas in assisted reproductive technologies, organ transplantation, and genetic engineering.
- To explore privacy, cybersecurity, and data protection issues in telemedicine and digital health records.
- To critically evaluate emerging challenges in AI-driven healthcare, robotics, and global governance of medical technologies.

### **Learning Outcomes:**

By the end of the course, students will be able to:

1. Examine the legal contours of the utilisation of medical technologies in India and abroad.
2. Apply Indian case law to disputes involving medical negligence, biotechnology applications in health, and patient rights.
3. Critically assess regulatory frameworks for medical devices and biotechnology applications in health.
4. Evaluate ethical and legal issues in reproductive technologies, organ transplantation, and genetic engineering.
5. Analyse privacy and data protection challenges in digital health ecosystems.
6. Anticipate future challenges in medical technology regulation and governance.

### **Unit I: Foundations of Medical Technologies and Law**

- A brief overview of emergence and growth in medical technologies, its interface with law, constitutional dimensions of health. Definition and scope of Medical Technologies -: biotechnology, pharmaceuticals, medical devices, digital health, AI in medicine. Historical evolution: from traditional medicine to genomics, robotics in medicine, and telemedicine.
- Constitutional principles: right to health, privacy, dignity, and bodily autonomy.

*Cases:*

- Pt. Parmanand Katara Vs. Union of India & Ors [1989] INSC 254 (28 August 1989)
- Paschim Banga Khet Mazdoorsamity of Ors Vs. State of West Bengal & Anr [1996] INSC 659 (6 May 1996)

### **Unit II: Regulation of Medical Devices, Biotechnology, and Pharmaceuticals**

- Indian Medical Device Rules, Drugs and Cosmetics Act, biotechnology regulation, comparative frameworks (US FDA, EU EMA).

*Cases:*

- Novartis AG v. Union of India, (2013) 6 SCC 1
- Bayer Corporation v. Union of India (2014) AIR 2014 Bom 178

### **Unit III: Medical Negligence and Judicial Responses**

- Tort law, consumer protection, liability of hospitals and doctors.

*Cases:*

- Indian Medical Association v VP Shantha, AIR 1996 SC 550
- Jacob Mathew v. State of Punjab, AIR 2005 SC 3180; (2005)6SCC1; 2005CriLJ3710

#### **Unit IV: Ethics, Assisted Reproductive Technologies, and Organ Transplantation**

- Surrogacy regulation, IVF, genetic engineering, organ donation laws.
- Indian Judgments:

##### *Cases:*

- Baby Manji Yamada v. Union of India, AIR 2009 Supreme Court 84
- State of Tamil Nadu v. K. Balu (2018) 3 SCC 336

#### **Unit V: Data Protection, Telemedicine, and Digital Health**

- Telemedicine guidelines, electronic health records, privacy and cybersecurity.

##### *Cases:*

- Justice K.S. Puttaswamy v. Union of India (2017) 10 SCC 1; AIR 2017 SC 4161
- Shreya Singhal v. Union of India AIR 2015, SC 1523

#### **Unit VI: AI and Robotics in medicine, Global Governance of Medical Technologies**

- AI in diagnostics, robotic surgery, global governance of medical technologies, ethical challenges.

##### *Cases:*

- Dr. Mukhtiar Chand v. State of Punjab AIR 1999 SUPREME COURT 468, 1998 (7) SCC 579
- State of Punjab v. Mohinder Singh Chawla AIR 1997 SUPREME COURT 1225, 1997 (2) SCC 83

##### **Suggestive Readings:**

- R.K. Bangia (2025), *The Law of Torts (27th Edition)* Revised by S.K. Raghuvanshi, Allahabad Law Agency
- I. Glenn Cohen (2014), *Patients with Passports: Medical Tourism, Law, and Ethics (1st Edition)*, Oxford University Press
- Justice K Kannan (2022), *A Textbook of Medical Jurisprudence and Toxicology, (27th Edition)* Lexis Nexis.
- Gostin, Lawrence O. (2016), *Public Health Law: Power, Duty, Restraint, (3rd Edition)* University of California Press
- Margaret Brazier (2016), *Medicine, Patients and the Law, (6th Edition)*, Manchester University Press
- Alka Chawla, *Bioethics and Law in India.*

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## **10. ARTIFICIAL INTELLIGENCE AND LAW (HLP 6)**

### **Course Objectives:**

- To get acquainted with theoretical noise and focus on the practical application of existing Indian laws (Tort, Contract, IPC, DPDP Act) to AI systems.

- To equip students with actionable skills for litigating AI issues: arguing liability, challenging algorithmic bias, and authenticating digital evidence.
- To provide a clear framework for advising clients on AI compliance, intellectual property ownership, and data privacy under the new 2023 regimes.
- To prepare students for the immediate intersectional challenges of the legal profession, from employment discrimination to deepfake defence.

### **Learning Outcomes:**

- Students will be able to identify the liable party (developer vs. deployer) in AI accidents using Tort and Consumer Protection frameworks.
- Students will be able to analyse the admissibility of AI evidence under Section 65B of the Indian Evidence Act (and corresponding BNSS provisions).
- Students will be capable of drafting valid contracts and IP assignment agreements for AI-generated content and software.
- Students will demonstrate the ability to construct constitutional arguments against state-deployed AI (surveillance, policing) using Articles 14 and 21.

### **Unit I: The Legal Personality & Constitutional Interface**

- Is AI a tool, agent, or entity? Practical implications for liability and agency (Principal-Agent relationship).
- The "Black Box" Defence as to how to argue intent (*mens rea*) and negligence when the algorithm is opaque.
- Challenging AI surveillance (Facial Recognition) and predictive policing under *Puttaswamy* (Privacy) and Article 14 (Non-arbitrariness).
- Identifying and litigating discrimination in state schemes and public employment.

#### **Cases:**

- *Justice K.S. Puttaswamy (Retd.) v. Union of India (2017)*
- *Mohd. Salim v. State of Uttarakhand (2017)* (Legal personhood analogy)

### **Unit II: Data Protection & Compliance (DPDP Act 2023)**

- Operationalizing the Digital Personal Data Protection Act 2023 for AI companies;
- Obligations of AI deployers vs. processors;
- Legal barriers to training models on foreign data and transferring Indian data abroad.

#### **Cases:**

- *Karmanya Singh Sareen v. Union of India* (WhatsApp privacy policy challenge)
- *Schrems II* (EU case relevant for comparative cross-border data arguments)

### **Unit III: Civil Liability: Contract, Tort & Consumer Law**

- Who pays when the robot fails? Negligence vs. Strict Liability debates in autonomous systems (cars, medical bots).
- Classifying AI errors as "Deficiency in Service" or "Product Liability"; seeking redress for "Dark Patterns."
- Liability for algorithmic denial of loans/insurance; RBI guidelines on digital lending.

#### **Cases:**

- *Amazon Rekognition* bias controversies (Precedent for product liability arguments)
- *Uber Self-Driving Car Fatality* (Lessons on "human in the loop" liability)

### **Unit IV: Intellectual Property Rights in the AI Era**

- Can AI own what it creates? The human-authorship requirement under the Indian Copyright Act 1957.
- Does training an LLM on copyrighted books constitute infringement? The "Fair Dealing" defense in India vs. US "Fair Use."
- Protecting celebrity personality rights (The "Amitabh Bachchan" order) against unauthorised AI replication.

- Can an AI be an inventor? The *DABUS* case rejection and its impact on Indian patent filings.

**Cases:**

- *Asian News International (ANI) v. OpenAI* (Ongoing Delhi HC suit on training data)
- *Anil Kapoor v. Simply Life India* (Personality rights against AI misuse)

**Unit V: Criminal Justice & Digital Evidence**

- Litigating Deepfakes under IPC/BNS (Forgery, Cheating, Defamation) and IT Act (Sec 66D, 66E).
- Proving the authenticity of AI-generated evidence; The Section 65B Certificate requirement (Indian Evidence Act/BSA).
- Challenging the reliability of AI forensic tools (voice analysis, facial recognition) in criminal trials.
- Constitutional validity of using AI tools (like COMPAS) for bail and sentencing decisions.

**Cases:**

- *Anvar P.V. v. P.K. Basheer (2014)* (The Gold Standard for Electronic Evidence)
- *Arjun Panditrao Khotkar v. Kailash Kushanrao Gorantyal (2020)*

**Unit VI: Workplace AI & Future Governance**

- Algorithmic discrimination in recruitment; challenging "robo-firing" under labor laws.
- Legality of employee monitoring tools vs. Right to Privacy.
- The "Brussels Effect" (EU AI Act) on Indian software exporters; The NITI Aayog "AI for All" strategy.
- Ethical use of ChatGPT/AI in legal research; judicial warnings (Punjab & Haryana HC view).

**Cases:**

- *Jaswinder Singh v. State of Punjab (2023)* (Judicial caution on using ChatGPT for bail)
- *Navtej Singh Johar* principles applied to workplace discrimination

**Suggestive Readings:**

**Textbooks & Commentaries**

- **Gupta, Smita et al. (Eds.).** *Artificial Intelligence for Legal System: Jurisprudence in the Digital Age*. Routledge, 2025.
- **Barfield, Woodrow & Pagallo, Ugo (Eds.).** *Research Handbook on the Law of Artificial Intelligence*. 2nd Edition, Edward Elgar Publishing, 2024/2025.
- **Abbott, Ryan.** *The Reasonable Robot: Artificial Intelligence and the Law*. Cambridge University Press, 2020.

**Selected Research Papers & Articles**

- *Project 39A (NLU Delhi)*. "Predictive Policing and the Construction of Criminality." (Research Report).
- *Malik, P. & Saini, R.* "Human Centered AI for Indian Legal Text Analytics." *arXiv preprint*, 2024.

**Key Reports & Policy Frameworks**

- **NITI Aayog.** *National Strategy for Artificial Intelligence #AIForAll* (2018) & *Responsible AI for All* (2021).
- **Ministry of Electronics & IT (MeitY).** *Report of the Committee of Experts on Non-Personal Data Governance Framework* (2020).
- **Seven Principles of Responsible AI.** (As released by the Indian government during GPAI Summits).

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## 11. CORPORATE INSOLVENCY AND BANKRUPTCY LAW (HLP 6)

### Course Objectives:

- To develop the understanding of the Insolvency and Bankruptcy Code, 2016 (IBC), focusing on its structure, key provisions, and the roles of institutional players.
- To equip students with the ability to navigate the sequential steps and strict timelines of the Corporate Insolvency Resolution Process (CIRP) and liquidation, preparing them for legal practice.

### Learning Outcomes:

- Students will be skilled in analyzing corporate insolvency resolution process (CIRP), liquidation the legal and practical aspects of Insolvency and Bankruptcy.
- Students will be able to analyze landmark judicial pronouncements by the National Company Law Tribunal (NCLT), National Company Law Appellate Tribunal (NCLAT), and the Supreme Court of India, and apply them to practical scenarios.

### Unit I: Introduction: Conceptual Framework & Evolution

- Historical Evolution of Insolvency and Bankruptcy Law.
- Difference between Insolvency and bankruptcy
- Definition of Corporate Person, corporate debtor, debt, creditor, insolvency professional , adjudicating authorities
- Stakeholders of Insolvency Regime

#### Cases:

- *Innoventive Industries Ltd. v. ICICI Bank and Anr.*, (2018) 1 SCC 407.
- *Vidarbha Industries Power Ltd. v. Axis Bank Ltd.*, (2022) 8 SCC 352.
- *M. Suresh Kumar Reddy v. Canara Bank*, (2023) 8 SCC 387.
- *Swiss Ribbons (P.) Ltd. v. UOI* [[2019](#)] 101 [taxmann.com](#) 389/152 SCL 365 (SC),

### Unit II – Corporate Insolvency Resolution Process

- Initiation of CIRP (section 7,8 and 10)
- Moratorium – section 14
- Role of Resolution Professional
- Committee of Creditors
- Resolution Plan (Section 30, 31), Resolution Applicant, Successful Resolution Applicant
- Monitoring Committee , concept of Valuation, Information Utilities , Information Memorandum
- Withdrawal of CIRP – Section 12 A

#### Cases:

- *K Sashidhar v. Indian Overseas Bank*, (2019) 12 SCC 150.
- *Standaard Chartered Bank v. Satish Kumar Gupta*, 2019 SCC OnLine NCLAT 388.
- *Committee of Creditors of Essar Steel India Limited v. Satish Kumar Gupta and Others Essar Steel India Limited*

### Unit III- Liquidation Process

- Initiation of liquidation
- Voluntary Liquidation
- Waterfall mechanism
- Avoidance Transactions

#### Cases:

- *Jaypee Infratech Ltd. Interim Professional v Axis Bank Ltd* [2020] 8 SCC 401]

- Moser Baer Karamchari Union v. Union of India (2022)
- *State Tax Officer v. Rainbow Papers Ltd.*, (2022) 13 SCR 808.
- *Paschimanchal Vidyut Vitran Nigam Ltd. v. Raman Ispat Private Limited*, 2023 SCC OnLine SC 842.

**Unit IV: Appeal, Offences and Penalties**

- Appeals
- PPIRP
- Cross Border Insolvency
- Personal Guarantors to Corporate Debtors - Insolvency proceedings under Part III.

**Essential Legislations:**

1. The Insolvency and Bankruptcy Code, 2016
2. Relevant Regulations, Circulars, and Notifications issued by the IBBI.
3. National Company Law Tribunal Rules, 2016 (especially Rules regarding applications and proceedings).

**Essential Books:**

1. Sahoo, T. K., & Sharma, M. (Eds.), *Insolvency and Bankruptcy Code: Law and Practice*, Taxmann.
2. Choudhary, L. M. S., *The Insolvency and Bankruptcy Code, 2016: Law and Practice*, LexisNexis.
3. Ramaswamy, S., *Guide to the Insolvency and Bankruptcy Code, 2016*, Commercial Law Publishers (India) Pvt. Ltd.
4. Reports of the Bankruptcy Law Reforms Committee (BLRC) - Vol I & II.

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