

**RAIGANJ UNIVERSITY**

**ACADEMIC SESSION 2020-21 ONWARDS**

**LAW**

**M.PHIL/PH.D. COURSEWORK SYLLABUS**

**DEPARTMENT OF LAW**

**RAIGANJ UNIVERSITY**

**RAIGANJ, UTTAR DINAJPUR-733134**

**West Bengal, India**

## **COURSE STRUCTURE**

<b>Semester</b>	<b>Course No.</b>	<b>Course</b>	<b>Theory Marks</b>	<b>Internal Marks</b>	<b>Credits</b>	<b>Full Marks</b>
<b>I</b>	<b>LAWMPH 1101</b>	Research and Publication Ethics	<b>75</b>	<b>25</b>	<b>4</b>	<b>100</b>
	<b>LAWMPH 1102</b>	General Research Methodology	<b>75</b>	<b>25</b>	<b>4</b>	<b>100</b>
	<b>LAWMPH 1103</b>	Computer Applications for Research	<b>75</b>	<b>25</b>	<b>4</b>	<b>100</b>
	<b>LAWMPH 1204</b>	Literature Review & Presentation (M.Phil. Only)/Research Proposal & Presentation (Ph.D. Only)	Internal Evaluation (75+25)		<b>4</b>	<b>100</b>
<b>Total (Credits/Marks)</b>					<b>16</b>	<b>400</b>
<b>II</b>	<b>Optional Courses (Scholars have to opt any 2 courses out of 3 courses in 2nd Semester)</b>					
	<b>LAWMPH 2101</b>	Recent Trends in Law	<b>75</b>	<b>25</b>	<b>4</b>	<b>100</b>
	<b>LAWMPH 2102</b>	Law and Social Transformation in India	<b>75</b>	<b>25</b>	<b>4</b>	<b>100</b>
	<b>LAWMPH 2103</b>	Developments of Law	<b>75</b>	<b>25</b>	<b>4</b>	<b>100</b>
<b>III</b>	<b>LAWMPH 3201</b>	Legal Education (Field Based Report and Presentation)	Internal Evaluation (75+25)		<b>4</b>	<b>100</b>
	<b>LAWMPH 3202</b>	Dissertation Proposal and Presentation	Internal Evaluation (75+25)		<b>4</b>	<b>100</b>
<b>IV</b>	<b>LAWMPH 4201</b>	Dissertation	Internal and External Evaluation		<b>6</b>	<b>150</b>
		Comprehensive Viva-voce / Presentation	Internal Evaluation		<b>2</b>	<b>50</b>
<b>Grand Total (Credits/Marks)</b>					<b>40</b>	<b>1000</b>

**\* The first semester syllabus is for both MPhil and PhD coursework scholars and the remaining part is for MPhil scholars only.**

## SEMESTER- I

**Course No: LAWMPH 1101**

**Research and Publication Ethics**

**4 Credits**

### **Unit- 1: Scientific Conduct**

- 1.1 Ethics with respect to Science and Research.
- 1.2 Intellectual Honesty and Research Integrity.
- 1.3 Scientific Misconducts: Falsification,
- 1.4 Predatory Publishers and Journals
- 1.5 Fabrication and Plagiarism (FFP).
- 1.6 Redundant Publications: Duplicate and Overlapping Publications.
- 1.7 Selective Reporting and Misrepresentation of Data

### **Unit- 2: Databases and Research Metrics**

- 2.1 Indexing databases,
- 2.2 Citation databases: Web of Science, Scopus, etc.

### **Unit- 3: Research Metrics**

- 3.1 Impact Factor of journal as per Journal Citations Report, SNIP, SJR,
- 3.2 IPP, Cite Score - Metrics: h-index, g index, i10 Index, altmetrics.

### **Unit- 4: Publication Ethics**

- 4.1 Publication Ethics: Definition, Introduction and Importance
- 4.2 Best Practices
- 4.3 Conflicts of Interest
- 4.4 Publication Misconduct: Definition, Concept, Problems that lead to Unethical Behaviour and vice versa, Types.
- 4.5 Violation of Publication Ethics, Authorship and Contributor ship
- 4.6 Identification of Publication Misconduct

### **References:**

- ▶ Bordens K.S. and Abbott, B.B.: Research Design and Methods, Mc Graw Hill, 2008.
- ▶ Graziano, A., M., and Raulin, M.L: Research Methods – A Process of Inquiry, Sixth Edition, Pearson, 2007.
- ▶ Nicholas H. Steneck. Introduction to the Responsible Conduct of Research. Office of Research Integrity. 2007. Available at: <https://ori.hhs.gov/sites/default/files/rcrintro.pdf>
- ▶ Responsible Conduct of Research by Adil E. Shamoo; David B. Resnik Oxford University Press, 2003.
- ▶ The Student's Guide to Research Ethics by Paul Oliver Open University Press, 2003.

**Course No: LAWMPH 1102**

**General Research Methodology**

**4 Credits**

### **Unit- 1: Fundamentals of Research**

- 1.1 Basic Principles of Research
- 1.2 Social Legal Research

- 1.3 Theory Building, Facts, Concepts, Constructs and Definitions
- 1.4 Creativity, Innovation, Originality and Advancement of Knowledge through Research

**Unit- 2- Developing Research Proposal**

- 2.1 Preparation of Proposal
- 2.2 Necessity, Nuance and Pattern of Literature Review
- 2.3 Framing of Hypothesis and Research Questions
- 2.4 Research Designs, Sampling Designs, Methods, Techniques and Tools of Research
- 2.5 Delimitation, Plan and Proposed

**Unit- 3 Communication and evaluation of research**

- 3.1 Steps to Identify and Formulate a Legal Research Problem
- 3.2 Report Writing and the Writing of Research Papers
- 3.3 Presentation of Research Proposals
- 3.4 Evaluation of Research Report
- 3.5 Presentation of Research: Oral and Written (abstracts/synopsis)

**Unit- 4 Quantitative Method**

- 4.1 Use of Quantitative Methods in Research
- 4.2 Types and Sources of Data
- 4.3 Data Analysis for Specific Type of Data
- 4.4 Relevance of Empirical Research
- 4.5 Induction and Deduction

**References:**

- ▶ Aaker, David A; Kumar, V and George S. (1999) Marketing Research, Sixth Edition, John Wiley and Sons.
- ▶ Bryman, Alan & Emma Bell (2007) Business Research Methods, 2ed, Oxford Press.
- ▶ Chadha, Narender K (2016) 5<sup>th</sup> Applied Psychometry. Sage: New Delhi.
- ▶ Dipak Kumar Bhattacharyya (2006) Research Methodology, Excel Books.
- ▶ Kothari, C.R. (2005) Research Methodology, New Age Publishers.

**Course No: LAWMPH 1103**

**Computer Applications for Research**

**4 Credits**

**Unit- 1: Use of Software in Research**

- 1.1 Word processing and Research
- 1.2 Data Processing and Graphical Processing
- 1.3 Use of Web-tools, Excel, SPSS, Graphical Software and Multimedia-tools in Research.
- 1.4 Use of Online Databases in Legal Research

**Unit- 2: Detecting similarities/ Plagiarism**

- 2.1 Concept
- 2.2 Tools to Detect Similarities
- 2.3 Understanding Plagiarism Report
- 2.4 Do's and Don'ts Using Plagiarism Software

**Unit- 3: Data Analysis**

- 3.1 Processing of Data
- 3.2 Classification of Data
- 3.3 Writing Layouts of Thesis
- 3.4 Use of Case Studies

**Unit- 4: Classification and Tabulation of Data**

- 4.1 Use of Cards for Data Collections and Rules for Tabulation
- 4.2 Analysis and Interpretation of Data
- 4.3 Relevance in Statistics
- 4.4 Interpretation of Data

**References:**

- ▶ Basic Computer Science and Communication Engineering – R. Rajaram (SCITECH).
- ▶ Kothari C.K. (2004) 2/e, Research Methodology – Methods and Techniques, New Age International, New Delhi.
- ▶ Krishnaswamy, K.N., Shivkumar, Appa Iyer and Mathiranjana M. (2006): Management Research Methodology; Integration of Principles, Methods and Techniques, Pearson Education, New Delhi.
- ▶ Montgomery, Douglas C. (2007) 5/e, Design and Analysis of Experiments, Wiley India.

**Course No: LAWMPH 1204****Literature Review/ Research Proposal****4 Credits****Unit- 1: Literature Review (For M.Phil. Only)**

The Scholars are expected to review various articles and literatures and make a presentation before the Department.

**Unit- 2: Research Proposal (For Ph.D. Coursework Only)**

The Scholars are expected to write a Research Proposal and present the same before the Department.

**SEMESTER- II****Course No: LAWMPH 2101****Recent Trends in Law****4 Credits****Unit – 1: Research and General Trends**

- 1.1 Nature, Significance and Types of Legal Research
- 1.2 Status of Legal Research in Contemporary India
- 1.3 Global Trends in Legal Research

**Unit- 2: Advanced Study in Jurisprudence**

- 2.1 Legal Theories
- 2.2 Legal Concepts

**Unit – 3: Constitution of India and the Constitutionalism**

- 3.1 Concepts
- 3.2 Interpretation and Adaptation
- 3.3 Emergence and Application of Various Rights

**Unit – 4: Climate Change and Sustainable Development**

- 4.1 National Policies and Legislations
- 4.2 Environmental Protection Measures
- 4.3 Measures for Economic and Social Development
- 4.4 Trade Regulations

**References:**

- ▶ A.V. Dicey (1982): Introduction to the Study of Law of the Constitution.
- ▶ Basu, D. D (1987): Comparative Federalism, New Delhi: Prentice-Hall.
- ▶ Lary Alexander (1998): Constitutionalism: Philosophical Foundations. Cambridge.
- ▶ M. P. Singh „Constitution of India. 11th Ed. 2008, Eastern Book Co., Order, 50, J.I.L.I. PP 478-517. (2007).
- ▶ S. Shantakumar, Introduction to Environmental Law, (2nd Edn.), Wadhwa & Company, Nagpur, 2005.
- ▶ S.C. Shastri, Environmental Law, (3rd Edn.), Eastern Book Company, Lucknow, 2008.
- ▶ Shyam Divan and Armin Rosencranz, Environmental Law and Policy in India, Oxford University Press, New Delhi, 2005.
- ▶ Virendra Kumar: Dynamics of Reservation Policy: Towards a More Inclusive Social.

**Course No: LAWMPH 2102****Law and Social Transformation in India****4 Credits****Unit- 1: Law and Social Change**

- 1.1 Concept of Nationalism and Regionalism
- 1.2 The evolution of Social Transformation in India
- 1.3 Law as an Instrument of Social Change
- 1.4 Law, Society and Morality in Social Change

**Unit-2: Religion and Law**

- 2.1 Religion- Meaning and Interconnection with the Constitution
- 2.2 Religion and National Integration
- 2.3 Non-Discrimination and Religion

**Unit- 3: Language and the Law**

- 3.1 Formation of Linguistic States
- 3.2 Constitutional Protection to the Linguistic Minorities
- 3.3 Language Policy and the Constitution

**Unit- 4: Women and the Law**

- 4.1 Gender Justice
- 4.2 Offences against Women
- 4.3 Sexual Harassment of Women at Workplace
- 4.4 Atrocities against Women

**References:**

- ▶ Asghar Ali Engineer: Contemporary Challenges to Secularism.
- ▶ Constitutional Assembly Debate CAD, Vol. VII, 3-12-1948, at pp. 815-16.
- ▶ Constitutional Assembly Debate CAD, Vol. VII, 6-12-1948, at p. 831.
- ▶ Fifth Annual Report of Minorities Commission of India 1982-83.
- ▶ H.M. Seervai, Constitutional Law of India, 1996.
- ▶ Human Rights, Terrorism and Counter-terrorism Fact Sheet No. 32 Office of the United Nations High Commissioner for Human Rights, Geneva, Switzerland.
- ▶ M.P. Jain (2004): Indian Constitutional Law, Wadhwa and Co. Nagpur.
- ▶ Malik and Rawat, Law and Social Transformation
- ▶ Marc Galanter (1977): Law and Society in Modern India, Oxford.
- ▶ Robert Lingat (1998): The Classical Law of India.
- ▶ Secularism and the Law (2010): National Foundation for Communal Harmony, New Delhi. August.
- ▶ U. Baxi (1982): The Crisis of the Indian Legal System.

**Course No: LAWMPH 2103****Developments of Law****3+1=4 Credits****Unit – 1: Human Right and Values in Education**

- 1.1 Custodial Death
- 1.2 Human Rights and Women
- 1.3 Protection of Refugees in India

**Unit – 2: Conceptual Issues in Social Sciences**

- 2.1. The Science/Social Science Contrast
- 2.2 Interpretation and Meaning
- 2.3. Objectivity in Social Science
- 2.4. Methodological Individualism

**Unit – 3: Constitution of India**

- 3.1 Basic Structure of the Indian Constitution: Doctrine of Constitutionally Controlled Governance
- 3.2 Fundamental Right to Education
- 3.3 Free Press and Independent Judiciary
- 3.4 Right to Information as a Fundamental Human Right

**Unit – 4: Intellectual Property Rights**

- 4.1 Right to Personal Freedom in Digital Environment
- 4.2 Protection of Trade Secrets and Undisclosed Information
- 4.3 Protection of Copyright Through Law in Internet Age

**References:**

- ▶ Ahuja, V K. (2017): Law relating to Intellectual Property Rights. India, IN: Lexis Nexis.
- ▶ Alston, Phillip (1995): The United Nations and Human Rights, Clarendon Press, London.
- ▶ Bajwa, G.S. and D.K. Bajwa (1996): Human Rights in India: Implementation and Violations, D.K. Publishers, New Delhi.

- ▶ Basu, D.D (1994): Human Rights in Constitutional Law, Prentice Hall, New Delhi.
- ▶ Constitutional Assembly Debate CAD, Vol. VII, 3-12-1948, at pp. 815-16.
- ▶ Constitutional Assembly Debate CAD, Vol. VII, 6-12-1948, at p. 831.
- ▶ Fifth Annual Report of Minorities Commission of India, 1982-83;
- ▶ H.M. Seervai (1996): Constitutional Law of India.
- ▶ Human Rights, Terrorism and Counter-terrorism Fact Sheet No. 32 Office of the United Nations High Commissioner for Human Rights, Geneva, Switzerland.
- ▶ M.P. Jain (2004): Indian Constitutional Law, Wadhwa and Co. Nagpur.
- ▶ Malik and Rawat, Law and Social Transformation.
- ▶ Sehgal, B.P.Singh(1999): Human Rights in India: Problems and Perspectives, Deep and Deep Publications, New Delhi.

### SEMESTER-III

**Course No: LAWMPH 3201**

**Legal Education**

**3+1=4 Credits**

The scholars are expected to submit a report after making an extension activity covering legal issues in nearby places and the same will be followed by a viva-voce.

**Course No: LAWMPH 3202**

**Dissertation Proposal and Presentation**

**3+1= 4 Credits**

The scholars are expected to write a dissertation proposal and present the same before the department.

### SEMESTER-IV

**Course No: LAWMPH 4201 Dissertation and Comprehensive Viva-voce /Presentation 6+2= 8 Credits**

The scholars are expected to write a full-length dissertation and the same will be followed by a viva-voce or a presentation before the department.