

SIXTH SEMESTER

Paper-I Trade Mark and Geographical Indication

[Total Marks 100 out of which 80 marks shall be for written Examination and 20 marks for internal assessment]

1. Objects of Trade Marks Law, Concept of Trade Mark, Domain Name, Good Trade Mark, Associated Trade Mark, Trade Description and Deceptive similarity, Functions of Trade Mark.
2. Collective Trademark and Certification of Trade Mark.
3. Registration of Trade Marks and Rights- Procedural Requirements of Registration, Kinds of Trade Mark Registration, Registered Users of Trade Marks, International Legal Instruments on Trade Marks, Content of Rights, Exhaustion of Rights.
4. Protection of Trade Marks and Goodwill.
5. Power and Functions of Registrar of Trade Marks.
6. Licensing of Trade Marks and Assignment and Transmission of Trade Marks.
7. Infringements of Trade Marks and Remedies.
8. Geographical Indication: Diversity of Legal Concepts underlying GIs, GIs on Handicraft, Agricultural Goods and Food Product, Role of State for Protecting GIs in India, Salient Feature of The Geographical Indications of Goods (Registration and Protection) Act, 1999.

Books Recommended:

1. Jatindra Kumar Das – Intellectual Property Right
2. W.R. Cornish - Intellectual Property Law
3. Graeme Dinwoodie and Mark Janis- Trade Mark Law and Theory
4. G.B. Reddy - Intellectual Property Rights and the Law
5. Marsha A. Echols- Geographical Indications for Food Products
6. Delphine Marie-Vivien-The Protection of Geographical Indications in India
7. Lipika Sharma- Geographical Indications in India: Law and Procedure

Paper-II Labour and Industrial Laws

[Total Marks 100 out of which 80 marks shall be for written Examination and 20 marks for internal assessment]

1. The Factories Act, 1948: Definitions, Provisions relating to Inspecting Staff, Health, Safety and Welfare of Workers, working Hours and Employment of Young Persons.

2. Minimum Wages Act, 1948: Definitions, Fixing of Minimum Wages- Procedure and Payment, Power and Functions of Inspector, Claims, Cognizance of Offence and Contracting Out.
3. Employee's Compensation Act, 2010: Scope and Object, Employer's Liability and Defence, Compensation, Power and Functions of the Board.
4. The Trade Unions Act, 1926: Definitions, Registration of Trade Unions, Rights and Liabilities of Trade Unions and Membership of Trade unions.
5. The Industrial Disputes Act: Definitions, Provisions Relating to Strikes and lock-outs, Lay-off and Retrenchment, Unfair Trade Practices and Penalties.
6. The Payment of Wages Act, 1936: Definitions, Wage Periods and Disbursement of Wages, Deductions.

Books Recommended:

1. S.N. Mishra- Labour Law
2. P.L.Malik- Handbook of labour and Industrial Law
3. S.K. Puri- Labour and industrial Laws
4. P.K. Padhi- Labour and Industrial Laws
5. S.M. Chaturvedi- Labour and Industrial Law
6. N.D. Kapoor- Handbook of Industrial Law

Paper-III

Interpretation of Statutes and Principles of Legislation

[Total Marks 100 out of which 80 marks shall be for written Examination and 20 marks for internal assessment]

1. Meaning of Interpretation and Construction.
2. Basic Rules of Interpretation: Literal Rule, Golden Rule and Mischief Rule, Harmonious Construction.
3. General Principles of Interpretation: Statute to be read as a whole- Intention of Legislatures- Statute to be constructed to make it effective and workable.
4. Subsidiary Rule of Interpretation: Mandatory and Directory Provisions, Use of "Shall" and "May", "It shall be lawful", "shall have power", "Or", "And", "as .
5. Internal Aids and External Aids to Construction.
6. Interpretation of Taxing Statute, Penal Statute
7. Interpretation of Social and Beneficial Legislation
8. Interpretation of Constitution
9. Maxims: *noscitur a sociis- ejusdem generis-Causus Omissio- Expressio Unius Est Exclusio Alteriu- Redendo Singula Singulis- Generalia Specilibus non Derogant*

Books Recommended:

1. T. Bhattacharya- Interpretation of statutes
2. P.M. Bakshi- Interpretation of Statutes
3. A.B. Kafaltiya-Interpretation of Statutes
4. M.P. Tandon- Interpretation of Statutes
5. Maxwell- Interpretation of Statutes
6. G. P. Singh- Principle of Statutory Interpretation
7. V.P Sarathi- Interpretation of Statutes

Paper-IV **Law of Taxation**

(Law Relating to Income Tax , and Goods and Services Tax)

[Total Marks 100 out of which 80 marks shall be for written Examination and 20 marks for internal assessment]

1. Basic Concept: Direct and Indirect Tax, History of Tax Law in India, Principles of Charging Income Tax, Exemption and Deduction, Tax Evasion, Tax Avoidance, Tax Planning, Tate of Tax.
2. Definitions: Person, Assessee, Assessment Year, Previous Year, Income, Gross Total Income, Heads of Income, Casual Income, Business, Capital Assets, Capital Receipts and Revenue Receipts, Capital Expenditure and Revenue Expenditure, Amalgamation.
3. Residential Status of Assessee and Scope of Total Income, Income deemed to be received/ Accrue or Arise in India, Income which do not form part of Total Income.
4. Heads of Income- Income from Salary, Income from House Property, Income from Profits and Gains of Business or Profession, Income from Capital Gains and Income from Other Sources.
5. Deduction of Gross Total Income, Computation of Total Income and Tax Payable Thereon, Filing of Return of Income, Relief when Salary, etc., is paid in arrears or in advance.
6. Assessment, Self Assessment, Inquiry before Assessment, Best Judgment Assessment, Income Escaping Assessment.
7. Appeal and Revision.
8. Constitutional Aspect of Goods and Services Tax in India: Basic Concept, Constitutional Amendments and Scheme.
9. Legislative Aspect of Goods and Services in India: Relevant Legislations in force in connection to goods and Services in India, Payment of Tax and Filing of Return, refund, liability, Appeal and revision

Books Recommended:

1. V. S. Datey - Indirect taxes- Law and Practice
2. Girish Ahuja and Ravi Gupta- Systematic Approach to Income – Tax and Sales –tax.
3. T. N. Manoharan- Students Handbook on Income Tax Law.
4. Dr. V. K Singhania - Students Guide to Income Tax.
5. Taxmann's- Income Tax Act
6. Dr. H. C Malhotra and Dr. S. P. Goyal- Direct Taxes.
7. Rajesh Kumar - Law of Goods and Services Tax.
8. Tarun Jain - Goods And Services Tax - Constitutional Law and Policy

Paper- V
Practical Training- III
(Moot Court Exercise and Internship)

[Total Marks 100 out of which 10 marks shall be for *viva-voce*/ internal assessment]

1. Moot Court: Every student may be required to do at least three Moot Courts with 10 marks for each. The Moot Courts work will be on assigned problem and it will be evaluated for 5 marks for written submissions and 5 marks for oral advocacy.
Marks 30
2. Observation of Trial in Civil and Criminal Courts: students may be required to attend two trials and they will maintain a Diary/ Note book wherein they will record various steps of the proceedings during Trial attended on different days which will carry 30 marks.
Marks 30
3. Interviewing Techniques, Pre-Trial Preparation, and Internship Diary: Each Student will observe two interviewing sessions of clients at the Lawyer's Office/ Legal Aid Office and record the proceeding in a diary, which will carry 15 marks. Each student will further observe the preparation of documents and court papers by the Advocates and the procedure for the filing of the suit/ petition. This will be recorded in the diary, which will carry 15 marks.
Marks 30
4. Viva-Voce/ Internal Assessment.
Marks 10

Books recommended:

1. Abhinandan Malik- Moot Court and Mooting
2. S.R. Myneni- Moot Court, Pre-Trial Preparation and Participation in Trial Proceeding and Viva Voce
3. K.L. Bhatia- Moot Court and Mock Trial Art to and Art of Advocacy
4. Namita Agarwal- Moot Court
5. Meghan Spillane- International Moot Court: An Introduction
6. Paul I. Weizer- How to Please the Court: A Moot Court Handbook