

**Bangladesh Army University of Engineering & Technology  
(BAUET)  
Qadirabad Cantonment, Natore - 6431**



**Faculty of Law**

**SYLLABUS FOR  
BACHELOR OF LAWS (LLB HONOURS)**

**Preface**

‘Nobody is above the Law’. People living in a society are bound to preserve and maintain the rules of Law. Law protects our general safety and ensures our rights as citizens against abuses by other people and by organizations. Laws and rules help the people to develop good behavior. Often, people initially obey rules due to fear of punishment. If there were no laws, then people could do anything they wished.

In modern world, the study of law emphasizes of enormous social, political, public and private issues through established institutions such as Courts, Tribunals, Parliaments and so on.

The Bangladesh Army University of Engineering & Technology (BAUET) opens the Department of Law and Justice to introduce a four years LLB Honours program for the students to train them with broad understanding on various substantive and procedural Laws. The Department started its journey from the year of March 2016 with a view to provide an excellent legal education in Bangladesh. This program covers the syllabus of Bangladesh Judicial Service Commission (BJSC) examination, Bangladesh Bar Council examination and other aspects of legal arena of home and abroad in the modern world. The learning outcomes of the program will play a vital role to develop knowledge & skills of the students.

The Department of Law and Justice comprised of devoted full-time and adjunct faculty members who are committed to provide quality of education. It provides a smart class rooms, a moot court and a rich library having a good collection of books equipped with modern technology.

The graduates of this program will be able to build up their career in legal profession as Judges, Lawyers, Legal Advisers, Law Teachers, Law officers and Researchers of government and non-government sectors in Bangladesh. Furthermore, the Department strives to help the students building a framework for life that is ethical, service-oriented and appreciative of diversity and committed to continuing legal education.

The Department looks forward for valuable suggestions for the betterment of the students and to review the syllabus in future.

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The LLB Honours courses under the Department of Law and Justice shall be offered over a period of four academic years. The four academic years shall be designated as 1<sup>st</sup> Year, 2<sup>nd</sup> Year, 3<sup>rd</sup> Year, and 4<sup>th</sup> Year in succeeding higher levels of study. Each academic year will be divided into two Semesters (1<sup>st</sup> Semester and 2<sup>nd</sup> Semester) having duration of 24 weeks. Under no circumstances, a student shall be allowed to continue his/her study for LLB Honours degree for more than six academic years. A student will be required to have 70% attendance of the total number of periods of lecture/tutorial classes held during the semester in every course to appear at the mid-term / semester final examinations.

**At a Glance:**

Faculty: Law  
 Department: Department of Law and Justice  
 Programme: Bachelor of Laws (LLB Honours)  
 Duration: 4 years (8 semesters)  
 Total courses: 34  
 Total credit hours: 134

**Objectives**

The Department of Law and Justice aims to introduce Four-Year LLB course to facilitate students to obtain an LLB (Honours) Degree in eight semesters within a span of four academic years. The programme aims to provide a broader legal understanding and academic discipline. It aims to enable a student to acquire firm understanding of legal principles and enhance their legal knowledge in various areas of law. It will help them to train themselves to be excellent legal practitioners.

**Outcome**

The student will be able to engage themselves in private practice, judiciary, public service, Law enforcing agencies, multinational corporations, NGO's, international organizations, academia and so forth. The course will prepare them for the challenges which they may encounter in future professional arena. The programme focused on how to develop the capabilities of identifying and grow new opportunities and integrate theoretical knowledge as well as the capacity to apply such knowledge in practice.

There are formal final examinations in all courses and works carried out in the programme are considered in the overall assessment. A satisfactory record of class work will also be required at each stage.

**Requirements for Degree**

A student must successfully complete the courses of all the semesters (within maximum six academic years for irregular students) to be eligible for the award of LLB honours degree in Law and Justice. The minimum passing grade in all courses will be D and the minimum passing grade in a project/thesis/Research course (henceforth referred to as Legal Research courses) and viva-voce will be D. In order to qualify for the LLB honours degree, a student must have to earn 134 credits and a minimum Cumulative Grade Point Average (CGPA) of 2.00. If any student fails in any course he/she will get the opportunity to improve the grade by retaking the same in the subsequent semester like all other students.

### Duration of Study

The Faculty of Science and Humanities offers Four-Year LLB (Honours) Degree comprising eight semesters within a span of four academic years. Each academic year is divided into two semesters namely Semester - 1 (January to June), Semester - 2 (July to December).

### Duration of Semesters:

The duration of each of Semester will be as follows:

Sl.	Events	Durations
1	Classes before Midterm Examination	7 weeks
2	Makeup Classes and Preparatory Leave for Mid Term Examinations	1 week
3	Mid Term Examinations	2 weeks
4	Mid Semester vacation	1 week
5	Classes before Final Examination	8 weeks
6	Makeup Classes and Preparatory Leave	2 weeks
7	Semester Final Examination	2 weeks
8	Semester End Vacation	1 week
<b>Total</b>		<b>24 weeks</b>

### Lecture Hour per Course

The procedure of credit hour semester system will be practised in the academic programmes of the Department of Law and Justice having involvement of (18) weeks of instruction in each semester and courses may have different credit hours having involvement of 14 instruction hours under each specific credit hour. In this context, there shall have a 4 credit hours course having 14 instruction hours. 1 course = 4 Credit Hours x 14 instruction hours = 56 hours lecture class. The classes of each course will be held 4 days in a week and the duration of each class is 50 minutes.

### Mode of Instruction: English.

### Evaluation Procedure

The student evaluation shall be based on class attendance, class test, Viva-voce, Presentation, assignments/term papers, mid-term and final examination. Number of classes/class tests and assignment/term paper will be decided by the respective course teacher. There will be a final examination at the end of the Semester. Each course work will be marked out of 100. The distribution of marks is as follows:

Continuous Assessment: *(Class Attendance =10, Class test/Quiz =10, Presentation/ Viva-Voce & Participation =05 and Assignment =05)	30%
Mid Term Examinations	30%
Semester Final Examination	40%
<b>Total</b>	<b>100%</b>

### Grading System

The letter grade system for assessing the performance of the students shall be as follows:

Numerical grade	Letter Grade (LG)	Grade Point (GP)
80% or above	A+	4.00
75% to less than 80%	A	3.75
70% to less than 75%	A-	3.50
65 to less than 70%	B+	3.25
60% to less than 65%	B	3.00
55% to less than 60%	B-	2.75
50 to less than 55%	C+	2.50
45% to less than 50%	C	2.25
40 to less than 45%	D	2.00
less than 40%	F	0.00
Incomplete	I	-

A letter grade I (incomplete) shall be awarded for courses that could not be completed in one semester, which will continue through to the next semester.

### Admission Requirements:

Undergraduate Admission Requirements		
Program	Minimum GPA requirements	Subject requirements
Bachelor of Laws LLB (Honours)	SSC /equivalent = 2.50 HSC / equivalent = 2.50 <b>Total = 5.00</b>	Students from any discipline can apply. Students will be assessed on English and General Knowledge etc.

### Course Designation System

Each course shall be designated by three/ four letters for the subject/discipline as decided by the department. The code identifying the department offering the course followed by a three-digit number having the following interpretation:

- The first digit shall correspond to the year in which the course is normally taken by the students.
- The other digit shall correspond to the number of course of the respective year. For example, LAW 101 stands for the first year first course in Law, LAW 423 indicates for fourth year course number twenty three.

### Courses for the degree of Bachelor of Laws (LLB Honors) Programme :

Undergraduate students of the Department of Law and Justice (LLB honours) have to follow a particular course schedule, the semester-wise distributions of which are given below:

Sl. No.	Course Code	Course Title	Pre-requisite	Credit Hours
1	LAW 101	Jurisprudence		4
2	LAW 102	Legal History and Legal System of Bangladesh		4
3	LAW 103	English For Law		4

4	LAW 104	English Language (Grammar with Listening & Speaking)		4
5	LAW 121	Law of Contract		4
6	LAW 122	Hindu Law & Other Personal Laws		4
7	LAW 123	Constitutional Law of Bangladesh		4
8	LAW 124	Law of Tort & Consumer Protection		4
9	LAW 201	Muslim Law		4
10	LAW 202	Law of Equity & Trust		4
11	LAW 203	Labour & Industrial Law		4
12	LAW 204	Constitutional Law of India, UK & USA	LAW 123	4
13	LAW 221	Criminology		4
14	LAW 222	Land Laws of Bangladesh		4
15	LAW 223	Penal Laws		4
16	LAW 224	Public International Law		4
17	LAW 301	Law of Transfer of Property, Registration & Public Demand Recovery	LAW 222	4
18	LAW 302	Company and Banking Laws of Bangladesh		4
19	LAW 303	Mercantile Law	LAW 121	4
20	LAW 304	Taxation Law		4
21	LAW 321	Land Management System of Bangladesh	LAW 301	4
22	LAW 322	Human Rights	LAW 224	4
23	LAW 323	Law of Civil Procedure		4
24	LAW 324	Law of Criminal Procedure	LAW 223	4
25	LAW 325	General Clauses Act & Interpretation of Statutes, Alternative Dispute Resolution & Legal Aid	LAW 101 LAW 123	4
26	LAW 401	Law of Evidence, Limitation and Specific Relief	LAW 323	4
27	LAW 402	Drafting and Conveyancing	LAW 323 LAW 324	4
28	LAW 403	Advocacy Workshop (Civil) – Internship	LAW 323	5
29	LAW 404	Information Technology Law	LAW 224	2
30	LAW 405	Migration & Refugee Law	LAW 322	2
31	LAW 421	Administrative Law and Public Administration	LAW 123 LAW 204	4
32	LAW 422	Advocacy Workshop (Criminal) – Internship	LAW 324	5
33	LAW 423	Environmental Law		4
34	LAW 424	Legal Research (with oral defence)		4
<b>Total Credit Hours</b>				<b>134</b>

**Courses of LLB (Honours)****Semester-wise Distribution of Courses:****FIRST YEAR:**

<b>Semester One</b>		Credits
LAW 101	Jurisprudence	4
LAW 102	Legal History and System of Bangladesh	4
LAW 103	English For Law	4
LAW 104	English Language (Grammar with Listening & Speaking)	4
<b>Total</b>		<b>16</b>

<b>Semester Two</b>		Credits
LAW 121	Law of Contract	4
LAW 122	Hindu Law & Other Personal Laws	4
LAW 123	Constitutional Law of Bangladesh	4
LAW 124	Law of Tort & Consumer Protection	4
<b>Total</b>		<b>16</b>

**SECOND YEAR:**

<b>Semester Three</b>		Credits
LAW 201	Muslim Law	4
LAW 202	Law of Equity & Trust	4
LAW 203	Labour & Industrial Law	4
LAW 204	Constitutional Law of India, UK & USA	4
<b>Total</b>		<b>16</b>

<b>Semester Four</b>		Credits
LAW 221	Criminology	4
LAW 222	Land Laws of Bangladesh	4
LAW 223	Penal Laws	4
LAW 224	Public International Law	4
<b>Total</b>		<b>16</b>

**THIRD YEAR:**

<b>Semester Five</b>		Credits
LAW 301	Law of Transfer of Property, Registration & Public Demand Recovery	4
LAW 302	Company and Banking Laws of Bangladesh	4
LAW 303	Mercantile Law	4
LAW 304	Taxation Law	4
<b>Total</b>		<b>16</b>

<b>Semester Six</b>		Credits
LAW 321	Land Management System of Bangladesh	4
LAW 322	Human Rights	4
LAW 323	Law of Civil Procedure	4
LAW 324	Law of Criminal Procedure	4
LAW 325	General Clauses Act & Interpretation of Statutes, Alternative Dispute Resolution & Legal Aid	4
<b>Total</b>		<b>20</b>

**FOURTH YEAR:**

Semester Seven		Credits
LAW 401	Law of Evidence, Limitation and Specific Relief	4
LAW 402	Drafting and Conveyancing	4
LAW 403	Advocacy Workshop (Civil) – Internship	5
LAW 404	Information Technology Law	2
LAW 405	Migration & Refugee Law	2
<b>Total</b>		<b>17</b>

Semester Eight		Credits
LAW 421	Administrative Law and Public Administration	4
LAW 422	Advocacy Workshop (Criminal) – Internship	5
LAW 423	Environmental Law	4
LAW 424	Legal Research (with oral Defence)	4
<b>Total</b>		<b>17</b>

**The Course Curriculum of the LLB Honors Programme:****LAW 101: Jurisprudence****Contents:**

Jurisprudence: Definition, nature and scope, Law: Definition, kinds and classification, Law and morality, Administration of justice, Sources of law, Legal rights and duties, Negligence, Ownership, Possession, Liability, Title, Person, Property, Law of obligations, Procedural and Substantive law: Crime and Criminal Procedure, Analysis of Legal Concepts

**Theories of Law:** Schools of jurisprudence, Natural School, Legal positivism, Legal Pluralism, pure theory of law, Historical School, Philosophical School, Socialist school, Realist School.

**Books Recommended**

1. Roger Cotterrell: The Politics of Jurisprudence
2. Werner Menski: Comparative Law in a Global Context: The Legal Systems of Asia and Africa
3. V.D Mahajan: Jurisprudence and Legal Theory
4. N.H. Jhabvala: Jurisprudence
5. Hamiduddin Khan: An Introduction to Jurisprudence
6. Fitzlerland: Salmond on Jurisprudence
7. H.F. Jolowcz: Lectures on Jurisprudence
8. Paton: Jurisprudence
9. R.W.M. Dias: Jurisprudence
10. Salmond: Jurisprudence
11. N.V Paranjape: Jurisprudence and Legal Theory

**LAW 102: Legal History & Legal System of Bangladesh****Contents:****A. Legal History**

Judicial System of India in the ancient Hindu period and Muslim period; The East India Company and the early Administration of India in Calcutta, Bombay and Madras; The Mayors Court; Judicial Reform of Warren Hastings and the Adalat System in Bengal, Judicial Reforms from time to time;

The Establishment of Supreme Courts at Calcutta, Bombay and Madras; Evolution of High Court, Codification by the Law Commission. The Sepoy Mutiny or War of Independence in 1857 and the after math (Constitutional Changes); Proclamation of Queen Victoria; The Government of India Act 1935, Strained Relation between Congress and Muslim League; Two Nations Theory, Lahore Resolution, Pakistan Movement; Cabinet Mission, Mountbatten Plan and Indian Independence Act 1947; Delay in Constitution making in Pakistan; Language Movement, Martial Law, Basic Democracy; The Six Points Program, Agartola Conspiracy Case; General Election in 1970, The Army Crackdown and Genocide; Constitutional History of Bangladesh; Crystallization of Bengali Nationalism; Declaration of Independence, Liberation War and Emergence of the People's Republic of Bangladesh.

**B. Legal System**

Meaning of Legal System and Basic Foundation of Legal System in Bangladesh, Sources and Classification of Law in Bangladesh, Features of the Legal System of Bangladesh.

Court structure of Bangladesh: Ordinary Civil and Criminal Courts of Bangladesh and their Jurisdiction; Special Court and Tribunals of Bangladesh, Law relating to Army, Navy and Air Force and Court Martial.

A brief overview of the procedural steps of criminal cases and civil suits.

Law Enforcement: Role of police, Courts, Governments and Citizens; Effectiveness of law enforcement in Bangladesh.

Judicial officers their role and power: The Chief Justice and Judges of the Supreme Court of Bangladesh, Supreme Judicial Council, Attorney General, Solicitor, Legal Remembrance, Solicitors, Judicial Officers, Magistrates. Law Officers of the Government, Legal Practitioners, Bench Officer and Clerk, Advocate Assistants

Legal Developments: Law Relating to Ombudsman, Administration Tribunal, Law Reforms, Family Court, Alternate Dispute Resolution (ADR), Public Interest Litigation and Epistolary Jurisdiction of the Supreme Court

**Books Recommended**

1. A.C. Kapur: Constitutional History of India
2. ABM. Mafizul Islam Patwari : Legal System of Bangladesh
3. Barrister Abdul Halim: Legal System of Bangladesh
4. B.B Misra: The Judicial Administration of East India Company in India
5. M.P. Jain: Outline of Indian Legal History
6. Sir Jadu Nath Sarker: Mughal Administration
7. V. D. Kulshrishtha: Land Marks in Indian Legal and Constitutional History

List of leading cases concerning this course will be given by the teacher concerned.

**LAW 103: English for Law****Contents:****A. Legal Language and Writing**

1. Vocabulary building techniques, Legal terms, Crime words
2. Abbreviations related with law and administration of justice
3. Law Maxims
4. Latin terms relating with law
5. Introducing Law Reports and Journals
6. Writing on legal aspect, Guided and free composition (Legal Essay & Paragraph)

**B. Professional Conduct, Etiquette and Ethics**

1. Origin and Development of Professional Conduct and Etiquette
2. Conduct with Regard to other Advocates
3. Conduct with Regard to Clients
4. Duty to the Court
5. Conduct with Regard to the Public Generally
6. Laws Regarding Dresses of Advocate

**C. Bangladesh Bar Council Orders & Rules, 1972**

Legal Profession: Educational Institutions and Degrees, Composition, Powers and Functions of Bangladesh Bar Council, Bar Associations in Bangladesh, Enrolment of Advocates; Disciplinary Proceedings before Bar Council Tribunal; Canons of Professional Conducts and Etiquette

**Books Recommended**

1. Advocacy Manual from the University
2. Bangladesh Bar Council Cannons of Professional Conduct and Etiquette, 1969
3. Black's Law Dictionary
4. Civil Rules and Order-1935 (as amended up to date)
5. Code of Civil Procedure, 1908
6. Code of Criminal Procedure, 1898
7. Lord Denning, 1993. The Discipline of Law
8. L.G. Alexander: For and Against: An Oral Practice Book for Advanced Students of English
9. Md. Abdul Hamid: Ain Kosh
10. Raymond Murphy: Intermediate English Grammar
11. Stuart Redman: English Vocabulary in Use
12. The Bangladesh Legal Practitioners and Bar Council Order 1972
13. The Bangladesh Legal Practitioners and Bar Council Rules 1972
14. Dr. Belal Hussain Joy: Law Management Skills, Bangladesh Law Book Company, Dhaka
15. Legal Terms / Maxims

List of leading cases concerning this course will be given by the teacher concerned.

**LAW 104: English Language (Grammar with Listening & Speaking)****Contents:****1. Grammar -1:**

Introduction to the Course. Discussion on English as an International Language.

**A. Grammatical Structures:**

1. Nominal Group: Nouns, Countable Noun and Uncountable Noun
2. Pre-modifiers of Noun: Determiners, Adverb, Adjective
3. Post-modifiers of Noun: Prepositional phrase, Infinitive, Participles
4. Verbal Group: Types of Verbs, Intransitive, Transitive, Linking
5. Tense
6. Voice

**B. Grammatical Structures:**

1. Declarative
2. Interrogative
3. Exclamatory
4. The Compound sentence and its structures
5. The Complex sentence and its structure
6. Beyond the Sentence
7. Discourse Cohesion

**C. The Simple Sentence and its Structure****D. Reading:**

Reading Passages: Reading will concentrate on vocabulary and illustration of basic sentence elements

**2. Listening and Speaking- 1: Notions, Functions**

1. Socializing
2. Expressing Moral Attitude
3. Expressing Intellectual Attitude
4. Expressing Emotional Attitude
5. Suasion (getting things done)

**Books Recommended**

1. L.G. Alexander: An Oral Practice Book for Advanced Students of English
2. Raymond Murphy: Intermediate English Grammar
3. Sadruddin Ahmed: Learning English The Easy Way
4. Stuart Redman: English Vocabulary in Use
5. Thomson, A.J. & Martinet, A.V: A Practical English Grammar

**LAW 121: Law of Contract****Contents:**

**Preliminary:** Evolution of contract law, object and function of contract law, promise, agreement-Meaning, elements and characteristics of Contract- Basis of Contract, Classification of Contract.

**Offer and acceptance:** Proposal: Meaning, Elements Characteristics and Kinds of proposal Distinction between Proposal and Invitation to Proposal. Acceptance - Meaning, Modes and Characteristics of Acceptance. Communication, revocation and termination of proposal and acceptance.

**Consideration:** Meaning, definition and Elements of Consideration-Significance and adequacy of consideration-Unlawful consideration and object-Concept of stranger to contract.

**Capacity to Contract:** Who cannot make a contract:-Who is minor-The place of minor under the Law of Contract- Persons of unsound mind, nature of contract by person of unsound mind-Persons deprived of the capacity to contract.

**Free consent:** Meaning of consent and free consent-.Factors rendering consent not free and their effect upon the validity of contract-Coercion, undue influence, misrepresentation, fraud, and mistake.

**Void, voidable and illegal Agreements:** Agreements in restraint of marriage freedom of trade and right to initiate legal proceedings-Agreements involving uncertainty, wager and impossibility.

**Legality of Object and Consideration:** Meaning of object and consideration-Grounds in which contracts are held to be unlawful-.Doctrine of public policy-Fate of contract unlawful in part

**Contingent Contract and quasi- contract:** Contingent contract, conditions of quasi-contract, collateral event- Certain relations resembling to those created by Contract (Quasi contract), rationality of quasi- contract.

**Performance of Contract:** Who is liable to perform? Joint rights and joint liability and performance of reciprocal promises-Time, place and manner of performance- Discharge from liability to perform the contract- Apportionment of Payment.

**Breach of Contract:** Meaning and kinds-Remedies for breach of contract-Damages, Measure of damages and remoteness of damage -Specific Performance of contract and Injunctions under Specific Relief Act.

**Contract of Indemnity and Guarantee:** Meaning: Distinction between indemnity and guarantee and kinds of guarantee-Rights of Indemnity holder-Rights of the Surety, Extent of the Liability of the Surety-Discharge of liability of the Surety.

**Contract of Bailment:** Definition of bailment, Characteristics of bailment, Different kinds of bailment, Rights and Duties of the bailor and bailee, Rights and duties of the finder of goods, Termination of bailment, Bailment by way of pledge.

**Contract of Agency:** Definition & nature of Agency, Power of attorney, Agent and servant, Different classes of agents, Methods of creating agency, Sub-agent and Co-agent, Rights and duties of agents, Termination of agency.

#### Books Recommended

1. P. S. Atiyah.: An Introduction to the Law of Contract, Clarendon Press, Oxford, 6th Edition, December 2004
2. Pollock: Principles of the Law of Contract.
3. DLR publication: Contract Act
4. V.G. Ramchandran: The Law of Contract in India.
5. P.R. Desai: Principles of Law of Contract.
6. Avter Singh: Law of Contract.
7. Ponnuswami and Puri: Cases and Materials on Contract, EBC, 1987
8. A K Sen and Mitra: Commercial Law and Industrial Law
9. M C Kuchhal: Mercantile law or Business Law

10. M C Shukla: Commercial law

11. Muhammad Ekramul Haque: Law of Contract

12. M P Furmston: Cheshire, Fifoot and Furmston's Law of contract

13. S V Joga Rao: Contract Law (National Law School of India University)

#### Statute:

The Contract Act, 1872

List of leading cases concerning this course will be given by the teacher concerned.

#### LAW 122: Hindu Law and Other Personal Laws

##### Contents:

##### A. Hindu Law:

Nature and application of Hindu Law, Sources of Hindu Law, schools of Hindu law, *Mitakshara*, *Dayabhaga* Schools, their fundamental differences, Law relating to inheritance, succession of males and females, Law relating to marriage, guardianship and custody of the children, adoption, will, debts and partition, position of karta of a joint family, his rights and obligation, maintenance, *Stridhana* and women's estate, inheritance of *stridhana*, religious and charitable endowments, Comparative study of Hindu Law in Bangladesh and India.

**B. Buddhists Law:** Issues relating to Buddhists in Bangladesh: Custom, Culture and Tradition, Marriage, Polygamy, Succession, Adoption and maintenance.

##### C. Christian Law

Marriage, Divorce, Guardianship of children, Maintenance, Adoption, A comparative study of Christian law in Bangladesh & India, Possibilities of reforms of Christian Law in Bangladesh.

#### Books Recommended

##### a) Hindu Law:

1. DF Mullah - Principles of Hindu Law
2. Menski, Werner F, *Hindu Law: Beyond Tradition and Modernity*
3. Menski, Werner F, *Comparative Law in a Global Context: The Legal Systems of Asia and Africa*
4. JDM Derrett, *Introduction to Modern Hindu Law*
5. JDM Derrett, *A Critique of Modern Hindu Law*
৬. এম বদরউদ্দীনঃ হিন্দু আইন
7. DF Mulla, *Hindu Law*
8. Tahir Mahmood, *Hindu Law*
9. B M Gandhi, *Hindu Law*
10. JC Ghose, *Principles of Hindu Law*
11. Hari Singh Gour, *Hindu Code*
12. SV Gupta, *Hindu Law in British India*
13. Paras Diwan, *Modern Hindu Law*
14. Raghav Acharia, *Hindu Law, Principles and Precedent*
15. KRR Sastry, *Hindu Jurisprudence*
16. SK Routh, *Elements of Hindu Law*
17. Shahnaz Huda, *Combating Gender Injustice: Hindu Law in Bangladesh*
18. Rabia Bhuiyan, *Gender and Tradition in Marriage and Divorce: An Analysis of Personal Laws of Muslim and Hindu Women in Bangladesh*

**b) Christian Law:**

1. Faustina Pereira: Civil Laws Governing Christians in Bangladesh: A proposal for Reform
2. Siddiqur Rahman Mia: *Muslim, Hindu, Christian Bibaha O Talaq Samparkita Ain*

**Statutes:**

1. The Hindus Transfer and Benefits Act, 1914
2. The Hindus Dispossession and Property Act, 1916
3. Hindu Inheritance (Removal of Disabilities) Act, 1928
4. Hindu Inheritance (Amendment) Act, 1929
5. Indian Succession (Amendment) Act, 1929

(A list of additional books, journal Articles, leading cases will be circulated by the Course Teacher concerned).

**LAW 123: Constitutional Law of Bangladesh****Contents:**

Meaning of Constitution, Classification of Constitution, Different methods of adopting a Constitution, Difference between Constitution and Constitutional Law. The concept of supremacy of the Constitution-Bangladesh perspective. Framing history of Constitution of Bangladesh-the Interim Constitution of Bangladesh-The Proclamation of Independence 1971 and Provisional Constitution Order, 1972.

Features of Constitution of Bangladesh, 1972. The preamble of the Constitution of Bangladesh-its status, judicial view on preamble in light of *Kesavananda Bharti* and *8th Amendment case*.

The Basic Structure Doctrine under the Bangladesh Constitution in light of *8th Amendment Case*. The doctrine of judicial review-Bangladesh perspective.

Fundamental principles of State Policy - Socio-economic rights are part of Fundamental Principles of State Policy, difference with Fundamental Rights.

Fundamental Rights under Bangladesh Constitution and their enforcement. Doctrine of Positive Discrimination under Bangladesh Constitution. Fundamental Rights & Human Rights.

The Executive – Qualifications & disqualifications of President, Powers and Functions of the President. Ordinance making powers of the President. Removal of President. The Prime Minister and the Cabinet. Provisions relating to the Attorney General.

Legislation and its classifications Need for Delegated legislation in BD, UK & USA.

The Legislature - composition powers and functions. Qualifications & disqualifications for being election to the Member of Parliament, Vacation of seat, Floor crossing, Speaker & Deputy Speaker.

Ombudsman under Bangladesh Constitution. Legislative Procedure.

The Judiciary - composition, powers and functions, Jurisdiction of the Appellate Division and the High Court Division. The Concept of Independence of Judiciary – (In light of Masder Hossain's Case). The concept of preventive detention and the provision of preventive detention under the Bangladesh Constitution. Writ, various kinds of writ under the Bangladesh Constitutional framework

The Election Commission, Public Service Commission (PSC) & Bangladesh Judicial Service Commission (BJSC).

Emergency provision under the Bangladesh Constitution, Emergency powers & its effects in Bangladesh.

Amendments of the Constitution and its procedure.

Miscellaneous provision of Bangladesh Constitution. Office of Profit: Definition, nature, Rationality Status of International Treaty under the Constitution of Bangladesh.

Local Government under Bangladesh Constitution. The concept of Constitutionalism-Bangladesh perspective. The Defense Service. The Administrative Tribunal.

**Books Recommended**

1. Mahmudul Islam: Constitutional Law of Bangladesh, Second Edition, Mullick Brothers, and Dhaka
2. Justice Latifur Rahman: The Constitution of the People's Republic of Bangladesh with Comments and Case Laws, Mullick Brothers, 2004.
3. Justice Mustafa Kamal: Constitutional Law, Current issues and trends.
4. Md. Abdul Halim: Constitution, Constitutional Law and Politics: Bangladesh Perspective, A Comparative Study of Problems of Constitutionalism in Bangladesh.
5. CF Strong: Modern Political Constitutions, London, 1975
6. AKM Shamsul Huda: The Constitution of Bangladesh
7. The Constitution of the People's Republic of Bangladesh

List of leading cases concerning this course will be given by the teacher concerned.

**LAW 124: Law of Tort & Consumer Protection****Contents:****A. Law of Tort**

**Preliminary:** Definition of torts- the nature and scope and objectives of tort law; the range of interests protected by tort law; comparison with law of contract and criminal law- Applicability of tort law in Bangladesh

**General principles, Parties and General Defenses:** *Damnum sine injuria* and *injuria sine damno*, *mens rea* in tort action, remoteness of damages, reasonable man-Who can sue and be sued, *volenti non fit injuria*, statutory authority, act of god, inevitable accident, inevitable mistake etc.

**Intentional tort and unintentional torts:** Relationship between the intentional torts and the tort of negligence; intentional torts including, trespass to the person and to land; the intentional infliction of harm, sexual harassment; interference with goods; reference will be made to some offences which are similar to nominate torts, e.g., assault, battery, false imprisonment, malicious prosecution and conversion malfeasance, misfeasance and nonfeasance- trespass ab initio.

**Negligence:** Definition, elements, duty of care, Standard of care - Donoghue vs. Stevenson Principle- proof of absence of care- damage - causation and remoteness contributory negligence; voluntary assumption of risk; exclusion of liability-limitation period- last opportunity rule- *Res Ipsa Loquitar*- Doctrine of Identification

**Vicarious liability**-Employers' liability-Liability of the government -Breach of statutory duty-Occupiers' liability- product Liability

**Nuisance** - public and private, elements of nuisance, special damage, twenty years prescription, 45 degree rule, not defenses- law of nuisance in Bangladesh.



**Absolute liability:** *Rylands v Fletcher Rule*, Extension of the rule, exceptions to the rule, Rylands Rule vs. nuisance, scintilla rule, liability for dangerous animals.

**Economic torts:** Deceit, conspiracy, breach of confidential information, passing off, Injurious falsehood, intimidation, gherao and picketing, invasion of privacy and other emerging torts.

**Defamation:** Definition, elements- publication, reference of plaintiff, defamatory statement Kinds- libel and slander- innuendo- Defenses- privilege, fair comment, justification, defamation on the internet, group defamation- tension between defamation law and freedom of expression- present state of defamation law in Bangladesh

**Remedies and discharge:** Damages, injunctions, restitution, accounting for profits, declaratory relief, abatement of nuisance and representative actions- comparison of remedies with those of available under the law of contract- discharge of torts.

### **B. Law of Consumer Protection**

Concept of Consumer & Consumer protection, Rationale for Consumer Protection, A brief history of consumerism, Important Legal Rights of Consumers with special reference to Bangladesh perspective

Non-Legal Measures for consumer protection with special reference to Consumer Movement in Bangladesh, Consumer Protection in different countries with special reference to India, USA, UK

### **Books Recommended for**

#### **A. Law of Tort:**

1. N H Jhabvala - Law of Torts
2. Salmond on Law of Torts
3. Ratanlal and Dhirajlal - Law of Torts
4. P S A Pillai - Law of Tort
5. Green Davies - Tort law cases
6. A.B Siddique – The Law of Torts
7. D D Basu -. Law of Torts
8. Dr. Nurun Nahar: Law of Tort
9. Philip S. James- General Principles of the law of torts
10. W H Winfield - Law of Torts
11. B M Gandhi - Law of Torts, 2nd Edition 2002, Eastern book Company

List of leading cases concerning this course will be given by the teacher concerned.

### **Books Recommended for**

#### **B. Consumer Protection:**

1. Avtar Singh: Law of Consumer Protection: Principles and Practice
2. B.K Das & SS Rao: Law, Practice and Procedure on Consumer Protection
3. PK Majumdar: Law of Consumer Protection in India
4. Mizanur Rahman: Consumer Protection Law and the Swedish Approach
5. Ahameduzzaman: Law of Consumer Protection

### **LAW 201: Muslim Law**

#### **Contents:**

#### **Part A:**

History and the growth of the Islamic legal system.

Meaning of Fiqh and Shariah,

Schools of Muslim Law Divergence between Shia and Sunni Schools,

Contribution of four Imams in the development of Islamic Jurisprudence,

Sources of Muslim Laws- The Quran, The Hadith, Theory of Abrogation, Ijma, Qiyas, Custom & usage Istihsam, Al-Masalih, Istidlal, Juristic Deduction, Analogy, Istihad and Taqlid

#### **Part B:**

Development of Islamic Law in different periods.

Legislative development in Muslim Law in Bangladesh & its application.

Marriage – Essential requirements & prohibitions, forms & legal effects, registration of marriage and Polygamy.

Dissolution of Marriage -- Forms & legal effects, Talaq, Ila, Zihar, Talaq-tawfid, Khula, Mubaraa, Lien & Faskh,

Mahr or Dower, Maintenance or Nafaqa, Custody & Guardianship, Acknowledgment, Gift, Will, Wakf, Pre-emption.

#### **Part C: Succession**

1. Administration of Estate
2. Law of inheritance (Sunni & Shia)
3. Doctrine of Representation

### **Books Recommended**

1. D.F Mullah: Principles of Mohammedan Law
2. David Pearl & Werner Menski, *Muslim Family Law* (3rd edition)
3. Alamgir M Serajuddin, *Shari'a Law and Society: Tradition and Change in South Asia* (2<sup>nd</sup> edn)
4. Alamgir M Serajuddin, *Muslim Family Law, Secular Courts and Muslim Women of South Asia: A Study on Judicial Activism*
5. Bhuiyan, Rabia, *Gender and Tradition in Marriage and Divorce: An Analysis of Personal Laws of Muslim and Hindu Women in Bangladesh*
6. A.A. Fyze: Outlines of Mohammedan Law
7. Ameer Ali: Mahommedan Law
8. B.R. Verma: Mohammedan Law
9. Dhaka Law Reports (DLR) : Hand Book of Muslim Family Laws
10. Dhaka Law Reports (DLR) : Muhammedan Law
11. Dr. Tanzilur Rahman: A Code of Muslim Personal Law
12. Dr. Tahir Mahmood: The Muslim Law of India
13. F.B Tyabji: A Handbook on Muhammadan Law
14. J.M.U. Anderson: Islamic Law in the Modern World
15. J. Schacht: An Introduction to Islamic Law
16. Khalid Rashid: Muslim Law
17. N.B.S. Bailie: Digest of Muhammadan Law
18. N.J. Coulson: Succession in the Muslim Family
19. Shawkat Mahmood: Muslim Law

20. Vijay Malik: Muslim Law of Marriage, Divorce & Maintenance
21. Dr. M. Faiz-ud-Din: A Text Book on Islamic Law
22. Aquil Ahmed: Muslim Law
23. ড. এম. হাবিবুল রহমান : মুসলিম আইন, ১ম ও ২য় খণ্ড

#### **Statutory Laws:**

The Guardians and Wards Act 1890  
 The Succession Act, 1925  
 The Child Marriage Restraint Act, 1929,  
 The Dissolution of Muslim Marriage Act, 1939,  
 The Muslim Family Laws Ordinance, 1961,  
 The Muslim Marriages & Divorces (Registration) Act, 1974,  
 The Dowry Prohibition Act, 1980,  
 The Family Courts Ordinance, 1985.

List of leading cases concerning this course will be given by the teacher concerned.

#### **LAW 202: Law of Equity & Trust**

##### **Contents:**

##### **A. Law of Equity**

Common Law Origin and Development of Equity. Nature and Definition of Equity, Courts of Equity: Composition Powers and Functions of the Courts of Equity. Application of Equity Jurisdiction in Bangladesh. Relation between Law and Equity: Equitable Estate and its relation to Legal Estate. Twelve Maxims of Equity, Their implications and applicability in Bangladesh in different statutes. Equitable Remedies: Specific Performance. Injunction and Receiver. Nature and Definition of Benami Transaction. Doctrine of Advancement

##### **B. Law of Trust**

Origin and Development of Trust, Nature and Definition of Trust; Classification of Trust; Creation of Trust; Three Certainties, Trustee: Appointment, removal, Powers, Functions, Duties and Obligations of Trustee. The administration of trust, Beneficiary: Rights and Liabilities of Beneficiary Breach of Trust and Remedies of Breach of Trust.

##### **Books Recommended**

1. B M Gandhi- Equity, Trust and Specific relief
2. Durga Das Basu- Equity, Trust and specific Relief
3. Snell- Principles of Equity
4. Aquil Ahmed - Equity, Trust and Specific Relief
5. Sufi Shamsur Rahman- Equity and Trust Law
6. Agarwalla- Indian Trust Act
7. The Trust Act, 1882
8. Hanbury- Principles of Equity

##### **Statute:**

The Trust Act, 1882.

List of leading cases concerning this course will be given by the teacher concerned.

#### **LAW 203 : Labour & Industrial Law**

##### **Contents:**

Introduction, Importance of labour and industrial legislation, General principles of labour and industrial Laws, History, scope and objectives of Labour Act, 2006, Appointment and conditions of Employment, Employment of young persons, Maternity Welfare Facilities, Health and Hygiene, Safety, Welfare Measures, Working Hours and Leave.

Wages Board, Compensation for Injury caused by Accident, Trade union and Industrial Relations, Settlement of Disputes, Labour courts, Labour Appellate Tribunal, Legal Proceedings, Workers participation in companies Profits, Safety and control of Employment of Dock Workers, Provident Fund, Apprenticeship, Offence, Penalties and Procedure, Authorities of Administration and Inspection. Labour policy of the Bangladesh Government

##### **Books Recommended**

1. The Bangladesh Labour Act, 2006
2. A.A. Khan: (i) Bangladesh Labour and Industrial Law,  
(ii) Bangladesh Labour Code
3. Coopers: Outline of Industrial Law.
4. Citrine: Trade Union Law
5. Friedaman: The Modern law of Employment
6. Akin and Feid: Employment Welfare and Safety at works
7. Wedderburn: The workers and the Law: Cases and Materials on Labour Law.
8. Ahmed Zulfiquar: A Text Book on the Bangladesh Labour Act, 2006

##### **Statute:**

The Bangladesh Labour Act, 2006

List of leading cases concerning this course will be circulated by the teacher concerned.

#### **LAW 204: Constitutional Law of India, UK & USA**

##### **Contents:**

##### **A. Constitution of India**

Salient features of the Indian constitution. Philosophy of the constitution: separation of powers. Fundamental Rights of citizens and sovereignty of the people. Executive Branch; Legislative Branch; Judicial Branch; their composition & functions. Writ jurisdiction, Relation between the states; Procedure of Amendment of the constitution; Major Amendments. Emergency provisions. Comparison between the Bangladesh and the Indian constitution.

##### **B. Constitution of United Kingdom (UK)**

Origin of British Laws. History of British Laws.

Features of British Constitution: written-unwritten.

Development of British Constitution. British Monarchy. Royal Prerogatives. Constitutional Convention. Parliamentary Supremacy: Separation of Powers.

The Cabinet: Responsible Government; Ministerial Responsibility; House of Lords; House of Commons. Electoral laws. Parliamentary Privileges.

Judicial Review of Administrative actions and Natural justice. Rule of law and the Human rights.

**C. Constitution of USA**

Salient features of the US Constitution. Philosophy of the Constitution: separation of powers.

Fundamental Rights of citizens and sovereignty of the people.

Development of American Constitution. Political Parties.

Executive Branch: President and Election, Powers etc,

Legislative Branch: Composition and functions,

Judicial Branch - Structure, Jurisdiction of the court, power of Judicial review. The

Structure, jurisdiction and functions of the lower courts, state Courts,

Bills of Rights under the Constitution of USA

Relation between the states.

Procedure of Amendment of the constitution. Major Amendments. Comparison between the UK and the US constitution.

**Books Recommended**

1. P.M Bakshi: The Constitution of India
2. Dr. Durga Das Basu: Introduction to the Constitution of India
3. Barrister Abdul Halim: The Modern British Constitution: Theory and Practice
4. A.C. Kapur: Select Constitutions
5. A. V. Dicey: Introduction to the Study on the Law of Constitution
6. D. C. M. Yardley: Introduction to British Constitutional Law
7. J.W. Garner: Government of the United States
8. K.C Wheare: The Modern Constitution
9. O'Hood Phillips: Constitutional and Administrative Law
10. M.A.Malik: Outlines of the Constitution of the United States of America
11. Md. Rezaul Karim: Constitutional Law of UK & USA
12. Walter Bagehot: The English Constitution

(The topics will be discussed with reference to the Constitution of India, UK & USA: Constitutional Amendments and the Leading Cases)

**LAW 221: Criminology****Contents:**

The Concept, Elementary Issues Concerning Crime and Criminology, Nature and Scope of Criminology, Inter-relation between Criminology and Criminal Law, Schools of Criminology, Causation of Crime, Theories of Crime, Organized crimes, White collar crimes, Sexual offences, Alcoholism and drug addiction, Juvenile delinquency, Theories of punishment, Police Administration and Community Police, Criminal Law Courts, Prison Administration, Open Prison, Executive Clemency, Probation of Offenders, Parole, Juvenile Justice System, Constitutional Rights as to Detention and Trial, Recidivism, Crime Prevention.

**Books Recommended**

1. Ahmed Siddique: Criminology: Problems and Perspectives
2. E. H. Sutherland: Principles of Criminology
3. George B. Vold: Theoretical Criminology
4. Hamza Hossain: A Hand Book of Criminology
5. Korn and Recorkli: Criminology and Penology
6. N. V. Paranjape: Criminology
7. DLR publication: Penal Code, 1860
8. The Code of Criminal Procedure, 1898

List of leading cases concerning this course will be given by the teacher concerned.

**LAW 222: Land Laws of Bangladesh****Contents:**

Historical analysis of the Land Laws:

Hindu period, Mughal period, British period and Bangladesh period.

Permanent Settlement: Proclamation, History, Decennial Settlement Regulation,

Non-Badshahi Lakhiraj, Bengal Alluvion & Delluvion Regulation, 1825,

Bengal Patni Taluk Regulation, 1819

The Bengal Tenancy Act, 1885

State Acquisition and Tenancy Act, 1950: historical background; objects; nature and characteristics of the Act; definitions; acquisition of rent receiving interests by the state and compensation; preparation and maintenance of record of rights; subletting, rights and liabilities of the Raiyats, and amalgamation, sub-division and consolidation of holdings;

pre-emption; provisions relating to rent; transfer, purchase and acquisition of lands; appeal, review, revision and other judicial and quasi-judicial procedures

The Non-Agricultural Tenancy Act, 1949: historical background; objects; nature and characteristics of the Act; definitions; classes of non-agricultural tenants; transfer of non-agricultural land; pre-emption; judicial procedure; incidents of non-agricultural tenancies

Land Reform Ordinance, 1984: purposes; definitions; reformations made by this Ordinance; provisions relating to Bargadars under the Ordinance

Laws Relating to Abandoned and Vested Property: background; legal status; procedure for enlistment; release from the lists; jurisdiction and other procedures

Laws Relating to Acquisition and Requisition of Land: general concept; incidents of acquisition and requisition; payment of compensation; jurisdiction and procedure

Laws and Principles Relating to Khas Lands in Bangladesh,

Laws of Easements over Land

**Books Recommended**

1. D. C. Bhattacharya: Enemy (Vested) Property Laws in Bangladesh
2. Dhaka Law Reports (DLR) : Acquisition and Requisition of Immovable Property Manual
3. Dhaka Law Reports (DLR) : Non Agricultural Tenancy Act
4. Hamid Ashraf: Land Laws of East Pakistan
5. L. Kabir: Land Laws of Bangladesh
6. M. Ansar Uddin Sikdar: Land Laws and Land Administration Manual
7. Ministry of Land: Land Administration Manual
8. M. I. Faruqi: Law of Abandoned Property
9. Md. Mahbur Rahman: Acquisition and Requisition of Immovable Property Manual
10. Professor A. A. Khan: Land Laws of Bangladesh
11. T. Hussain: Land Rights in Bangladesh
12. Dr. Nurul Huq: *Bhumi Ain O Alochona*
13. Dr. M. Rabiul Hossain: A Text Book on Land Laws of Bangladesh

**Statutes:**

1. The Non Agricultural Tenancy Act 1949
2. The Non Agricultural Tenancy Rules 1950
3. The State Acquisition and Tenancy Act 1950
4. The State Acquisition and Tenancy Rules 1951
5. Land Limitation Order & Rules 1972
6. Land Development Tax Ordinance & Rules 1976
7. Land Reform Ordinance & Rules 1984

List of leading cases concerning this course will be given by the teacher concerned.

**LAW 223: Penal Laws****Contents:**

Origin and development of Criminal Law, Crimes and civil injuries, essential elements of crime, *Mens Rea* (guilty mind), grounds of exemption from criminal responsibility, joint liability, presumption of innocence, mistake of fact and mistake of law, general exceptions, attempts, abetment and conspiracy, punishment: its objects and limit.

Specific offences: (a) offences against the state and other public interest: criminal conspiracy, public nuisance, breach of public peace, offences relating to elections, False evidence, offences relating to weight & measures, public health, decency & morals, offences relating to religion.

(b) Offences affecting the human body: homicide, murder, causes of miscarriage, concealment of birth, exposure of infant, diminished responsibility and suicide. Non-fatal offences against person: hurt, grievous hurt, criminal force, assault, wrongful restraint and confinement, kidnapping, abduction, slavery and forced labour, rape and unnatural offences.

(c) Offences relating to property: theft, extortion, dacoity, criminal misappropriation of property, criminal breach of trust, stolen property, cheating, mischief, criminal trespass and forgery.

(d) Other interest of the individuals: offences relating to marriage, defamation, criminal intimidation, insult, prejudicial act and annoyance.

(e) Special Laws: Nari O Shishu Nirjatan (*Bishesh Bidhan*) Daman Ain, 2000,

The Special Powers Act, 1974,

The Acid Throwing Act, 2002,

The Explosive Act, 1884

**Books Recommended**

1. Ratanlal & Dhirajlal : Law of Crimes
2. L. Kabir : Lectures on Penal Code with leading cases
3. Zahurul Huq : Penal Code
4. Zahirul Islam : The Law of Crimes
5. Smith & Hogan : Criminal Law, Oxford University Press, 2002.
6. Michael Jefferson : Criminal Law, Pitman Publishing, 1999.
7. Ansaruddin Sikdar : Law of Crimes, Commentary on the Penal Code, 1995
8. Govt. Publication: The Penal Code, 1860

**Statute:**

The Penal Code, 1860.

List of leading cases concerning this course will be given by the teacher concerned.

**LAW 224: Public International Law****Contents:**

**Introduction:** Nature and Historical Development of International Law, Theories of International Law, Schools of International Law, Law of Nature, Sanctions of International Law.

**Sources of International Law:** Formal and Material sources of Law, International Treaties and Conventions, International Custom, General Principles of Law recognized by the Civilized Nations, Decisions of Judicial or Arbitration Tribunals, Juristic Works, Decisions of the International Institutions

**Relationship between International Law and Municipal Law:** Theories as to the relation between International Law and Municipal Law, Application of International Law by Municipal Courts, Application of Municipal Law by International Tribunals.

**The subjects of International Law:** States as the principal subjects of International Law, The different kinds of States and Non-state entities, International Persons, Neutralized States, Individuals as Subjects of International Law.

**Recognition:** Recognition of States and Governments, Recognition of De jure and De facto, Effect of Recognition.

**Nationality:** Definition and Meaning, International Importance of Nationality, Modes, Acquisition and Loss of Nationality and Stateless Person.

**Asylum:** Meaning and Definition, Right to Asylum, Types of Asylum, Territorial and Extra-Territorial Asylum.

**Extradition:** Meaning and Definition, Extradition Treaty, Refusal to Grant Extradition.

**State Succession:** Rights and Obligations of Predecessor and Successor States, Effect of succession on contractual obligation, Public debt, Treaties, Membership of International Organization.

**State Responsibility:** Rights and Duties of States, Problem of Jurisdiction, International delinquency, Notion of improbability, Colour Doctrine.

**Intervention:** Definition and meaning, Grounds of Intervention, Historical Precedents of Intervention, Intervention under the United Nations and Regional Organizations, Monroe Doctrine.

**Law of Diplomats:** Diplomatic Immunities, Diplomatic Envoys and Consuls, Special Diplomatic Mission, Diplomatic Immunities and Privileges.

**Treaties:** The Law and Practices of Treaties, Executive Agreements, International Conventions, Classification, Formation and Ratification of Treaties, Vienna Convention on the Law of Treaties, 1969, Interpretation of International Treaties

**War and Armed Conflict:** Outbreak of War, Laws of War, Belligerency, Blockade, War crimes, Genocide, Nuclear and Space Wars, Neutrality

**International Dispute:** Peaceful and Forcible Settlement of International Disputes

**Neutrality:** Meaning, Rights & duties of neutral states.

**The United Nations Organizations:** Its organs, Composition and the Role of the General Assembly, Security Council and the Permanent Court of Arbitration, International court of Justice, International Criminal Court, Contribution of the United Nations in the progressive development and codification of International Law.

**Law of the Sea:** Concept of High Seas, Territorial Sea, Maritime Belt, Bay, Hot Pursuit, Piracy, Contiguous Zone, Exclusive Economic Zone and Continental Shelf, High Seas and Deep Sea-bed (Common Heritage).

**Books Recommended**

1. Fenwick: International Law
2. Green: International Law Through the Cases
3. H. Lautherpacht (ed.) : Oppenheim's International Law, A Treatise
4. Ian Brownlie: Principles of Public International Law
5. J.G. Starke: An Introduction to International Law
6. John Strawson: Public International Law
7. Dr. M. Habibur Rahman: Delimitation of Maritime Boundaries
8. Malcom. N. Shaw: International Law
9. Michawl Akehurst: A Modern Introduction to International Law
10. M.P.Tandon: Public international Law
11. Mark W. Janis: An Introduction to International Law
12. S.K.Kapoor: International law and Human Rights
13. William W Bishop: International Law, Cases and Materials
14. A. Pearce Higgins & C.J. Colombos: The International Law of the Sea
15. ড. এম শাহ আলম : সমকালীন আন্তর্জাতিক আইন
16. ড. মিজানুর রহমান : পরিবর্তনশীল বিশ্বে আন্তর্জাতিক আইন

List of leading cases concerning this course will be given by the teacher concerned.

**LAW 301: Law of Transfer of Property, Registration & Public Demand Recovery**  
**Contents:**

**A. Law of Transfer of Property**

Introduction: historical background and object of the Transfer of Property Act, 1882, characteristics of the Act; definition and classification of property

Immovable property, Transferable property, General Rules regarding transfer of property (movable and immovable), Vested and contingent interest, Transfers with conditions, Election and apportionment, Doctrine of part performance, Sale: definition of sale and agreement to sell; rights and liabilities of buyer and seller, Mortgage: definition and classification of mortgage; general consideration in relation to mortgages; rights and liabilities of mortgagor; rights and liabilities of mortgagee; redemption and foreclosure; marshalling and contribution. Doctrine of redemption, Laws of transfer by way of charge, lease, tenancy at will & suffrage, exchange, gift, will and trust, Transfer of actionable claim

**B. Law of Registration**

The registration-establishment, Registrable documents: Documents of which registration is compulsory and optional, Time of presentation, Place of registration, Presenting documents for registration, Enforcing the appearance of executants and witnesses, Presenting wills and authorities to adopt, Deposit and disposal of wills, Effect of registration, and non-registration Duties and powers of registering officers, Refusal to register, Remedies available in the events of refusal to register Fees for registration, searches and copies, Penalties.

**C. Law of Public Demands Recovery (PDR)**

Execution of certificates: attachment; sale; setting aside sale; disposal of proceeds of execution; resistance to purchaser after sale; arrest, detention and release, Reference to civil court, Rules

Supplemental provisions, Appeal, Bar to Second Appeal, revision, Review, application of Limitation Act, Penalties

**Books Recommended:****A. For Transfer of Property:**

1. Abdul Matin: Law of Transfer of Property
2. D. F. Mulla: Transfer of Property Act
3. Dhaka Law Reports (DLR) : Transfer of Property Act
4. N. H. Jhabvala: Law of Transfer of Property
5. Shawkat Mahmood: Transfer of Property Act
6. S. N. Shukla: Transfer of Property
7. Vepa P. Sarathi: Law of Transfer of Property

**B. For Law of Registration:**

1. Govt Publication: The Registration Act, 1908 (as amended up-to date)
2. DLR Publication: The Registration Act

**C. For Public Demand Recovery:**

1. Abdul Matin: The Public Demands Recovery Act
2. Govt Publication: The Public Demands Recovery Act

**Statutes:**

The Transfer of Property Act, 1882  
 The Registration Act, 1908 (Amended on 2005)  
 The Public Demand Recovery Act, 1913

List of leading cases concerning this course will be given by the teacher concerned.

**LAW 302: Company and Banking Laws of Bangladesh****Contents:****A. Company Law:**

The definition & Nature of Legal Personality. Company & fundamental rights, Advantages and Disadvantages of Companies with References to Decided Cases. Features of company, Different Types of Companies. Company & Partnership, The Formation of the Company

The Duties and Liabilities of Promoters. The Requirements for Prospectus and Liabilities thereof. Memorandum of association & Article of association.

Management of the Company, Directors & Managing Director, Members & Shareholders, accounts & audits, Meetings, Shares and Debentures and

Winding-Up: Types of Winding-Up. Powers and Duties of the Liquidator.

**B. Banking Laws:**

Introduction, Meaning of Banking, Origin of Banking Legislation, Historical Background of Banking Institutions in Bangladesh, Structure of Commercial Banking System, Relation of Bankers and Customers, Clearing House, Loan, Advance and Guarantee

Kinds of Banks: Central, National (Public & Private) and Foreign Banks

Activities of Krishi Bank, Grameen Bank, Islamic bank, Bangladesh Shilpa Bank, Cooperative Banking, Rural and Islamic Banking; Banking Companies and Financial Institutions Laws; Licensing

Central Bank- Bangladesh Bank, Power and Functions; Inspection, Control and Direction to Commercial Banks, Restriction on Loans and Advances, Vacation of Offices of Directors, Powers of Bangladesh Bank to remove Directors and Supersede the Board of Directors, Acquisition of Banking Companies, Stringent penalty and Non - Banking Financial Institutions

#### **Books Recommended**

1. Govt. Publication: The Companies Act, 1994 (Act No. XVIII of 1994)
2. L.C.B. Gower and Davies: Principles of Modern Company Law, 7th Edition, Sweet and Maxwell, 2003.
3. Ben Petit: Company Law, Longman Publication, 2001
4. Avtar Singh: Company Law, Eastern Book Co., Lukhnow, 2000
5. Ahmed Fakhrul Alam : Company Law
6. Aurun Kumar Sen & Jitendra Kumar Sen: Commercial Law & Industrial Law
7. Abul Bashir Bhuiyan: Bangladesh Law on Banks and Banking
8. K. C. Sherkar: The Principle of Banking Law
9. S A A Shakoor: A Hand Book of Bank Management

#### **Statutes:**

The Banking Company Act, 1991  
The Company Act, 1994

#### **LAW 303: Mercantile Law**

##### **Contents:**

**Law of Sale of Goods:** Definition and essentials of a contract of sale, sale and agreement to sale, Formation of contract, Price and fixing, Implied conditions and warranties, Passing of property, Sale of specific goods, Sale on approval and sale of uncertain goods, *Doctrine of Caveat Emptor*, performance of the contract, Rights of unpaid seller against goods, Remedies for breach of contract seller's remedies against buyer, buyer's remedies against seller, Provisions of auction sale.

**Carriage of Goods by Sea:** Introduction, Charter Parties, Bills of Lading, Seaworthiness, Bills of Lading Act 1856, Carriage of Goods by Sea Act 1925.

**Carriage of Goods by Land, Railways and Air:** Introduction, Common Carriers Act 1865, Railways Act 1890, Carriage by Air Act 1934.

**Law of Insurance:** Introduction, Insurable Interest, Proposal, Cover Note, Acceptance, *Uberrimae Fidei*, Premium, Policy; Loss, Doctrine of Proximate Cause, Claim, Payment, Subrogation.

**Law of Negotiable Instruments:** Introduction, Holder and Holder in Due Course, Negotiation, Capacity of Parties, Liability of Parties, Maturity, Presentment, Payment, Dishonor, Discharge.

**Law of Bankruptcy:** Meaning of bankruptcy, who can be adjudged bankrupt, Acts of Bankruptcy, Bankruptcy proceedings, Composition and scheme of arrangement.

**Law of Arbitration:** The Arbitration Act, 2001

**Laws relating to Artha Rin Adalat:** A brief introduction to Artha Rin Adalat Ain, 2003, definitions, composition and jurisdiction of Artha Rin Adalat, procedure of trial before Artha Rin Adalat, settlement of dispute in alternative way, execution of decrees passed by Artha Rin Adalat, provisions for appeal & revision

#### **Books Recommended**

1. A. M. Choudhury: The Negotiable Instruments Act, All Pakistan Legal Decisions, 9th Edition, Lahore.
2. M C Kutchal: Mercantile Law, 5th Edition, 2000
3. MC Shukla: Mercantile Law
4. Avtar Singh: Principles of Mercantile Law; Eastern Book Co. 7th Edition
5. Charlesworth: Mercantile Law; Stevens & Sons, 14th Edition, London, 1984
6. Aurun Kumar Sen & Jitendra Kumar Sen: Commercial Law & Industrial Law
7. Mafizul Islam: Principles of Commercial Law
8. N. D. Kapoor: Elements of Mercantile Law
9. Shawkat Mahmud: Negotiable Instrument Act
10. Dhaka Law Reports (DLR) : Arbitration Act
11. D.F. Mulla: The Law of Sale of Goods & the Partnership Act

#### **Statutes:**

1. The Negotiable Instruments Act, 1881
2. The Sales of Goods Act, 1930
3. The Arbitration Act, 2001
4. The Artha Rin Adalat Ain, 2003
5. The Insurance Act, 2010
6. The Common Carriers Act, 1865
7. The Bankruptcy Act, 1997

List of leading cases concerning this course will be discussed by the teacher concerned.

#### **LAW 304: Taxation Law**

##### **Contents:**

Introduction and evaluation of the present Income Tax Ordinance (XXXVI of 1984) in Bangladesh Structure and Shape of the Income Tax Law, Income Tax Authority: Power & Function,

Definition: Assesse, Classification, Residential Status, Tax Payers Identification Number or TIN, Total Income Taxes, Income Year, Assessment Year, Perquisites, Investment Tax Credit

Assessment Procedures: Submission of Return of Income, Assessment by the Deputy Commissioner of Taxes, Provisional and Regular Assessment, Emergency Assessment, Self Assessment, Assessment in Case of Income Escaping Assessment, Payment of Tax by the Assesse after the Receipt of Notice of Demand, Recovery of Tax from the Assesse in Default, Refund of Tax. Imposition of Penalty

Mode of Payment of Tax before Assessment: Deduction of Tax at Sources, Advance Payment of Tax

Heads of Income: Income from Salaries, Interest on Securities, Income from House Properties, Agricultural Income, Income from Business or Profession, Capital Gain, Income from Other Sources;

Income Tax Authority: Administrative and Judiciary bodies, appeal, Reference to the Judicial Authorities, Settlement of Cases.

Tax Holidays: Conditions to be fulfilled by an Industrial Undertaking to claim Tax Holiday, Procedure for Computation of Income, Profit or Gain of a Tax

Gift Tax: Determination and Exemption under Gift Tax etc.

VAT (Value Added Tax): Meaning of VAT, Features of VAT, Types of Taxable Value of VAT, Taxable Goods and Services. Exemptions, Responsibilities as a Tax payer under VAT, Accounting and Books to be Maintained Compulsorily, Tax Collection and Payment application of VAT.

Offences and penalties, appeal, Drawback for Imported Goods, Effect of VAT

### Books Recommended

1. Nikhil Chandra Shil – Bangladesh Income Tax: Theory and Practice
2. Abu Amjad: Income Tax Manual (English & Bengali)
3. ICMA: Summary of Taxation Rules in Bangladesh
4. A.N. Aiyer: Income Tax Pleadings, Practice & Procedure
5. Khawja Amjad Syed: Income Tax (Law and Practice)
6. Naqui SM Raza: Law of Gift Tax
7. M Nurunnabi : Income Tax (Law and Practice)
8. Sampat Iyenger: Law of Income Tax
9. Monzur Morshed Mahmud- Aikor Ain

### Statutes:

1. Income Tax Ordinance, 1984
2. Income Tax Rules, 1984
3. Government of Bangladesh : Income Tax Manual Part- I
4. Government of Bangladesh : Income Tax Manual Part- II
5. Government of Bangladesh : Finance Act/ Ordinance
6. Gift Tax Act, 1990
7. Government of Bangladesh : Value Added Tax

List of leading cases concerning this course will be given by the teacher concerned.

### LAW 321: Land Management System in Bangladesh

#### Contents:

#### Introduction of Land Rights, Land Disputes & Land Management:

**Primary conception of Land:** Khatian or parcha, Different types of khatian- CS, SA, RS etc, Khatian No & Holding No, Mouja & mouja map, J L No. and plot No. schedule No of Land

**Measurement of land:** Measurement of land in ancient method (Ana, gonad, kora, kranti and til), method of writing these symbols, comparative study of ancient method and modern method of measurement

**Mutation:** Mutation procedure, grounds of correction of record, Methods of correction of records, consolidation, sub-division and amalgamation of holding

**Land Development (LD) Tax:** LD Tax, Present rate of LD tax, procedure of assessment and collection of LD tax.

**Acquisition and Requisition of Land:** Acquisition of Land, Requisition & derequisition of Land, Resume of land, Procedure of Acquisition of Land, Requisition, derequisition & resume of land.

**Khas Land and Sairat mahal etc:** Khas land, Settlement of agricultural, non-agricultural and char land, objectives of settlement of such land & Laws of sairat mahal (hat bazar, ferryghat, jalmahal, balumahal etc), Laws of vested, abandoned and contiguous land.

**Documents relating to transfer of Land:** Different types of deed: Saf kabala deed, gift deed, will deed, waqf deed, lease deed, via deed, destroyed deed, disclaiming deed. Quobuliat and patta, Duplicate Carbon Receipt (DCR), Rent Receipt/Dakhila, Certificate of heir, Letter of administration and letter of probate, Different Registers, Returns & papers maintained in different land offices.

**Rules regarding Survey of Land:** Survey of land, Types of survey, Different steps of survey -Travers, kistpwer, khanapuri, Bujharat, Attestation, justification. Draft publication, Submitting objection & disposal, appeal, Final justification, Printing & publication of sketch map & khatian, Correction after final publication, Gazette notifications and transfer of record, Composition & functions of land survey tribunal and land survey appellate tribunal.

**Functions of different Department of Govt. relating to Land Administration:** Land Reform Board, Land Appeal Board, Directorate of Land Records and Survey (DLRS), Land administration training center, Land Commission, CHT Land Dispute Resolution Commission, Collectorate office, AC (Land) office, Tahsil office, Sub-Registry office.

### Books Recommended

1. Land Management Manual
2. Land Administration Manual
3. The Acquisition and Requisition of Immovable Property Ordinance, 1982
4. The Acquisition of Immovable Property Rules, 1982
5. The Requisition of Immovable Property Rules, 1982
6. The Directives Regarding Acquisition of Land, 1997
7. The Land Development Tax Ordinance, 1976
8. The Land Development Tax Rules, 1976
9. The State Acquisition & Tenancy Act, 1950
10. The State Acquisition Rules, 1951
11. Govt. Estate ( G.E) Manual
12. The Hats and Bazars (Establishment & Acquisition) Ordinance, 1959
13. The CHT Land Dispute Dissolution Commission, 2001
14. The Vested Property Refund Act, 2001
15. Land Appeal Board Act, 1989
16. Land Reforms Act, 1989
17. The Sairat Mahals (Management) Ordinance, 1959
18. The Survey Act, 1875

### LAW 322: Human Rights

#### Contents:

Introduction: Concept, background, origin and development of human rights;

Nature and characteristics of human rights; significance of human rights; distinction between human rights & fundamental rights; debate on cultural relativity vs. universality of human rights; different generations of human rights, Role of the UNO in promotion and protection of human rights, International Bills of Human Rights, Regional Instruments & Mechanism of Human Rights, Right to Self-determination as a Human Right, International Human Rights Law of Women and Children; Human Rights under Regional Instrument: European System, African System, Inter-American System, Arab League, Position of Asia and the Pacific; Human Rights in Bangladesh: The National Human Rights Commission Act, 2009; Human Rights Commission as a mechanism for promotion and protection of human rights at national level. Role of Governments Organizations & NGOs of Bangladesh in promotion and protection of human rights, Human Rights in Islam.

#### Books Recommended

1. A. B. M. Mafizul Islam Patwari - Human Rights in Contemporary International Law
2. Abu Nasar Shamsul Hoque: Human Rights: Principles and Practice
3. Borhan Uddin Khan: Fifty Years of the Universal Declaration of Human Rights Law
4. H. Lauterpacht: International Law and Human Rights
5. Henry J. Steiner & Philip Alston: International Human Rights in Context of Law, Politics, Morals
6. Ian Brownlie: Basic Documents on Human Rights
7. Javaid Rehman: International Human Rights Law – A Practical Approach
8. Mizanur Rahman: Human Rights and Development
9. Muhammad Zamir: Human Rights Issues and International Law
10. Nagendra Singh: Human Rights and the Future of Mankind
11. Paras Diwan & Peeyushi Diwan: Human Rights and the Law
12. S. K. Kapoor: International Law and Human Rights
13. Edited By Dr. Mizanur Rahman, 'Human Rights and Empowerment' published by Empowerment Through Law of the Common People (ELCOP), October, 2001.
14. Edited By Dr. Mizanur Rahman, 'Human Rights and Globalization' published by Empowerment Through Law of the Common People (ELCOP), December, 2003.
15. Edited By Dr. Mizanur Rahman, 'Human Rights and Domestic Implementation Mechanism' published by Empowerment Through Law of the Common People (ELCOP), December, 2006.

#### Conventions:

1. The Universal Declaration of Human Rights, 1948
2. International Covenant on Economic Social and Cultural Rights (ICESCR), 1966 with Optional Protocol
3. International Covenant on Civil and Political Rights (ICCPR), 1966 with Optional Protocol
4. International Convention on the Elimination of All Forms of Racial Discrimination, 1965
5. The Convention on the Rights of Child, 1989

6. The Convention on the Elimination of All forms of Discrimination against Women (CEDAW), 1979
7. The Convention against Torture and other Cruel, Inhuman or Degrading Treatment or Punishment, 1984

List of leading cases concerning this course will be given by the teacher concerned.

#### LAW 323: Law of Civil Procedure

##### Contents:

Procedure and substantive law, organization of Civil Courts in Bangladesh, Civil and Revenue Courts, scope and application of the Civil Procedure Code, structure of the Code, inherent power of Courts, Code not exhaustive, suits and other civil proceedings, jurisdiction of courts, institution of suits and proceedings, place of suing, parties to the suits, service of summons on defendant, recognized agents and advocates, plaint, written statement, appearance of parties and consequences of nonappearance, examination of parties, discovery, admission, production, impounding and return of documents, framing of issues, summoning and attendance of witnesses, hearing of the suit, examination of witnesses, judgment, decree, execution, appeal, review, revision, and reference.

Special procedure in particular classes of suit, pauper suits, inter-pleader suits, appeals from decrees and orders, temporary injunction, withdrawal and adjustment of suits, commission, arrest and attachment before judgment, appointment of receivers, appeals to the Supreme Court of Bangladesh. Inherent jurisdiction of the courts.

Law on Court Fees and Suit Valuation: nature and purposes of the law, fees payable in courts and in public offices, computation of fees, probates, letters of administration and certificate of administration, process fees: C.R.O provisions on process fees, reduction and remission of court fees, miscellaneous costs and charges.

Miscellaneous schedules: Ad Valorem fees, fixed fees, rules determining the value of land, valuation of relief in certain suits relating to land, court fee value and jurisdictional value to the same in certain suits, determination of value of certain suits by the Supreme Court, supplemental provisions.

#### Books Recommended

1. D F Mullah : Code of Civil Procedure
2. Chittaley : Civil Procedure Code
3. R M Jackson : Machinery of justice in England
4. Shawkat Mahumud : Civil Procedure Code, Lahore, 1984,
5. S C Sarker : The Law of Civil Procedure, Calcutta, 1973
6. MMN Nizami : Code of Civil Procedure, Lahore, PLD, 1982
7. DLR : 36 Years Civil Digest (1949-1984), Dhaka, 1986
8. Siddiqur Rahman : Commentary on Civil Rules and Orders, Vol-1
9. C K Takwani : Law of Civil Procedure

#### Statutes:

- 1) Code of Civil Procedure, 1908
- 2) The Civil Courts Act, 1887
- 3) The Limitation Act, 1908
- 4) The Suits Valuation Act, 1887



## **LAW 324: Law of Criminal Procedure**

### **Contents:**

Constitution and power of criminal courts, arrest of persons, process to compel appearance, process to compel production of things, maintenance of public order and tranquility, preventive action of police, the information to police and the process of investigation, jurisdiction of criminal courts in inquiries and trials, Summons & warrant of arrest, proclamation and attachment, search warrant.

Initiation of proceedings, complaints to magistrates, charge, framing of charges, trial of cases by magistrates, summary trials, trials before courts of sessions, mode of taking and recording evidence, judgment, death sentence confirmation.

Appeal, reference, revision, execution, suspension, remission, commutation of sentences, provisions as to bail and bonds, maintenance of wives and children, public prosecutor, irregular proceedings, prevention of offences, security for keeping the peace, unlawful assemblies, public nuisance, disputes to immovable property, preventive action of the police, Inherent jurisdiction of the courts, miscellaneous provisions of disposal of property, irregular proceedings.

### **Medical Jurisprudence:**

Reliance of Medical Jurisprudence in Court proceedings-Use of Medical evidence, Post Mortem Report, Post Mortem Examination (the Autopsy), Post Mortem Report (A corroborative Evidence), Medical Evidence case corroborative in rape case), Absence of blood stains or semen, Fractures, Death by grievous injury, Deaths due to throttling, Burnt wound, wound by sharp and Blunt weapon.

### **Books Recommended**

1. Ratanlal & Dhirajlal : The Code of Criminal Procedure, 1997
2. Md Sohul Hussain : Cr. P. C. Today, 1996
3. S R Roy : BB Mitra on the code of Criminal Procedure, 1991
4. Gopal Chandra Paul : Rights and privileges of Accused Person, 2003
5. Abdul Matin : Code of Criminal Procedure, 1995
6. L. Kabir : Code of Criminal Procedure
7. Zahurul Islam : Code of Criminal Procedure, 2000
8. Shawkat Mahmud : The Code of Criminal Procedure, 1984
9. Md. Zahurul Haque : Code of Criminal Procedure, 1898
10. Sarkar Ali Akkas: Law of Criminal Procedure
11. DLR Publications: The Code of Criminal Procedure, 1898

### **Statutes:**

The Code of Criminal Procedure, 1898

A list of additional books, journal Articles, leading cases will be circulated by the course teacher concerned.

## **LAW 325: General Clauses Act & Interpretation of Statutes, Alternative Dispute Resolution & Legal Aid**

### **Contents:**

#### **A. General Clauses Act**

Introduction: Objectives of the Act; its scope and application; general definitions

General Rules of Construction: coming into operation of enactments; effect of repeal; revival of repealed enactments; construction to references to repealed enactments; commencement and termination of time; computation of time

Powers and Functionaries of powers conferred to be exercisable from time to time, Power to appoint to include power to appoint *ex officio*, Power to appoint to include power to suspend or dismiss, Successors and Official chiefs and subordinates.

Provisions as to Orders, Rules, etc. made under enactments, Miscellaneous provisions

#### **B. Rules of Interpretations**

Introduction to Interpretation of Statutes: different parts of a statute; commencement, repeal and revival of statutes, consolidating and codifying statutes

General Principles of Interpretation & Construction of Statutes: literal construction rule, golden rule and mischief rule of interpretation; rule of harmonious construction; Internal and External Aid to Interpretation, Maxims of Interpretation, beneficial construction, construction to prevent evasion or abuse, restrictive construction; construction to avoid collision with other provisions; construction most agreeable to justice and reason; equitable construction

Subordinate Principles of Interpretation & Construction of Statutes: Usage construction imposed by statute, construction of words in *bonam partem*, change of language, understanding associated words in a common sense and the *expression unius* rule, generic words following more specific

Interpretation & Construction of Words and Expression of Statutes; reading words of statutes in their context: the external aspect & the statutory aspects; treatment of general words of statutes; meaning of words concerning gender, number, time and distance.

Presumptions Regarding Jurisdiction

Interpretation of Penal Statutes, Taxing Statutes & Sub-Constitutional Legislation

Interpretation of Constitutional Law: general rules and special rules; problems of constitutional interpretation, structural Change

Interpretation of deeds, contracts & case-laws

#### **Books Recommended for General Clauses Act & Interpretation of Statutes:**

1. Abdul Matin: The General Clauses Act
2. Broom: Legal Maxims
3. Craies: Statute Law
4. Dhaka Law Reports (DLR) : The General Clauses Act
5. DLR Publication: The General Clauses Act
6. G. M. Kothari: Principles and Precedents of the Law of Convincing, Draftsman & Interpretation of Deeds & Documents
7. Maxwell: The Interpretation of Statutes
8. N.S. Bindra: Interpretation of Statutes
9. N.S. Bindra: General Clauses Act
10. N. S. Bindra: Law of Conveyancing, Draftsman and Interpretations of Deeds
11. R. D. Srivastava: The Interpretation of Statutes
12. T. B. Latta Chattarjaya: The Interpretation of Statutes
13. Mahmudul Islam: Interpretation of Statutes & Documents, Mullick Brothers, Dhaka, 2009.

#### **C. Alternative Dispute Resolution**

Access to justice & ADR, Concept, Definition, development, classification and scope of ADR

Dispute Resolution Process: adversarial system, inquisitorial System, alternative dispute resolution (ADR) system and their advantages and disadvantages

Different forms of ADR: arbitration, mediation, Negotiation, early neutral evaluation, conciliation, expert determination and ombudsman

Advantages, disadvantages and strategies of ADR

ADR in international disputes and the concerned authorities & institutions.

ADR in Bangladesh: historical developments, different laws making provisions for ADR, role of NGOs, problems and prospects. ADR & Plea in bargaining.

#### **D. Legal Aid**

Definition, concept & relation with human rights

Legal movements in Bangladesh & India

Application in the civil & criminal jurisdiction, Issues concerning legal aid, Legal aid & advocacy

Legal aid Public Interest Litigation (PIL), *Locus standi* & PIL

Role of NGO's in the field of legal aid & PIL in Bangladesh

Strengthens & weakness in legal aid and comparative study between legal aid & pauper suit

#### **Books Recommended for ADR & Legal Aid :**

1. Ain O Salish Kendra (2003): *Janashartey Mamla*, Dhaka
2. Md. Akteruzzaman (2007): *Bikolpo Birod Nispati Dharana o Ain abong Aingata Shahaota Prodan Ain*, Dhaka
3. ABM Mahmudul Hoque: *Alternative Dispute Resolution in Bangladesh: Challenges & Models*
4. Linda R. Singer: *Setting Disputes*
5. Michael Freeman: *Alternative Dispute Resolution*
6. N. R. Madhava Menon: *Mediation-Concept and Techniques in Support of Resolution of Disputes*
7. Scott Brown, Christine Cervenak and David Fairman: *Alternative Dispute Resolution Practitioners Guide*
8. Sk. Golam Mahbub: *Alternative Dispute Resolution (ADR) in Commercial Disputes: The UK & Bangladesh Perspectives*

#### **Statutes:**

The Artha Rin Adalat Ain, 2003

The Dispute Resolution (Municipal Area) Board Act, 2004

The Environment Preservation Act, 1995

The Village Court Act, 2006

The Salish Ain (Arbitration Act) 2001

The Code of Civil Procedure (Amendment) Act, 2003

The Code of Criminal Procedure, 1898

The Muslim Family laws Ordinance, 1961

The Family Courts Ordinance, 1985

The Legal Aid Act, 2000

The Legal Aid Rules, 2001

List of leading cases concerning this course will be circulated by the teacher concerned.

#### **LAW 401: Law of Evidence, Limitation and Specific Relief**

##### **Contents:**

##### **A. Law of Evidence**

**Introduction:** Object of reading law of evidence, history, The Evidence Act, 1872-definitions

**Fundamental Concepts:** Relevancy and admissibility- discretionary exclusion weight

**Circumstantial Evidence:** circumstantial evidence generally-lies-failure to call a witness or to give evidence-similar fact evidence: an introduction

**Judge and Jury:** law and fact- judge and jury

**Burden and Standard of Proof:** evidential and legal burden-civil and criminal standard of proof

**Substitutes for Evidence:** presumptions- judicial notice

**Witnesses:** competence & compellability- refreshing memory--special measures (children & adults) - self-incrimination

**The Course of Evidence:** trial chronology- examination of witness- prior consistent statements- hostile witness cross-examination- further evidence

**The Hearsay Rule:** Hearsay rule-common law exceptions-statutory exceptions (excluding confessions)

**Unreliable Evidence:** Confessions to police- cell-confessions by the mentally handicapped- Identification - children- sexual offence victim- accomplice- repressed memory evidence and hypnosis

**Legal Professional Privilege:** Legal advice privilege- litigation privilege

**Character Evidence:** Accused's good and bad character- Other character evidence

**Documentary Evidence:** Weight of evidence-exclusion of oral by documentary evidence.

**Opinion Evidence:** layman's-expert opinion- Doctrine of estoppel, privilege of communication

##### **Books Recommended for Law of Evidence:**

1. Sarkar and P Monhar: *Evidence*
2. Anseruddin Sikder: *Law of Evidence*
3. Vepa P Sarathi- *Law of Evidence*
4. Barrister Rafiqur Rahamn: *Law of Evidence*
5. Nazrul Islam: *Law of Evidence*
6. Ratanlal and Dhirajlal: *Law of Evidence*
7. DLR Publication: *The Evidence Act, 1872*
8. M Monir: *Principles and Digest of the Law of Evidence*

##### **B. Law of Limitation**

Object of law of limitation; Limitation and prescription; Objective, interpretation and application of statutes of limitations; Waiver of limitation; Limitations of suits; Appeals and applications; Computation of period of limitations; Grounds of exemption from extension of period of limitations; Suspension of limitation; Acquisition of ownership by possession; Acquisition of easement rights; Limitation in suits for recovery of land; Saving acknowledgement; Adverse possession; Effect of fraud and acknowledgement on limitation;

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#### **Books Recommended for Law of Limitation:**

1. DLR Publication : The Limitation Act, 1908
2. D F Mulla : Indian Limitation Act
3. R Mitra : Law of Limitation
4. Ramchandra : Limitation Act
5. S A Khan : Limitation Act
6. Shawkat Mahmud : Law of Limitation

#### **C. Law of Specific Relief**

Specific Relief how given and when not accorded, Nature of preventative relief, Specific Relief Recovering Possession of Property, Specific performance of contracts, Rescission of instrument, Rectification of Instrument, Cancellation of the instruments, 'Declaratory decrees, Enforcement of public duties, Preventive Relief: Injunction.

#### **Books Recommended for Specific Relief**

1. Ananada and Aiyer : Specific Relief Act.
2. D D Basu : Specific Relief Act.
3. D.L.R. Publication: Specific Relief Act, 1877
4. D F Mulla : Indian Contract and Specific Relief Acts.
5. Pollock : Indian Contact and Specific Relief Acts.
6. Shawkat Mahmood : Specific Relief Act.
7. S.A. Khan : Specific Relief Act.

#### **Statutes:**

The Specific Relief Act, 1877 (Govt. Publication) with up to date amendment.  
The Limitation Act, 1908.

List of leading cases concerning this course will be given by the teacher concerned.

#### **LAW 402: Drafting and Conveyancing**

##### **Contents:**

##### **A. Conveyancing**

Laws and principles of Conveyancing:

Sale: Essentials of sale, drafting of sale deed, drafting deed of agreement to sell (*baynanama*)

Mortgage: essentials of mortgage, drafting of mortgage deed

Lease: essentials of lease, drafting of lease deed

Gift / Heba: Essentials of Gift / Heba, drafting of gift / heba deed, drafting of *heba-bil-ewaz* deed

Waqf / Trust: essentials of waqf / trust, drafting of waqf / trust deed

Will / *Wasiyat* : essentials of will, drafting of will / *wasiyat* deed under Muslim Law and Hindu Law

Power of Attorney: essentials of power of attorney, different kinds of power of attorney, drafting of power of attorney deed, principal & agent Revocation of power of Attorney

Partnership: essentials of partnership, drafting of partnership deed

Notice: essentials of notice, different kinds of notice, drafting of notice

Tenancy: laws relating to tenancy, drafting of tenancy agreement

Drafting of tri-partied –agreement, Drafting of arbitration deed, Drafting of compromise deed, Drafting of deed of exchange, Drafting of affidavit.

An overview of the Stamp Act, 1899 & the Registration Act, 1908 (so far they are relevant in respect of different kinds of deeds), Techniques of drafting opinion, Drafting of opinion on any given problem(s)

#### **B. Civil Drafting**

1. Drafting of Pleading, Complaint & Written Statement
2. Drafting of Application:
  - a. for pre-emption
  - b. for interlocutory order
  - c. for amendment of pleading
  - d. for restoration of a suit
  - e. for setting aside ex-parte decree
  - f. for execution of decree
3. Drafting of Review Petition
4. Drafting of Petition for Revision
5. Drafting of Writ Petition

#### **C. Criminal Drafting**

1. Drafting of FIR
2. Drafting of Complaint
3. Drafting of Bail Petition
4. Drafting of Memorandum of Appeal
5. Drafting of Petition for Revision
6. Drafting of Habeas Corpus Petition u/s 491 of the Code of Criminal Procedure, 1898
7. Drafting of Quashment Petition u/s 561A of the Code of Criminal Procedure, 1898

#### **Books Recommended**

1. A. B. Majumder: Plaints and Complaints
2. A. S. Ramchandran Rao: Modern Commercial Draftsman
3. Abdul Wahid Chaudhury: Laws Relating to Agreements
4. Abbey and Richards: A Practical Guide to Conveyancing
5. C. R. Kothari: Legal Research: How to Find and Understand the Law
6. Dhaka Law Reports (DLR) : The Registration Act
7. Dhaka Law Reports (DLR) : The Stamp Act
8. Dhaka Law Reports (DLR) : Partnership Act
9. De Souza: Law of Conveyancing and Drafting
10. G. M. Kothari: Principles and Precedents of the Law of Conveyancing, Draftsman & Interpretation of Deeds & Documents
11. Hargopal: Indian Draftsman, Guide to Legal Drafting
12. Majumder: Law Relating to Notices
13. N. S. Bindra: Law of Conveyancing, Draftsman and Interpretations of Deeds

14. The Government of the People's Republic of Bangladesh: Civil Rules and Orders
15. Barrister Abdul Halim: A guide to Conveyancing & Legal Drafting, CCB Foundation, Dhaka
16. Siddiquir Rahman Mia: Civil Drafting & Practice
17. Siddiquir Rahman Mia: Criminal Drafting & Practice

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List of leading cases concerning this course will be circulated by the teacher concerned.

#### **LAW 403: Advocacy Workshop (Civil) – Internship**

##### **Contents:**

A. The student will practically be taught the skill of advocacy in a mock courtroom in the following areas:

Court courtesy and manner, Introducing documentary evidence;

Preparation of Memorial of the case, Opening a case, Examination of witnesses, Examination in chief

Cross Examination, Presentation of Argument.

Moot court: The students must participate in the Moot court programme to the satisfaction of the course teacher. Each student has to take part in a group of four & must argue cases before a judge as if they were in a courtroom.

Court attendance: Students will attend trials in the court room twice in a month. They will maintain a record and observe various steps of cases during their attendance on different dates of their court assignment.

B. Training /Workshop with prominent Judges, Lawyer and Jurists

C. Preparation for Bar Council Examinations

##### **Books Recommended**

1. The Code of Civil Procedure, 1908
2. Ahamaduzzaman: Trial Advocacy
3. F Hegland Kenney: Trial & Practice Skills, 1978, West publishing company
4. Saud Hasan: Skills in Trial Advocacy

#### **LAW 404: Information Technology Law**

##### **Contents:**

**Basic notion of Law and IT:** Interactions perspective-Rules and Tools, General characteristics of IT- automation, information, communication, integration, penetration and sensation, ICT Policy of Bangladesh

**Concepts of IT :** ICT, Computer Systems, Networks, Internet and World Wide Web, TCP/IP, Domain Name System, web pages and URLs, Caching, Databases

**Software Licensing:** Software licensing and its related issues

**Privacy and Data Protection:** What is Privacy and Data Protection, Types of privacy, National and International legislations related to Privacy

**Privacy Protection vs. Privacy Infringement:** Freedom of information vs Privacy, national security or Infringement of Right to Privacy, interception of communications

**Telecommunication Laws and Regulations:** establishment etc. of Commission, power of commission, licence for telecommunication, internet etc, exclusive authority of commission to issue licence and its procedure, conditions of licence, cancellation and suspension of licence, provisions relating to receipt and disposal of consumer-complains, penalty for sending false message etc. by using radio or telecommunication, penalty for

sending obscene, indecent message etc, other offences and penalties, flow of information , access to information and confidentiality right to access information

**E-governance and E-government:** E-governance and E-government–its application areas in Bangladesh

**Information Security:** Security concept, threats, technical, organizational and legal means of creating security, Information Security Management

**Electronic/Digital Signature:** Electronic signature, Electronic vs. Digital signature, legal notion vs. technical concept, types of electronic signatures, legal aspect of electronic signature

**Cyber Crime:** Nature of cyber crime, types of cyber crime, regulatory measures regarding cyber crime; penalties and adjudication, Cyber Appellate Tribunal in Bangladesh, Remedies.

##### **Book Recommended**

1. Abu Naser Md. Gaziul Huq: Mass Media laws in Bangladesh
2. Durga Das Basu: Law of the Press (second edition)
3. Gazi Shamsur Rahman: Media Laws
4. Ian J Lloyd: Information Technology Law (fourth edition), Oxford University Press
5. Suresh T. Viswanathan: Indian Cyber Laws with Cyber Glossary
6. The Mainstream Law Reports (MLR): Law on Telecommunication in Bangladesh
7. Dr. Julfiker Ahmed: Cyber Laws in Bangladesh

##### **Statutes:**

1. The Constitution of the People's Republic of Bangladesh
2. The Printing Presses and Publications (Declaration and Registration) Act, 1973
3. The Press Council Act, 1974
4. The Bangladesh Sangbad Sangstha Ordinance, 1979
5. The Newspaper Employees (Conditions of Service) Act, 1974
6. The Penal Code, 1860
7. The Code of Criminal Procedure, 1898
8. The Official Secrets Act, 1923
9. The Contempt of Court Act, 1926
10. The Special Power Act, 1974
11. Bangladesh Television Authority Ain 2001
12. Bangladesh Betar Authority Ain 2001
13. The Censorship of Films Act, 1963
14. The Bangladesh Censorship of Films Rules, 1977
15. The Cinematograph Act, 1918
16. Bangladesh Telecommunication (Amendment) Act, 2006
17. The Telegraph Act, 1885
18. The Wireless Telegraph Act, 1933
19. The Information and Communication Technology Act, 2006
20. The ICT Policy of Bangladesh, 2002
21. The Right to Information Act, 2009

List of leading cases concerning this course will be given by the teacher concerned.

## **LAW 405: Migration & Refugee Law**

### **Contents:**

**Concept of Migration:** Definition, origin, historical and conceptual background, development, present global trend, causes and consequences

**Different types of migration:** Internal and international migration, permanent and temporary migration, documented and undocumented migration. Causes and consequences of forced migration, Irregular migration, Labor migration, Internal displacement- Ethnic Cleansing-Impact of voluntary migration- migrants provision regarding Asylum.

**Voluntary Migration:** Factors behind migration, concept and pattern of migration, National and transactional issues in migration, International protection Regime and provision of Asylum.

**Immigration and Immigration Law:** definition, origin and development, Immigration systems, Temporary visits, Student entry, Immigration & Family Reunion, Permanent residence and other categories.

National legal instruments relating to immigration and citizenship in Bangladesh.

**Refugee Law:** Concept of Refugee, Description, Sources of International Refugee Law, Basic elements of constituting Refugee, Rights & obligations of Refugees under International Law.

Status determination procedure of Refugees, Asylum of Refugees.

Refugee problem of Bangladesh during Pakistan period, Flow of Muslim Refugee from India after 1947 and Bangladeshi to India in 1971. Problem of Rohingya in Bangladesh.

Legal framework concerning refugees and displaced persons, International Refugee Law, Problems created by displaced population for international Order or internal security of states.

International Organization for Migration (IOM) - Mandate, Role and Activities, The Role of other International and regional organizations

International/regional instruments: International Convention on the Protection of the Rights of all Migrant Workers and Members of their Families, 1990.

### **Books Recommended**

1. Barun De and Ranabir Samaddar: State, Development and Political Culture: Bangladesh and India
2. Chowdhury R. Abrar: On the Margin: Refugees, Migrants and Minorities
3. Goodwin Gill: The Refugee in International Law
4. International Organization for Migration (IOM): Overview of International Migration
5. I. M. M. Mohsin: The Law of Citizenship and Passport of Bangladesh
6. Syed Refaat Ahmed: Foreign Migrants: An International Legal Regime for Undocumented Migrant Workers
7. Tasneem Siddiqui: Transcending Boundaries: Labour Migration of Women from Bangladesh
8. Tuhin Malik: International Refugee Law: A Lexicon of Principles and Issues

### **Legal Instruments:**

1. International Convention on the Protection of the Rights of all Migrant Workers and Members of their Families, 1990
2. SAARC Convention on Prevention and Combating Trafficking in Women & Children for Prostitution, 1997
3. The Immigration Ordinance, 1982
4. The Immigration Rules, 2002
5. The Passport Act, 1920
6. The Bangladesh Passport rules, 1974
7. The Bangladesh Citizenship Order, 1972
8. The Bangladesh Citizenship Rules, 1978
9. The Registration of Foreigner's Act, 1939
10. The Convention Relating to the Status of Refugees, 1951
11. The Protocol Relating to the Status of Refugees, 1967
12. The Convention Relating to the Status of Stateless Persons, 1954
13. The Universal Declaration of Human Rights, 1948
14. The Statute of the Office of the United Nations, High Commissioner for Refugees, 1950
15. The Cartagena Declaration on Refugees, 1984

List of leading cases concerning this course will be given by the teacher concerned.

## **LAW 421: Administrative Law and Public Administration**

### **Contents:**

**Preliminary:** Definition, nature and scope, historical development- USA, England, Bangladesh, constitutional law and administrative law

**Basic Constitutional Principles:** Rule of law, separation of powers- Classification of Administrative

Action-needs for classification- executive, legislative and judiciary, quasi-judicial Functions

**Delegated Legislation:** Definition, reasons for growth , delegated legislation in England, USA, Bangladesh, permissible and impermissible delegation, control and safeguards, substantive *ultra vires* and procedural *ultra vires*

**Natural Justice:** Meaning, growth, principles of natural justice-bias, *Audi alterum partem*, reasoned decisions, pre-decisional or post decisional hearing, exclusion of natural justice, effect of breach of natural justice

**Administrative Tribunals:** Definition, reasons of growth, administrative tribunal distinguished from court, working of tribunals, administrative tribunals and principles of natural justice, overview of

Administrative Tribunal Act, 1980, Effect of finality clause- decisions of Administrative Tribunals and judicial review, doctrine of *res judicata*, Role of administrative tribunal.

**Administrative Actions:** Pure, Judicial & Legislative functions of an administrative authority. Judicial Review: Provisions in USA, Bangladesh, India.

**Administrative Discretion:** Meaning, failure to exercise discretion, abuse of discretion- Judicial and Other remedies: prerogative remedies- various types of writs- Public interest

litigation-Ombudsman **Liability of the Government:** Contractual and tortious liability-debate: Sovereign and non sovereign function-doctrine of estoppels.

**Public Corporation:** Definition, classification, rights and liabilities of public corporation, control of public corporation, Constitutional provision on local government.

**Mal administration and remedies against it:** Meaning of mal administration, Different types of mal administration, Judicial and extra judicial remedies against mal administration, Rule of *locus standi*, Rule apply for writ, Ombudsman.

**Local government and Administration:** Definition, Evolution of Local government, Features, Distinctions between public corporation & local govt and central govt & local govt, Classification, Powers and functions of local govt institutions, Development of local govt in Bangladesh & major changes, Empowering and controlling of local govt.

**Institutions of the government:** Conception, office President, The Constitution of Bangladesh & the President, Powers & Functions of President, Removal of President, Prime Minister, The Constitution of Bangladesh & Prime Minister, Cabinet, The Legislature, The Judiciary, The office of Attorney General, The Election Commission, The Public Service Commission (PSC).

**Public Administration:** Conception, Divisional administration of Bangladesh, Ministrations and divisions, Deputy Commissioner in districts administration, Upazilla administration, Committee for administrative reforms, Union administration.

**Judicial Administration:** Conception, Judicial system of Bangladesh, The Supreme Court, Jurisdiction of the High Court Division and Appellate Division, Binding effect of the supreme Court judgments, Subordinate courts & tribunals, Control & discipline of subordinate courts, staff of the court, Hierarchy of courts, Case management, E-judiciary.

**Police Administration:** Conception of police, Bangladesh police, Organization of Bangladesh police, Ranking of police, Various types of police, Functions of police, Police units, Community policing in Bangladesh, Training institutions.

**Law relating to Right to Information: The Right to Information Act, 2009.**

#### **Books Recommended**

- 1) C K Takwani: Lectures on Administrative Law
- 2) I P Massey : Administrative Law, EBC, Lucknow, 1985 Forwarded by Chief Justice P N Bhagwati, Introduction by Dr. Upendra Baxi
- 3) Dr. S.M Hassan Talukder: Development of Administrative Law in Bangladesh: Outcomes & Prospects
- 4) Garner: Administrative Law
- 5) Mahmudul Islam : Constitutional Law of Bangladesh
- 6) Hood Philips: Constitutional law and Administrative law
- 7) M. A. Fazal: Judicial Review Of Administrative Action In India, Pakistan & Bangladesh
- 8) Griffith and Street: Principles of Administrative Law

9) H K Shahaaray: Administrative Law and Tribunals (N M Tripathi Ltd) 1987

10) Md. Shahidul Islam: Administrative Law in Bangladesh, (2015) 4<sup>th</sup> Edn, Shams Publication, Dhaka

11) Syed Lutfor Rahman Sailor & Syeda Rokshana: The Administrative Tribunals Manual

12) The Right to Information (RTI) Act, 2009<sup>1</sup>

#### **LAW 422: Advocacy Workshop (Criminal) – Internship**

##### **Contents:**

**A. The student will practically be taught the skill of advocacy in a mock courtroom in the following areas:**

1. Court courtesy and manner
2. Opening a case
3. Preparation of Memorial of the case
4. Examination of witnesses
5. Examination in chief
6. Cross Examination
7. Presentation of Argument

**Moot court:** The students must participate in the Moot court programme to the satisfaction of the course teacher. Each student has to take part in a group of four & must argue cases before a judge as if they were in a courtroom.

**Court attendance:** Students will attend trials in the court room twice in a month. They will maintain a record and observe various steps of cases during their attendance on different dates of their court assignment.

**B. Training with prominent judges, Lawyers and jurists**

Preparation for Bar Council Examinations

#### **Books Recommended**

1. DLR Publications: The Code of Criminal Procedure, 1898
2. Rothblatt Bailley: Preparation & Defense of a Criminal Case
3. Keeton: Trial Tactics and Methods

#### **LAW 423: Environmental Law**

##### **Contents:**

Historical Development of International & Bangladesh Environment Law

Concept of environment, environmental ethics, environmental legal issues & trans-boundary Environmental pollution: Causes, effects and control measures of air, water, soil and noise pollution. solid waste management: causes, effects and control measures of urban and industrial waste; role of individuals in pollution prevention.

International environmental laws: nature & sources; concept of environmental common law; environmental responsibilities, rights & obligations of states; enforcement mechanism, remedial provisions, dispute settlement

Basic instruments of international environmental laws: Stockholm Declaration, World Charter for Nature, Rio Declaration Framework, Rio-forest principles, Issues based instruments

Agenda 21, Concept of Sustainable Development. The United Nations Framework Convention on Climate Change and Convention on Biological Diversity and UN Convention to Combat Desertification, Kyoto Protocol etc.

Pollution- Atmospheric Pollution, Radioactive Contamination, Acid Precipitation, Green House Effect and Ozone Layer Depletion.

Status of wild life and Biodiversity concept. Protection of species (endanger and migratory) wetland, Desert, Tropical Forest, Antarctica and World Heritage sites

Sectoral Laws & policies relating to environment of Bangladesh: pollution (air, water & sound) related laws & policies of Bangladesh, waste disposal related laws & policies of Bangladesh, forestry related laws & Policies of Bangladesh, wild life related laws & policies of Bangladesh, fishery related laws & policies of Bangladesh & biodiversity conservation related laws & policies of Bangladesh

An overview of Environmental Court Act, 2000 with particular emphasis on powers, functions & Procedures of Environmental Courts and Appellate Court and Disposal of Appeals

Role of International Environmental Institutions in the Development of Environmental Law

Enforcement of environmental rights through constitutional litigations: Bangladesh perspective

Role of Governmental & non-governmental organizations in the protection & conservation of environment of Bangladesh. UN Environment Programme UNESCO, WHO and other specialized agencies in the development of International Environmental Law.

#### **Books Recommended**

1. A. Atiq Rahman (ed.): Environment and Poverty
2. Alexandre Kiss & Dinah Shelton: International Environmental Law
3. C. Redgwell: Intergenerational Trusts and Environmental Protection
4. C. S. Lal: Cases & Materials on Environment & Pollution Laws
5. Department of Environment and Bangladesh Environment Management Project (BEMP) : A Compilation of Environmental Laws
6. Mahesh Mathur: Legal Control of Environmental Pollution
7. Md. Iqbal Hossain: International Environmental Law: Bangladesh Perspective
8. Mohiuddin Farooque & S. Rizwana Hasan: Law Regulating Environment in Bangladesh
9. Mohiuddin Farooque: Law and Custom on Forests in Bangladesh: Issues & Remedies
10. Nancy K. Kubasek and Gary S. Silverman: Environmental Law
11. IUCN, Bangladesh: Natural Resources Conservation Strategy
12. Jona Razzaque: Public Interest Environmental Litigation in India, Pakistan and Bangladesh
13. Ved Nanda: International Environmental Law and Policy
14. V. R. Krishna Iyer: Environmental Protection & Legal Defence

#### **Statutes:**

1. The Bangladesh Environmental Conservation Act, 1995
2. The Bangladesh Environmental Conservation Rules, 1997

3. Paribesh Adalat Ain, 2000
4. Forest Act, 1927
5. Environmental Policy, 1992
6. Environmental Actions Plan, 1992

List of leading cases concerning this course will be given by the teacher concerned.

#### **LAW 424: Legal Research (with oral defence)**

##### **Contents:**

##### **A. Legal Research**

Definition, necessity and classification of Legal Research

Modes of Legal Research

Research Methods, election of methods

Research Techniques

Research Process, research design and stepping

Collection and use of Law Reports, Journals, Statutes, Books etc.

Case Analysis and Legal Reasoning,

Computer Application in Legal Research,

Field visit, Questionnaire preparation, Interview.

**B.** Every student will be required to write a research paper (Thesis) in the 8<sup>th</sup> semester under the supervision of a teacher of the Department of Law and will be required to defend the work before the viva board comprising by the Department.

##### **Books Recommended**

1. Dr. Abdulla Al Faruqe: An Essentials of Legal Research
2. H N Tewari: Legal Research Methodology
3. Borhan Uddin Khan & Quazi Mahfuzul Haque Supan: Encyclopaedic Compendium of Laws of Bangladesh
4. C.R. Kollani: Research Methodology
5. O Price Mills & Bitner Harry: Effective Legal Research, Little, Brown & Company, 1969
6. Dr. S N Jain: Legal Research and Methodology, Journal published by Indian Law Institute, New Delhi, 1983
7. M. Zainul Abedin: A Book of Research for the fellows of M. Phil. and Ph.D. Programmes