

# SURENDRANATH LAW COLLEGE



## COURSE OUTCOME

### BA.LL.B (H) SEMESTER-VI

#### PAPER-I: OFFENCES AGAINST CHILD AND JUVENILE OFFENCES

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

- Theoretical Explanation of Juvenile Offence:**
  - Comprehend the theoretical frameworks explaining juvenile offences, including Socialisation Approach and Control Theory.
  - Analyze the emergence and patterns of delinquency in urban and rural areas.
  - Evaluate the sociological and psychological factors contributing to juvenile delinquency.
- Examine Offences Against Children Under Different Legislations:**
  - Understand the provisions of the Indian Penal Code, 1860, related to offences against children.
  - Analyze the Pre Natal Diagnostic Techniques (Prohibition) Act, 1994, and its role in preventing prenatal sex determination and female foeticide.
  - Comprehend the Juvenile Justice (Care and Protection of Children) Act, 2015, and its provisions for the care, protection, and rehabilitation of juveniles.
  - Evaluate the Child Labour (Prohibition and Regulation) Act, 1986, and its impact on preventing child labor.

- Analyze the Trafficking of Children and Immoral Traffic (Prevention) Act, 1956, and its role in combating child trafficking and sexual exploitation.
3. **Understand Provisions Determining the Age of a Juvenile Delinquent:**
    - Comprehend the legal criteria for determining the age of a juvenile delinquent under the Juvenile Justice Act.
    - Analyze the procedures for age determination and the implications of age verification on juvenile justice proceedings.
  4. **Evaluate Institutions for Apprehension, Treatment, and Rehabilitation of Juvenile Offenders:**
    - Understand the role and functioning of institutions involved in the apprehension, treatment, and rehabilitation of juvenile offenders in India.
    - Analyze the effectiveness of various rehabilitation programs and their impact on juvenile reformation.
  5. **Examine Procedures for Dealing with Children in Conflict with Law:**
    - Comprehend the procedures outlined in the Juvenile Justice Act for dealing with children in conflict with law.
    - Analyze the legal safeguards and procedural requirements to ensure the fair and just treatment of juvenile offenders.
  6. **Understand the Use of Discretion by the Juvenile Justice Board:**
    - Comprehend the discretionary powers of the Juvenile Justice Board in the disposition of cases involving juvenile offenders.
    - Analyze the factors influencing the Board's decisions and the implications of such discretion on juvenile justice outcomes.
  7. **Evaluate the Pattern and Problems of Implementation of Juvenile Justice Act and Other Legislations:**
    - Understand the challenges and issues in the implementation of the Juvenile Justice Act and other legislations related to offences against children.
    - Analyze the effectiveness of existing legal frameworks and identify areas for reform and improvement.

- Evaluate the role of various stakeholders, including law enforcement agencies, judiciary, and civil society, in ensuring the effective implementation of child protection laws.

## **PAPER-II: GENDER JUSTICE AND FEMINIST JURISPRUDENCE**

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

- 1. Understand the Introduction to Gender Justice and Feminist Jurisprudence:**
  - Comprehend the meaning, objectives, and utility of studying gender justice.
  - Analyze the growth and various schools of feminism.
  - Understand the concept and meaning of patriarchy.
  - Evaluate the socio-legal status of women in pre- and post-independence India.
- 2. Examine the Rights of Women:**
  - Understand the rights of women under the Indian Constitutional law.
  - Analyze women's rights under international law, including the Universal Declaration of Human Rights (1948), the U.N. Covenant on Economic, Social and Cultural Rights (1966), and the Convention on the Elimination of All Forms of Discrimination Against Women (CEDAW) (1979).
- 3. Analyze Gender-Based Violence and Crime Against Women:**
  - Comprehend the legal and social dimensions of crimes against women such as rape, marital rape, dowry death, female foeticide, eve-teasing, and molestation.
  - Evaluate the effectiveness of legal frameworks and societal measures in addressing and preventing gender-based violence.
- 4. Evaluate Important Legislations Related to Gender Justice:**
  - Understand the provisions and implications of the Domestic Violence Act, 2005.
  - Analyze the Immoral Traffic (Prevention) Act, 1956, and its role in combating trafficking and exploitation.
- 5. Understand Sex Inequalities in Family Law:**

- Comprehend inheritance rights of women under various religious laws, including Hindu, Muslim, Parsi, and Christian laws.
  - Analyze the concept and issues of matrimonial property, occupational rights, and matrimonial homes.
  - Evaluate divorce and maintenance rights of women under Hindu and Muslim laws.
  - Understand the problems and issues related to surrogate mothers and their children.
  - Analyze the need for a Uniform Civil Code in addressing gender inequalities in family law.
6. **Examine Relevant Provisions of Employment-Related Legislation:**
- Understand the provisions of the Equal Remuneration Act and its role in ensuring gender pay equity.
  - Analyze the Maternity Benefit Act, 1961, and its impact on women's rights in the workplace.
  - Evaluate legal measures addressing sexual harassment at the workplace.
7. **Understand Relevant Legal Provisions Addressing Representation and Protection:**
- Comprehend the provisions of the Immoral Traffic (Prevention) Act.
  - Analyze the Indecent Representation of Women (Prohibition) Act and its role in addressing issues of representation and exploitation of women.
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## **SEMESTER-VII(H)**

### **PAPER-I: PATENT RIGHT CREATION AND REGISTRATION OF PATENTS**

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

**1. Understand the Concept and Scope of Patents as Intellectual Property:**

- Articulate the fundamental principles of patents as a form of intellectual property.
- Differentiate between patentable and non-patentable inventions.
- Explain the objectives and subject-matter covered by patent law.
- Discuss the provisions of the TRIPs agreement related to patents and their global implications.

**2. Master the Patent Application Process and Specifications:**

- Demonstrate proficiency in preparing and filing patent applications.
- Understand the requirements and format for patent applications, including foreign applications under international treaties.
- Develop detailed and precise patent specifications, including claims and drawings.
- Apply the procedures for amending patent applications and specifications effectively.

**3. Navigate the Procedures for Publication, Examination, and Opposition:**

- Explain the significance and process of patent application publication.
- Understand the examination process and criteria used by patent offices to evaluate applications.
- Discuss the concept of secrecy for certain inventions and the implications for national security.

- Manage opposition proceedings by preparing and responding to challenges against patent applications.

**4. Comprehend the Grant of Patents and Associated Rights:**

- Analyze the rights conferred to patentees upon the grant of a patent.
- Understand the legal framework governing trade secrets and their relationship with patents.
- Evaluate the strategic importance of patents and trade secrets in business and innovation.

**5. Manage Restoration, Surrender, and Revocation of Patents:**

- Understand the conditions and procedures for restoring lapsed patents.
- Discuss the process and implications of voluntarily surrendering patents.
- Examine the grounds and procedures for the revocation of patents.

**6. Understand the Role and Functions of the Patent Office and Controller:**

- Describe the organizational structure and functions of the patent office.
- Understand the contents and significance of the register of patents.
- Analyze the powers and duties of the Controller of Patents in the administration of patent law.

**7. Address Patent Infringement and Legal Remedies:**

- Identify acts that constitute patent infringement and understand the legal consequences.
- Evaluate the various remedies available to patentees in cases of infringement.
- Develop strategies for enforcing patent rights and protecting intellectual property.

## **SEMESTER-VII(H)**

### **Paper-II: International Trade Economics**

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

**1. Understand the Evolution of International Economic Law:**

- Trace the historical development of international economic law from the General Agreement on Tariffs and Trade (GATT) to the establishment of the World Trade Organization (WTO).
- Analyze the key milestones and events that have shaped the evolution of international trade regulations.

**2. Comprehend the Objectives, Functions, and Structure of the WTO:**

- Articulate the primary objectives of the WTO and its role in facilitating global trade.
- Explain the functions and organizational structure of the WTO, including its key bodies and decision-making processes.
- Evaluate the impact of the WTO on global economic governance and trade liberalization.

**3. Analyze the Agreement on Trade-Related Investment Measures (TRIMS):**

- Understand the salient features of the TRIMS agreement and its implications for member countries.
- Assess how TRIMS addresses investment measures that affect trade in goods.
- Discuss the compliance requirements and the impact of TRIMS on international investment policies.

**4. Understand the Agreement on Trade-Related Aspects of Intellectual Property Rights (TRIPs):**

- Explain the key provisions and objectives of the TRIPs agreement.
- Analyze the implications of TRIPs for intellectual property protection and enforcement globally.
- Evaluate the challenges and benefits of TRIPs for both developed and developing countries.

5. **Examine the General Agreement on Trade in Services (GATS):**
  - Understand the structure and key provisions of GATS.
  - Analyze the impact of GATS on international trade in services, including specific commitments and sectoral coverage.
  - Discuss the benefits and challenges of liberalizing trade in services under GATS.
6. **Evaluate the Agreement on Technical Barriers to Trade (TBT):**
  - Explain the objectives and key provisions of the TBT agreement.
  - Assess the role of TBT in ensuring that technical regulations, standards, and conformity assessment procedures do not create unnecessary obstacles to trade.
  - Discuss the mechanisms for resolving disputes related to technical barriers under the TBT agreement.
7. **Understand the WTO Dispute Settlement Body (DSB):**
  - Explain the structure and functions of the WTO Dispute Settlement Body.
  - Analyze the dispute settlement process and its significance in maintaining the stability and predictability of the global trading system.
  - Evaluate the role of the DSB as the new International Court of Justice for trade disputes.
8. **Assess the Impact of the WTO on Third World Countries:**
  - Analyze the socio-economic perspectives of WTO policies and agreements on developing countries.
  - Discuss the benefits and challenges faced by third world countries in the context of WTO membership and compliance.
  - Evaluate the strategies and measures that can enhance the participation and benefits of developing countries in the global trading system.

# SEMESTER-VIII(H)

PAPER - 1: LAW OF TRADE MARKS AND DESIGN

PAPER - II INSURANCE LAW.

## Paper-I: Law of Trade Marks and Design

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

1. **Understand the Introduction to Trade Marks:**
  - Comprehend the object and significance of trade marks.
  - Differentiate between trade marks and domain names.
  - Analyze what constitutes a good trade mark and trade description.
  - Evaluate the concept of deceptive similarity and its implications.
  - Understand the various functions of trade marks.
2. **Examine the Protection of Trade Mark and Goodwill:**
  - Understand the legal framework for the protection of trade marks.
  - Analyze the concept of goodwill and its protection under trade mark law.
  - Evaluate the role of trade marks in maintaining and enhancing brand value.
3. **Understand the Licensing of Trade Marks:**
  - Comprehend the legal provisions and procedures for licensing trade marks.
  - Analyze the contractual aspects of trade mark licensing agreements.
  - Evaluate the rights and obligations of licensors and licensees.
4. **Analyze Collective Trade Marks and Certification of Trade Marks:**
  - Understand the concept and importance of collective trade marks.
  - Analyze the role and function of certification trade marks.
  - Evaluate the legal provisions governing collective and certification trade marks.
5. **Examine the Role of the Registrar of Trade Marks:**
  - Understand the functions and jurisdiction of the Registrar of Trade Marks.
  - Analyze the procedural aspects of trade mark registration.

- Evaluate the decision-making process and dispute resolution mechanisms handled by the Registrar.
6. **Understand the Assignment and Transmission of Trade Marks:**
- Comprehend the legal provisions for the assignment and transmission of trade marks.
  - Analyze the procedures and requirements for the transfer of trade mark rights.
  - Evaluate the implications of assignment and transmission on trade mark ownership.
7. **Analyze the Infringement of Trade Marks and Remedies:**
- Understand the legal framework for identifying trade mark infringement.
  - Analyze the types of trade mark infringements and the available legal remedies.
  - Evaluate the enforcement mechanisms and the role of courts in trade mark protection.
8. **Understand the Concept of Industrial Design:**
- Comprehend the concept and subject-matter of industrial design.
  - Analyze the criteria for novelty and originality in industrial designs.
  - Evaluate the legal implications of publication on the protection of industrial designs.
9. **Examine the Registration of Industrial Designs and Copyright of Owners:**
- Understand the procedures and requirements for the registration of industrial designs.
  - Analyze the rights conferred upon the owner of a registered design.
  - Evaluate the legal framework governing the protection and enforcement of design rights.
10. **Analyze the Infringement of Designs and Remedies:**
- Understand the legal provisions related to the infringement of industrial designs.
  - Analyze the types of design infringements and the available legal remedies.
  - Evaluate the enforcement mechanisms and the role of courts in protecting design rights.
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## **PAPER - II : INSURANCE LAW**

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

### **1. Understand the General Principles of Insurance Contract:**

- Comprehend the concept of insurance in the global economy and its historical development in India.
- Analyze the formation of insurance contracts and the principle of utmost good faith.
- Evaluate the concepts of insurable interest, risk, and various types of insurance policies.
- Understand the assignment of the subject matter, agency principles, the doctrine of privity in contracts, and the duty of disclosure.
- Analyze the claims procedure in insurance contracts.

### **2. Examine Life Insurance:**

- Understand the formation of life insurance contracts, including the proposal and policy processes.
- Analyze the legal provisions regarding assignment, nomination, and the implications of tax law on life insurance.
- Evaluate the procedures for claims and the title to policies, as well as the concepts of representation and warranty in life insurance.

### **3. Analyze Marine Insurance:**

- Comprehend the nature and scope of marine insurance and the classification of marine policies.
- Understand the provisions of the Marine Insurance Act, 1963, and the regulation of the marine insurance business.
- Evaluate the protection mechanisms for policyholders under marine insurance.

### **4. Understand Motor Insurance:**

- Analyze the objectives and concepts behind motor vehicle insurance policies.
- Comprehend the use and indemnity aspects related to public places under the Motor Vehicle Act, 1988.
- Conduct a comparative study of Chapter VIII of the Motor Vehicle Act, 1939, with Chapter XI of the Motor Vehicle Act, 1988.

**5. Examine Fire Insurance:**

- Understand the characteristics of fire insurance and the various types of fire insurance policies.
- Evaluate the legal and procedural aspects of fire insurance claims and policies.

**6. Analyze Liability Insurance:**

- Comprehend the scheme and authority under the Public Liability Insurance Act, 1991.
- Evaluate the legal framework and implications of liability insurance.

**7. Understand Health Insurance:**

- Comprehend the concept and objectives behind health insurance.
- Analyze the legal and procedural aspects of health insurance policies.

**8. Examine Social Insurance in India:**

- Understand the concept of social insurance and its role in providing social security.
- Analyze the provisions of social security legislations such as the Workmen's Compensation Act, 1923, the Employees' Provident Fund and Miscellaneous Provisions Act, 1952, the Employees State Insurance Act, 1948, the Maternity Benefits Act, 1961, and the Payment of Gratuity Act, 1972.

**9. Understand Insurance and Consumer Protection:**

- Comprehend the interplay between insurance and consumer protection laws.
- Analyze the relevant provisions of the Consumer Protection Act and its impact on policyholders.
- Evaluate the role of consumer protection in safeguarding the interests of insurance policyholders.

**10. Examine the Protection of Policy Holders:**

- Understand the provisions of the Indian Fatal Accidents Act, 1856, and the IRDA (Protection of Policyholders' Interests) Regulations, 2002.
- Analyze the Insurance Act, 1938, and the Insurance Rules, 1939, focusing on the rights and protections afforded to policyholders.

**11. Conduct a Comparative Study of Insurance Contracts and Contracts of Wager:**

- Comprehend the differences and similarities between insurance contracts and contracts of wager.
- Analyze the legal principles that distinguish insurance from wagering agreements.
- Evaluate the judicial interpretations and implications of categorizing contracts as insurance or wager.

# SEMESTER-IX

## Paper-I: Corporate Governance

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

1. **Understand the Concept of Corporate Governance:**
  - Comprehend the fundamental principles and significance of corporate governance.
  - Analyze the key components and structures that constitute effective corporate governance.
2. **Analyze the Historical Perspective of Corporate Governance:**
  - Understand the evolution of corporate governance practices over time.
  - Evaluate the historical events and regulatory developments that have shaped contemporary corporate governance.
3. **Examine the Role of Institutional Investors in Corporate Governance:**
  - Understand the influence and responsibilities of institutional investors in promoting good corporate governance.
  - Analyze the impact of institutional investors on corporate policies and decision- making processes.
4. **Understand the Principles of Corporate Governance and OECD Guidelines:**
  - Comprehend the OECD guidelines on corporate governance and their global relevance.
  - Analyze the rights of shareholders and the equitable treatment of shareholders.
  - Evaluate the role of stakeholders in corporate governance and the importance of disclosure and transparency.
5. **Analyze Mechanisms and Controls in Corporate Governance:**
  - Understand the internal corporate governance control mechanisms, including board committees and management oversight.
  - Evaluate the external corporate governance controls, such as regulatory bodies, market forces, and independent audits.
6. **Examine the Legal Obligations of the Board of Directors in Corporate Governance:**
  - Comprehend the statutory and fiduciary duties of board members.

- Analyze the legal framework governing the responsibilities and accountability of directors.
7. **Understand the Board-Management Relationship:**
    - Analyze the dynamics between the board of directors and management.
    - Evaluate the role of the board in overseeing management performance and strategic direction.
  8. **Examine Shareholders' Democracy, Majority Powers, and Minority Rights:**
    - Understand the concept of shareholders' democracy and the mechanisms for shareholder participation.
    - Analyze the balance of power between majority shareholders and minority rights.
    - Evaluate legal provisions and remedies for the prevention of oppression and mismanagement.
  9. **Analyze the Corporate Governance and Anglo-American Model:**
    - Comprehend the key features of the Anglo-American model of corporate governance.
    - Compare and contrast the Anglo-American model with other global corporate governance frameworks.
  10. **Understand the Concept of Corporate Social Responsibility (CSR) in India:**
    - Comprehend the legal and ethical dimensions of CSR in India.
    - Analyze the regulatory requirements and initiatives promoting CSR.
    - Evaluate the impact of CSR activities on corporate reputation and stakeholder relationships.

## **PAPER –II: PROBATION AND PAROLE**

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

1. **Understand the Conceptualization of Probation:**
  - Comprehend the origin and development of probation as a legal concept.

- Distinguish between the provisions under the Criminal Procedure Code (CrPC) and the Probation of Offenders (PO) Act regarding the release of offenders on probation.
  - Analyze the legislative developments in India pertaining to probation and its objectives.
2. **Examine the Release of Offenders on Admonition:**
    - Understand the legal framework and procedures for releasing offenders on admonition.
    - Evaluate the circumstances and conditions under which admonition is applied.
  3. **Analyze the Release of Offenders on Probation:**
    - Comprehend the procedures and conditions for releasing offenders on probation.
    - Evaluate the legal provisions and judicial discretion involved in granting probation.
  4. **Understand Procedural Options and Restrictions:**
    - Analyze the procedural options available for probation, including the requirement for offenders to pay compensation.
    - Evaluate the restrictions on imprisonment of offenders under 21 years of age and the processes of appeal and revision related to probation orders.
  5. **Examine the Removal of Disqualification Attaching to Conviction:**
    - Comprehend the legal provisions for removing disqualifications attached to a conviction under probation.
    - Analyze the implications of such removals on the rehabilitative process of offenders.
  6. **Understand the Role of Probation Officers:**
    - Analyze the control, duties, and techniques of supervision exercised by probation officers.
    - Evaluate the impact of probation officers' roles on the rehabilitation and reintegration of offenders.
  7. **Understand the Concept and History of Parole:**
    - Comprehend the origin and historical development of parole in the U.S. and India.
    - Analyze the evolution of parole practices and their impact on the criminal justice system.

8. **Examine Parole under Indian Prison Laws:**

- Understand the provisions of parole under Indian prison laws, with special reference to the West Bengal Correctional Services Act, 1992.
- Evaluate the procedural aspects and conditions for granting parole in India.

9. **Analyze Judicial Attitudes to Probation and Parole in India:**

- Comprehend the judicial perspectives and attitudes towards probation and parole in India.
  - Evaluate key judicial decisions and their impact on the application and development of probation and parole policies.
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