



**Vidya Prasarak Mandal's
TMC LAW COLLEGE
THANE**

**LL.M.
2026 - 2027**

Syllabus

(As laid down by the University of Mumbai)

UNIVERSITY OF MUMBAI

LL.M Syllabus

R.4357. The First Semester shall be of two Foundation Papers and two Papers of an Optional Group. Each Paper shall be of 100 Marks.

REVISED Each paper shall carry 4 Credits

R.4358. The Second Semester shall be of two Foundation Papers and the next two Papers of Optional Group opted by the student in the First Semester. Each Paper shall be of 100 Marks.

REVISED Each paper shall carry 4 Credits

R.4359. The Third Semester shall be last two Papers of the optional Group. Each paper shall be of 100 Marks. (Four Credits)

REVISED There shall be practical examination of 100 marks (Four Credits) as under:

1. Classroom, Teaching & Seminar – 40 marks (20 marks each)
2. Choice of Practical Components comprising of 50 marks to the students from the following component
 - (a) Legal Aid
 - (b) Loopholes / Lacunae in existing laws and reports
 - (c) Comparative study and its utility in context of India
 - (d) Debate on any contemporary legal issue
 - (e) Book reviews / Group Discussion on current Legal Affairs
 - (f) Surprise Written Test
 - (g) Case Comments.
3. Attendance 10 marks

R.4360. Revised The The Fourth Semester shall be of Dissertation of 80 marks and Viva-presentation of 20 marks (4 credits).

For the balance 100 marks the students would have choice to select the topic from the topics listed in the respective syllabus which will have interdisciplinary approach. Out of 100 marks (4 credits), 50 marks (2 Credits) would be for project and 50 marks (2 credits) for presentation

FOUNDATION PAPER I —LAW AND SOCIAL TRANSFORMATION IN INDIA (4 CREDITS)

Module – I (1 Credit)

1. Law and Social Change
2. Religion and the Law

Module – II (1 Credit)

3. Language and the Law
4. Community and the law

Module – III (1 Credit)

5. Women and the Law
6. Children and the Law

Module – IV (1 Credit)

7. Modernisation and the Law
8. Alternative approaches to law 1

FOUNDATION PAPER II— INDIAN CONSTITUTIONAL LAW: NEW CHALLENGES (4 Credits)

Module – I (1 Credit)

1. Federalism
2. “State”: Need for widening the definition in the wake of Liberalisation

Module – II (1 Credit)

3. Right to equality: privatisation and its impact on affirmative action.
4. Empowerment of Women
5. Freedom of press and challenges of new scientific development

Module – III (1 Credit)

6. Emerging regime of new rights and remedies
 7. Right of minorities to establish and administer educational institutions and state control
 8. Secularism and religious fanaticism
- #### Module – IV (1 Credit)
9. Separation of powers : stresses and strain
 10. Democratic process

FOUNDATION PAPER III - JUDICIAL PROCESS (4 Credits)

Module – I (1 Credit)

1. Nature of judicial process

Module – II (1 Credit)

2. Special Dimensions of Judicial Process in Constitutional Adjudications.
3. Judicial Process in India

Module – III (1 Credit)

4. The Concept of Justice

Module – IV (1 Credit)

5. Relation between Law and Justice 2

FOUNDATION PAPER IV – LEGAL EDUCATION AND RESEARCH METHODOLOGY (4 Credits)

Module – I (1 Credit) 1. Objective of Legal Education

2. Methods of Teaching – Merits and demerits

3. Examination reforms

Module – II (1 Credit)

4. Clinical Legal Education – Legal aid, Legal Literacy, Legal survey and Law reform

Module – III (1 Credit)

5. Research Methods

6. Identification of Research Problem and formulation of Hypothesis.

Module – IV (1 Credit)

7. Preparation of the Research Design

SEM IV - DISSERTATION (100 Marks – 4 Credits) and 100 marks Choice Based Credits Viva-voce

GROUP-I : CONSTITUTIONAL & ADMINISTRATIVE LAW

1. Constitutional law and Access to Justice. Law and Justice in Globalizing world
2. Role of Civil Society in Governance in the Economic and Social Development of a Country.
3. Changing Dimensions of Judicial Interpretation of Constitution: Judicial Trend & Approach
4. System of Governance – Comparative Constitutionalism
5. Right to Health – A Constitutional Perspectives
6. Judicial Review of Administrative Action – Scope & Limitations
7. Right to Livelihood & Social Entrepreneurship and Right to Development under the Constitution
8. Right of Indigenous Persons & Sustainable Development – Constitutional Perspective

Reference books :

1. Seervai H.M. : Constitutional Law of India – A Critical Commentary ; Pub. N.M. Tripathi
2. M.P. Jain : Indian Constitutional law; LexisNexis
3. D.D. Basu : Comparative Constitutional law; Wadhwa& Co.
4. Cambridge University Press : Comparative Constitutional Law & Policy.
5. Dr. SubhashKashyap : Framing of Indian Constitution ;Universal law Pub. Delhi
6. MahendraSingh :Comparative Constitutional Law ; Eastern Book Co.
7. Vikram David Amar : Global Perspective on Constitutional Law ; Oxford University Press
8. John Hatchard, MunaNdulo, PeterSlinn : Comparative Constitutionalism & Good Governance; Cambridge University Press 4

GROUP II BUSINESS LAW SEMESTER – IV TOPICS FOR CREDIT BASED CHOICE

1. Understanding and Assessment of Industrial Psychology
2. C S R and Human Rights Education
3. Right to Information Under Mercantile Legislations –Constitutional Perspective
4. Securities Laws and Criminal Jurisprudence
5. Growth and Development of A D R Under Environmental Legislations
6. Property Laws and Rights of Consumers
7. W T O and Indian Politics
8. Information Technology and e-commerce –Emerging Legal Issues and Concern
9. Corporate Law and Accounting Standards

Reference Books

- : 1. Indian Constitutional Law Dr. Durga Das Basu revised by S.R.Roy and SP.Gupta.3rd edition,2011.
2. Right to information Law in India N.V.Paranjape 2014
3. The Political Economy of the World Trading System Amitabh Kundu,Michel M Kostecki edition 3rd 2009
4. Law and Practice of Alternative Dispute Resolution In India-A Detailed Analysis Anirban Chakraborty edition 2016
5. Role of Environmental Green Tribunal in Protection Environment M J Khandare 2016
6. International Law and Human Rights S K Kapoor 2016
7. Consumer, Consumerism and Consumer Protection – Indian Context Dr. K.N.Bhatt, Prof. Suresh Mishra and SapnaChadha2015
8. Information Technology Law and Practice Vakul Sharma 2014
9. Cyber and E-Commerce Laws (Diwan and KapoorBharat Publishers
10. SEBI Manual Code

OPTIONAL GROUPS GROUP-I – CONSTITUTIONAL AND ADMINISTRATIVE

LAW PAPER I—CONSTITUTIONALISM: PLURALISM AND FEDERALISM (4 Credits)

Module – I (1 Credit)

1. Constitutionalism
2. Federalism

Module – II (1 Credit)

3. Pluralism

Module – III (1 Credit)

4. Uniform Civil Code
5. Equality in Plural Society

Module – IV (1 Credit)

6. Pluralism and International Concerns

PAPER-II- NATIONAL SECURITY, PUBLIC ORDER, AND RULE OF LAW (4 Credits)

Module – I (1 Credit)

1. National Security, Public Orders and Rule of Law
2. Preventive Detention and Indian Constitution

Module – II (1 Credit)

3. Exceptional Legislation
4. Civil Liberties and Emergency

Module – III (1 Credit)

5. Access to Courts and Emergency
6. Martial Law

Module – IV (1 Credit)

7. Human Rights in India

PAPER III—COMPARATIVE CONSTITUTIONAL LAW (4 Credits)

Module – I (1 Credit)

1. Constitutionalism, Classification of Constitutions
2. Conventions in Constitutional Law.
3. Parliamentary and Presidential Democracy.

Module – II (1 Credit)

4. Comparative Study of the fundamentals of the Constitutions of India, USA, UK, Switzerland, Ireland, Germany and Canada.
5. Comparative Study of Federalism in India, USA, Switzerland, Ireland, Germany, Canada.

Module – III (1 Credit)

6. Comparative Study of Amending Processes of the Constitutions in the USA, India and Switzerland.
7. Comparative Study of Judiciary in India, UK, USA and Switzerland.

Module – IV (1 Credit)

8. Civil Liberties in India, UK, USA
9. Affirmative Actions in India and United States.

PAPER IV— ADMINISTRATIVE PROCESS: NATURE AND SCOPE (4 Credits)

Module – I (1 Credit)

1. Administrative Process
2. Administrative Process: Regulation to De-regulation and Control to Decontrol-Globalization and Liberalization

Module – II (1 Credit)

3. Rule of Law
4. Separation of Powers: From Rigidity to Flexibility

Module – III (1 Credit)

5. Delegated Legislation: Problems, Process and Control

Module – IV (1 Credit)

6. Power and duty
7. Administrative Discretion
8. Comparative Administrative Law – India, U.S.A., U.K., France, Germany.

PAPER V—ADMINISTRATIVE PROCESS AND JUDICIAL CONTROL (4 Credits)

Module – I (1 Credit)

1. Concepts and Agencies
2. Judicial Review in India

Module – II (1 Credit)

3. Jurisdiction
4. Grounds of Review

Module – III (1 Credit)

5. Procedural fairness 6. Remedies

Module – IV (1 Credit)

7. Limits of judicial review

8. Judicial Review Delegated Legislation

**PAPER VI— PUBLIC AUTHORITIES AND POWER HOLDERS: CONTROLS ON
MAL ADMINISTRATION (4 Credits)**

Module – I (1 Credit)

1. Ombudsman

2. Commission of Inquiry

Module – II (1 Credit)

3. Vigilance Commissions

4. Investigation Agencies : the CBI

Module – III (1 Credit)

5. Inquiries by Legislative Committees

6 Legislative Control

Module – IV (1 Credit)

7. Financial Control – Comptroller and Auditor General

8. Judicial Inquiries

GROUP-II BUSINESS LAW

**MODULES FOR CREDIT BASED CHOICE. EACH PAPER WILL HAVE FOUR
MODULES CARRYING ONE CREDIT EACH.**

**PAPER I— FUNDAMENTAL PRINCIPLES OF LAW OF CONTRACT AND ALLIED
LAWS [4 Credits]**

Module – I (1 Credit)

1.1 Nature, Object and Multi-dimensional Scope.

1.2 Foundation Theories of Law of Contract

1.3 Individualism

1.4 Freedom of Contract.

1.5 Sanctity of Contract.

1.6 Encroachment on Freedom of Contract :

Module – II (1 Credit)

2.1 Legislative Intervention.

2.2 Socio-economic Factors.

2.3 Limitations on Sanctity of Contract.

2.4 Conceptual Analysis:Contract

2.5 Essentials of Contract.

2.6 Specific Contracts.

2.7 Standard-form contract, Exemption Clauses, Protective Measures.

2.8 Quasi- Contract : Doctrine of Unjust Enrichment, Law of Restitution.

2.9 Doctrine of Frustration :Grounds and Effects of Frustration.

2.10 Breach of Contract and Remedies. U.N. Convention on Sales.

Module – III (1 Credit)

3.1 Historical background of the Arbitration and Conciliation Act, 1996.

3.2 Distinction between the Arbitration Act, 1940, and the Arbitration and Conciliation Act, 1996.

3.3 Definition and Meaning of Arbitration

3.4 Arbitration Agreement and Arbitration Clause in Agreement

3.5 Alternative Disputes Resolution (ADR) Process

Module – IV (1 Credit)

4.1 Composition of the Arbitral Tribunal

4.2 Number / Appointment of Arbitrators

4.3 Disqualification / Removal of Arbitrators

4.4 Termination of Authority of Arbitrator

4.5 Jurisdiction of Arbitral Tribunal

4.6 Conduct of Arbitral Proceedings

4.7 Making of Arbitral Award.

4.8 Finality and Enforcement of Arbitral Awards.

4.9 Recourse against Arbitral Award

4.10 Other Internationally Accepted modes of Alternative Disputes Resolution.-(ADR)

4.11 Commercial Arbitration

4.12 Conciliation.

PAPER II—GLOBAL TRADE UNDER WORLD TRADE ORGANISATION (4 Credits)

Module – I (1 Credit)

1. World Trade Organisation (WTO) Agreement.

Module – II (1 Credit)

2. Trade in Good

Module – III (1 Credit)

3. Trade in Services

Module – IV (1 Credit)

4. Trade Related Aspects of Intellectual Property (TRIPS) 5. Dispute Settlement Process

PAPER III—CORPORATE LAW (4 Credits)

Module – I (1 Credit)

1. Formation of company

2. Organisation and management

Module – II(1 credit)

3. Corporate finance

- 4. Audit, accounts and dividends
- 5. Securities, borrowing, debentures

Module – III (1 credit)

- 6. Protection of investors and creditors
- 7. Administrative regulation on corporate finance
- 7.4. Control by company law tribunal

Module – IV (1 credit)

- 8 Prevention of oppression and mismanagement
- 9 winding up

PAPER IV–LAW RELATING TO CUSTOMS AND FOREIGN EXCHANGE (4 Credits)

Module – I (1 Credit)

- 1 Law Relating to Customs
 - 1.1. Custom of charging customs duties
 - 1.2. Rules relating to interpretation of customs law
 - 1.3 Prohibition on Importation and Exportation of Goods
 - 1.4 Chargeability and Levy of Customs duty

Module – II (1 Credit)

- 1.5 Exemption from Customs duties
- 1.6 Refund of Customs duty
- 1.7 Clearance of Imported Goods and Export Goods
- 1.8 Warehousing of Goods
- 1.9 Powers of Customs Officers.
- 1.10 Adjudicatory Proceedings
- 1.11 Appeals
- 1.12 Criminal Prosecution

Module – III (1 Credit)

- 2. Law Relating to Foreign Exchange
 - 2.1. Historical background to Foreign Exchange Regulation Act (FERA) and Foreign Exchange Management Act (FEMA).
 - 2.2 Foreign exchange and currency
 - 2.3 Foreign exchange management and noteworthy features of Foreign Exchange Management Act (FEMA).

Module – IV (1 Credit)

- 2.4 New Concepts under Foreign Exchange Management Act (FEMA). – Resident – Capital Account Transactions – Current Account Transactions – Export – Person – Service – Transfer
- 2.5. Export of Goods and Services
- 2.6. Adjudication, Appeals and Penalties
- 2.7. Foreign Direct Investment in India
- 2.8. Foreign Trade, Development & Regulation Act, 1992

PAPER V —LAW OF INSURANCE (4 Credits)

Module – I (1 Credit)

1. Introduction
2. General Principles of Law of Insurance.
- 3 Indian Insurance Law – General

Module – II (1 Credit)

4. Insurance pertaining to Life and Personal Accidents/Hospitalisation
5. Marine Insurance

Module – III (1 Credit)

6. Property Insurance

Module – IV (1 Credit)

7. Insurance Against Accidents arising under Tort, Contract and Statute
8. Insurance Against Third Party Risks under Statute.

PAPER VI—BANKING LAWS (4 Credits)

Module – I (1 Credit)

1. Introduction
2. Law Relating to Banking Companies in India

Module – II (1 Credit)

3. Social Control over Banking
4. The Central Bank

Module – III (1 Credit)

5. Relationship of Banker and Customer
6. Negotiable Instruments

Module – IV (1 Credit)

7. Lending by Banks
8. Recent Trends of Banking System in India