

SYLLABUS FOR PhD ENTRANCE EXAMINATION -2023

Legal Studies-Ph. D Syllabus

Eligibility Candidates who have passed JRF/ NET/SLET/MPhil in Law or the entrance test conducted by REVA University shall be eligible to register for Ph.D., programme. Candidate, who has obtained M.L / LL.M. from any recognized University approved by the UGC securing not less than 55% marks in the aggregate shall be eligible to appear for the entrance test. Note: In case of candidates belonging to Scheduled Castes / Scheduled Tribes / Other Backward Classes (Non-creamy layer) / Persons with disabilities the requirement of marks at Master's Degree is 50% or its equivalent.

Syllabus for Ph.D. Entrance Exam Law

Unit-1: Research Methodology -Concept and Meaning of Research – Reflective thinking – Nature & Objectives of Legal Research – Doctrinal & Non-doctrinal Legal Research – Formulation of Research Problem – Hypothesis – Observation – Questionnaire – Research report – Law Reform and Legal Research.

Unit-2: Constitutional Law-Fundamental Rights Concept of Equality – Freedom – Right to life & Liberty Freedom of Religion, Relation between part III & IV - Right to Constitutional remedies – Art.32 – International Human Rights Law-Constitutional Law Federalism – Centre – State Relations – Organization of Govt.- Legislature, Executive, Judiciary – Theory of Separation of Powers – Power of amendment, Parliamentary Privileges.

Unit -3: Jurisprudence- Analytical School, Natural Law Theory, Historical School, Sociological Theory of Law – Concept of Person, Rights and Liability- Judicial Process & Social Transformation Doctrine of Precedent – Ratio decidendi and Obiter dicta – Methods of Determining ratio decidendi – Stare-decisis -Judicial Activism – Concept of Social Transformation- Legal & non-legal factors – Social Justice-Empowerment of Women

Unit-4: International Law-Relationship between International and Municipal Law – Subjects of International Law- State Responsibility – Law of the Sea – International Organizations – Law of Treaties.

Unit-5: Labour Law- Human Resource Development Definition of Industry, Workman – Concept of Collective Bargaining – Dispute Settlement Mechanism – Welfare and Safety under Factories Act – Strike, Lockout, Layoff, Retrenchment & Closure.

Unit-6: Intellectual Property Rights-Economic & legal Justifications for protection of IPR – TRIPs and WIPO – Meaning and subject matter of Copyright – Infringement of copyright- Concept of patent– Ingredients of Innovation – Non-patentability – Procedure for getting patent – compulsory licensing

– Definition of Trade mark – Registered Trade mark & Unregistered Trade mark – Passing off action – Concept of Industrial Design.

Unit-7: Environmental Law-Concept of Environment – Environmental Law & Polity in India (Water Act, Air Act Environment Protection Act, Wildlife Protection Act) - International Environmental Principles – Conservation of Natural Resources – Common Law and Constitutional remedies.

Unit-8: Corporate Law-Registration of Companies – Memorandum & Articles of Association – Prospectus- Directors Powers & Functions- Indoor Management & Constructive Notice – Company Meetings – Prevention of oppression & Mismanagement of Companies – Winding up of Companies.

Books for Reference ❑ Salmond – Jurisprudence ❑ RWM Dias – Jurisprudence ❑ Lloyd – Introduction to Jurisprudence (Latest edition) ❑ Julius Stone – Social Dimensions of Law ❑ W.Friedman - Legal Theory ❑ M. P. Jain – Constitutional Law ❑ V.N.Shukla – Constitutional Law ❑ H.M.Seervai – Constitutional Law of India ❑ S.K.Roy – Corporate Image in India ❑ O’Connel – International Law Vol –I & II ❑ Harries, D.J – Cases and Materials on International Law ❑ Brownlie – Principles of International Law ❑ Malcolm Shaw – International Law ❑ Goodrich and Hambro – The Charter of the United Nations Robertson – The European Institutions ❑ Whitney, F.L.- The Elements of Research ❑ Goode, William J and Hatt, Faul, H. - Methods in Social Research ❑ ILI Verma– Legal Research and Methodology ❑ D.D. Basu- Comparative Federalism ❑ Robert Cross – Precedent in English Law ❑ A.Lakshminath- Precedent in India ❑ Prof.P.Ishwara Bhat – Law & Social Transformation ❑ Ramaiya –Guide to the Companies Act ❑ O.P.Malhotra – Law of Industrial Disputes ❑ W.R.Cornish – Intellectual Property Rights ❑ P.Narayanan – Patent Law ❑ P.Narayanan – Trade Mark and Passing Off ❑ Paul Torremans and Jan Holyoak – Intellectual Property Law ❑ Catharine Colstone –Principles of Intellectual Property Law ❑ Black Stone’s International Documents ❑ Simon Ball and Stuart Bell - Environmental Law

❑ Bernie and Bayle – International and the Environment ❑ Shyam Divan and Armin Rosencranz - Environmental Law and policy in India.

PART – B

RESEARCH METHODOLOGY

Research and Types of research: Meaning of Research- Objectives of Research- Motivation in Research. Research methods vs Methodology. Types of research – Descriptive vs. Analytical, Applied vs. Fundamental, Quantitative vs. Qualitative, Conceptual vs. Empirical. Research Process. Criteria of good Research.

Research Formulation – Defining and formulating the research problem - Selecting the problem - Necessity of defining the problem - Importance of literature review in defining a problem – Literature review – Primary and secondary sources – reviews, treatise, monographs-patents – web

as a source – searching the web - Critical literature review – Identifying gap areas from literature review - Development of working hypothesis.

Data Collection and analysis: Execution of the research - Observation and Collection of data - Methods of data collection – Modeling, Mathematical Models for research, Sampling Methods- Data processing and Analysis strategies. Data Analysis with Statistical Packages – Hypothesis-testing, Generalization-and-Interpretation.

Interpretation and report writing - Techniques of interpretation - Structure and components of scientific reports - Different steps in the preparation - Layout, structure and language of the report - Illustrations and tables - Types of report - Technical reports and thesis

Reference Books:

1. Garg, B.L., Karadia, R., Agarwal, F. and Agarwal, U.K., 2002. *An introduction to Research Methodology*, RBSA Publishers.
2. Kothari, C.R., 1990. *Research Methodology: Methods and Techniques*. New Age International. 418p.
3. Sinha, S.C. and Dhiman, A.K., 2002. *Research Methodology*, Ess Ess Publications. 2 volumes.
4. Anderson, T. W., An Introduction to Multivariate Statistical Analysis, Wiley Eastern Pvt., Ltd., New Delhi
5. Sinha, S.C. and Dhiman, A.K., 2002. *Research Methodology*, Ess Ess Publications. 2 volumes.
6. Trochim, W.M.K., 2005. *Research Methods: the concise knowledge base*, Atomic Dog Publishing. 270p.
7. Fink, A., 2009. *Conducting Research Literature Reviews: From the Internet to Paper*. Sage Publications
