

CURRICULUM FOR “MASTER OF LAWS” (LL.M.)

Corporate and Commercial Laws
W.E.F. Academic Year 2025-26



॥ तमसो मा ज्योतिर्गमय ॥

VISION

To provide equal opportunities for value based global education for creating an Enlightened Society

MISSION

To establish and facilitate educational institutions in the region for providing affordable value based global education to all who aspire to study and to create opportunities to educators, social workers and philanthropists to serve society



SARVAJANIK
UNIVERSITY

INCLUSIVE | INTEGRATED | INNOVATIVE

creating an enlightened society...

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Constituent Institute:

**SARVAJANIK COLLEGE OF LAW
(SCOL)**



Program Curriculum
Master of Laws (LL.M.)
(Corporate and Commercial Laws)

The Program Curriculum proposed and drafted by **Academic and Curriculum Committee of Law** under the **Faculty of Law** in the meeting held on 19-07-2025 and recommended to '**BOARD OF STUDIES**' for approval.

Prof. Dr. Bhadresh Dalal Chairman, Academic & Curriculum Committee Faculty of Law	Place of the meeting SarvajaniK University Office	 Sign
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The proposed Program Curriculum was approved by **Board of Studies; Law** under the Faculty of Law the meeting held on 19-07-2025 and was recommended to the '**FACULTY**' for approval.

Prof. Dr. Bhadresh Dalal Chairman, Board of Studies Faculty of Law	Place of the meeting SarvajaniK University Office	 Sign
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The Program Curriculum was approved by the **Faculty of Law** in the meeting held on 19-07-2025 and was recommended to '**ACADEMIC COUNCIL**' for approval.

Prof. Dr. Bhadresh Dalal Chairman & Dean, Faculty of Law	Place of the meeting SarvajaniK University Office	 Sign
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The Program Curriculum was approved by the '**Academic Council of SarvajaniK University**' in the meeting held on 19-08-2025.

Mr. Ashish Desai Member-Secretary Academic Council & Registrar, SarvajaniK University	Place of the meeting SarvajaniK University Office	 Sign
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The approved curriculum is with effect from the Academic year 2025-26 and to be reviewed before 2028-29





**SARVAJANIK
UNIVERSITY**

INCLUSIVE | INTEGRATED | INNOVATIVE

Master of Laws

LL.M. in Corporate and Commercial Laws

Two Year Program

SYLLABUS

W.E.F JULY 2025



SARVAJANIK EDUCATION SOCIETY

SARVAJANIK COLLEGE OF LAW

(CONSTITUENT COLLEGE OF SARVAJANIK UNIVERSITY)



INDEX

S. No.	Table of Contents	Page no.
1.	LL. M. Program Overview	2
2.	LL.M. Program Outcome	3
3.	Credit Structure & Assessment criteria	4
4.	Semester- wise Subjects	5
5.	Semester I Syllabus	7
6.	Semester II Syllabus	21
7.	Semester III Syllabus	35
8.	Semester IV Syllabus	48
9.	Format for Synopsis	51
10.	Format for Dissertation	55



Program Overview

Sarvajanik College of Law is proud to announce the commencement of its LL.M. Program in Corporate and Commercial Laws, designed to cater to the evolving needs of the legal and business landscape. This specialised program offers in-depth knowledge of corporate governance, competition law, bankruptcy law, international trade and commercial arbitration, equipping students with the expertise required to navigate complex legal challenges in the corporate world.

With globalization, digital advancements, and regulatory reforms shaping modern economies, there is an increasing demand for legal professionals who can handle intricate corporate transactions, mergers, insolvencies, and cross-border disputes. This specialization aims to bridge the gap between theory and practice by providing students with a comprehensive understanding of corporate legal frameworks and commercial dispute resolution.

The curriculum covers a wide spectrum of subjects, ranging from foundation courses to advanced topics such as International Trade Law, Commercial Arbitration, and Corporate Governance, providing a well-rounded understanding of corporate legal frameworks. By offering this LL.M. program, Sarvajanik College of Law reaffirms its commitment to academic excellence and professional development, preparing future legal experts to excel in corporate law firms, regulatory bodies, judicial services and multinational corporations.



Program Outcome

Upon successful completion of the program, graduates will be able to:

1. **Gain specialized legal knowledge** in corporate law, commercial transactions, competition policy, financial regulation, and related areas.
2. **Critically evaluate legal and regulatory frameworks** governing corporate structures, markets, and cross-border commercial activities.
3. **Effectively apply legal principles** to solve real-world problems in business law, including contract disputes, insolvency matters, and corporate compliance.
4. **Undertake independent and analytical legal research** to address contemporary challenges in corporate and commercial law, contributing to legal reform and policy development.
5. **Demonstrate ethical awareness and professional competence** in legal practice, advisory roles, and academic or policy-oriented careers in the corporate legal sector.

Credit Structure & Assessment Criteria

Assessment in the **LL.M. in Corporate and Commercial Laws** program is based on the student's performance throughout the semester, incorporating assignments, research work, presentations, and examinations. The credit distribution is structured as follows:

Credit Structure:

- **Foundation Courses:** 4 credits each
- **Specialization Courses:** 4 credits each
- **Practical/Project Work:** 16 credits
- **Dissertation:** 8 credits

The program comprises a total of **96 credits** with **24 credits** allocated in each Semester, ensuring a balanced and in-depth academic engagement.

Assessment Criteria

Each paper is assessed through a combination of Continuous Comprehensive Evaluation (CCE) and the Semester End Examination (SEE), contributing equally to the final score. The evaluation breakdown is as under:



S. No.	Heads (Continuous Comprehensive Evaluation) (CCE)	Marks
1.	Mid Semester Examination	20
2.	Assignments (Class Assignment / Home Assignment / Seminar /Presentation / Poster presentation)/ or any other component designed by the instructor	25
3.	Attendance	5
Total Continuous Comprehensive Evaluation (CCE)		50
Heads (Semester End Examination)		
1.	Semester End Examination (SEE)*	50
2.	Dissertation (Semester IV)	200
	i. Synopsis	30
	ii. Written Submission	80
	iii. Language and formatting	15
	iv. Research Methodology	15
	v. Viva-voce	60
3	Practical/Project Work (Semester IV)	100
	i. Doctrinal research	25
	ii. Non-doctrinal research	25
	iii. Research Presentation / Progress Seminar	25
	iv. Classroom teaching	25

Examination Passing Criteria

Passing criteria for each component of evaluation will be **40%** for the Master of Laws program.

Sr. No.	Heads	Passing Criteria
1.	Continuous Comprehensive Evaluation (CCE)	40% (i.e. 20/50)
2.	Semester End Examination (SEE)	40% (i.e. 20/50)



SEMESTER-WISE SUBJECTS

SEMESTER I

S. No	Name of Course	Course Type	Course Code	No. of hours per week	Credit
1.	Legal Research Methodology and Legal Writing	Foundation Course	MLFC11101	4	4
2.	Constitutional Law-New Challenges	Foundation Course	MLFC11102	4	4
3.	Comparative Public Law	Foundation Course	MLFC11103	4	4
4.	Company Law and Regulatory Framework	Specialisation	MLCC12101	4	4
5.	Banking and Insurance Law	Specialisation	MLCC12102	4	4
6.	Corporate Governance	Specialisation	MLCC12103	4	4
TOTAL				24	24

SEMESTER II

S. No	Name of Course	Course type	Course Code	No. of hours per week	Credit
1.	Law and Social Transformation in India	Foundation Course	MLFC11201	4	4
2.	Law and justice in a globalising world	Foundation Course	MLFC11202	4	4
3.	Judicial Process	Foundation Course	MLFC11203	4	4
4.	Advanced Contract Law	Specialisation	MLCC12201	4	4
5.	Bankruptcy and Insolvency Law	Specialisation	MLCC12202	4	4
6.	Competition Law	Specialisation	MLCC12203	4	4
TOTAL				24	24



SEMESTER III

S. No	Name of Course	Course Type	Course Code	No. of hours per week	Credit
1.	International Trade Law	Specialisation	MLCC12301	4	4
2.	Commercial Arbitration	Specialisation	MLCC12302	4	4
3.	Securities Law	Specialisation	MLCC12303	4	4
4.	Investment Law	Specialisation	MLCC12304	4	4
5.	Intellectual Property Law	Specialisation	MLCC12305	4	4
6.	E-commerce and Cyber Laws	Specialisation	MLCC12306	4	4
TOTAL				24	24

SEMESTER IV

S. No	Name of Course	Course type	Course Code	No. of hours per week	Credit
1.	Practical/Project Work 1. Doctrinal research 2. Non-doctrinal research 3. Research Presentation / Progress Seminar 4. Classroom teaching	Dissertation and Practical	MLDP13401		16
2.	Synopsis, Dissertation Writing and Submission	Dissertation and Practical	MLDP13402		8
TOTAL					24



SEMESTER I

SARVAJANIK UNIVERSITY				
Program		LL.M.		
Semester		1		
Subject		Legal Research Methodology and Legal Writing		
Course Type		Foundation Course		
Course Code		MLFC11101	Total Credit	4
Teaching Hours		Examination Marking Scheme		
Theory (Hrs)	Practical/ Lib./Lab./Tut. (Hrs)	Internal/ CCE (Marks)	External/ SEE (Marks)	Total
3	1	50	50	100

Course Overview

This course has been thoughtfully designed to cultivate and enhance legal research skills among students. It aims to provide a comprehensive understanding of the methodologies and practices essential for effective legal inquiry. It covers both doctrinal and empirical methods, research design, citation techniques, and critical analysis of case laws and legislation. The course emphasizes the formulation of research hypotheses, selection of appropriate research tools, and development of a structured dissertation. Students will also be sensitized to ethical issues in legal research, including plagiarism and integrity in data use. By the end of the course, students will be able to independently design, conduct, and present scholarly legal research using standard academic conventions.

Course Outcome

By the end of this course, students will be able to:

- CO1:** Explain various legal research methodologies and demonstrate the ability to select appropriate research approaches based on research problems.
- CO2:** Formulate research problems, hypotheses, and objectives, and design structured research frameworks including literature review and research design.
- CO3:** Collect, tabulate, and interpret data using doctrinal and non-doctrinal research methods and apply relevant tools for legal data analysis.
- CO4:** Critically analyse case laws and legislations using online legal databases, and apply citation standards and digital tools in legal writing.
- CO5:** Draft and present research reports, proposals, case comments, and legal writings with academic integrity, clarity, and scholarly rigor.



Syllabus

Module 01. Introduction to Legal Research

- 1.1 Definition, Meaning, objectives of legal research
- 1.2 Types of legal research: Doctrinal, Non-doctrinal (Empirical), Interdisciplinary, Historical, Analytical
- 1.3 Comparative analysis of doctrinal and empirical methods
- 1.4 Selection of research topic and scope of research

Module 02. Major Steps in Legal Research

- 2.1 Research problem – Identifying and defining the research problem, Steps in problem formulation, significance and rationale of study
- 2.2 Review of Literature- Identification of research gaps, significance of literature review and steps involved in review of literature
- 2.3 Formulation of research objectives
- 2.4 Hypothesis – Meaning, importance, characteristics, sources, types and formulation of hypothesis
- 2.5 Research design- Meaning, significance and types of research design

Module 03. Data Collection, Analysis and Interpretation of Data

- 3.1 Data collection in Doctrinal Research- Meaning and types of data, primary and secondary source of data, data analysis and data interpretation
- 3.2 Data collection in non-doctrinal research- Primary and secondary source of data, sampling technique and types of sampling
- 3.3 Methods of data collection in non-doctrinal research- Questionnaire and schedules, observation, interview and group discussions
- 3.4 Tabulation, analysis and interpretation of data in non-doctrinal legal research.

Module 04. Case Law Analysis and Legislative Research

- 4.1 Case analysis: Identification of legal issues, ratio decidendi, and obiter dicta
- 4.2 Judicial reasoning and precedent value
- 4.3 Legislative research: Tracing the history and intent of statutes
- 4.4 Use of online legal databases (Manupatra, SCC Online, Westlaw, LexisNexis)
- 4.5 Case comments and legislative reviews

Module 05. Report Writing

- 5.1 Research Report writing- Meaning and Significance
- 5.2 Steps in research report writing – contents and criteria of good legal research report
- 5.3 Citation methods – Foot notes, endnotes, references, bibliography, OSCOLA and Bluebook



5.4 Reference tools for research publication – Mendley and Zotero

5.5 Academic integrity

Module 06. Legal Writing

6.1 Foundations of Writing

6.2 Transmittal Letter, client opinion letter and email correspondence

6.3 Article writing, Book Review and case comments

6.4 Legislative research and legislative drafting and preparation of draft bill

6.5 Proposal writing

Module 07. Preparing a Research Proposal and Dissertation Writing

7.1 Elements of a research proposal: Title, objectives, methodology, timeline

7.2 Structuring a dissertation: Chapters and formatting

7.3 Drafting the introduction, literature review, findings, and conclusion

7.4 Bibliography and annexures

7.5 Presentation and viva voce

Recommended Readings

1. Verma, S. K., & Wani, M. A. (2001). *Legal Research and Methodology*. Indian Law Institute.
2. C.R. Kothari. (2004). *Research Methodology: Methods and Techniques*. New Age International Publishers.
3. Kumar, R. (2019). *Research Methodology: A Step-by-Step Guide for Beginners*. SAGE Publications.
4. Garner, B. A. (2016). *Legal Writing in Plain English*. University of Chicago Press.
5. Neumann, R. K. (2013). *Legal Reasoning and Legal Writing*. Aspen Publishers.
6. *The Bluebook: A Uniform System of Citation* (21st ed.). Harvard Law Review Association.
7. Glanville Williams. (2002). *Learning the Law*. Sweet & Maxwell.
8. Shamoo, A. E., & Resnik, D. B. (2015). *Responsible Conduct of Research*. Oxford University Press.
9. Booth, W. C., Colomb, G. G., & Williams, J. M. (2008). *The Craft of Research*. University of Chicago Press.
10. Access to Legal Databases: Manupatra, SCC Online, Westlaw India, LexisNexis.



SARVAJANIK UNIVERSITY				
Program		LL.M.		
Semester		1		
Subject		Constitutional Law- New Challenges		
Course Type		Foundation Course		
Course Code		MLFC11102	Total Credit	4
Teaching Hours		Examination Marking Scheme		
Theory (Hrs)	Practical/ Lib./Lab./Tut. (Hrs)	Internal/ CCE (Marks)	External/ SEE (Marks)	Total
3	1	50	50	100

Course Overview

The evolving constitutional landscape in India and across the world presents a variety of contemporary legal and political challenges. This course explores new and emerging issues in constitutional law including federalism, democratic backsliding, digital constitutionalism, privacy, surveillance, secularism, and the rise of populist governance. Students will engage critically with constitutional developments, judicial responses, and theoretical discourses shaping the constitution in the 21st century. The course aims to build an advanced understanding of the dynamic interface between constitutional ideals and emerging global and national realities.

Course Outcome

By the end of this course, students will be able to:

- CO1:** Interpret and critically analyse new constitutional challenges through judicial decisions, doctrinal developments, and academic scholarship.
- CO2:** Examine the impact of globalization, technology, and majoritarian politics on constitutional governance and democratic institutions.
- CO3:** Evaluate the evolving concepts of federalism, secularism, and rights in contemporary India and compare them with global trends.
- CO4:** Propose legal and policy-oriented solutions to address emerging constitutional dilemmas while upholding democratic values.

Syllabus

Module 01. Transformative Constitutionalism and Democratic Governance

- 1.1 Meaning and scope of transformative constitutionalism
- 1.2 Constitutional morality and constitutional culture
- 1.3 Separation of powers and challenges from populist governance
- 1.4 Constitutional amendments and the limits of constituent power
- 1.5 Discussion on decline of constitutional institutions and democratic erosion



Module 02. Federalism and Centre-State Relations

- 2.1 Cooperative, competitive and coercive federalism
- 2.2 Fiscal federalism and GST regime
- 2.3 Role of Inter-State Council and Finance Commission
- 2.4 Use of Article 356 and recent judicial trends
- 2.5 Special status and abrogation of Article 370: constitutional implications

Module 03. Rights Jurisprudence and Social Justice

- 3.1 Expanding scope of Article 21 and un-enumerated rights
- 3.2 Socio-economic rights and directive principles: judicial innovation
- 3.3 Intersectionality, caste, gender and minority rights
- 3.4 Affirmative action and the debate on economic reservation
- 3.5 Hate speech, sedition, and freedom of expression under challenge

Module 04. Technology, Surveillance, and the Constitution

- 4.1 Right to privacy and the Puttaswamy judgment
- 4.2 Surveillance, facial recognition, and digital data regulation
- 4.3 Freedom of speech in the digital age and intermediary liability
- 4.4 Artificial intelligence and constitutional accountability
- 4.5 Social media regulation and its constitutional implications

Module 05. Secularism, Religion, and the Constitution

- 5.1 Constitutional vision of secularism and its Indian model
- 5.2 Religious freedom and limits under Articles 25–28
- 5.3 Uniform Civil Code and personal laws: constitutional tension
- 5.4 Judicial approach to religious practices and reform (e.g., Sabarimala, Triple Talaq)

Recommended Readings

1. Bhatia, G. (2019). *The Transformative Constitution: A Radical Biography in Nine Acts*. HarperCollins.
2. Austin, G. (1999). *Working a Democratic Constitution: The Indian Experience*. Oxford University Press.
3. Baxi, U. (1982). *The Crisis of the Indian Legal System*. Vikas Publishing.
4. Choudhry, S. (Ed.). (2006). *The Migration of Constitutional Ideas*. Cambridge University Press.
5. Sathe, S. P. (2002). *Judicial Activism in India*. Oxford University Press.
6. Chandrachud, A. (2014). *Due Process of Law*. Eastern Book Company.
7. Datar, A. (2022). *Constitutional Questions and Citizens' Rights*. Oxford University Press.
8. Sripati, V. (2020). *Constitutionalism in India and South Asia*. Routledge.
9. Rajagopal, B. (2021). *International Law and the Global South: Rewriting International Law*. Cambridge University Press.
10. Supreme Court and High Court judgments on recent constitutional developments (e.g., Puttaswamy, Sabarimala, S. R. Bommai, KesavanandaBharati, ShayaraBano).



SARVAJANIK UNIVERSITY				
Program		LL.M.		
Semester		1		
Subject		Comparative Public Law		
Course Type		Foundation Course		
Course Code		MLFC11103	Total Credit	4
Teaching Hours		Examination Marking Scheme		
Theory (Hrs)	Practical/ Lib./Lab./Tut. (Hrs)	Internal/ CCE (Marks)	External/ SEE (Marks)	Total
3	1	50	50	100

Course Overview

This course explores the growth, evolution, and contemporary application of public law principles across jurisdictions. Through comparative analysis of constitutional structures, distribution of powers, fundamental rights, and the role of judiciary, students will gain a global perspective on how public law shapes governance and accountability.

Course Outcome

By the end of this course, students will be able to:

CO1: Demonstrate a clear understanding of the nature, scope, and evolution of public law and compare foundational constitutional principles such as rule of law, separation of powers, and sovereignty across jurisdictions.

CO2: Critically analyse various forms of government through a comparative lens, evaluating their structural features, functioning, and challenges.

CO3: Examine the distribution of powers within federal and unitary systems, with special emphasis on mechanisms of checks and balances and real-world case studies.

CO4: Assess the role of fundamental rights, duties, and judicial review in public law systems, including comparative perspectives on enforcement, judicial independence, and activism.

CO5: Explore contemporary issues in comparative public law such as globalization, transnational governance, human rights, environmental justice, and digital privacy, with a focus on evolving legal frameworks.

Syllabus

Module 01. Introduction to Comparative Public Law

- 1.1 Definition, nature, and scope of Public Law
- 1.2 Distinction between Public Law and Private Law
- 1.3 Evolution and significance of Comparative Public Law



- 1.4 Concepts of public law - Rule of law - Separation of powers - Sovereignty Accountability and liability of state - transparency - right to information - Sovereign immunity - restorative & compensatory justice

Module 02. Constitutionalism and Forms of Government, Distribution of Powers

- 2.1 Concept and evolution of constitutionalism
2.2 Comparison of governmental structures: Presidential, Parliamentary, and Hybrid systems
2.3 Case studies
2.4 Advantages and challenges of different government forms
2.5 Federalism vs. Unitarianism: Characteristics and comparative perspectives
2.6 Separation of Powers: Theory and practice in different constitutions
2.7 Checks and balances mechanisms
2.8 Comparative analysis with other countries.

Module 03. Fundamental Rights and Duties

- 3.1 Evolution and significance of fundamental rights
3.2 Comparative analysis of Bill of Rights
3.3 Enforcement mechanisms and judicial interpretations
3.4 Concept of fundamental duties and their role in constitutional frameworks

Module 04. Judicial Review and Independence

- 4.1 Concept and origins of judicial review
4.2 Comparative study of judicial review practices
4.3 Independence of judiciary: Appointment, tenure, and removal processes
4.4 Impact of judicial activism and restraint

Module 05. Administrative Law and Governance

- 5.1 Principles of administrative law: Rule of Law, Natural Justice
5.2 Comparative administrative procedures and tribunals
5.3 Mechanisms of governmental accountability and transparency
5.4 Right to Information laws: Global perspectives

Module 06. Contemporary Issues in Comparative Public Law

- 6.1 Globalization and its impact on national sovereignty
6.2 Transnational constitutionalism and supranational entities
6.3 Human rights in the context of international law
6.4 Emerging challenges: Terrorism, environmental concerns, digital privacy



Recommended Readings

1. Mahendra P. Singh – Comparative Constitutional Law, Eastern Book Company.
2. M. P. Jain – Indian Constitutional Law, LexisNexis.
3. Mark Tushnet, Vicki C. Jackson, & Madhav Khosla (Eds.) – The Oxford Handbook of the Indian Constitution, Oxford University Press.
4. Sujit Choudhry (Ed.) – The Migration of Constitutional Ideas, Cambridge University Press.
5. Stephen Gardbaum – The New Commonwealth Model of Constitutionalism, Cambridge University Press.
6. Upendra Baxi – The Indian Supreme Court and Politics, Eastern Book Company.
7. Wade & Forsyth – Administrative Law, Oxford University Press.
8. S. P. Sathe – Judicial Activism in India: Transgressing Borders and Enforcing Limits, Oxford University Press.



SARVAJANIK UNIVERSITY				
Program		LL.M.		
Semester		1		
Subject		Company Law and Regulatory Framework		
Course Type		Specialisation Course		
Course Code		MLCC12101	Total Credit	4
Teaching Hours		Examination Marking Scheme		
Theory (Hrs)	Practical/ Lib./Lab./Tut. (Hrs)	Internal/ CCE (Marks)	External/ SEE (Marks)	Total
3	1	50	50	100

Course Overview

This course aims to equip students with a comprehensive grasp of key legal concepts such as corporate structure, director responsibilities, shareholder rights, financial disclosures, and mechanisms for corporate restructuring. The role of regulatory bodies such as the Ministry of Corporate Affairs (MCA), Registrar of Companies (ROC), and the National Company Law Tribunal (NCLT) is also examined in detail. In addition to doctrinal understanding, the course emphasises the practical application of company law in contemporary business and legal practice. Critical engagement with evolving jurisprudence, regulatory challenges, and emerging trends in corporate governance and compliance form an integral part of the curriculum. Comparative perspectives and select global developments in corporate regulation are also introduced to contextualize Indian corporate law in a broader legal landscape.

Course Outcome

By the end of this course, students will be able to:

CO1: Critically examine the legal principles governing the incorporation, structure, and types of companies under the Companies Act, 2013.

CO2: Analyse the roles, powers, and statutory duties of directors and key managerial personnel in ensuring corporate accountability and compliance.

CO3: Evaluate the legal remedies available in cases of oppression and mismanagement and interpret judicial trends relating to shareholder protection.

CO4: Apply the statutory provisions and procedural requirements related to corporate restructuring, mergers, and winding-up before regulatory authorities such as the NCLT and MCA.

Syllabus

Module 01. Formation & Incorporation

- 1.1 Type of companies: public, private, One Person Company
- 1.2 Memorandum & Articles of Association; doctrine of ultra vires
- 1.3 Corporate personality and lifting the corporate veil



Module 02. Capital & Shareholder Management

- 2.1 Share capital structure, public subscription, rights shares
- 2.2 Dividend framework and profit distribution
- 2.3 Shareholder rights, meetings, and resolutions

Module 03. Management & Directors' Duties

- 3.1 Appointment, qualifications, and removal of directors
- 3.2 Statutory duties: fiduciary duty, duty of care, corporate opportunity
- 3.3 Director liabilities and disqualification norms

Module 04. Compliance Mechanisms

- 4.1 Statutory registers and ROC filings
- 4.2 Corporate audits and financial disclosures
- 4.3 Oppression, mismanagement, and minority remedies

Module 05. Corporate Restructuring & Winding Up

- 5.1 Mergers, amalgamations, demergers
- 5.2 Company winding-up: members' and creditors' processes
- 5.3 Role of NCLT/NCLAT and regulatory framework

Recommended Readings

1. Ramaiya, A. (2022). *Guide to the Companies Act*. LexisNexis.
2. Singh, A. (2018). *Company Law*. Eastern Book Company.
3. Gower, L. C. B., & Davies, P. L. (2020). *Principles of Modern Company Law* (11th ed.). Sweet & Maxwell.
4. Companies Act 2013 (with amendments). Government of India.
5. Sealy, L. S. (2016). *Company Law and Corporate Governance* (8th ed.). LexisNexis.



SARVAJANIK UNIVERSITY				
Program		LL.M.		
Semester		1		
Subject		Banking and Insurance Law		
Course Type		Specialisation Course		
Course Code		MLCC12102	Total Credit	4
Teaching Hours		Examination Marking Scheme		
Theory (Hrs)	Practical/ Lib./Lab./Tut. (Hrs)	Internal/ CCE (Marks)	External/ SEE (Marks)	Total
3	1	50	50	100

Course Overview

This course examines the legal and regulatory frameworks governing the banking and insurance sectors in India. It provides a comprehensive understanding of the evolution, structure, and functions of banking institutions and insurance companies, alongside the role of regulatory authorities like the Reserve Bank of India (RBI) and the Insurance Regulatory and Development Authority of India (IRDAI).

Through a combination of statutory analysis, case law, and policy review, students will critically assess issues such as banker-customer relationships, banking fraud, financial consumer protection, insurance contracts, and dispute resolution mechanisms. The course also engages with the challenges posed by financial technology (FinTech), digital banking, and the liberalization of the insurance sector.

Course Outcome

By the end of this course, students will be able to:

- CO1.** Understand the evolution and legal framework governing banking and insurance in India, including key statutes and institutional mechanisms.
- CO2.** Analyse the regulatory role of RBI and IRDAI and evaluate key compliance obligations of banks and insurers.
- CO3.** Interpret and apply legal principles relating to bank-customer relationships, insurance contracts, liability, and claim settlement.
- CO4.** Critically assess emerging issues such as cyber banking, financial fraud, digital insurance, and sectoral reforms.

Syllabus

Module 01. Introduction to Banking Law

- 1.1 Historical development and types of banking institutions
- 1.2 Role of RBI: Monetary policy, licensing, supervision
- 1.3 Relationship between banker and customer
- 1.4 Banking Regulation Act, 1949



Module 02. Regulatory and Compliance Framework in Banking

- 2.1 RBI's guidelines on asset classification, CRR, SLR
- 2.2 Regulation of Non-Banking Financial Companies (NBFCs)
- 2.3 Laws relating to digital banking and FinTech (e.g., UPI, RTGS, NEFT)
- 2.4 The SARFAESI Act, 2002 and Debt Recovery Tribunals

Module 03. Introduction to Insurance Law

- 3.1 Nature and types of insurance: life, fire, marine, health
- 3.2 Principles of insurance law: indemnity, insurable interest, subrogation, contribution, utmost good faith
- 3.3 Formation and enforcement of insurance contracts
- 3.4 The Insurance Act, 1938; Life Insurance Corporation Act, 1956

Module 04. Regulation and Reform in Insurance Sector

- 4.1 Role and powers of IRDAI
- 4.2 Licensing of insurers and agents
- 4.3 Claim settlement, repudiation, consumer protection
- 4.4 FDI in insurance sector, privatization, and liberalization policies

Module 05. Contemporary Issues and Case Law

- 5.1 Cyber fraud in banking and insurance
- 5.2 KYC and anti-money laundering laws
- 5.3 Insolvency and bankruptcy proceedings against financial service providers
- 5.4 Judicial and regulatory trends – select Supreme Court and NCLT decisions

Recommended Readings

1. Basu, A. (2018). Banking Law and Practice. LexisNexis.
2. Muranjan, V. (2021). Law of Insurance in India. Eastern Book Company.
3. Tannan, M. L. (2020). Banking Law and Practice in India (27th ed.). LexisNexis.
4. Tripathi, R. (2019). Modern Insurance Law. Central Law Publications.
5. Reserve Bank of India. (2022). Master Circulars and Guidelines.
6. Insurance Regulatory and Development Authority of India. (2023). Annual Reports and Notifications.



SARVAJANIK UNIVERSITY				
Program		LL.M.		
Semester		1		
Subject		Corporate Governance		
Course Type		Specialisation Course		
Course Code		MLCC12103	Total Credit	4
Teaching Hours		Examination Marking Scheme		
Theory (Hrs)	Practical/ Lib./Lab./Tut. (Hrs)	Internal/ CCE (Marks)	External/ SEE (Marks)	Total
3	1	50	50	100

Course Overview

Corporate Governance refers to the systems, principles, and processes by which corporations are directed and controlled. This course explores the legal, institutional, and ethical framework of corporate governance in India and abroad. It emphasizes the evolving role of stakeholders, regulatory frameworks, board structures, executive compensation, shareholder rights, and corporate responsibility. Through a mix of theoretical foundations, statutory analysis, case law, and current practices, students will critically examine corporate power, accountability, and regulatory challenges in modern business governance.

Course Outcome

By the end of this course, students will be able to:

- CO1:** Gain a comprehensive understanding of corporate governance principles and their legal foundations.
- CO2:** Analyse the role of regulatory bodies, including SEBI, MCA and RBI, in corporate oversight.
- CO3:** Evaluate corporate governance practices in India and their alignment with international standards.
- CO4:** Assess governance mechanisms, such as board structures, independent directors, and stakeholder protections.
- CO5:** Critically examine legal issues related to corporate fraud, ethics, and shareholder rights.

Syllabus

Module 01. Introduction to Corporate Governance

- 1.1 Definition, scope, and importance of corporate governance
- 1.2 Evolution of corporate governance in India and globally
- 1.3 Theories of corporate governance: agency theory, stewardship theory, stakeholder theory

Module 02. Legal and Regulatory Framework

- 2.1 Companies Act, 2013 and corporate governance provisions
- 2.2 Role of Securities and Exchange Board of India (SEBI)
- 2.3 Corporate governance guidelines under SEBI (LODR) Regulations, 2015
- 2.4 Regulatory framework for listed and unlisted companies



Module 03. Corporate Governance Mechanisms

- 3.1 Board structure: composition, powers, and independence
- 3.2 Role of independent directors and audit committees
- 3.3 Whistle-blower mechanisms and corporate compliance

Module 04. Corporate Ethics and Governance Challenges

- 4.1 Business ethics and corporate social responsibility (CSR)
- 4.2 Corporate fraud and governance failures: case studies (Satyam, IL&FS)
- 4.3 Shareholder activism and investor protection

Module 05. Governance in Financial Institutions and Start-ups

- 5.1 RBI and governance in banking and financial institutions
- 5.2 Emerging governance frameworks for start-ups and unicorns
- 5.3 ESG (Environmental, Social, and Governance) compliance

Module 06. Comparative Corporate Governance

- 6.1 International corporate governance practices (UK, US, EU)
- 6.2 OECD Principles of Corporate Governance
- 6.3 Corporate governance reforms in India: future outlook

Recommended Readings:

1. Balasubramanian, N. (2013). Corporate governance and stewardship. McGraw Hill Education.
2. Fernando, A. C. (2011). Corporate governance: Principles, policies and practices (2nd ed.). Pearson Education India.
3. Mallin, C. A. (2018). International corporate governance: A case study approach (4th ed.). Oxford University Press.
4. Keasey, K., Thompson, S., & Wright, M. (2005). Corporate governance: Accountability, enterprise and international comparisons. John Wiley & Sons.
5. Lipman, F. D., & Lipman, K. A. (2006). Corporate governance best practices: Strategies for public, private, and not-for-profit organizations. John Wiley & Sons.
6. OECD. (2015). G20/OECD Principles of corporate governance. OECD Publishing. <https://doi.org/10.1787/9789264236882-en>
7. Charkham, J. (2005). Keeping better company: Corporate governance ten years on (2nd ed.). Oxford University Press.
8. Report of the Kumar Mangalam Birla Committee on Corporate Governance (SEBI, 2000)
9. Companies Act, 2013 – Corporate Governance Provisions
10. SEBI (LODR) Regulations, 2015 – Governance Norms for Listed Entities



SEMESTER II

SARVAJANIK UNIVERSITY				
Program		LL.M.		
Semester		2		
Subject		Law and Social Transformation in India		
Course Type		Specialisation Course		
Course Code		MLFC11201	Total Credit	4
Teaching Hours		Examination Marking Scheme		
Theory (Hrs)	Practical/ Lib./Lab./Tut. (Hrs)	Internal/ CCE (Marks)	External/ SEE (Marks)	Total
3	1	50	50	100

Course Overview

This course critically examines the role of law as an instrument of social change and justice in India. It explores the dynamic relationship between legal institutions, constitutional mandates, and socio-political movements in reshaping the social fabric of the country. Through a study of statutory frameworks, landmark judgments, and reformative policies, the course evaluates how law can respond to issues such as inequality, casteism, gender injustice, religious pluralism, poverty, and environmental degradation.

By understanding the transformative potential of the Constitution, judicial activism, public interest litigation, and legislative reforms, students will be encouraged to think about law not just as a set of rules, but as a tool to advance equity, dignity, and democratic values in a pluralistic society.

Course Outcome

By the end of this course, students will be able to:

CO1: Analyse the role of law in shaping and responding to social change in a diverse and stratified society like India.

CO2: Evaluate constitutional principles and judicial decisions in addressing issues of inequality, discrimination, and social justice.

CO3: Critically assess the impact of legal reform on caste, gender, religion, poverty, and environmental justice.

CO4: Examine the interplay between law, policy, and social movements in the process of nation-building and democratic development.

Syllabus

Module 01. Law and Social Change- Theoretical Foundations

- 1.1 Law as an instrument of social engineering (Roscoe Pound)
- 1.2 Relationship between law and society
- 1.3 Jurisprudential perspectives on social transformation (Marxist, Feminist, Critical Legal Studies)
- 1.4 The role of law in modernisation and development



Module 02. Indian Constitution and Social Transformation

- 2.1 Directive Principles of State Policy and Fundamental Rights
- 2.2 Right to equality and affirmative action
- 2.3 Social justice and distributive justice
- 2.4 Constitutional amendments and social reform (e.g., 73rd & 74th Amendments, Right to Education)

Module 03. Inequality and Legal Reform

- 3.1 Caste-based discrimination and constitutional remedies
- 3.2 Untouchability, SC/ST (Prevention of Atrocities) Act
- 3.3 Legal safeguards for backward classes and reservation policy
- 3.4 Land reforms and agrarian justice

Module 04: Gender Justice and Law

- 4.1 Patriarchy and law: An overview
- 4.2 Personal laws and gender inequality
- 4.3 Sexual harassment, domestic violence, reproductive rights

Module 05: Religion, Secularism and Legal Pluralism

- 5.1 Religion and state: Constitutional position
- 5.2 Secularism and religious freedom
- 5.3 Uniform Civil Code debate
- 5.4 Religious conversion and anti-conversion laws

Module 06: Law, Environment and Social Movements

- 6.1 Environmental justice and constitutional mandates
- 6.2 Judicial activism and PIL in environmental protection
- 6.3 Movements and Access to justice.
- 6.4 Intergenerational equity and sustainable development

Recommended Readings

1. Baxi, U. (1982). *The Crisis of the Indian Legal System*. Vikas Publishing House.
2. Galanter, M. (1989). *Law and Society in Modern India*. Oxford University Press.
3. Sathe, S. P. (2002). *Judicial Activism in India: Transgressing Borders and Enforcing Limits*. Oxford University Press.
4. Agnes, F. (1999). *Law and Gender Inequality: The Politics of Women's Rights in India*. Oxford University Press.
5. Austin, G. (1999). *Working a Democratic Constitution: A History of the Indian Experience*. Oxford University Press.
6. Relevant statutes and leading Supreme Court decisions.



SARVAJANIK UNIVERSITY				
Program		LL.M.		
Semester		2		
Subject		Law and Justice in a Globalising World		
Course Type		Foundation Course		
Course Code		MLFC11202	Total Credit	4
Teaching Hours		Examination Marking Scheme		
Theory (Hrs)	Practical/ Lib./Lab./Tut. (Hrs)	Internal/ CCE (Marks)	External/ SEE (Marks)	Total
3	1	50	50	100

Course Overview

This course explores the interface between law, justice, and globalization. It delves into how global economic trends, technological advances, and international institutions influence legal systems and justice delivery mechanisms across the world. The course encourages critical engagement with transnational legal processes, human rights regimes, and the challenges posed by global governance.

Course Outcome

By the end of this course, students will be able to:

- CO1:** Analyse the evolving concept of justice in the context of globalization, neoliberalism, and global inequality.
- CO2:** Critically evaluate the intersection between global trade regulations and human rights, with a focus on labour, environment, and access to essential goods.
- CO3:** Assess the roles, legal frameworks, and accountability mechanisms of international institutions such as the UN, WTO, IMF, and World Bank.
- CO4:** Examine emerging global legal challenges related to transnational governance, migration, climate crisis, and the influence of non-state actors.
- CO5:** Interpret the impact of technology on law and justice, including AI governance, data privacy, cyber law, and access to justice in the digital era.

Syllabus

Module 01: Concept of Justice in a Globalized Economy

- 1.1 The evolution of justice in a global economic order
- 1.2 Neoliberalism, market economies, and distributive justice
- 1.3 Global inequality and legal responses
- 1.4 Justice in the context of cross-border economic activities
- 1.5 Role of domestic courts in global justice claims



Module 02: Human Rights and Global Trade Regulations

- 2.1 Global trade regimes and human rights obligations
- 2.2 Trade-Related Aspects of Intellectual Property Rights (TRIPS) and access to medicines
- 2.3 Labour rights and environmental protections in global supply chains
- 2.4 Case studies on WTO disputes with human rights implications
- 2.5 Human rights due diligence in transnational corporations

Module 03: Role of International Organizations (UN, WTO, IMF, World Bank)

- 3.1 The United Nations and promotion of global legal norms
- 3.2 The World Trade Organization and trade dispute resolution
- 3.3 IMF and World Bank: Legal frameworks for economic development
- 3.4 Global institutions and sovereignty debates
- 3.5 Accountability of international financial institutions

Module 04: Global Governance and Emerging Legal Challenges

- 4.1 Concepts of global governance and transnational law
- 4.2 Regulatory fragmentation and legal harmonization
- 4.3 Migration, refugees, and border justice
- 4.4 Crisis governance: Pandemics, climate change, and emergency laws
- 4.5 Rise of non-state actors in global norm-setting

Module 05: Impact of Technology on Law and Justice

- 5.1 Artificial intelligence and algorithmic governance
- 5.2 Data privacy and trans-border data flows
- 5.3 Access to justice in the digital age
- 5.4 Cyber law, surveillance, and digital rights
- 5.5 Challenges of jurisdiction and enforcement in cyberspace

Recommended Readings

1. Baxi, Upendra. (2002). *The Future of Human Rights*. Oxford University Press.
2. Baxi, Upendra. (2007). *Human Rights in a PostHuman World: Critical Essays*. Oxford University Press.
3. Chimni, B. S. (2004). *International Institutions Today: An Imperial Global State in the Making*. *European Journal of International Law*, 15(1), 1–37.
4. Chimni, B. S. (2012). *International Law and World Order: A Critique of Contemporary Approaches*. Cambridge University Press.
5. Menon, N. R. Madhava. (2008). *An Idea of a Law School: Ideas from the Law School*. LexisNexis.
6. Rajagopal, Balakrishnan. (2003). *International Law from Below: Development, Social Movements, and Third World Resistance*. Cambridge University Press.



7. Kumar, C. Raj. (2011). *Corruption and Human Rights in India: Comparative Perspectives on Transparency and Good Governance*. Oxford University Press.
Sathe, S. P. (2002). *Judicial Activism in India: Transgressing Borders and Enforcing Limits*. Oxford University Press.
8. Rao, M. B. & Manjula Guru. (2013). *The TRIPS Regime of Patent Rights*. Kluwer Law International.
9. Bhattacharyya, Harihar. (2010). *Federalism and Cultural Identity in India and the EU: Comparative Perspectives*. Routledge.
10. Pathak, Parag. (2019). *Cyber Law and E-Governance in India*. Thomson Reuters.
11. Vasudeva, P. S. (2017). *Globalization and the Indian Economy: Challenges and Policy Options*. New Century Publications.



SARVAJANIK UNIVERSITY				
Program		LL.M.		
Semester		2		
Subject		Judicial Process		
Course Type		Foundation Course		
Course Code		MLFC11203	Total Credit	4
Teaching Hours		Examination Marking Scheme		
Theory (Hrs)	Practical/ Lib./Lab./Tut. (Hrs)	Internal/ CCE (Marks)	External/ SEE (Marks)	Total
3	1	50	50	100

Course Overview

The course on Judicial Process aims to explore the role, structure, and functioning of the judiciary within a constitutional democracy, especially in the Indian context. It provides a critical understanding of how judges interpret law, resolve conflicts, and influence social transformation. The course evaluates theories of adjudication, judicial behaviour, precedent, activism vs restraint, and the institutional accountability of the judiciary. Emphasis is placed on the Indian Supreme Court's jurisprudence, comparative perspectives, and the tensions between law, morality, and justice.

Course Outcome

After completing this course, students will be able to:

CO1: Explain the nature and structure of the judicial process and its constitutional foundations in India.

CO2: Critically analyse theories of judicial decision-making, legal reasoning, and precedent.

CO3: Evaluate the evolving role of the Indian judiciary in social transformation and public interest litigation.

CO4: Assess the balance between judicial independence and accountability in a constitutional democracy.

Syllabus

Module 01: Theoretical Foundations of Judicial Process

- 1.1 Nature and function of the judicial process in constitutional democracies
- 1.2 Judicial decision-making: formalism, realism, pragmatism
- 1.3 Common law tradition: doctrine of stare decisis and precedent
- 1.4 Legal reasoning: deductive and inductive methods
- 1.5 Law and morality: positivist and natural law approaches



Module 02: Judicial Process in India: Structure and Jurisprudence

- 2.1 Constitutional role of the judiciary under the Indian Constitution
- 2.2 Judicial review and judicial activism in India
- 2.3 Separation of powers and checks and balances
- 2.4 Role of the Supreme Court and High Courts in constitutional interpretation
- 2.5 Landmarks in judicial constitutionalism: KesavanandaBharati, Maneka Gandhi, S.R. Bommai, NavtejJohar

Module 03: Judges, Judicial Behaviour, and Accountability

- 3.1 Judicial personality and decision-making
- 3.2 Appointment, transfer, and removal of judges: constitutional and political dimensions
- 3.3 Judicial independence and the collegium system
- 3.4 Judicial ethics and codes of conduct
- 3.5 Judicial accountability and criticisms: impeachment, in-house mechanisms, and RTI

Module 04: Judicial Activism and Social Transformation

- 4.1 Judicial process as an instrument of social justice
- 4.2 Evolution and impact of Public Interest Litigation (PIL)
- 4.3 Socio-economic rights and directive principles through judicial interpretation
- 4.4 Critiques of judicial overreach and institutional legitimacy
- 4.5 Judiciary's role in environmental protection, gender justice, and governance

Module 05. Comparative and Contemporary Judicial Developments

- 5.1 Comparative judicial systems: U.S. Supreme Court, U.K. judiciary, South African Constitutional Court
- 5.2 Global constitutionalism and judicial borrowing
- 5.3 Role of international courts in influencing Indian jurisprudence
- 5.4 Contemporary challenges: pendency, judicial infrastructure, digital courts
- 5.5 Emerging debates: AI in courts, live streaming, and transparency

Recommended Readings

1. Baxi, U. (1980). *The Indian Supreme Court and Politics*. Eastern Book Company.
2. Cardozo, B. N. (1921). *The Nature of the Judicial Process*. Yale University Press.
3. Sathe, S. P. (2002). *Judicial Activism in India: Transgressing Borders and Enforcing Limits*. Oxford University Press.
4. Glanville Williams. (1983). *Learning the Law*. Stevens & Sons.
5. Julius Stone. (1985). *Social Dimensions of Law and Justice*. Universal Law Publishing.
6. Austin, G. (1999). *Working a Democratic Constitution: A History of the Indian Experience*. Oxford University Press.
7. Indian Law Institute. (2009). *Judicial Process and Precedent in India*. ILI Monograph Series.



SARVAJANIK UNIVERSITY				
Program		LL.M.		
Semester		2		
Subject		Advanced Contract Law		
Course Type		Specialisation Course		
Course Code		MLCC12201	Total Credit	4
Teaching Hours		Examination Marking Scheme		
Theory (Hrs)	Practical/ Lib./Lab./Tut. (Hrs)	Internal/ CCE (Marks)	External/ SEE (Marks)	Total
3	1	50	50	100

Course Overview

Advanced Contract Law offers in-depth insight into the legal doctrines, practical applications, and critical developments in contract law within the corporate and commercial context. The course expands upon foundational concepts to explore modern contracting challenges such as digital agreements, international instruments, complex commercial transactions, and remedies. It emphasizes statutory interpretation, case analysis, and transactional drafting with a comparative lens—highlighting Indian law alongside common law and international frameworks like CISG and UNIDROIT. The course is designed to equip students with advanced legal reasoning and practical skills necessary for complex commercial legal practice.

Course Outcome

By the end of this course, students will be able to:

CO1: Critically analyse advanced doctrines of contract law, including good faith and relational contracts.

CO2: Examine the legal implications of contract terms such as warranties, indemnities, liquidated damages, and exclusion clauses in commercial transactions.

CO3: Evaluate the impact of technology on contract formation, enforceability, and dispute resolution and apply international instruments like the CISG and UNIDROIT Principles to cross-border commercial contracts.

CO4: Demonstrate a nuanced understanding of Indian and global judicial trends impacting corporate contract law.

Module 01: Foundations and Evolving Doctrines in Contract Law

- 1.1 Freedom of contract and its limits
- 1.2 Good faith and fair dealing: Indian and comparative perspectives
- 1.3 Standard form contracts and inequality of bargaining power
- 1.4 Unconscionable bargains and judicial control
- 1.5 Doctrine of privity and its exceptions in commercial practice



Module 02: Commercial Contract Terms and Drafting

- 2.1 Nature and significance of commercial contract clauses
- 2.2 Representations, warranties, indemnities, force majeure, and penalty clauses
- 2.3 Limitation of liability and exclusion clauses
- 2.4 Negotiation and risk allocation strategies
- 2.5 Introduction to contract drafting techniques (clauses and structures)

Module 03. Technology and Contracts in the Digital Age

- 3.1 Formation and enforceability of e-contracts and clickwrap/shrinkwrap agreements
- 3.2 Electronic signatures and Information Technology Act, 2000
- 3.3 Smart contracts and blockchain-based contracting
- 3.4 Jurisdictional and evidentiary challenges in digital contracting
- 3.5 Case law on digital and fintech-related contracts

Module 04. Transnational Commercial Contracts and Comparative Perspectives

- 4.1 United Nations Convention on Contracts for the International Sale of Goods (CISG)
- 4.2 UNIDROIT Principles of International Commercial Contracts
- 4.3 Conflict of laws in cross-border contracting
- 4.4 Indian case law on foreign contracts and arbitral clauses
- 4.5 Comparative study: English common law, U.S. contract law principles

Recommended Readings

1. Atiyah, P. S., & Smith, S. A. (2006). *Atiyah's Introduction to the Law of Contract* (6th ed.). Oxford University Press.
2. Beatson, J., Burrows, A., & Cartwright, J. (2010). *Anson's Law of Contract* (29th ed.). Oxford University Press.
3. Farnsworth, E. A. (1999). *Farnsworth on Contracts* (3rd ed.). Aspen Publishers.
4. Pollock, F., & Mulla, D. F. (2021). *Indian Contract Act* (16th ed.). LexisNexis.
5. Chitty, J. (2022). *Chitty on Contracts* (34th ed.). Sweet & Maxwell.
6. UNIDROIT. (2016). *UNIDROIT Principles of International Commercial Contracts 2016*. Rome: International Institute for the Unification of Private Law.
7. Vogenauer, S. (2015). *Commentary on the UNIDROIT Principles of International Commercial Contracts (PICC)*. Oxford University Press.
8. CISG Advisory Council. (n.d.). *CISG Advisory Opinions*. Retrieved from <https://cisgac.com/>



SARVAJANIK UNIVERSITY				
Program		LL.M.		
Semester		2		
Subject		Bankruptcy and Insolvency Law		
Course Type		Specialisation Course		
Course Code		MLCC12202	Total Credit	4
Teaching Hours		Examination Marking Scheme		
Theory (Hrs)	Practical/ Lib./Lab./Tut. (Hrs)	Internal/ CCE (Marks)	External/ SEE (Marks)	Total
3	1	50	50	100

Course Overview

The Bankruptcy and Insolvency Law course aims to provide advanced legal knowledge and critical understanding of the mechanisms for dealing with insolvency and financial distress, with a special focus on the Indian context under the Insolvency and Bankruptcy Code, 2016 (IBC). The course addresses both corporate and individual insolvency frameworks, offering a comparative and practical perspective on global best practices, economic implications, and judicial developments.

Course Outcome

By the end of this course, students will be able to:

CO1: Explain the historical development, objectives, and key concepts of bankruptcy and insolvency law in India.

CO2: Analyse the institutional and regulatory framework under the IBC, including the roles of IBBI, NCLT/NCLAT, Insolvency Professionals, and other adjudicatory authorities.

CO3: Evaluate the procedures and legal implications of the Corporate Insolvency Resolution Process (CIRP) and the liquidation process, including creditor rights and asset distribution.

CO4: Examine the legal framework for insolvency resolution of individuals, partnerships, MSMEs, and the emerging model of pre-packaged insolvency in India.

CO5: Assess the legal challenges and international developments in cross-border insolvency and the interface of the IBC with other statutory frameworks.

Syllabus

Module 01. Introduction to Bankruptcy and Insolvency Law

- 1.1 Concept, meaning, and evolution of bankruptcy and insolvency laws
- 1.2 Historical development in India: From Presidency Towns Insolvency Act to IBC, 2016
- 1.3 Objectives and need for a unified insolvency code
- 1.4 Key concepts under IBC: default, insolvency, liquidation, resolution



Module 02. Institutional and Regulatory Framework under IBC

- 2.1 Role and powers of the Insolvency and Bankruptcy Board of India (IBBI)
- 2.2 Role of National Company Law Tribunal (NCLT) and Appellate Tribunal (NCLAT)
- 2.3 Role and regulation of Insolvency Professionals (IPs) and Insolvency Professional Agencies (IPAs)
- 2.4 Adjudicating authorities and appeals

Module 03. Corporate Insolvency Resolution Process (CIRP)

- 3.1 Initiation of CIRP by financial creditors, operational creditors, and corporate debtors
- 3.2 Moratorium, appointment of IRP/RP, public announcement, and claims
- 3.3 Committee of Creditors (CoC): formation, powers, decision-making
- 3.4 Resolution Plan: formulation, approval, and implementation
- 3.5 Recent judicial trends and challenges in CIRP

Module 04. Liquidation Process and Distribution of Assets

- 4.1 Initiation of liquidation, appointment of liquidator
- 4.2 Claims, valuation, and priority of payments
- 4.3 Secured creditors and the waterfall mechanism
- 4.4 Dissolution of corporate debtor
- 4.5 Avoidance transactions – preferential, undervalued, and fraudulent transactions

Module 05. Insolvency Resolution of Individuals, Partnership Firms and Pre-Packaged Insolvency and MSME Resolution

- 5.1 Framework for personal insolvency under Part III of IBC
- 5.2 Fresh start process, insolvency resolution, and bankruptcy process
- 5.3 Role of Debt Recovery Tribunals (DRTs)
- 5.4 Cross-border implications in personal insolvency
- 5.5 Concept and need for pre-packaged insolvency
- 5.6 Framework for MSMEs under IBC (amendments and special provisions)
- 5.7 Comparative insights from global practices

Module 06. Cross-Border Insolvency and interface with other laws

- 6.1 UNCITRAL Model Law on Cross-Border Insolvency
- 6.2 Legal and regulatory gaps in Indian law
- 6.3 Draft framework and global cooperation in insolvency cases
- 6.4 Recognition of foreign proceedings
- 6.5 Interface with Companies Act, SEBI laws, SARFAESI Act, and PMLA
- 6.6 Treatment of tax liabilities and government dues
- 6.7 Criminal proceedings and liability under IBC



Recommended Readings

1. Iyer, T. R. (2022). Guide to the Insolvency and Bankruptcy Code. Taxmann Publications.
2. Ramaiya, A. (2020). Guide to the Companies Act. LexisNexis.
3. Jain, S. (2021). Insolvency and Bankruptcy Code: Law and Practice. LexisNexis.
4. Sirohi, J. P. (2018). Law of Insolvency. Allahabad Law Agency.
5. Bhandari, M. (2018). Law Relating to Insolvency and Bankruptcy Code, 2016. Bloomsbury India.
6. Singh, A. (2021). IBC: Law and Practice of Corporate Insolvency in India. Eastern Book Company.
7. Khurana, R. (2022). Practical Guide to Insolvency and Bankruptcy Code. Bharat Law House.
8. Ministry of Corporate Affairs. (2016). The Insolvency and Bankruptcy Code, 2016 (Bare Act with Rules and Regulations). Government of India.
9. Chakrabarti, R. (2020). Insolvency: Why, What and How of the IBC. Bloomsbury India.
10. UNCITRAL. (2014). Model Law on Cross-Border Insolvency with Guide to Enactment and Interpretation. United Nations.



SARVAJANIK UNIVERSITY				
Program		LL.M.		
Semester		2		
Subject		Competition Law		
Course Type		Specialisation Course		
Course Code		MLCC12203	Total Credit	4
Teaching Hours		Examination Marking Scheme		
Theory (Hrs)	Practical/ Lib./Lab./Tut. (Hrs)	Internal/ CCE (Marks)	External/ SEE (Marks)	Total
3	1	50	50	100

Course Overview

The course on Competition Law aims to equip students with a comprehensive understanding of legal principles and regulatory frameworks that ensure market fairness and prevent anti-competitive conduct. It examines the historical evolution of competition law in India, with emphasis on the Competition Act, 2002, as well as global developments. The course analyses anti-competitive agreements, abuse of dominance, merger control, and the role of the Competition Commission of India (CCI), while also addressing contemporary issues like digital markets, algorithmic collusion, and international cooperation.

Course Outcome

By the end of the course, students will be able to:

CO1: Understand the objectives, evolution, and legal framework of competition law in India and globally.

CO2: Analyse anti-competitive practices including cartels, abuse of dominance, and restrictive trade practices.

CO3: Evaluate the merger control regime and its impact on market structure and consumer welfare.

CO4: Critically engage with contemporary competition law issues in digital markets, tech platforms, and cross-border enforcement.

Syllabus

Module 01. Evolution and Rationale of Competition Law

- 1.1 Objectives and economic foundations of competition law
- 1.2 Evolution of Indian competition law: MRTP Act to Competition Act, 2002
- 1.3 Competition policy and economic liberalization in India
- 1.4 Interface with consumer protection and regulatory economics
- 1.5 Comparative overview: U.S. Sherman Act, EU Competition Law



Module 02. Anti-Competitive Agreements and Cartels

- 2.1 Section 3 of the Competition Act: horizontal and vertical agreements
- 2.2 Cartels: nature, identification, and evidentiary challenges
- 2.3 Bid rigging, price fixing, market allocation
- 2.4 Leniency program and cartel detection
- 2.5 Case law analysis: Cement Cartel Case, Auto Parts Cartel, Beer Cartel

Module 03. Abuse of Dominant Position

- 3.1 Concept of dominance and relevant market determination
- 3.2 Abuse of dominance: exclusionary and exploitative practices
- 3.3 Predatory pricing, tying and bundling, refusal to deal
- 3.4 Digital dominance and network effects (Google, Amazon, Facebook cases)
- 3.5 Recent jurisprudence: CCI and appellate decisions

Module 04. Merger Control and Combinations

- 4.1 Regulation of combinations under the Competition Act (Sections 5 and 6)
- 4.2 Threshold limits and exemptions: de minimis and green channel route
- 4.3 Substantive assessment: horizontal, vertical, and conglomerate mergers
- 4.4 Procedure for notification and investigation
- 4.5 Landmark cases: Walmart-Flipkart, Reliance-Future Retail, Holcim-Lafarge

Module 05. Enforcement Mechanisms and Contemporary Issues

- 5.1 Role, structure, and powers of the Competition Commission of India (CCI)
- 5.2 Appellate mechanism: NCLAT and Supreme Court
- 5.3 Due process, penalties, and compliance mechanisms
- 5.4 Competition in digital markets and big tech regulation
- 5.5 Cross-border cooperation and convergence with international law (OECD, ICN)

Recommended Readings

1. Dhall, V. (Ed.). (2020). *Competition Law Today: Concepts, Issues and the Law in Practice* (2nd ed.). Oxford University Press.
2. Ramappa, T. (2020). *Competition Law in India: Policy, Issues, and Developments* (4th ed.). Oxford University Press.
3. Whish, R., & Bailey, D. (2021). *Competition Law* (10th ed.). Oxford University Press.
4. Mittal, D. P. (2022). *Competition Law and Practice*. Taxmann Publications.
5. *Indian Competition Act, 2002 with CCI Regulations and Guidelines*
6. *CCI Case Compendium* (Available on www.cci.gov.in)
7. *OECD Reports on Competition and Digital Economy*
8. *ICN Recommended Practices*
- 9.



SEMESTER III

SARVAJANIK UNIVERSITY				
Program		LL.M.		
Semester		3		
Subject		International Trade Law		
Course Type		Specialisation Course		
Course Code		MLCC12301	Total Credit	4
Teaching Hours		Examination Marking Scheme		
Theory (Hrs)	Practical/ Lib./Lab./Tut. (Hrs)	Internal/ CCE (Marks)	External/ SEE (Marks)	Total
3	1	50	50	100

Course Overview

This course provides an in-depth understanding of the legal and institutional framework of international trade law. With the World Trade Organization (WTO) as the core focus, the course explores legal rules governing trade in goods and services, trade remedies, dispute settlement, regional trade agreements, and contemporary issues like digital trade, sustainable development, and India's role in the global trade regime. Note: TRIPS and other intellectual property aspects are excluded as they are covered in a separate course.

Course Outcome

Upon completion of the course, students will be able to:

CO1: Understand the foundational structure and principles of WTO and related trade law frameworks.

CO2: Analyse legal instruments governing trade in goods and services under WTO law.

CO3: Evaluate WTO's dispute settlement procedures and India's litigation strategy in WTO disputes.

CO4: Critically examine contemporary trade challenges such as regionalism, digital trade, and trade-environment linkages.

Syllabus

Module 01. Foundations of International Trade Law

- 1.1 Theories of international trade: comparative advantage, protectionism, strategic trade
- 1.2 Historical background: GATT 1947 and formation of WTO
- 1.3 WTO institutional framework and decision-making structure
- 1.4 Core principles: Most-Favoured Nation (MFN), National Treatment (NT), and reciprocity
- 1.5 Developing countries and special & differential treatment (S&DT)



Module 02. Trade in Goods – GATT 1994

- 2.1 GATT rules on tariffs, schedules of concessions, and binding commitments
- 2.2 Quantitative restrictions and non-tariff barriers
- 2.3 General and security exceptions: Articles XX and XXI
- 2.4 Trade remedies: anti-dumping, countervailing duties, and safeguard measures
- 2.5 Case studies: India–Quantitative Restrictions, US–Shrimp, EC–Asbestos

Module 03. Trade in Services – GATS Framework

- 3.1 Scope and coverage of the General Agreement on Trade in Services (GATS)
- 3.2 Modes of service supply and market access commitments
- 3.3 Domestic regulation and regulatory autonomy under GATS
- 3.4 Movement of natural persons (Mode 4) and relevance for India
- 3.5 Key disputes: US–Gambling, Mexico–Telecoms, India–Solar Panels (services component)

Module 04. WTO Dispute Settlement and India’s Role

- 4.1 Dispute Settlement Understanding (DSU): structure, procedures, and implementation
- 4.2 Panel and Appellate Body functions
- 4.3 Compliance and retaliation
- 4.4 India's major WTO disputes: India–Patents, India–Solar Panels, India–Export Promotion Schemes
- 4.5 Appellate Body crisis and reform proposals

Module 05. Contemporary Issues and Regionalism

- 5.1 Regional Trade Agreements (RTAs) and their WTO compatibility (GATT Art. XXIV, GATS V)
- 5.2 India’s FTAs and CEPAs (RCEP, ASEAN, EU)
- 5.3 Trade and environment: WTO jurisprudence and sustainable trade
- 5.4 Digital trade, data governance, and WTO e-commerce work programme
- 5.5 WTO’s role in pandemic response, food security, and supply chain resilience

Recommended Readings

1. Das, A., Shekhar, S., & Sengupta, A. (2018). *Introduction to the WTO and India* (2nd ed.). New Delhi: Oxford University Press.
2. George, P. T. (2006). *WTO and India: Issues and Negotiating Strategies*. Hyderabad: ICFAI University Press.
3. Ramappa, T. (2014). *Legal Framework of the World Trade Organization*. New Delhi: Taxmann Publications.
4. Bhala, R. (2016). *International Trade Law: Theory and Practice* (Indian ed.). Gurgaon: LexisNexis India.
5. Srinivasan, T. N. (Ed.). (2002). *Trade, Finance, and Investment in South Asia*. New Delhi: Social Science Press.
6. Matsushita, M., Schoenbaum, T. J., Mavroidis, P. C., & Hahn, M. J. (2015). *The World Trade Organization: Law, Practice, and Policy* (3rd ed.). Oxford: Oxford University Press



SARVAJANIK UNIVERSITY				
Program		LL.M.		
Semester		3		
Subject		Commercial Arbitration		
Course Type		Specialisation Course		
Course Code		MLCC12302	Total Credit	4
Teaching Hours		Examination Marking Scheme		
Theory (Hrs)	Practical/ Lib./Lab./Tut. (Hrs)	Internal/ CCE (Marks)	External/ SEE (Marks)	Total
3	1	50	50	100

Course Overview

This course provides advanced training in the law and practice of commercial arbitration, both domestic and international, with a special focus on corporate and commercial disputes. The module explores the legal frameworks governing arbitration in India, arbitration agreements, institutional rules, arbitral procedures, enforcement mechanisms, and the arbitrability of corporate disputes. The course also offers comparative perspectives and insights into current reforms and international best practices.

Course Outcomes:

By the end of this course, students will be able to:

CO1: Comprehend the key legal principles and institutional frameworks governing commercial arbitration in India.

CO2: Apply arbitration mechanisms to corporate and commercial disputes, especially in shareholder, JV, and M&A contexts.

CO3: Analyse the enforceability of arbitral awards and the challenges to arbitration under Indian and international law.

CO4: Draft arbitration clauses, identify issues, and critically evaluate arbitral proceedings.

CO5: Engage with global developments in arbitration law, ethics, and dispute resolution trends.

Syllabus

Module 01. Foundations of Commercial Arbitration

- 1.1 Nature, types, and evolution of arbitration
- 1.2 Arbitration in the context of corporate and commercial disputes
- 1.3 Arbitration vs. litigation and ADR mechanisms
- 1.4 Arbitration and Conciliation Act, 1996 – structure and key amendments (2015, 2019, 2021)
- 1.5 UNCITRAL Model Law and India's alignment



Module 02. Arbitration Agreement and Jurisdiction

- 2.1 Essentials of a valid arbitration agreement (Section 7)
- 2.2 Drafting effective arbitration clauses in corporate contracts
- 2.3 Jurisdiction of arbitral tribunals
- 2.4 Seat vs. venue of arbitration
- 2.5 Interim measures under Sections 9 and 17

Module 03. Arbitral Process and Procedure

- 3.1 Appointment, challenge, and removal of arbitrators
- 3.2 Arbitral tribunal's powers and duties
- 3.3 Procedural aspects: statements, pleadings, evidence, confidentiality
- 3.4 Conduct of hearings and virtual arbitration
- 3.5 Fast-track arbitration and procedural innovations

Module 04. Arbitral Awards and Judicial Review

- 4.1 Types, form, and content of awards (Section 31)
- 4.2 Time limits and cost allocation
- 4.3 Setting aside awards under Section 34
- 4.4 Public policy exception and patent illegality
- 4.5 Appeals and judicial interference (Section 37)

Module 05. Enforcement and International Commercial Arbitration

- 5.1 Enforcement of domestic and foreign awards
- 5.2 New York and Geneva Conventions
- 5.3 Grounds for refusal of enforcement (Section 48)
- 5.4 International institutional arbitration (ICC, SIAC, LCIA, PCA)
- 5.5 Choice of law, party autonomy, and conflict of laws

Module 06. Arbitration in Corporate Disputes and Emerging Issues

- 6.1 Arbitrability of shareholder, JV, and M&A disputes
- 6.2 Intersection with NCLT, IBC, and statutory remedies
- 6.3 Whistle-blower protection and corporate governance issues in arbitration
- 6.4 ESG, third-party funding, and arbitrator ethics
- 6.5 India's BITs and investor-state dispute settlement (ISDS)
- 6.6 Case study analysis (e.g., BALCO, Amazon v. Future Retail)



Recommended Readings

1. Born, G. B. (2021). *International Commercial Arbitration* (3rd ed.). Kluwer Law International.
2. Malhotra, O. P., & Malhotra, I. (2022). *The Law and Practice of Arbitration and Conciliation* (6th ed.). LexisNexis.
3. Singh, A. (2023). *Law of Arbitration and Conciliation* (13th ed.). Eastern Book Company.
4. Nariman, F. S. (2016). *India and International Arbitration: The Emerging Landscape*. LexisNexis.
5. Redfern, A., Hunter, M., Blackaby, N., & Partasides, C. (2015). *Law and Practice of International Commercial Arbitration* (6th ed.). Oxford University Press.
6. *Arbitration and Conciliation Act, 1996 (India), including 2015, 2019, and 2021 Amendments*.
7. UNCITRAL. (1985). *UNCITRAL Model Law on International Commercial Arbitration (with 2006 amendments)*. United Nations Commission on International Trade Law.
8. United Nations. (1958). *Convention on the Recognition and Enforcement of Foreign Arbitral Awards (New York Convention)*.



SARVAJANIK UNIVERSITY				
Program		LL.M.		
Semester		3		
Subject		Securities Law		
Course Type		Specialisation Course		
Course Code		MLCC12303	Total Credit	4
Teaching Hours		Examination Marking Scheme		
Theory (Hrs)	Practical/ Lib./Lab./Tut. (Hrs)	Internal/ CCE (Marks)	External/ SEE (Marks)	Total
3	1	50	50	100

Course Overview

Securities Law is a vital component of financial regulation and plays a key role in maintaining fair, efficient, and transparent markets. This course provides an in-depth understanding of the regulatory framework governing securities in India, the role of regulatory bodies, and the functioning of stock exchanges. The course further explores legal issues relating to public offerings, insider trading, market manipulation, and corporate governance in listed companies. With the evolution of technology and financial instruments, students will also examine contemporary issues such as algorithmic trading, ESG disclosures, and digital asset regulation.

Course Outcome

After completing this course, students will be able to:

CO1: Understand the historical development and regulatory framework of securities markets in India.

CO2: Analyse the role and powers of SEBI and other regulatory authorities in governing securities markets.

CO3: Critically evaluate legal issues related to public offerings, insider trading, takeovers, and investor protection.

CO4: Assess the impact of contemporary developments on securities law.

Syllabus

Module 01. Introduction to Securities Market and Regulatory Framework

- 1.1 Historical development of securities markets in India
- 1.2 Concept and types of securities under the Securities Contracts (Regulation) Act, 1956
- 1.3 Role of SEBI: establishment, powers, and functions under the SEBI Act, 1992
- 1.4 Regulatory role of RBI, Ministry of Finance, and Stock Exchanges
- 1.5 Self-regulatory organizations (SROs) and their role in market supervision



Module 02. Public Offerings and Market Intermediaries

- 2.1 Regulation of primary markets and public issues: IPO, FPO, rights issue
- 2.2 SEBI (Issue of Capital and Disclosure Requirements) Regulations
- 2.3 Role and regulation of intermediaries: merchant bankers, underwriters, brokers, registrars
- 2.4 Book-building process and listing requirements
- 2.5 Due diligence, prospectus liability, and misstatement in securities offerings

Module 03. Secondary Market and Trading Regulation

- 3.1 Functioning of stock exchanges and trading mechanisms
- 3.2 SEBI (Listing Obligations and Disclosure Requirements) Regulations, 2015
- 3.3 Settlement systems, depositories, and role of NSDL and CDSL
- 3.4 Algorithmic trading and electronic trading platforms
- 3.5 Regulatory issues in dematerialized trading and online broking

Module 04. Market Abuse and Enforcement Mechanisms

- 4.1 Insider trading: legal framework, case law, and SEBI (Prohibition of Insider Trading) Regulations
- 4.2 Market manipulation and fraudulent practices under SEBI (Prohibition of Fraudulent and Unfair Trade Practices) Regulations
- 4.3 SEBI's investigative and enforcement powers: penalties, adjudication, and consent orders
- 4.4 Role of Securities Appellate Tribunal (SAT) and appellate remedies
- 4.5 Whistle-blower protection and settlement mechanisms

Module 05: Contemporary Issues in Securities Regulation

- 5.1 Mergers, acquisitions, and takeovers: SEBI (Substantial Acquisition of Shares and Takeovers) Regulations, 2011
- 5.2 ESG disclosures and sustainability reporting for listed entities
- 5.3 Regulation of mutual funds, REITs, and InvITs
- 5.4 Crypto-assets and tokenized securities: legal and regulatory concerns
- 5.5 Global financial integration and harmonization of securities regulation

Recommended Readings

1. Bhargava, V. (2020). *Securities Law: Principles and Practice*. LexisNexis.
2. SEBI. (Latest Ed.). *SEBI Act, 1992 with Allied Rules and Regulations*. Taxmann Publications.
3. Kershaw, D. (2012). *Company Law in Context: Text and Materials*. Oxford University Press.
4. Coffee, J. C., Sale, H. A., & Henderson, M. T. (2015). *Securities Regulation: Cases and Materials*. Foundation Press.
5. Chatterjee, B. (2014). *SEBI and Securities Market in India*. Cengage Learning.
6. SEBI Regulations: ICDR, LODR, Insider Trading, Takeover Code (Latest Amendments)
7. Relevant case law: *SEBI v. Sahara*, *Rakesh Agarwal v. SEBI*, *N. R. Narayana Murthy v. SEBI*
8. SEBI Reports, Discussion Papers, and Consultation Papers (Available online).



SARVAJANIK UNIVERSITY				
Program		LL.M.		
Semester		3		
Subject		Investment Law		
Course Type		Specialisation Course		
Course Code		MLCC12304	Total Credit	4
Teaching Hours		Examination Marking Scheme		
Theory (Hrs)	Practical/ Lib./Lab./Tut. (Hrs)	Internal/ CCE (Marks)	External/ SEE (Marks)	Total
3	1	50	50	100

Course Overview

Investment Law governs the legal rules and regulatory structures that facilitate, regulate, and protect investments at both domestic and international levels. This course explores key aspects of investment law including foreign direct investment (FDI), portfolio investments, investor protection, bilateral investment treaties (BITs), dispute settlement mechanisms, and the regulatory roles of financial authorities. With increasing globalization, digital economy, and sustainability concerns, the course also addresses new-age challenges such as climate finance, ESG compliance, national security screening, and regulation of sovereign wealth funds.

Course Outcome

After completing this course, students will be able to:

- CO1:** Understand the legal and regulatory framework governing both domestic and cross-border investments.
- CO2:** Analyse the rights, obligations, and protections available to investors under national law and international investment treaties.
- CO3:** Evaluate legal and policy challenges in foreign investment regulation, investor-state disputes, and sustainable investment practices.
- CO4:** Examine India's evolving investment law landscape in the context of global investment governance and economic reforms.

Syllabus

Module 01. Introduction to Investment Law and Policy Framework

- 1.1 Concept and classification of investments: FDI, FPI, ODI
- 1.2 Objectives and principles of investment regulation
- 1.3 Indian investment policy: evolution and current regime
- 1.4 FEMA and sectoral caps in India
- 1.5 Role of RBI, SEBI, DPIIT in investment regulation



Module 02. Foreign Investment Regulations in India

- 2.1 Routes of FDI: Automatic vs. Government route
- 2.2 Regulatory framework for inbound and outbound investments
- 2.3 Sector-specific restrictions and recent policy changes
- 2.4 National security screening and strategic sectors
- 2.5 Investment facilitation and single-window clearance system

Module 03. Bilateral Investment Treaties and International Investment Law

- 3.1 Nature and scope of BITs: structure, objectives, and parties
- 3.2 Core substantive protections: FET, MFN, expropriation, NT, umbrella clauses
- 3.3 India's Model BIT (2016) and treaty re-negotiations
- 3.4 Interaction of investment law with WTO and international trade law
- 3.5 Regional and multilateral investment frameworks (e.g., CPTPP, AfCFTA)

Module 04. Investor-State Dispute Settlement (ISDS)

- 4.1 Mechanisms for ISDS: ICSID, UNCITRAL, PCA
- 4.2 Key jurisdictional requirements and consent to arbitration
- 4.3 Landmark ISDS cases involving India: Vodafone, Cairn, White Industries
- 4.4 Enforcement of arbitral awards and sovereign immunity issues
- 4.5 Reforming ISDS: transparency, appellate mechanism, Multilateral Investment Court

Recommended Readings

1. Das, K. (2021). International Investment Law: A South Asian Perspective. LexisNexis.
2. Singh, K. (2018). India and Bilateral Investment Treaties: Refusal, Acceptance, and Backlash. Oxford University Press.
3. Kapoor, A. (2015). International Investment Law and Arbitration. Universal Law Publishing.
4. Ramappa, T. (2014). Legal Aspects of Foreign Direct Investment in India. Taxmann Publications.



SARVAJANIK UNIVERSITY				
Program		LL.M.		
Semester		3		
Subject		Intellectual Property Law		
Course Type		Specialisation Course		
Course Code		MLCC12305	Total Credit	4
Teaching Hours		Examination Marking Scheme		
Theory (Hrs)	Practical/ Lib./Lab./Tut. (Hrs)	Internal/ CCE (Marks)	External/ SEE (Marks)	Total
3	1	50	50	100

Course Overview

This course examines the evolving role of intellectual property (IP) in the corporate and commercial legal environment. It provides a comprehensive understanding of the substantive and procedural law governing different forms of intellectual property—such as patents, trademarks, copyrights, designs, and trade secrets—with a commercial focus. The course places special emphasis on IP as a business asset, licensing and technology transfer, branding and innovation management, IP enforcement strategies, and cross-border IP protection. Students will analyse how intellectual property integrates with corporate strategy, commercial contracts and international trade.

Course Outcome

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

- CO1: Understand the role of IP rights in corporate and commercial contexts, including branding, innovation, and technology strategy.
- CO2: Analyse legal frameworks governing key categories of IP and evaluate their commercial implications.
- CO3: Draft and interpret IP-related commercial contracts including licensing, franchising, and transfer of technology agreements.
- CO4: Critically assess contemporary IP issues in corporate law including IP valuation, IP financing, and enforcement strategies.

Syllabus

Module 01. Intellectual Property in a Commercial and Corporate Context

- 1.1 Nature and significance of intellectual property as a commercial asset
- 1.2 IP strategy in corporations: innovation, branding, market entry
- 1.3 Valuation, securitization, and monetization of IP
- 1.4 Overview of IP due diligence in mergers, acquisitions, and joint ventures
- 1.5 International frameworks: TRIPS, WIPO, WTO-IP linkages



Module 02. Copyright and Related Rights in the Business Environment

- 2.1 Ownership and assignment of copyright in employment and contractual settings
- 2.2 Collective rights management and royalty structures
- 2.3 Licensing of software and digital content
- 2.4 Legal issues in entertainment, media, and online platforms
- 2.5 Enforcement of copyright in commercial disputes

Module 03. Trademark and Brand Protection

- 3.1 Legal framework of trademarks and brand identity
- 3.2 Commercial exploitation: assignment, licensing, and franchising
- 3.3 Comparative advertising and passing off in trade
- 3.4 Online trademark protection and domain name disputes
- 3.5 Global branding strategies and Madrid Protocol

Module 04. Patent Law, Innovation, and Licensing

- 4.1 Patent law essentials: protectable subject matter and exclusions
- 4.2 Corporate patent strategy: R&D protection, filing, and enforcement
- 4.3 Patent pooling, cross-licensing, and open innovation
- 4.4 Compulsory licensing and public interest implications
- 4.5 Patent disputes in pharmaceutical and tech sectors

Module 05. Trade Secrets, Design Protection, and IP Enforcement

- 5.1 Protection of undisclosed information and trade secrets
- 5.2 Law of designs and its application in industrial and product design
- 5.3 Commercial IP litigation and ADR mechanisms
- 5.4 Border enforcement and IP in international trade
- 5.5 Anti-counterfeiting and brand protection strategies in India

Recommended Readings

1. Gopalakrishnan, N. S., & Agitha, T. G. (2016). *Principles of Intellectual Property*. Eastern Book Company.
2. Wadhwa, B. L. (2022). *Law Relating to Intellectual Property (6th ed.)*. Universal Law Publishing.
3. Ramappa, T. (2020). *Intellectual Property Rights Law in India (2nd ed.)*. Asia Law House.
4. Bhandari, M. K. (2017). *Law Relating to Intellectual Property Rights*. Central Law Publications.
5. Cornish, W., Llewelyn, D., & Aplin, T. (2019). *Intellectual Property: Patents, Copyright, Trade Marks and Allied Rights (9th ed.)*. Sweet & Maxwell.
6. WTO. (2023). *TRIPS Agreement and Public Health*. Retrieved from <https://www.wto.org>



SARVAJANIK UNIVERSITY				
Program		LL.M.		
Semester		3		
Subject		E-commerce and Cyber Law		
Course Type		Specialisation Course		
Course Code		MLCC12306	Total Credit	4
Teaching Hours		Examination Marking Scheme		
Theory (Hrs)	Practical/ Lib./Lab./Tut. (Hrs)	Internal/ CCE (Marks)	External/ SBE (Marks)	Total
3	1	50	50	100

Course Overview

Overview of electronic commerce: definitions, models (B2B, B2C, C2C)

- 1.2 Growth of digital economy and legal implications
- 1.3 Regulatory framework: Information Technology Act, 2000 and its amendments
- 1.4 Jurisdictional issues and conflict of laws in cyberspace
- 1.5 Intermediary liability and safe harbour principles

Module 02. E-Contracts and Electronic Transactions

- 2.1 Nature, formation, and enforceability of electronic contracts
- 2.2 Click-wrap, shrink-wrap, and browse-wrap agreements
- 2.3 Electronic signatures, authentication, and digital certificates
- 2.4 Role of Certifying Authorities under IT Act
- 2.5 E-commerce in goods and services: taxation, consumer protection, and logistics

Module 03. Cyber Crimes and Regulatory Responses

- 3.1 Categories of cybercrimes: hacking, identity theft, cyberstalking, financial frauds
- 3.2 Corporate cyber liability and employee-related cyber offences
- 3.3 Legal provisions under the IT Act and IPC
- 3.4 Investigation, digital forensics, and prosecution of cybercrime
- 3.5 International frameworks and cooperation in cyber law enforcement

Module 04. Data Protection and Privacy in Digital Commerce

- 4.1 Concept of personal data and sensitive personal data
- 4.2 Constitutional protection of privacy: Puttaswamy judgment
- 4.3 Data Protection Bill, 2023 and regulatory architecture
- 4.4 Corporate obligations and compliance under data protection law
- 4.5 Cross-border data flows and adequacy requirements



Module 05. Emerging Trends in E-Commerce and Cyber Law

- 5.1 Artificial intelligence, blockchain, and legal personhood in e-commerce
- 5.2 Fintech regulations: digital lending, payments, and cryptocurrencies
- 5.3 Competition and anti-trust issues in online platforms and marketplaces
- 5.4 Dark web, surveillance capitalism, and ethical concerns
- 5.5 Future directions: cyber sovereignty, digital public infrastructure, and global norms

Recommended Readings

1. Ramaswamy, R. (2021). E-Commerce and Cyber Law. LexisNexis India.
2. Karnika Seth. (2020). Computers, Internet and New Technology Laws (2nd ed.). LexisNexis.
3. Chander, H. (2022). Cyber Laws and IT Protection. PHI Learning.
4. Sharma, J. P. (2018). E-Commerce and Cyber Laws. Ane Books Pvt Ltd.
5. Sagar, R. (2018).Data Sovereignty and Digital India. Centre for Policy Research Working Paper.



SEMESTER IV

Program		LL.M.		
Semester		4		
Subject		Practical/Project Work		
Course Type		Dissertation and Practical		
Course Code		MLDP13401	Total Credit	16
Teaching Hours		Examination Marking Scheme		
Theory (Hrs)	Practical/ Lib./Lab./Tut. (Hrs)	Internal/ CCE (Marks)	External/ SEE (Marks)	Total
				100

Course Overview

Semester IV is dedicated to the culmination of the student's academic journey through focused research, writing, academic presentation, and teaching exposure. The components aim to prepare students for scholarly, professional, and teaching careers in law by strengthening their doctrinal and empirical research skills, enhancing legal writing and analytical ability, and developing academic presentation and classroom engagement techniques.

Course Outcomes:

- CO1:** Critically read, understand and evaluate current literature in the discipline
- CO2:** Integrate and synthesize ideas within the field
- CO3:** Demonstrate comprehensive knowledge of the literature in the field
- CO4:** Critically evaluate empirical evidence
- CO5:** Demonstrate a comprehensive understanding of techniques critical to scholarship in the field
- CO6:** Communicate clearly and effectively to specialist and non-specialist research.

1. Doctrinal Legal Research

Doctrinal research involves the systematic analysis of legal texts such as statutes, judicial decisions, rules, and commentaries. This component provides students with methodological training in interpreting legal materials, identifying legal issues, and constructing arguments within a purely legal framework. The focus is on strengthening research design, case analysis, and legal writing grounded in authoritative sources. It helps students refine their skills in navigating legal databases, statutory interpretation, and the synthesis of judicial reasoning.

2. Non-Doctrinal (Empirical) Research

This component introduces students to non-doctrinal (empirical) legal research methods, enabling them to explore how law operates in practice. It covers tools such as surveys, interviews, observation, and statistical data analysis. Students learn to integrate interdisciplinary approaches, including economic, sociological, and psychological dimensions



of law. This training is particularly useful for evaluating the impact of commercial laws on society, industry practices, and policy implementation, and encourages evidence-based legal reform.

3. Research Presentation / Progress Seminar

The research presentation or progress seminar is designed to foster academic dialogue and receive constructive feedback from peers and faculty. Students are required to present their research proposal, methodology, and preliminary findings during the semester. These seminars simulate academic conferences and help students improve their articulation of ideas, respond to critical questions, and incorporate suggestions into their final dissertation. The exercise also evaluates their preparedness for the final viva-voce.

4. Classroom Teaching / Teaching Internship

The teaching internship offers students first-hand experience in legal education and academic instruction. Under faculty supervision, students observe classroom teaching, design lesson plans, and deliver at least one lecture in an undergraduate law course. The goal is to expose students to pedagogical skills such as curriculum planning, use of teaching aids, and classroom interaction. A reflective report submitted at the end helps them assess their performance and develop confidence in public speaking and legal instruction.

S.no	Practical/Project Work	Marks
i.	Doctrinal research	25
ii.	Non-doctrinal research	25
iii.	Research Presentation / Progress Seminar	25
iv.	Classroom teaching	25
	Total	100



Program		LL.M.		
Semester		4		
Subject		Dissertation		
Course Type		Dissertation and Practical		
Course Code		MLDP13402	Total Credit	8
Teaching Hours		Examination Marking Scheme		
Theory (Hrs)	Practical/ Lib./Lab./Tut. (Hrs)	Internal/ CCE (Marks)	External/ SEE (Marks)	Total
				200

Course Overview

The dissertation is a core requirement that enables students to conduct independent, original research on a topic of relevance in the field of corporate and commercial law. Under the guidance of a faculty supervisor, students are expected to formulate a research question, conduct an in-depth literature review, analyse relevant legal materials, and produce a structured, well-argued dissertation of publishable quality. The dissertation demonstrates the student's ability to engage critically with legal principles, case law, and scholarly debates, and must adhere to prescribed citation and formatting standards.

Course Outcomes

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

- CO1:** Formulate a clear and researchable legal problem statement.
- CO2:** Construct a coherent research design, including methodology and theoretical framework.
- CO3:** Conduct comprehensive legal research using primary and secondary sources.
- CO4:** Demonstrate scholarly writing and citation skills by submitting a structured dissertation.
- CO5:** Gain exposure to teaching methods and legal instruction through the teaching internship.
- CO6:** Present and defend their research findings effectively during the viva-voce.
- CO7:** Uphold academic integrity and research ethics throughout the research process.

S.no	Dissertation	Marks
i.	Synopsis	30
ii.	Written Submission	80
iii.	Language and formatting	15
iv.	Research Methodology	15
v.	Viva-voce	60
	Total	200



FORMAT FOR SYNOPSIS

Font Type- Times new roman

Font Size-12 for Paragraph, 14 (Bold) for Chapter No. and Chapter Title

Spacing -1.5

Page Alignment- T (1.0 cm) B (1.0cm)

RS (1.5cm) LS (1.0cm)

Page Number- Middle of the Page (bottom)

1. Cover page
2. Certificate
3. Declaration
4. Acknowledgement
5. Chapter 01
 - 5.1 Introduction
 - 5.2 Literature Review
 - 5.3 Objectives of the Study
 - 5.4 Hypothesis of the Study
 - 5.5 Scope of the Study
 - 5.6 Research Design
 - 5.7 Data Collection
6. Tentative Chapters (Chapter Title + Description in two-three lines)
7. Bibliography (References, Website, Journals)



TITLE

“ _____ ”



A SYNOPSIS SUBMITTED IN PARTIAL FULFILLMENT
OF THE REQUIREMENT FOR
THE AWARD OF THE DEGREE OF
MASTER OF LAWS (LL.M.)
(Corporate and Commercial Laws)

By

Mr./Ms./Mrs. _____

(Enrollment No.)

UNDER THE GUIDANCE OF

Dr. _____

ASSISTANT PROFESSOR



SARVAJANI COLLEGE OF LAW
ATHWALINES, NR. LAL BUNGALOW, SURAT. 395001

MONTH, YEAR



CERTIFICATE

This is to certify that the Synopsis titled “_____” is submitted in partial fulfilment for the award of the Degree of Master of Laws (LL.M.) in Corporate and Commercial Laws for the, Sarvajanik College of Law, Sarvajanik University, Surat carried out by Mr./Ms./Mrs. _____ (Enrollment No: _____) under my guidance. This has not been submitted to any other University or Institution for the award of any Degree/Diploma/Certificate.

Signature of Supervisor:

Name and Designation of Supervisor:

Place: SURAT

Date: DD/MM/YYYY



DECLARATION

I, _____ hereby declare that this Synopsis report titled “_____” submitted by me to the Sarvajanik College of Law, Sarvajanik University, Surat is a Bonafide work undertaken by me and the Synopsis is being submitted in partial fulfilment of the requirement for the award of Master of Laws (LL.M.) in Corporate and Commercial Laws. This Synopsis has not submitted to any other University or Institution for the award of any degree or Diploma.

Name and Signature of the Student:

Enrollment No.

Place: SURAT

Date: DD/MM/YYYY



FORMAT FOR DISSERTATION

Font Type-Times new roman

Font Size-12 for Paragraph, 14 (Bold) for Chapter No. and Chapter Title

Spacing -1.5

Page Alignment- T (1.0 cm) B (1.0 cm)

RS (1.5 cm) LS (1.0 cm)

Page Number- Middle of the Page (bottom)

1. Cover page
2. Certificate
3. Declaration
4. Acknowledgement
5. Original Certificate Report
6. LL.M. DISSERTATION Non-Exclusive License to Sarvajani University
7. Abbreviations
8. Table of cases
9. Table of chart
10. Chapter 01
 - 10.1 Introduction
 - 10.2 Literature Review
 - 10.3 Objectives of the Study
 - 10.4 Hypothesis of the Study
 - 10.5 Scope of the Study
 - 10.6 Research Design
 - 10.7 Data Collection
11. Chapters
12. Bibliography (References, Website, Journals)
13. Annexure (E.g. Questionnaire)



TITLE

“

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DISSERTATION SUBMITTED IN PARTIAL FULFILLMENT
OF THE REQUIREMENT FOR
THE AWARD OF THE DEGREE OF
MASTER OF LAWS (LL.M.)
(Corporate and Commercial Laws)

By

Mr./Ms./Mrs. _____

(Enrollment No.)

UNDER THE GUIDANCE OF

Dr. _____

ASSISTANT PROFESSOR



SARVAJANIK COLLEGE OF LAW
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ABBREVIATIONS



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INDEX

