



SARVAJANIK
UNIVERSITY

INCLUSIVE | INTEGRATED | INNOVATIVE

PROFESSIONAL ELECTIVE COURSES SEMESTER - III



SARVAJANIK EDUCATION SOCIETY
SARVAJANIK COLLEGE OF LAW
(CONSTITUENT COLLEGE OF SARVAJANIK UNIVERSITY)

SARVAJANIK UNIVERSITY				
Program		LL.B.		
Semester		3		
Subject		The Food Safety and Standards Act, 2006 ¹		
Course Type		Professional Elective Course		
Course Code		BLLB12301	Total Credit	2
Teaching Hours		Examination Marking Scheme		
Theory (Hrs)	Practical /Lib./Lab./Tut. (Hrs)	Internal/ CCE (Marks)	External/ SEE (Marks)	Total
2	-	25	25	50

Object: The country took a revolution in Food Safety and Quality with the new scientific based food laws and standards designated as the Food Safety and Standards Act 2006 followed by its Rules and Regulations, 2011. The objective of this course is to expose students to need and nature of programme on food safety and standards in India.

Course Outcome

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

CO1: Understand the need for food safety and standards Authority of India.

CO2: Identify the challenges to food safety and importance of adhering to safety rules and regulations.

CO3: Understand the legislative approaches for the management of food safety

Syllabus

Module 01. Introduction to Food Safety and Standards

1.1 Brief history of the Act

1.2 Establishment and composition of Food Safety and Standards Authority of India

1.3 Duties and functions of Food Authority

Module 02. Food Safety

2.1 General principles to be followed in administration of the Act

2.2 Special responsibilities as to Food Safety

2.3 Provisions relating to import

2.4 Liability of manufacturers, packers, wholesalers, distributors and sellers

2.5 Food recall procedure

Module 03. General provisions as to Articles of Food

1.1 Use of food additive or processing aid

1.2 Contaminants, pesticides and genetically modified foods, etc.

1.3 Packaging and labelling of foods

1.4 Restrictions of advertisement and prohibition as to unfair trade practices

¹ Amended vide Res. No. AC6_13 of 6th meeting of the Academic Council dated 10-02-2023.

Module 04. Enforcement of the Act

4.1 Various Authorities- Responsibilities and Liabilities

4.2 Licensing and registration of food business

4.3 Procedure for launching prosecution

4.4 Recognition and accreditation of laboratories, research institutions and referral food laboratory

4.5 Functions of Food Analyst

Module 05. Offence and Penalties

Module 06. Food Safety Appellate Tribunal

Suggested Readings

1. Viraj Gupta, The Food Safety and Standards Act, 2006, Commercial Law Publishers, (India), 15th edition ,2021
2. Bloomsbury's, The Food Safety and Standards Act, 2006, Second Edition.

SARVAJANIK UNIVERSITY				
Program		LL.B.		
Semester		3		
Subject		The Competition Act, 2002 ²		
Course Type		Professional Elective Course		
Course Code		BLLB12302	Total Credit	2
Teaching Hours		Examination Marking Scheme		
Theory (Hrs)	Practical /Lib./Lab./Tut. (Hrs)	Internal/ CCE (Marks)	External/ SEE (Marks)	Total
2	-	25	25	50

Object: Competition law is aimed at protecting the process of competition within the market. Since the nineties, almost all developing countries have enacted competition laws in the lines of the laws of developed countries. The purpose of the course is to examine and compare the application of competition law to business agreements, the exercise of dominant position, the combinations between the firms and sellers and the enforcement mechanisms.

Course Outcome

At the end of the course, the student will be able to:

CO1: Critical understand competition law and its impact on developing countries like India.

CO2: Critically analyse the emerging international competition law and its impact on developing countries.

Syllabus

Module 01. Development of Competition Law in India

1.1 Overview of Competition Law in India

1.2 Objectives of competition law and policy

1.3 Basic concepts: relevant market, anti-competitive agreements, abuse of dominant position and anti-competitive combinations – Evolution of Indian competition law

1.4 Emerging International Competition Law

Module 02. Anti-Competitive Agreements

2.1 Anti- Competitive Agreements under the Competition Act, 2002.

2.2 Appreciable Adverse Effect on competition in the Market.

2.3 Determination of Relevant Market – Rule of Reason and Per se.

2.4 Illegal rule – Horizontal and Vertical restraints, Exemption, Penalties, Prohibition of Anti-Competitive Agreements.

2.5 Cartel- Predatory Pricing, bid rigging.

² Amended vide Res. No. AC6_13 of 6th meeting of the Academic Council dated 10-02-2023.

Module 03. Regulation of Abuse of Dominant Position

- 3.1 Introduction – Dominance in the Market – Relevant Market- Appreciable Adverse Effect on Competition in the Market (AAEC)
- 3.2 Abusive Conducts under the Competition Act, 2002
- 3.3 Penalties – Prevention of Abuse of Dominance.

Module 04. Regulation of Combinations

- 4.1 Combinations: Merger, Acquisition, Amalgamation and Takeover- Horizontal, Vertical
- 4.2 Conglomerate Mergers- Combinations covered under the Competition Act. 2002, Regulations, Penalties.

Module 05. Enforcement Mechanisms

- 5.1 Enforcement Mechanisms under the Competition Act, 2002
- 5.2 Competition Commission of India – Constitution of the CCI – Powers and Functions
- 5.3 Jurisdiction of the CCI adjudication and appeals-
- 5.4 Director General of Investigation (DGI)
- 5.5 Competition Appellate Tribunal (CAT) – Enforcement Mechanisms.

Suggested Readings:

- 1. Competition Act, 2002 – Principles and Practices by Dr. V.K. Agarwal
- 2. Competition Act, 2002 (Students Edition) by Dr. V.K. Agarwal
- 3. Suresh T. Vishwanathan, Law and Practice of Competition Act, Bharat

SARVAJANIK UNIVERSITY				
Program		LL.B.		
Semester		3		
Subject		Penology and Victimology ³		
Course Type		Professional Elective Course		
Course Code		BLLB12303	Total Credit	2
Teaching Hours		Examination Marking Scheme		
Theory (Hrs)	Practical /Lib./Lab./Tut. (Hrs)	Internal/ CCE (Marks)	External/ SEE (Marks)	Total
2	-	25	25	50

Object: This course will introduce the students to the concepts of Penology and Victimology and will acquaint them with the study of law from this perspective. This course will provide the students an understanding of the various theories of punishment, penal reforms, prison reforms, etc. the students will also learn about the various impacts of victimization, restorative justice and compensatory schemes for benefit of victims.

Course Outcome

At the end of the course, the student will be able to:

CO1: Critical understand the various theories of punishments and penal reforms.

CO2: Understand the various aspects of the Indian legal structure like that of the concepts of restorative justice and compensatory schemes for victims.

CO3: Demonstrate a thorough and contextual knowledge of penal laws and the various leading cases particularly in its application to real law problems.

Syllabus

Module 01: Introduction to Penology

- 1.1 Concept & Scope of the study of Penology
- 1.2 Theories of Punishment- Retributive, Reformative, Preventive & Deterrent.
- 1.3 Forms of punishment

Module 2: Police Reforms

- 2.1 Police Administration – functions & Problems
- 2.2 Judicial Trend towards Police reforms
- 2.3 Recommendations & Implementation of the various reports on Police Reform.

Module 03: Prison Reforms

- 3.1 Administration – Functions
- 3.2 Prison Reforms
- 3.3 Judicial Trend towards Prison Reforms in India
- 3.4 Open prisons in India

³ Amended vide Res. No. AC6_13 of 6th meeting of the Academic Council dated 10-02-2023.

Module 04: Probation of Offenders & Parole

- 4.1 Probation & Parole – Meaning & scope
- 4.2 Salient features of Probation of Offenders Act, 1958
- 4.3 Parole System in India
- 4.4 Judicial Trend in India Victimology

Module 05: Introduction to Victimology

- 5.1 Meaning of Victim and Victimology
- 5.2 Victims of Crime - Victims of Abuse of Power
- 5.3 Impact of Victimization -Physical Impact -Financial Impact -Psychological Impact
- 5.4 Secondary Victimization

Module 06: Restorative justice & Victim Assistance Program

- 6.1 Restorative Justice for Victims
- 6.2 Victim Assistance Program
- 6.3 Advisory Group
- 6.4 Legal Reforms

Module 07: Compensatory Reliefs to Victims

- 7.1 Compensatory Provision in Cr.P.C
- 7.2 Compensation under Probation of Offender Act 1958
- 7.3 Compensation under Motor Vehicle Act 1988
- 7.4 Compensatory Relief to Victims - Judicial Trend
- 7.5 De-Victimization & Victim Welfare Fund

Suggested Readings:

1. Ahmad Siddique: Criminology & Penology (Sixth Edition), Eastern Book Company.
2. Chaturvedi, J.C, Penology & Correctional Administration (2006).
3. John Gillin, Criminology & Penology.
4. Paranjape, Prof. N.V, Criminology, Penology & Victimology, Central Law Publication