



Shri Vile Parle Kelavani Mandal'S

NARSEE MONJEE COLLEGE OF COMMERCE & ECONOMICS

NAAC Reaccredited "A" Grade, CGPA - 3.42



Program: B. Com				Semester: III			
Course: Business Laws				Code: NMUBCOM309			
Academic Year: 2023-2024							
Teaching Scheme				Evaluation Scheme			
Lecture	Practical	Tutorial	Credit	Internal Continuous Assessment (ICA) (weightage)	Term End Examinations (TEE) (weightage)		
45	-	-	03	25	75		
Internal Component Assessment (25 marks) break up							
<table><tr><td>ICA 1 Class Test (Compulsory) 10</td><td>ICA 2 Assignment 1 15</td></tr></table>						ICA 1 Class Test (Compulsory) 10	ICA 2 Assignment 1 15
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Learning Objectives:							
<div>1. To familiarize the students with the basic concepts of Laws regulating Business.</div> <div>2. To explain the importance of the application of Contract Act in business transactions</div> <div>3. To provide understanding of current legislation, current amendments, proposed amendments and recent developments in Indian and International Business.</div> <div>4. To explain the importance of case laws as precedent, and to explain the application of the case laws in business related dispute redressal.</div>							
Learning Outcomes:							
At the end of the course module, the students should be able to:							
<div>1. Appreciate the significance of the legal provisions regulating business & their applications.</div> <div>2. To understand the various legal compliance involved in regulating various types of business modules, floating of business, and various winding up processes.</div> <div>3. Understand and illustrate the basic concepts of laws legislated for various business forms.</div> <div>4. Utilize the cases laws application and compare with the real-life situations, feel confident having the legal recourse.</div> <div>5. Create awareness about filing suit in Court of Law.</div>							



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Pedagogy

The objective of the course is to encourage students to learn and to appreciate the use of various legal provisions enacted for the purpose of smooth running of the business and its winding up.

- 1) Short case laws and case studies would be either discussed in class or would be given to students as assignment for submission.
- 2) Pertaining to the topic covered, students would be given project/field work for better understanding of the topic. These will be of practical nature.
- 3) Use of powerpoint presentation, **moot courts**, flow charts, quiz, legal puzzles and classroom debate will be emphasized more.

Important Note:

Meaning of Basic concepts of laws, their need and applicability of laws to a person in daily life transactions should be taught.

How Stakeholders of the business would be benefited by using the legal provisions would be taught.

Moot courts, daily revision, hands on training would be planned for better understanding of the cases.

Detailed Syllabus: (Per session plan)

Each lecture session would be of one-hour duration (45sessions)

Module	Module Content	Module Wise Pedagogy Used	Module Wise Number of lectures	Module Wise Reference Books
I	1.1 Contract Definition of Contract and definition of Agreement, Essentials of Valid Contract, distinguish between Contract and Agreement, Classification of Contracts, Offer and Acceptance- Rules of valid Offer and Acceptance, counter offer standing or open offer, distinguish between Offer and Invitation to Offer, 1.2 Consideration - Definition and importance of Consideration, Legal rules of consideration, exceptions to the Rule 'No Consideration No Contract' unlawful consideration.	Classroom sessions	09	<ol style="list-style-type: none"> 1) SS Gulshan 2) Avtar Singh 3) G. K. Kapoor 4) Bulchandani



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	1.3 Free Consent – agreements in which consent is not free- Coercion Undue Influence, Misrepresentation, Fraud, Mistake 1.4 Capacity to Contract.			
2	2.1 Void Agreements-types, Contingent Contract and Quasi Contracts. 2.2 Performance of Contract and Modes of Discharge of Contract. 2.3 What are Special Contracts, Law of Indemnity and Guarantee, and Law of Agency-formation and termination types of agents, rights duties of principal and Agent. 2.4 Interpretation of legal glossary, Deeds and Documents :- Introduction of relevant terms, Importance of Interpretation of statutes, Rules of Interpretation of deeds and documents, Aids of Interpretation. Basics of ADR.	Classroom Sessions	09	SS Gulshan Avtar Singh
3	3.1 Consumer Protection Act 2019. Definitions- Consumer, Consumer Dispute, Locus standi, Complaint, Complainant, Defect, Deficiency, Unfair trade Practices, Restrictive trade practices, Objects and reasons of Consumer Protection Act. 3.2 Consumer Councils and three tier redressal machinery-Central Consumer Protection Authority and Mediation - Remedies for Consumer Disputes. Drafting a Consumer Complaint 3.3 Protection of Consumer under RERA: The Real Estate Act, 2016: Registration of Real Estate Project and Agents, Functions and duties of Promoters Rights and Duties of Allottees 3.4 Understanding Jurisdictional Areas : Regulatory Authority, Central Advisory Council, Appellate Tribunal, Offences, Penalties and Adjudications.	Classroom sessions	09	
4	4.1 Sale of Goods Act 1930- formation of Contract of Sale. Destruction of goods,	Classroom sessions	09	



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	<p>distinguish between Sale and Hire Purchase, Sale and Agreement to sell, Concept of Transfer of Property, Concept of Risk-Rules of transfer of Property.</p> <p>4.2 Conditions and Warranty- changing concept of Doctrine of Caveat Emptor – exceptions.</p> <p>4.3 Rights of an Unpaid Seller, Auction Sale. Case law studies</p> <p>4.4 Legal regulation of E- contracts in India – attributions of electronic records, (s.12, 13, I.T. Act 2000) Online contracting – jurisdiction and other current issues and remedies.</p>			
V	<p>5.1 Meaning of Negotiable Instruments, Essential features of Negotiable Instruments, characteristics, Promissory Note-, Bill of Exchange, Cheque- Difference between Cheque and B.O. Ex, Bill of Exchange and promissory note.</p> <p>5.2 Dishonour of Cheque – procedure, payees claim, jurisdiction.</p> <p>5.3 Parties to negotiable instruments, Holder, Holder in due course, rights and privileges of HDC, drawer, drawee, payee, acceptor, acceptor for honour, drawee in case of need. Payment in due course, Noting and protest.</p> <p>5.4 UPI/New Payment Gateways, NEFT/RTGS, Online Payment, Online Franking, Wallets (ONLY BASIC CONCEPTS)</p>	Classroom sessions with Applications in MS Excel.	09	G. K. Kapoor

Note: Lawyers and industries are looking for the students who know basic drafting of notices and know the business compliances, hence the basics of business laws should be taught in these sessions.

Reference Books:

Title	Author(s)	Publisher
Business Law	SS Gulshan	Excel Book New Delhi, ISBN 81-7446-482-4



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Constitution of India	PM Bakshi	Lexis Nexis Gurgaon- ISBN 978-81-312-6237-5
Business Law	MC Kuchhal & Vivek Kuchhal	Vikas Publishing House Ltd. ISBN- 978-93259-6396-2
Negotiable Instruments Act 1881 with Amendments 2015		Avinash Paperbacks ISBN 978-13-3074-3393 Mumbai

Note: Latest edition of text book may be used.

Supplementary Readings

1. Avatar Singh (2001) *Law of Contract* (5th ed.) Eastern Book Company
2. Avatar Singh (2005) *Law of Contract & Specific Relief* (9th ed.) Eastern Book Company
3. Dr. R. K. Bangia (2016) *Contract-I* (15th ed.) Allahabad Law Agency
4. Dr. S. R. Myneni (2019) *Information Technology Law (Cyber Laws)* (1st ed. Reprint) Asia Law House
5. Sushma Arora and Raman Arora (2019) *Cyber Crimes and Laws* (3rd ed.) Taxmann
6. Avatar Singh (2022) *The Negotiable Instruments Act* (9th ed.) Eastern Book Company
7. S. Abdul Khadar Kunju (2017) *Khergamvala on the Negotiable Instruments (Amendment) Act, 2015* (22nd ed.) Lexis Nexis
8. Avtar Singh (2018) *Law of Sale of Goods and Hire Purchase* (8th ed.) Eastern Book Company
9. Dr. Madhusudhan Saharay (2005) *Textbook on Sale of Goods and Hire Purchase* (6th ed.) Universal Law Publications

Paper pattern:

5Q of 15 marks each – one full length question 10 Marks and one case law of 5 marks. Having internal choice.

a) Details of Continuous Assessment (CA)

25% of the total marks per course:

Continuous Assessment	Details	Marks
Component 1 (CA-1)	Project/Assignments and Moot Courts	15 marks



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Component 2 (CA-2)	Internal Class Test	10 marks
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b) Details of Semester End Examination

75% of the total marks per course. Duration of examination will be two and half hours.

Question Number	Description	Total Marks
1	a) Full Length Question on Module I (10 Marks) b) Case Studies/Laws on Module I (05 Marks) OR a) Full Length Question on Module I (10 Marks) b) Case Studies/Laws on Module I (05 Marks)	15
2	a) Full Length Question on Module II (10 Marks) b) Case Studies/Laws on Module II (05 Marks) OR a) Full Length Question on Module II (10 Marks) b) Case Studies/Laws on Module II (05 Marks)	15
3	a) Full Length Question on Module III (10 Marks) b) Case Studies/Laws on Module III (05 Marks) OR a) Full Length Question on Module III (10 Marks) b) Case Studies/Laws on Module III (05 Marks)	15
4	a) Full Length Question on Module IV (10 Marks) b) Case Studies/Laws on Module IV (05 Marks) OR a) Full Length Question on Module IV (10 Marks) b) Case Studies/Laws on Module IV (05 Marks)	15
5	a) Full Length Question on Module V (10 Marks) b) Case Studies/Laws on Module V (05 Marks) OR a) Full Length Question on Module V (10 Marks) b) Case Studies/Laws on Module V (05 Marks)	15
	Total Marks	75



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Remarks

Paper Pattern would be discussed with the Head of the institution and will be common for all the departments.



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