

**UNIVERSITY COLLEGE OF LAW
KAKATIYA UNIVERSITY, WARANGAL, TELANGANA**

BRANCH: INTELLECTUAL PROPERTY LAWS

(Offered by Affiliated Private law Colleges)

SYLLABUS (WITH EFFECT FROM 2024-2025)

LL.M (Regular) I Year: Semester – I

Paper – I

LEGAL THEORY AND JURISPRUDENCE – I

Theory

4 Hours/Per Week

Marks: 100 (External – 80; Internal – 20)

Unit-I: Meaning, nature and definition of jurisprudence - General and particular jurisprudence - Schools of jurisprudence- Analytical, Historical, Philosophical and Sociological Schools of jurisprudence.

Unit-II: Theories of Law - Kelsen's Pure Theory of law – Hart's Concept of law – Modern Trends in analytical and Normative Jurisprudence – Economic Theory of Law – Views of Karl Marx - American and Scandinavian Realism – Critical Legal Studies Movement.

Unit-III: Meaning and Definition of Law - The Nature and functions of Law - The Purpose of Law- The Classification of Law- History of Natural Law – Greek Origins – Medieval Period – Period of Renaissance – Transcendental idealism – Natural Law and Social Contract Theories.

Unit-IV: Sources of Law-Legal and Historical sources- Custom as Source of Law- Definition of custom- General and Local Custom and Prescriptions - Precedent as Source of Law-Definition of Precedent, Kinds of Precedent- Doctrine of Stare Decisis- Original and Declaratory Precedent- Authoritative and Persuasive Precedents- Legislation as Source of Law- Definition of Legislation - Classification of Legislation – Supreme and Subordinate Legislation – Direct and Indirect Legislation.

Select Bibliography:

1. Salmond: Jurisprudence, Universal Publishers.
2. Paton : Jurisprudence
3. Allen : Law in the Making, Universal Publishers.
4. Mahajan V.D.: Legal Theory and Jurisprudence, Eastern Book Company, Lucknow.
5. Dias : Jurisprudence, Aditya Books.
6. Rama Jois, Legal and Constitutional History of India, Universal Law Publications, Delhi.
7. John Rawls-Theory of justice.

PAPER – II
LAW AND SOCIAL TRANSFORMATION – I

Theory

4 Hours/Per Week

Marks: 100 (External – 80; Internal – 20)

Unit-I: The Concept of evolution, Progress, change and social transformation - Social Change: Definition, nature and characteristics of Social change- Planned social change - Un-planned Social Change - Endogenous and Exogenous social change - Direction of Social Change - Theories related to social change - Deterioration theory, Cyclic theory, Linear theory and deterministic theory.

Unit-II: Social Change- Factors of Social Change- Geographical/ Environmental, Biological, technological, cultural, Economic and political - Law and social Change - State, Law and Society, their inter-relationship and interdependence – Law as an Instrument of Social Change - Symbolic and instrumental legislations - Law as a means of Social Control - Legal sanction and extra legal sanctions – Limits of Law in bringing out Social Change.

Unit-III: Identification of Goals of Social Changes in Indian Constitution – Directive principles of State Policy and social changes – Special provisions for Scheduled Caste, and Scheduled Tribes in Indian Constitution – Protective discrimination of SC/STs and OBCs.

Unit-IV: Context of Social Change: Sanskritisation, Westernisation Modernization and Secularization – Modernisation of Social Institutions through law - Economic reforms, Law and Social Change – Technology, Information, Communication and its impact on Law and Social Change.

Select Bibliography :

1. Marc Galanter (ed.), Law and Society in Modern India (1997), Oxford.
2. W. Friedmann : Law in Changing Society.
3. W. Friedmann : Legal Theory.
4. J. Stone : Social Dimensions of Law and Justice.
5. Julius Stone. The Province and Function of Law, Part II, Chs. 1.8-16 (2000), Universal, New Delhi.
6. Vilhelm Aubert : Sociology of Law.
7. C. K. Allen : Law in the Making.
8. A. V. Dicey : Law and Public Opinion in England.
9. Roscoe Pound : (a) Law and Morals, (b) Law, Liberty
10. M.N. Srinivas, Social Change in Modern India.

PAPER – III

INTRODUCTION TO INTELLECTUAL PROPERTY LAWS

Theory

4 Hours/Per Week

Marks: 100 (External – 80; Internal – 20)

UNIT –I: Conceptual Framework of Property-Legal concept of Property-Elements of Property-Classification of Property-Corporeal and Incorporeal Property-Movable and Immovable Property-Theories of Property-Occupation Theory-Labor Theory-Metaphysical Theory-Economic Theory and Social Trust Theory etc

UNIT –II: Jurisprudential aspects of property –Ownership, Possession and Title- Constitutional basis of property-Right to property under Article 300-A-meaning , nature and evolution of intellectual Property-Position in Ancient and Historical India-Analysis of WIPO definition of Intellectual property.

UNIT –III: Classification of Intellectual property-Industrial Property and Literary Property-Different forms of IP-Copyright, Related rights, Patents, Trade names, Trademarks, Trade Secrets-Industrial Designs-Geographical Indications-Their meaning and Characteristics

UNIT-IV : Emerging forms of IP-New Plant Varieties, Micro-Organisms, Lay-out Designs, Traditional Knowledge and Indigenous Knowledge-Bio-piracy-IPRS and Bio-technology – Patenting of life forms and bio-ethical issues relating thereto

Select Bibliography:

1. Granville Williams :Learning the Law.
2. P.Narayanan: Intellectual Property Law, --Ed, .Eastern Law House, Kolkata.
3. Pola Koteswara Rao :Supreme Court and Parliament-Right to Property and Economic Justice,2002, Law Book Agency, Hyderabad.
4. Prabhuddha Ganguli: Intellectual Property Rights–Unleashing Knowledge Economy, 2001, Tata-Mcgraw Hill, New Delhi.
5. Shahid Alikhan & Raghunath Mashelkar : Intellectual Property and Competitive Strategies in the 21st Century, 2004, Kluwer Law International, London
6. N.S.Gopalakrishnan :Intellectual Property and Criminal Law, 1994, National Law School of India University, Bangalore.
7. G.B.Reddy :Intellectual Property Rights and Law,Gogia LawAgency, (2006), Hyderabad.
8. Subbaram : N.S: What everyone should know about Patents.
9. S.K.Verma : Intellectual Property Rights, ILI, New Delhi.
10. David Bainbridge: Intellectual Property (2002), Pearson Education Ltd, New Delhi
11. Pearson & Miller : Commercial Exploitation of Intellectual Property (2004), University Law Publishing Co. Pvt. Ltd, Delhi.