

## Mercantile Law

### Legal Dynamics of Business with special reference to Women at Workplace

<b>Semester V</b>	<b>Subject Code : C51701</b>	<b>Lectures : 60</b>
-------------------	------------------------------	----------------------

#### Objectives:

- To provide basic knowledge of various business related Acts
- To equip students with practical knowledge of recent Acts.
- To create awareness about women's rights and equal remuneration for work.

<b>Unit 1 : Contract Act-I</b>	<b>12</b>
<ul style="list-style-type: none"> <li>• Introduction: Role of Contracts in business, Indian Contract Act – 1872               <ul style="list-style-type: none"> <li>○ Definition and Elements of a Contract-Reciprocal Promise, Agreement, Enforceability, Classification of Contracts.</li> </ul> </li> <li>• Essentials of a Contract:               <ul style="list-style-type: none"> <li>○ Offer : Definition; Rules related to valid Offer</li> <li>○ Acceptance: Definition; Rules related to valid Acceptance</li> <li>○ Consideration: Definition; Rules related to valid Consideration</li> <li>○ Case Studies</li> </ul> </li> </ul>	
<b>Unit 2 : Contract Act -II</b>	<b>14</b>
<ul style="list-style-type: none"> <li>• Capacity of Parties</li> <li>• Free Consent: Causes for Consent not remaining free</li> <li>• Legality of Object</li> <li>• Agreements Expressly declared as void</li> <li>• Discharge of a Contract</li> <li>• Case Studies</li> <li>• Types of Contracts: Service (employment) Agreement, Joint Venture, Leave and License Agreement</li> <li>• Standard Form of Contract: Definition, Advantages, Disadvantages and Examples</li> </ul>	
<b>Unit 3: Disputes in Contracts and their Management</b>	<b>10</b>
<ul style="list-style-type: none"> <li>• Dispute on Breach of Contract and Remedies</li> <li>• Alternate Dispute Management (ADM)/ADR               <ul style="list-style-type: none"> <li>○ Meaning Benefits of ADM over litigation</li> <li>○ Modes of ADR: Arbitration and Conciliation Act, 1996:</li> <li>○ Meaning of Arbitration, Arbitrator, Matters that can be taken up for arbitration, advantages</li> <li>○ Conciliation, disputes conducive to conciliation, advantages</li> <li>○ Lok Adalats, advantages</li> </ul> </li> </ul>	
<b>Unit 4: Women at Workplace</b>	<b>12</b>
<ul style="list-style-type: none"> <li>• Global Scenario in developed nations</li> <li>• National Commission for Women (1990)               <ul style="list-style-type: none"> <li>○ Constitution, Term of office, Committees, Functions</li> </ul> </li> <li>• The Equal Remuneration Act, 1976</li> </ul>	

<ul style="list-style-type: none"> <li>○ Payment of remuneration at equal rates to men and women workers and other matters</li> <li>○ Case Study</li> <li>○ Offences and Penalties</li> </ul>	
---	--

**Assignments and library hours – 12 hours**

**Text Book:**

- Prakash Choudhary. "Business Regulatory Framework", Nirali Prakashan: Pune, 2016

**Reference Books :**

- Bare Acts.
- Kapoor N.D. "Elements of Mercantile Law", Sultan Chand & Sons: New Delhi, 2015
- Kuchhal M.C. "Mercantile Law", Vikas Publishing House: New Delhi, 2012
- Tulsian P.C. "Business Law", Tata McGraw Hill Publishing Co. Ltd.: New Delhi, 2014
- Prof. Geet S.D. "Legal Aspects of Business", Nirali Prakashan: Pune, 2017
- Chadda P.R. – "Business Laws", Galgotia Publishing Company.
- Dr. Singh Avtar "Principles of Mercantile Law", Eastern Book Company, 2014
- R.K. Bangia- Contract Act I and II, Allahabad Law Agency, 2017
- Choudhary R.N. "Business laws", Central Law Publications: Allahabad, 2017
- Dr. Nuzhat Parveen Khan- "Women and Law", Universal Law Publishing: N. Delhi, 2016
- CSI Magazine

Website:

[www.asianlaws.org](http://www.asianlaws.org)

## Mercantile Law

### Legal Dynamics of Business with special reference to Women at Workplace

Semester VI	Subject Code: C61701	Lectures : 60
-------------	----------------------	---------------

#### Objectives:

- To provide basic knowledge of Business related Acts with recent amendments
- To equip students with practical knowledge of Acts related to commercial activities
- To sensitize students about sexual harassment of women at workplace

#### Unit- 1 : Sale of Goods Act – 1930

12

- Introduction, Goods and Classification of Goods,
- Sale and Agreement to Sell,
- Conditions and Warranties- Implied or Otherwise
- Performance of Contract of Sale of Goods- Elements of performance of Contract of Sale, Transfer of Possession (Types of Delivery) and Property (Modes of Delivery)
- Remedies on breach of contract of Sale of Good
- Auction Sale
- Case Studies

#### Unit 2 : Limited Liability Partnership Act, 2008

06

- Definitions & Nature (Features) of LLP
- Incorporation of LLP
- Limited Liability Partnership v/s Partnership under partnership Act, 1932
- Limited Liability Partnership v/s Joint Stock Company.

#### Unit 3: Cyber Law

12

- E Commerce: Advantages and Limitations, Need for legislations
- Information Technology Act, 2000:  
Definitions: E-Contract, Electronic Record; Electronic Signature, Cyber Security
- Attribution, Acknowledgement and Dispatch of Electronic Records
- Cyber Crimes, Offences and Penalties
- Case Studies

#### Unit 4: Intellectual Property Rights

10

- Meaning and Types of Intellectual properties.
- Historical Background: WIPO, TRIPs
- Law of Patent: Definition, Conditions for Patentability, Steps in grant of a Patent, Infringement and remedies
- Trademark Act, 1999: Meaning, Types, Rights of trademark holder; Infringement and remedies
- Cases Studies

<b>Unit 5: Women at Workplace</b>	<b>8</b>
<ul style="list-style-type: none"> <li>• Sexual Harassment at Workplace (Prevention, Prohibition and Redressal) Act, 2013 <ul style="list-style-type: none"> <li>○ Chapter Scheme</li> <li>○ Definitions: Workplace, Sexual Harassment, Complaint, Internal Complaints Committee.</li> <li>○ Constitution of Internal Complaints Committee, Local Complaints Committee</li> <li>○ Duties of Employer</li> </ul> </li> </ul>	

**Text Book:**

Prakash Choudhary-“Business Regulatory Framework”, Nirali Prakashan: Pune, 2016

**Assignments and library hours – 12 hours**

**Reference Books :**

- Bare Acts.
- Kapoor N.D. “Elements of Mercantile Law”, Sultan Chand & Sons: New Delhi, 2015
- Kuchhal M.C. “ Mercantile Law”, Vikas Publishing House: New Delhi, 2012
- Tulsian P.C. “ Business Law”, Tata McGraw Hill Publishing Co. Ltd.: New Delhi, 2014
- ✓ Geet S.D. “Legal Aspects of Business”, Nirali Prakashan: New Delhi, 2017
- Dr. Singh Avtar “ Business Law”, Eastern Book Company: Lucknow, 2014
- Bangia R.K. Contract Act I and II, Allahabad Law Agency, 2017
- Choudhary R.N. “Business laws”, Central Law Publications: Allahabad, 2017
- Dr. Nuzhat Parveen Khan --“Women and Law”, Universal Law Publishing: N.Delhi , 2016
- CSI Magazine

Website:

[www.asianlaws.org](http://www.asianlaws.org)