

Mercantile Law

Legal Dynamics of Business with special reference to Women at Workplace

Semester V	Subject Code : C51701	Lectures : 60
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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.

Unit 1 : Contract Act-I

12

- Introduction: Role of Contracts in business, Indian Contract Act – 1872
 - Definition and Elements of a Contract-Reciprocal Promise, Agreement, Enforceability, Classification of Contracts.
- Essentials of a Contract:
 - Offer : Definition; Rules related to valid Offer
 - Acceptance: Definition; Rules related to valid Acceptance
 - Consideration: Definition; Rules related to valid Consideration
 - Case Studies

Unit 2 : Contract Act –II

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- Capacity of Parties
- Free Consent: Causes for Consent not remaining free
- Legality of Object
- Agreements Expressly declared as void
- Discharge of a Contract
- Case Studies
- Types of Contracts: Service (employment) Agreement, Joint Venture, Leave and License Agreement
- Standard Form of Contract: Definition, Advantages, Disadvantages and Examples

Unit 3: Disputes in Contracts and their Management

10

- Dispute on Breach of Contract and Remedies
- Alternate Dispute Management (ADM)/ADR
 - Meaning Benefits of ADM over litigation
 - Modes of ADR: Arbitration and Conciliation Act, 1996:
 - Meaning of Arbitration, Arbitrator, Matters that can be taken up for arbitration, advantages
 - Conciliation, disputes conducive to conciliation, advantages
 - Lok Adalats, advantages

Unit 4: Women at Workplace

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- Global Scenario in developed nations
- National Commission for Women (1990)
 - Constitution, Term of office, Committees, Functions
- The Equal Remuneration Act, 1976

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

Mercantile Law

Legal Dynamics of Business with special reference to Women at Workplace

Semester VI	Subject Code: C61701	Lectures : 60
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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
<ul style="list-style-type: none">• 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
<ul style="list-style-type: none">• 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
<ul style="list-style-type: none">• 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
<ul style="list-style-type: none">• 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	

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

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
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- ✓ • Geet S.D. “Legal Aspects of Business”, Nirali Prakashan: New Delhi, 2017
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