Ph.D. Course Work
[Syllabus]

FACULTY OF LAW
JAMIA MILLIA ISLAMIA
NEW DELHI
2018-19

SYLLABUS & COURSE STRUCTURE

PH.D COURSEWORK

FACULTY OF LAW, JMI

S.no	Course Title	Course Code	MM
1.	Research Methodology	Paper I	100
2.	Law, Development & Social Change- I	Paper II	100
3.	Law, Development & Social Change- II	Paper III	100
4.	Seminar Paper	Paper IV	100

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SYLLABUS

Paper- I

RESEARCH METHODOLOGY

[PAPER-I]

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The entire syllabus is divided into four units. Eight questions shall be set in all with two questions from each unit. The candidate shall be required to answer from questions in all, selecting one from each unit. All questions carry equal marks.

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UNIT-I

(INTRODUCTION)

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- **Meaning of Research:** Motivation-Objectives & Kinds-Types-Approaches; Research Terminology-Manner, Use & Utility.

- **Defining the Research Problem:** Selecting the Problem, Necessity of and Techniques in Defining the Problem

- **Research Process:** Significance-Criteria of Good Research-Methods v. Methodology-Limitations of Research

- **Scientific Research Methods:** Importance-Criteria-Techniques.

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UNIT – II

(LEGAL RESEARCH & METHODOLOGY)

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- **Legal Research:** Meaning- Scope-Objective-Types-Techniques of Legal Research

- **Socio-Legal Research:** Doctrinal and Non-Doctrinal Legal Research-Sociometrical-Sociological and Anthropological Methods of Legal Research; Interdisciplinary Research: Nature- Scope and Purpose- Tools and Techniques -Statutory Instruments of Research-Proper Use of Law Library-Judicial Consideration of Cases-Statutes.

- **Legal Research in India:** Law Reporting in India Current Trends-Need for Reforms

- **Institutional Approach to Interdisciplinary Research In India:** Role of University Grants Commission-Indian Council for Social Science Research

UNIT-III
(RESEARCH DESIGN)

- **Research Design:** Meaning-Concept-Need-Features-Importance-Kinds-Errors in Research Design – Types of Research Errors- Preparation of a Research Programme Contents-Basic Principles of Experimental Research Design

- **Testing of Hypothesis:** Meaning of Hypothesis-Need for Hypothesis-Types of Hypothesis-Sources of Hypothesis-Functions of Hypothesis-Character of Good Hypothesis -Statistical Testing of Hypothesis

- **Identification and Formulation of Research Problems:** Features of a Legal Research Problem -Steps to Identify and formulate a Legal Research Problem and issues-Necessity & Pattern of Literature Review

- **Measurement and Scaling Techniques:** Meaning-Classification-Construction-Sources-Tools.

UNIT-IV
(SAMPLING DESIGN, DATA COLLECTION, INTERPRETATION AND ANALYSIS)

- **Meaning of Sample Design:** Fundamental Definitions-Stages-Implications-Criteria-Procedure-Types-Importance-Determination Techniques.

- **Methods of Data Collection:** Primary Data; Questionnaire; Schedules; Secondary Data; Interviewing; Survey; Experiments; Case Study and Guidelines-Processing and Analysis of Data: Processing Problems and Operations-Elements-Types of Analysis-Statistics in Research-Use of IBM SPSS-Measures of Asymmetries and other measures.

- **Interpretation and Report Writing Mechanism:** Meaning-Importance-Rules and Techniques-Precaution in Interpretation-Report Writing-Research Reports-Steps on Writing Reports-Style Manuals-IPR and Plagiarism

- **Science and Technology in Research:** Computer and its Role-Computer System; Characteristics-Computers and Researchers-Research in Law and Technology- Approaches to Research in Law and Technology-Introduction to UGC INFONET, INFLIBNET and ERNET

Suggested Readings:

1. B.S. Nagi, A.M. Khan; Research Skill Development in Social Sciences, Communication and Management; The Readers Paradise, New Delhi; 2017
2. A. Bradney *et. al.*: *How to Study Law*, Thomson, Sweets and Maxwell, London.
3. A. K. Koul: *Legal Education in India in 21st Century*, AILTC, Delhi.
4. Andrea B. Yelin and Hope Viner Samborn: *Legal Research and Writing Handbook: A Basic Approach for Paralegals*, Aspen Publishers, New York.
5. B. N. Ghosh: *Scientific Method and Social Research*, Sterling Publishers Pvt. Ltd., New Delhi.
6. C. K. Kothari: *Research Methodology: Method and Techniques*, Wiley Eastern Ltd., New Delhi.
7. C. K. Sharma: *Research Methodology*, Shree Publication, New Delhi.
8. Chris Hart: *Doing Your Masters Dissertation*, Vistaar Publications, New Delhi.
9. D. H. Sanders, Computer Today, McGraw Hill, NY.
10. D. Thakur: *The Research Methodology in Social Sciences*, Deep and Deep Publications, New Delhi.
11. Douglas Berdie, *Questionnaires: Design and Use*, Scarecrow Press, Metuchen, N.J
12. J. C. Johari (ed.): *Introduction to the Method of Social Sciences*, Sterling Publishers Pvt. Ltd., New Delhi.
13. John Khowles: *Effective Legal Research*, Thomson, Sweet and Maxwell, London.
14. Joseph Gibaldi: *MLA Handbook for Writers of Research Papers*, East West Press, New Delhi.
15. Julius Stone: *Legal System and Lawyer's Reasoning*, Maitland Publications, Sydney.
16. Mary Miler Prince: *The Blue Book: A Uniform System of Citation*, The Harvard Law Review Association, USA.
17. Morris L. Cohen: *Legal Research*, Minnesota, West Publishing Co., St. Paul, Minnesota, USA.
18. Nicholas Walliman: *Your Research Project*, Vistaar Publications, New Delhi.
19. P. K. Majumdar: *Research Methods in Social Science*, Viva Books Pvt. Ltd., New Delhi.
20. P.K. Sinha, Computer Fundamentals, BPB Publications, New Delhi.
21. R. K. Verma: *Research Methodology*, Commonwealth, New Delhi.
22. Ranjit Kumar: *Research Methodology*, Pearsons Education Limited, New Delhi.

23. **Ray Palmer Baker &Almonte Charles Howell,***The Preparation of Reports*, Ronald Press, New York.

24. Russel L. Ackoff, *The Design of Social Research*, University of Chicago Press, Chicago.

25. S. K. Verma and M. Afzal Wani (eds.): *Legal Research and Methodology*, Indian Law Institute, New Delhi.

26. Sushma Gupta: *History of Legal Education*, Deep and Deep Publications, New Delhi.

27. T. Harrell Allen, *New Methods in Social Sciences Research: Policy Sciences and Futures Research*, Praeger Publications, New York.

28. UpendraBaxi: *Socio-Legal Research in India*-A Programschrift, ICSSR, Occasional Monograph, New Delhi.

29. V. Rajaram, Fundamentals of Computers, Prentice Hall of India, New Delhi

30. W. J. Goode and P. K. Hatt: *Methods in Social Research*, McGraw Hill Book Co., Singapore.

31. W. L. Neuman: Social Research Methods: *Qualitative and Quantitative Approaches*, Pearson Education Inc., New Delhi.

32. W.G. Cochraw, *Sampling Techniques*, John Willey & Sons, New York.

33. Y. K. Singh: *Research Methodology*, APH Publication, New Delhi.

Paper II

LAW DEVELOPMENT AND SOCIAL CHANGE- I

UNIT I

- ❖ Law as a Tool of Policy and Social Transformation
- ❖ Role of Law Reflecting Social Change- Relation between Law and Public opinion
- ❖ Law and Social Control- Limits of Effectiveness of Law- Principles of Social Legislation

UNIT II

- ❖ Right to Information and Transparency in Governance
- ❖ Right to Education- Issues relating to Disadvantaged Sections of the Society and Concept of Inclusiveness
- ❖ Rights of Victims and Compensatory Jurisprudence under Criminal Law

UNIT III

- ❖ Empowerment of Women: International and National Dimensions
- ❖ Position and Role of Women in Indian Society: Jurisprudential Dimensions of Gender Injustice and its Various Forms
- ❖ Women and Public Policy: Gender Equality- Global Gender Gap Initiatives/Male Domain and Empowerment in India

UNIT IV

- ❖ Judicial Activism and Judicial Restraint
- ❖ Public Interest Litigation and Its Implementation
- ❖ Judicial Independence: Appointment, Transfer and Removal of Judges- Judicial Accountability

Paper III

LAW, DEVELOPMENT AND SOCIAL CHANGE- II

UNIT I

- ❖ Globalization and its Impact on States and its Subjects
- ❖ Emergence of Transnational Law in a Globalizing World
- ❖ Intellectual Property Rights: Social & Economic Impact

UNIT II

- ❖ Cyberspace-Issues and challenges
- ❖ Right to Privacy in Twenty First Century
- ❖ Impact of Information Technology on Indian Judiciary

UNIT III

- ❖ Environmental Dispute Resolution: Environmental Advocacy & Litigation
- ❖ Environmental Justice
- ❖ Globalization & International Environmental Law

UNIT IV

- ❖ Religion and Law: Religion as a Divisive Factor
- ❖ The Uniform Civil Code
- ❖ Right to Freedom of Religion v. Right to Freedom of Speech

PAPER IV

SEMINAR PAPER

Seminar paper/presentation will comprise of a research paper. During the course work, research methodology teacher will provide a topic to each scholar to undergo an empirical research and guide him/her throughout he/she prepares the report.

The scholar will be required to present the report before the DRC on the basis of which marks will be awarded.

The Research Paper shall be submitted in hard copy to the office of the Dean.

Submission Guidelines

Main text   Times New Roman, font size 12, line spacing 1.5

Footnotes   Times New Roman, font size 10, line spacing 1

Citation   ILI style of Citation *available at* http://ili.ac.in/cstyle.pdf