

Far Western University
Faculty of Law



सुदूरपश्चिम विश्वविद्यालय

कानून संकाय

विषय: कानुनी नेपाली (Legal Nepali)

प्रकृति : अनिवार्य

पाठ्यांशको सङ्केत : . LNep. 105

तह: बि.ए. एल.एल.बि.

सत्र : प्रथम

पूर्णाङ्क : १००

उत्तीर्णाङ्क : ५०

क्रेडिट: ३

जम्मा पाठ्यघण्टा : ४५

१. पाठ्यक्रम परिचय

बि. ए. एल.एल. बि. मा निर्धारित अनिवार्य कानुनी नेपाली (Legal Nepali) अन्तर्गत नेपाली भाषा र साहित्यको अध्ययन गराउनु आवश्यक हुन्छ । यस तहमा अध्ययनरत विद्यार्थीहरूलाई नेपाली भाषाको सामान्य अध्ययनपछि कानुनी क्षेत्रमा प्रयोग हुने कानुनी भाषाका बारेमा विशेष ज्ञान उपलब्ध गराउनु हो । यसअन्तर्गत भाषा र भाषिकाको प्रयोजनपरक भेदहरूका बारेमा सैद्धान्तिक एवम् व्यावहारिक ज्ञान, नेपालमा प्रचलित विभिन्न राष्ट्रिय भाषा र भाषिकाहरूमा प्रयुक्त व्याकरणका साथै पदावली र शब्दावलीका बारेमा शिक्षा प्रदान गरिन्छ । यसमा कानुनी नेपाली पदावलीहरूको परिचयका साथै तिनीहरूको विशिष्ट प्रयोग, वर्गीकरण र विश्लेषण गर्दै सामान्य भाषा र कानुनी भाषामा प्रयुक्त भिन्नताका केही प्राविधिक एवम् पारिभाषिक शब्दहरूको निर्वचन, शब्दार्थज्ञान र प्रयोगात्मक अभ्यासबाट भाषिक अभिव्यक्तिको क्षमता वृद्धि गरिन्छ । तहगत विशिष्टताका लागि नेपाली साहित्यअन्तर्गत कविता, कथा, निबन्ध र एकाङ्कीको सामान्य ज्ञानका साथै केही रचनाहरूको अध्ययन र समीक्षा गरिन्छ।

२. पाठ्यक्रमको तहगत उद्देश्य

बि.ए. एल.एल.बि. तहको तहगत उद्देश्य प्राप्त गर्ने सन्दर्भमा यस कानुनी नेपाली पाठ्यक्रमको तहगत समष्टि उद्देश्य निम्नलिखित किसिमको शैक्षिक प्राज्ञिक योग्यता भएको मध्यमस्तरीय जनशक्तिको उत्पादन गर्नुहुनेछ :

- (क) यस तहमा अध्ययन गर्ने विद्यार्थीहरूले भाषासम्बन्धी सैद्धान्तिक ज्ञान प्राप्त गर्नेछन्;
- (ख) साथै भाषा र भाषिकाको ज्ञान प्राप्त गर्दै यसका प्रयोजनपरक भेदहरूको सैद्धान्तिक र व्यावहारिक ज्ञान प्राप्त गर्नेछन् ।
- (ग) यस तहमा अध्ययन गर्ने विद्यार्थीहरूले नेपाली भाषाको उद्भव, विकास र वर्तमान अवस्थाको जानकारी प्राप्त गर्नेछन् ।
- (घ) यस तहमा अध्ययन गर्ने विद्यार्थीहरूले नेपालका अन्य राष्ट्रिय भाषाहरूका बारेमा विकास र वर्तमान अवस्थितिको बोध गर्नेछन् ।
- (ङ) प्रयोजनपरक नेपाली भाषाका भेदहरूको ज्ञानका साथै कानुनी नेपाली भाषाको वर्गीकरण, यसको भाषिक पक्ष, ऐतिहासिक पक्ष, व्याकरणगत पक्षका साथै कानुनी पदावलीहरूको वर्गीकरण गरी विश्लेषण गर्ने क्षमताको विकास गर्नेछन् ।

- (च) कानुनविषयक पाठ्यक्रमकै सहायक पाठ्यक्रमका रूपमा रहेको यस पाठ्यक्रमले बि.ए. एलएल. बि. तहका विद्यार्थीहरूलाई घरायसी लिखत र अदालती लिखतको लेखनशैलीसँग परिचित गराउँदै लिखतहरू तयार गर्ने कामको पूर्वाभ्यास गर्नेछन् ।
- (छ) केही नेपाली साहित्यिक रचनाहरूको अध्ययन र समीक्षाद्वारा उनीहरूमा समीक्षात्मक बौद्धिक विकास हुनेछ ।
- (ज) कानुनी नेपाली पदावलीहरूको परिचयका साथै तिनीहरूको विशिष्ट प्रयोग, वर्गीकरण र विश्लेषण गर्दै सामान्य भाषा र कानुनी भाषामा प्रयुक्त भइरहेका केही प्राविधिक वा पारिभाषिक शब्दहरूको निर्वचनका साथै शब्दार्थज्ञान र प्रयोगात्मक अभ्यासबाट उनीहरूमा बौद्धिक र भाषिक अभिव्यक्तिको क्षमतामा बृद्धि हुनेछ ।

३. पाठ्यवस्तुको विवरण

एकाइ १. भाषाको सामान्य परिचय

१.१ भाषाका विशेषताहरू

१.२ कानुनी भाषाका विशेषताहरू

एकाइ २. नेपाली भाषा, भाषिका र प्रयोजनपरक भेद

२.१ नेपाली भाषाको उत्पत्ति, विकास र वर्तमान स्थिति

२.२ नेपाली भाषाका क्षेत्रीय भाषिकाहरूको परिचय

२.३ नेपालका प्रमुख राष्ट्रिय भाषाहरूको सङ्क्षिप्त परिचय

२.४ प्रयोजनपरक भाषाको परिचय र व्यवहार क्षेत्र

२.५ कानुनी क्षेत्रका पचासवटा पारिभाषिक शब्दावली र तिनको वाक्यमा प्रयोग

एकाइ ३. नेपाली साहित्यिक रचनाहरूको पठन र बोध

३.१ कविता

- लेखनाथ पौड्याल : कालमहिमा
- लक्ष्मीप्रसाद देवकोटा : यात्री
- भूपि शेरचन : हामी
- दुवसु क्षेत्री : यन्त्रको ऋतु

३.२ कथा

- पुष्करशमशेर : परिवन्द
- विश्वेश्वरप्रसाद कोइराला : दोषी चश्मा
- महेश्विक्रम शाह : गाउँमा गीतहरू गुन्जिदैनन्
- जलेश्वरी श्रेष्ठ : मौनविद्रोह

३.३ निबन्ध

- लक्ष्मीप्रसाद देवकोटा : के नेपाल सानो छ ?
- शंकर लामिछाने : गोधूलि संसार

३.४ एकाङ्की

विजय मल्ल : सत्ताको खोजमा

पाठ्यपुस्तक

लक्ष्मीप्रसाद देवकोटा : लक्ष्मी निबन्धसङ्ग्रह, साभा प्रकाशन

लक्ष्मीप्रसाद देवकोटा : भिखारी, साभा प्रकाशन

बालकृष्ण पोखरेल : राष्ट्रभाषा, साभा प्रकाशन

गोविन्द घिमिरे : कानुनी नेपाली भाषा, साभा प्रकाशन

गोविन्द घिमिरे : प्रयोजनपरक नेपाली, साभा प्रकाशन

लक्ष्मणप्रसाद गौतम र नेत्र एटम (सम्पा.) : प्रज्ञा आधुनिक नेपाली कविता, नेपाल प्रज्ञा प्रतिष्ठान ।

नेपाली साहित्यिक रचना : साभा प्रकाशन

नेपाली बृहत् शब्दकोश : नेपाल प्रज्ञा प्रतिष्ठान

चूणामणि बन्धु (सम्पा.) : साभा कविता, साभा प्रकाशन

सन्दर्भ सामग्री

मुलुकी ऐन, २०२० : कानुन किताब व्यवस्था समिति, काठमाडौं

सीताराम अधिकारी र डा. सुरेन्द्रवर सिंह थापा : Essential Legal Dictionary

(प्रयोगात्मक कानुनी नेपाली-अङ्ग्रेजी शब्दकोश)

टोपबहादुर सिंह : कानुनी शब्दकोश

शङ्करकुमार श्रेष्ठ : नेपाली कानुनी शब्दकोश

डा.सुरेन्द्रवरसिंह थापा : *कानुनी नेपाली भाषाको कालविभाजन, समकालीन साहित्य*

(२०७३ फागुन-वैशाख : पूर्णाङ्क ७९), नेपाल प्रज्ञाप्रतिष्ठान, काठमाडौं ।

प्रकाश वस्ती : वकिल नभएमा

ज्ञानेन्द्रबहादुर श्रेष्ठ : कानुनी लिखतका मसौदा, पैरवी प्रकाशन

हर्षनाथ शर्मा भट्टराई : प्रशासकीय तथा कानुनी शब्दकोश

कानून, न्यायदूत, सर्वोच्च बार जर्नल र पैरवी पत्रिकाका विभिन्न अङ्कहरू

Far Western University
Faculty of Law
B. A. LL. B. Program

Course Title: Legal English-I
Course Code: L.Eng. 115
Level: Undergraduate
Semester: First
Nature: Compulsory

Full Marks: 100
Pass Marks: 50
Credit: 3
Teaching Hours: 48

Course Description

The Legal English course is divided into two segments. The first segment (Unit 1 and II) introduces students to the primary features associated with the art of comprehending legal English. Students engage themselves with the fundamentals of language—mechanics, punctuation, dictions, grammar and syntax. They also gain insights into the relationship between matter and form in the process of constructing legal documents. The second segment (Units III, IV, and V) aims to familiarize the students with the nuances of legal English as practiced in the professional world. The tasks related to various legal concepts deliberated in each chapter will enhance their confidence and capacity to use English in a legal environment.

Course Objectives

The objectives of the course are to:

- Introduce students to the legal language.
- Enable students to use legal vocabulary and terminology.
- Enable students to communicate appropriately and effectively in legal situations.
- Introduce students to various forms of legal writing appropriate to their specific needs.
- Provide students with opportunities to develop basic English skills which will prove useful in different academic and professional contexts.

Learning Outcomes

Students will demonstrate ability to use a variety of appropriate legal vocabulary and terminology to communicate in written and/or spoken discourse in various academic and professional contexts/situations related to the field of law. They will become capable of using effective reading strategies to analyze texts related to the field of law. Additionally the students will be able to recognize the grammatical structures in a

given text, and produce documents/ papers/ assignments that exhibit basic writing skills including mastery of punctuation, grammar and style.

Unit 1: Fundamental Principles of Legal Writing **10 hours**

Fundamental Principles of Legal Writing

Some Matters of Form

Fundamental Rules of Usage

Punctuation

Word Choice

Grammar and Syntax

Unit II: An Approach to Legal Style **8 hours**

Being Yourself

Exposition and Argument

Speaking Legally

Expressive Tactics

Unit III: Legal System and Legal Professionals **10 hours**

Legal Systems

Sources of Law: Legislation

Sources of Law: Common Law

The Court System

Criminal Justice and Criminal Proceedings

Civil Procedure

Tribunals

Solicitors

Barristers

Working Lives

Judges

Law Firm's Structure and Practice

Unit IV: Legal Professionals in Practice, Law in Practice, and Liability **10 hours**

Client Care Procedures

Money Laundering Procedures

Client Correspondence
Explanations and Clarification
Legalese
Business Organization
Formation of a Company
Raising Capital by Share Sale
Debt Financing: Secured Lending
Company Directors and Company Secretaries
Insolvency and Winding Up
Alternative Dispute Resolution
Corporations Tax
Mergers and Acquisitions
Anti-Competitive Behavior
Tort 1: Personal Injury Claim
Tort 2: Clinical Negligence

Unit V: Contract, Intellectual Property, Information Technology, and Environmental Law

10 hours

Forming a Contract 1 & 2
Structure of a Commercial Contract
Express and Implied Terms
Exclusion, Limitation and Standard Clauses
Privity of Contract, Discharge, and Remedies
Standard terms in the Sale and Supply of Goods
Licensing Agreements and Computer Programs
Commercial Leases
Buying and Selling Commercial Property
Employment Law
Copyright and Patent
Trade Marks, Domain Names, and Remedies for IP Infringement
Information Technology Law and Cybercrime
Environmental Law

Evaluation

Internal Evaluation 40%

Final Exam 60%

Prescribed Texts:

Brown, Gillian and Sally Rice. *Professional English in Use: Law*. New Delhi: Cambridge University Press, 2008.

University Press, 2008.

Garner, Bryan. *The Elements of Legal Style*. (2nd Edition). New York: Oxford University Press, 2002.

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B. A. LL. B. Program

Course Title: History of Nepal
Course Code: LHist. 125
Level: Undergraduate
Semester First
Hours: 45
Nature of Course: Theory
Compulsory

Full Marks: 100
Pass Marks: 50
Credit: 3
Teaching
Nature:

Course description: History is an account of civilization and guidance to the future. Nepal has faced vicissitudes in the course of time. Different rulers from ancient time to modern period, contributed in shaping of Nepali civilization. This course entails the periodic events having much importance in Nepali history, which are to be informed to the upcoming generations of Nepali students. This course on Nepali history is expected to serve as a valuable introduction to the past history of Nepal and present and future aspect of life. This course will make the students able to face the challenges of the time by empowering them with the knowledge of past events.

Course objectives: The main objectives of this course are to familiarize students with the brief survey of Nepal's ancient, medieval and modern history and to acquaint them with Nepal's political, economic, social and constitutional development.

Learning Outcomes:

Course Details

Unit One:

Ancient Period

- i) Origin of Kathmandu valley (Hindu and Buddhist version)
- ii) Gopal, Mahispal, Kirat (An overview)
- iii) Lichhavi Rulers
 - a) Mandev, Anshuvarma, Narendra Dev
 - b) selected inscriptions relating to the rules and regulations

Unit Two:

Medieval Nepal

- i) Simraongarh, Khas Malla Kingdom and Nepal Mandal

- ii) Sen Kingdom, Baisi and Chaubisi Principalities, Malla Kingdom of Kathmandu valley
- iii) Codes of Jayasthiti Malla, Mahendra Malla and Ram Shah

Unit Three:

Modern Nepal (1768-1951)

- i) Unification of Nepal - Prithvi Narayan Shah, Rajendra Laxmi, Bahadur Shah, and Bhimsen Thapa
- ii) Rise of Jung Bahadur and one hundred and four years of Rana Rule (1846-1951)
- iii) Prithvi Narayan Shah's *Divya Upadesh* and Code of Rajendra Bikram Shah, Ujir Singh's Code and the 1854 Code and its various amendments
- iv) The 1950 movement and end of Rana autocracy in Nepal

Unit Four:

Nepal after 1951

- i) Political instability (1951-1958)
- ii) Parliamentary Rule (1959-60)
- iii) Three decades of Panchayat rule 1961-90)
- iv) The 1990 movement and end of Panchayat system

Unit Five:

Constitutional Development (1948-90) 8 hrs.

- i) Government of Nepal Act 1948
- ii) Interim Government of Nepal Act 1951 and its various amendments
- iii) The Constitution of Kingdom of Nepal 1959 and its various amendments
- iv) The Constitution of Nepal 1962 and its various amendments
- v) The Constitution of Kingdom of Nepal 1990
- vi) Interim Constitution of Nepal

Evaluation

Internal Exam 40%

Final Exam 60%

Reading Materials:

Books and references:

- i) Hrisikesh Shah. *Ancient and Medieval Nepal*. Ratna Pustak Bhandar,

Kathamandu, 1992.

- ii) Dhanavajra Bajracharya, Lichhavi kalka Abhilekh, Research Centre of Nepal and Asian Studies, 2030 B.S.
- iii) D.R. Regmi, Ancient Nepal, Firna K.L. Mukhopadhyaya, Clacutta, 1969
- iv) Ludwig F. Stiller, Rise of House of Gorkha, Revised Ed. 1995, Nepal
- v) Ludwig Stiller, Prithvi Narayan Shah in the Light of Divya Updesh, 1969
- vi) Adrian Sever, Nepal Under the Ranas, Oxford 1993
- vii) Nepalese Constitutions of different periods.
- viii) Sardar Bhim Bahadur Pande, Tyas Bakhata Ko Nepal, Phinix Books, Kathamandu,
- ix) Mary Shepherd, Nepal Mndala, Mndala Book Point, 1998.
- x) Komal Prakash Malla (ed.), Nepal Perspective and Continuity and Change, CNAS, Tribhuvan University, Kathmandu, 1989.
- xi) DhanaVajra Vajracharya and Komal Prakash Malla, The Gopalrajvanshawali, Franz Steiner Verlag Weisbaden Gmb... 1985.

Nepali Books (Please manage to type in Nepali Language)

- i) Jagadish Chandra Regmi, Nepal ko vaidhanik parampara Tribuvan University, Pathyakram vikash kendra, 2036
- ii) Triratna Manandhar, Niranjana Sharma, Aadhunuk nepal ko razanitik itihās (2007-2019 T.U. Nepal ra asiyali anusandhan kendra, 2053,
- iii) Peshal Dahal, Nepal ko itihās, M.K. Publishers, 2053
- iv) Surendra K.C, Prachin tatha madhyakalin Nepal, Pairavi Prakshan, 2055
- v) Tirth Prashad Mishra, Aadhunuk Nepal ki itihās, (1743-1951 A. D.)M. K. Publishers, Kathamandu, 2057
- vi) Rewatiraman Khanal, Nepal ko kanooni itihasko ruprekha, 2059
- vii) Balchandra Sharma, Nepal ko itihās ruprekha, 2022.

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Course Title: Economics-I
Course Code: LEco 110
Level: Undergraduate
Semester First
Hours: 45
Nature of Course: Theory
Compulsory

Full Marks: 100
Pass Marks: 50
Credit: 3
Teaching
Nature:

Course Description

This course comprises basic concept and principles of economics, theory of demand, supply and market equilibrium, cost, revenue and market, economic development and Nepalese economics.

Course Objectives

The main objective of this course is to acquaint students with the basic concept and knowledge of contemporary economic theory, principles and practices both at micro and macro levels, including familiarity with economic terminologies, words and phrases. The course further describes Nepal's own natural, physical and human resources and contemporary problems, and efforts made for resolving them.

Learning Outcomes

By the completion of the course students will be able to:

- explain the basic concepts of Economics, form of economic analysis and economic problem.
- know the concept of demand, supply, market equilibrium, basic concept of cost revenue & forms of market.
- explain the concept of economic growth, economic development, different approaches of economic development and issues in economic development
- analyze the basic concept and features of Nepalese economy.

Course Details

Unit 1: Basic Concept and Principles of Economics (10hrs.)
1.1 Definition – Adam Smith, Marshall and Robbins

- 1.2 Scope: Subject matter, Nature of Economics and relationship of economics with other subjects
- 1.3 Forms of economic analysis
 - 1.3.1 Micro and Macro approach, meaning and importance
 - 1.3.2 Positive and Normative economics
- 1.4 Basic economic issues: scarcity and choice and allocation of resources
- 1.5 Production possibility curve and opportunity cost

Unit 2: Theory of Demand, Supply and Market Equilibrium (8hrs.)

- 2.1 Theory of demand: Meaning, determinants, law of demand, individual and market demand curve, movement and shift in demand curve
- 2.2 Theory of supply: Meaning, determinants, law of supply, individual and market supply curve, movement and shift in supply curve
- 2.3 Market equilibrium

Unit 3: Cost, Revenue and Market (9hrs.)

- 3.1 Cost and Revenue: Meaning, types and classification
- 3.2 Different forms of market: Perfect competition, Monopoly, Monopolistic competition and Oligopoly (meaning, features and comparison)
- 3.3 Forms of business organization: sole proprietorship, partnership, Joint Stock Company and Cooperative societies.

Unit 4: Economic Development (10hrs.)

- 4.1 Meaning and concept of economic growth and economic development, difference
- 4.2 Indicators of economic development
- 4.3 Basic characteristics of economic development with special reference to developing countries.
- 4.4 Approaches to development: liner stages theory, structural change model, and theory of economic dependency, human development approach and sustainable development
- 4.5 Issues in development:
 - 4.5.1 Poverty: Meaning and types
 - 4.5.2 Inequalities: Meaning, causes and measurement

Unit 5: Nepalese Economics (8hrs.)

- 5.1 Characteristics of Nepalese economy
- 5.2 Potentials of Nepalese economy: Water, forest, minerals, human resources and Tourism

5.3 Planning in Nepal: Meaning, importance, process of plan formulation, overview of past plans and Current plan; Objectives, strategies, programs and resource allocation

5.4 Budget in Nepal: Meaning, process of budget formulation and challenges

Evaluation

Internal Exam 40%

Final Exam 60%

Reading Materials:

A. Prescribed Materials:

Dwivedi, D.N. (2003). Microeconomics Theory and Applications. New Delhi: Pearson Education Pvt. Ltd.

Gautam, S. and Surendra Lamsal.(2011). Microeconomics. Kathmandu: Sunrise Publications Pvt. Ltd.

Jhingan, M.L. (2010). The Economics of Development and Planning. New Delhi: Vrinda Publication pvt.ltd.

Kandel, N. and et. al. (2015). Text Book of Economics. Kathmandu: Buddha Academic Publishers and Distributers Pvt. Ltd.

Todaro, M.P. (1993). Economic Development in the Third World. Hyderabad, India:Orient Longman Ltd.

B. References:

Ministry of Finance, Budget Speech of different years

Ministry of Finance, Economic Survey, Kathmandu.

National Planning Commission, Economic Planning of different years

Nepal Rastra Bank, Economic Reports of different years

Far Western University
Faculty of Law
B. A. LL. B. Program

Course Title: Sociology and Anthropology

Full Marks: 100

Course Code: LSoc 130

Pass Marks: 50

Level: Undergraduate

Credit: 3

Semester First

Teaching

Hours: 45

Nature of Course: Theory

Nature:

Compulsory

Course Description

This introductory course of Sociology and Anthropology presents students basic concepts covering many areas of contemporary sociology and anthropology. Topics explored in this course includes introduction basic concepts Social and Cultural Processes Social Stratification Social Stratification Social Cultural Change and Development Contemporary Social Issues.

Course Objectives

The objective of this course is to familiarize students with the basic concepts principles of society and culture in general and Nepali society and culture in particular. The course expects students to understand the structures of society and the socio-cultural processes and social change and development.

Expected Outcomes

On completion of the course students will be able relate law and legal issues with society and culture. they will be able use sociological concepts and principles to the fuller understanding of contemporary social issues which are related to law as well. They will have a sound knowledge of their own society social stability and socio-cultural change

Unit 1: Introduction to Sociology

(9 hrs.)

- a. Meaning and Definition of Sociology
- b. Nature of Sociology (Sociology as Science /Sociology as an Art)
- c. Scope of Sociology (Synthetic School/Formalistic school)
- d. Sociology and other Social Sciences
 - o Sociology and History
 - o Sociology and Economics
 - o Sociology and Political Science
 - o Sociology and Psychology

- e. Subdivision of Sociology
 - (Historical sociology/Rural sociology/Urban sociology/Economic Sociology/Political Sociology/Medical Sociology/Development Sociology of Education /Sociology of Law/Sociology of Religion)
- f. Origin and Development of Sociology
- g. Uses of Sociology

Unit 2 Introduction to Anthropology (9 hrs.)

- a. Meaning and Definition of Anthropology
- b. Nature of Anthropology
- c. Scope of Anthropology
- d. Anthropology and other social sciences
 - Anthropology and History
 - Anthropology and Economics
 - Anthropology and Political Science
 - Anthropology and Psychology
 - Anthropology and Sociology
- e. Branches of Anthropology
- f. Origin and Historical Development of Anthropology
- g. Uses of Anthropology

Unit 3. Basic Concepts and Socio-Cultural Processes 9hrs.

- a. **sociological-anthropological concepts**
Society, Culture, Community, Social Institution, Social Group, Social Structure, Social Status, Social Role, Social Norms and Social Values (Meaning, definition, characteristics, and types)
- b. **Social and Cultural Processes**
Socialization (Meaning definition importance types stages and agents)
Acculturation, Assimilation, Cooperation competition conflict

Unit 4 Social Stratification and Social Institution and Social Stratification 9 hrs.

- 4(a) Meaning Definition Characteristics types (5hrs)
- 1. **Caste**
(meaning/ definition/types/factors affecting changes)
 - 2. **Class**
(meaning/ definition/types/factors affecting changes)
 - 3. **Gender**
(meaning/ definition/distinction between sex and gender causes of gender inequality and Discrimination)
 - 4. **Ethnicity/ethnic group**
(meaning/ definition/types/factors affecting changes)
Causes of ethnic discrimination and inequality

4b. Social Institution (4hrs)

- Meaning Definition Characteristics types

a. Marriage

Meaning/Definition/Characteristics/Functions and types

b. Family

Meaning/Definition/Characteristics/Functions and types

c. Kinship

Meaning/Definition/Characteristics/Functions and types

Unit 5 Social Cultural Change and Development and Contemporary Issues

9 hrs.

- a. Meaning Definition and Distinction between social and Cultural change
- b. Causes and Consequences social and cultural change
- c. Factors affecting social and Cultural change
- d. Meaning definition dimension processes of Development
- e. Domestic violence against women
- f. Unemployment and Labour migration
- g. Child labour, Untouchability

Internal Evaluation: 40%

External evaluation: 60%

References

1. C.N. Shankar Rao Sociology Revised Edition (latest) S Chand and Company Ltd. New Delhi India.
2. Vidhya Bhusan and D. R. Sachdeva An Introduction to Sociology Kitab Mahal. Allahabad India
3. A. R. N. Srivastava Essentials of Cultural Anthropology Prentice Hall of India New Delhi India.

Far Western University
Faculty of Law
B. A. LL. B. Program

Course Title: Political Science

Full Marks: 100

Course Code: LPol 120

Pass Marks: 50

Level: Undergraduate

Credit: 3

Semester First

Teaching

Hours: 45

Nature of Course: Theory

Nature:

Compulsory

Course Description:

This course covers theoretical part of political science. It has been divided into 10 chapters and sub-chapters. This course gives general introduction to political science, state, sovereignty, government, democracy, political parties and election system.

Course Objectives:

This course has three-fold objectives which are:

- to provide basic concepts to students about the political theories to help them understand about the important theories of political science, help them to know broader base of the subject matters including relationship of political science with other branches of social science.
- to acquaint students with basic political problems and their relation to law.

Course Contents:

Unit I: Introduction to Political Science **10**

1. Definition, nature and scope of political science
2. Method and approaches to the study of political science
3. Relation of political science with other social science subjects

Unit II: The State **4**

1. Concept and Definition of State
2. Elements of State
3. Concept of Welfare State

Unit III: Sovereignty and Law **4**

1. Concept, Definition and Characteristics of Sovereignty

2. Austin's Concept of Sovereignty
3. Laws as the Expression of General Will

Unit IV: The Government

10

1. Forms of Government: Presidential and Parliamentary Government
2. Types of Government: Federal and Unitary Government
3. Organs of Government: Legislative, Executive and Judiciary
4. Doctrine of Separation of Power and Check and Balance

Unit V: Democracy

5

1. Concept and principles of Democracy
2. Types of Democracy (Direct, Representative, Liberal, Inclusive)
3. State and Non-state actors in Democracy
4. Challenges of Democracy

Unit VI: Political Parties and Election System

12

1. Concept and characteristics of political parties
2. Formation and Functions of Political Parties
3. Concept and Development of Election System
4. Types of Electoral Systems: Plurality/majority, Proportional and Mixed Election System

Evaluation

Internal Exam 40%

Final Exam 60%

Reading Materials:

Recommended Books

Agrawal, R. C. 2004. *Political Theory*. New Delhi: S. Chand and Company Ltd.

Asirvatham, Eddy and Misra, K. K. 2011. *Political Theory*. New Delhi: S. Chand and Company Ltd.

Dahal, Dev Raj and Bhatta, C. D. (eds.). 2010. *Multi-verse of Nepal's Democracy: Contents and Discontents*. Kathmandu: Friedrich-Ebert-Stiftung.

Held, David. 1987. *Models of Democracy*. California: Stanford University Press.

Kapur, Anup Chand. 2011. *Principles of Political Science*. New Delhi: S. Chand and Company Ltd.

Mahajan, V. D. 2010. *Political Theory*. New Delhi: S. Chand and Company Ltd.

Reynolds, Andrew; Reilly, Ben and Ellis Andrew. 2008. *Electoral System Design: The New International IDEA Handbook*. Stockholm: International IDEA.

Reference Books

Baral Lok Raj (ed.). 2005. *Election and Governance in Nepal*. New Delhi: Manohar.

Baral Lok Raj (ed.). 2004. *Nepal: Political Parties and Parliament*. New Delhi: Adroit Publications.

Consolidating Democracy in Nepal: Assessment Mission Report. 1997. Stockholm: International IDEA

Finer, Herman. 2000. *The Theory and Practice of Modern Government*. New Delhi: Surjeet Publications.

Gauba, O. P. 2000. *An Introduction to Political Theory*. New Delhi: MacMillan India Limited.

Johari, J. C. 2003. *Contemporary Political Theory: New Dimensions, Basic Concepts and Major Trends*. New Delhi: Sterling Publishers Private Limited.

Laski, Harold J. 2012. *Grammar of Politics*. Delhi: Surjeet Publications

Reilly, Benjamin and Nordlund, Per. 2008. *Political Parties in Conflict-Prone Societies: Regulation, Engineering and Democratic Development*. Tokyo: United Nations University Press.

Saez, Lawrence. 2002. *Federalism without a Centre: The Impact of Political and Economic Reform on India's Federal System*. New Delhi: Sage Publications.

Suri, K. C. 2007. *Political Parties in South Asia: The Challenge of Change*. Stockholm: International IDEA.

Watts, Ronald L. 2008. *Comparing Federal Systems*. Montreal and Kingston: Institute of Intergovernmental Relation, McGill-Queen's University Press.

Far Western University
Faculty of Law
B. A. LL. B. Program

Course Title: Principles of Law

Course Code: Law 101

Level: Undergraduate

Semester First

Hours: 45

Nature of Course: Theory

Compulsory

Full Marks: 100

Pass Marks: 50

Credit: 3

Teaching

Nature:

Course Details

Course description: The concept of law lies at the heart of our social and political life and pivotal to social harmony. Legal theory is a demanding discipline. It provides answer to various questions such as what is law? How it is formulated? How it functions in the society? The course also discusses rights, duties, their types and the relationship between rights and duties. The course entails the basic knowledge about the person, and personality. The syllabus provides detailed knowledge on the jurisprudential issues such as possession and ownership which are pertinent to social life.

Course objectives: This course is designed to:

- a) provide intensive knowledge to the students about how law is created and how it works in the society.
- b) impart knowledge to the students on types of rights and duties an individual has in the society.
- c) impart knowledge to the students about the relationship between rights and duties and how they influence each other
- d) provide knowledge on how possession and ownership is created and exercised in society
- e) to acquaint students how possession and ownership are related with each other and with concept of property.

Expected outcomes: After studying this course, the students shall have knowledge about:

- a) concept of law and formulation of law
- b) functions of law in the society and how law works in the society.
- c) legal concept of rights and duties and their role to strengthen peace and order in the society
- d) idea about the possession and ownership in the context of property rights of individuals
- e) foundation for studying jurisprudence

Unit One

Introduction to Law

10 hrs.

- Meaning and definition of law
- Scope and Importance of law
- Purpose of Law
- Functions of law
- Kinds and classification of Law
- Sources of Law
 - a. Custom
 - b. Legislation
 - c. Precedent
 - d. Treaty
 - e. agreement
 - f. Other sources: juristic writings, reason, and good conscience

Unit Two

Rights and duty

10 hrs.

- Meaning of rights
- Element and theories of rights
- Types rights
 - Perfect and imperfect rights
 - Positive and Negative rights
 - Rights in rem and rights in personam
 - Proprietary and personal rights
 - Right in re-propria and right in re-aliena
 - Personal and accessory rights
 - Primary and sanctioning rights
 - Legal and equitable rights
 - Vested and contingent rights
- Meaning of duty
- kinds of duty
- Relationship between rights and duty

Unit Three

Person and personality

6 hrs.

Meaning of person

Kinds of person

- Natural person
- Legal person

-Double personality

-Corporate personality and its theories

-Legal status of

- Dead person
- unborn child and
- Animal

Unit Four

Possession

11 hrs.

-Meaning and importance of possession

-Elements of possession: *corpus possessionis* and *animus possidendi*

-Types of possession

- possession in law and possession in fact
- Mediate and immediate possession
- Corporeal and incorporeal possession
- Constructive possession
- Concurrent possession

-Acquisition of possession

-Continuation of possession

-Termination of possession

-Possessory remedies

Unit Five

Ownership

8 hrs.

-Meaning and Importance of ownership

-Subject matter of ownership

-Classification of ownership

- Sole and co-ownership
- Trust and beneficial ownership
- Legal and equitable ownership
- Vested and Contingent ownership

Evaluation

Internal Exam 40%

Final Exam 60%

Reading Materials:

Recommended Texts:

F.J. Fitzgerald, Salmond on Jurisprudence, universal Law Publishing Company Pvt. Ltd, India, 2010.

Concept of Law, Bibek Kumar Poudel, MM Publications Pvt. Ltd, 2017, Kathmandu.

R.W.M. Dias, Jurisprudence, Fifth Edition, Lexis Nexis, India, 2013.

References:

B.N Mani Tripathi, An Introduction to Jurisprudence (Legal Theory), Allahabad Law Agency, India, 1993

S.N. Dhyani, Jurisprudence and Legal Theory, Fifth Edition, Central Law Agency Allahabad, 2019.

Nomita Agrawal, Jurisprudence (Legal Theory), Central Law Agency, Allahabad, 2019, India