



MOHANLAL SUKHADIA UNIVERSITY, UDAIPUR

FACULTY OF LAW

FIRST YEAR BACHELOR OF LAWS

(Effective from Session 2019-20)

PAPER – III (PAPER CODE - 6002)

(PAPER NAME – **ENVIRONMENTAL LAW**)

Max. Marks: 100

Min. Marks: 36

Note:(A). In order to ensure that students do not leave out important portions of the syllabus, examiners shall be free to repeat the questions set in the previous examination.

(B). Leading cases prescribed under this paper may be read whenever they are relevant.

- 1. The Environment (Protection) Act, 1986** –Objects and reasons of the Act, Definition - General Powers of the Central Government to issue directions, Prevention, control and Abatement of Environmental pollution ; Penalties and Procedure. Standards for emission or discharges of environmental pollutants.
- 2. The Air (Prevention & Control of Pollution) Act, 1981** – Application of the Act, Definitions - Constitution, Powers and Functions of Central and State Boards for Prevention and Control of Air Pollution. Powers of the State Government; Penalties and Procedures; Rules and Procedures.
- 3. The Water (Prevention and Control of Pollution) Act, 1974** – Application of the Act, Definitions - Constitution, Powers and Functions of Central and State Boards, Joint Boards for Prevention and Control of Water Pollution; Power of State Governments; Penalties and Procedures,
- 4. The Forest Conservation Act, 1980 and The Wildlife Protection Act 1972** - Salient Features
- 5. Judicial activism to protect environmental pollution and Constitutional provisions regarding Environment & Environment Protection.**
- 6. National Green Tribunal Act, 2010-** Accident, Tribunal, Workman, Composition of Tribunal, Jurisdiction, Powers, and Penalty

LEADING CASES FOR EXAMINATION:

1. Bhopal Gas Disaster Case - Union Carbide Corporation v. UOI, AIR 1990 SC 273
2. Rural Litigation & Entitlement Kendra Dehradun v. State of U.P., AIR 1985, SC 652.
3. Mehta, M.C. v. Union of India, AIR 1987 SC 965 (Shriram Fertilizer case)
4. Mehta, M.C., v. Union of India, AIR 1988 SC 1115 (Ganga Pollution case)
5. Indian Council for Enviro-Legal Action v. Union of India, AIR 1966 SC. 1446

CASES FOR READING:

1. M.C.Mehta v. Kamal Nath and Others, (1997) 1 SCC 388 (Public Trust Doctrine and Polluter Pay Principle)
2. Murli S. Deora V. Union of India, AIR 2002 SC 40 : (2001) 8 SCC 765

SUGGESTED READINGS:

1. The Water (Prevention & Control of Pollution) Act, 1974 as amended up- to-date
2. The Air (Prevention & Control of Pollution) Act, 1981 as amended up-to-date
3. The Environment (Protection) Act, 1986.
4. Indian Forest Act, 1927

5. Forest Conservation Act, 1980
6. The Wildlife Protection Act 1972 as amended up-to-date
7. National Green Tribunal Act, 2010
8. Goyal, Sunil ; Porwal, Sunil and Maheshwari. K.G. - Manual of Pollution control Laws in India, 1988.
9. Lal's Comments on Water and Air Pollution Laws, 1986
10. Jain, Suresh & Jain, Vimla - Environmental Law in India.
11. Gurbax Singh Karkara - Environment & Pollution Laws.