



**MOHANLAL SUKHADIA UNIVERSITY, UDAIPUR**  
**FACULTY OF LAW**

**FIFTH SEMESTER BACHELOR OF ARTS AND LAWS INTEGRATED**

(Session 2017-18)

PAPER – III (PAPER CODE – **BAL503**) : (PAPER NAME – **JURISPRUDENCE**)

**V – SEMESTER**

- UNIT- I** Jurisprudence Definition, Nature and Scope.  
(i) Importance of Jurisprudence,  
(ii) School of Jurisprudence : Analytical, Historical and Sociological including American Realism and Natural Law School and Kelson's pure theory of Law.
- UNIT-II** Nature of Law : Definition - Austin, Salmond, Holland, Gray, Hart,  
**UNIT-III** Law & Morality:  
**UNIT-IV** Sources of Law : Meaning, Kinds  
(A) Custom: Definitions, Kinds Essentials of legal custom; Importance of custom; .  
(B) Judicial Precedents : Definition, Kinds, ratio decidendi obiter dicta;  
Declaratory theory of precedent; judge - made law theory,  
(C) Legislation: Definition, Kinds, comparison between legislation and other sources of law.
- UNIT-V** Concept of Law : (1) Person: Nature of personality: kinds, corporate personality and its kinds, theories of corporate personality; legal persons and punishment.  
(2) Rights and Duties: Nature of Rights and Duties; correlation of Rights and Duties; Kinds of Rights and duties.
- UNIT-VI** Property; Definition and Kinds.  
**UNIT-VII** Ownership and Possession:  
(A) Meaning of Ownership: Kinds, Definition of Ownership by Austin and Salmond,  
(B) Relation between Ownership and Possession. Importance of Possession : Elements of corporeal possession and problems : Theories of possession ; Salmond and Savigny.
- UNIT-VIII** Negligence and Criminal liability.

**SUGGESTED READINGS :**

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| 1. | Salmond           | : | Jurisprudence                          |
| 2. | Dias & Huges      | : | Jurisprudence                          |
| 3. | Dhyani's S.N.     | : | Fundamentals of Jurisprudence          |
| 4. | Mahajan, V.D.     | : | Jurisprudence and Legal theory         |
| 5. | Agarwal & Raizada | : | Some Thoughts on Modern Jurisprudence. |
| 6. | R.D. Yadav        | : | Glimpses of Jurisprudence              |