

SYLLABUS 2026-2027

Class : 12

Subject : LEGAL STUDIES

TERM 1

1. Legal Maxims

Important Legal Maxims.

Meaning of the following:

- *Actus non facit reum nisi mens sit rea*
- *Ad valorem*
- *Amicus Curiae*
- *Audi Alteram Partem*
- *Assentio Mentium*
- *Bona fide*
- *Bona Vacantia*
- *Caveat Emptor*
- *Corpus Delicto*
- *Damnum Sine Injuria*
- *De Die in Diem*
- *De Minimis Lex Non Curat*
- *Doli Incapax*
- *Ejusdem Generis*
- *Ex Post Facto*
- *Ignorantia Facti Excusat – Ignorantia Juris*
Non Excusat
- *Injuria Sine Damnum*
- *Locus Standi*
- *Nemo Debet Esse Judex in Propria Sua Causa*
- *Nemo dat quod non habet*
- *Noscitur a Sociis*
- *Obiter Dicta*

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- *Pari Materia*
- *Per Incuriam*
- *Quid pro quo*
- *Ratio Decidendi*
- *Res ipsa loquitur*
- *Res Judicata Accipitur Pro Veritate*
- *Salus Populi Est Suprema Lex*
- *Stare Decisis*
- *Ubi Jus Ibi Remedium*

2. Important Laws

The Protection of Human Rights Act, 1993 (with Amendment Act, 2006), Lokpal and Lokayukta Act 2013

- (i) *Definition of Human Rights; Differences between Human rights and Fundamental Rights; The Protection of Human Rights Act, 1993 – object of enactment, composition (Section 3) & function of NHRC (Section 12)*
- (ii) *Ombudsman-Meaning and concept, Scope Objectives and limitation of Lokpal and Lokayukta Act 2013, Differences between Lokpal and Lokayukta.*

3. Legal Services Authorities Act, 1987

Spirit of Article 39A of the Constitution of India; Objectives; Legal Aid for the deserving sections of society.

- (i) *Importance of Article 39A of the Constitution of India; Legal Services Authority Act, 1987-*
 - (a) *Objectives;*
 - (b) *Section 4- Functions of the Central Authority (National Legal Services Authority*
 - (c) *Legal Services Authorities and Committees at various levels (only hierarchy);*
 - (d) *Eligibility for getting free Legal Aid*
- (ii) *Role of Educational Institutions and Para Legal Volunteers.*

4. Alternate Dispute Resolution (ADR)

Judicial and Quasi-Judicial Bodies, Tribunals, Arbitration, Conciliation, Mediation, Lok Adalat

- (i) *Differences between Judicial and Quasi- Judicial Bodies;*
- (ii) *Understanding the concept of Tribunals as Quasi-Judicial Forums [for example National Green Tribunal (NGT), Income Tax Appellate Tribunal (ITAT)]*
- (iii) *Section 89 of Code of Civil Procedure as source of ADR system*
- (iv) *Benefits of ADR system, which disputes can be covered.*
- (v) *Arbitration-*

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- (a) *Meaning, Arbitration Agreement, Court Referral of Arbitration (Section 8);*
- (b) *Arbitral Award - significance, comparison with a judgement, setting aside of an arbitral award.*
- (vi) *Mediation & Conciliation*
 - (a) *Meaning and scope;*
 - (b) *Role of the Mediator & Conciliator ; Sanctity of Settlement arrived through Mediation & Conciliation*
- (vii) *Differences between Arbitration and Conciliation, Mediation and Conciliation;*
- (viii) *Lok Adalat-*
 - (a) *Who organises Lok Adalat*
 - (b) *Jurisdiction*
 - (c) *Award of Lok Adalat & its significance*

5. The Bharatiya Nagarik Suraksha Sanhita (BNSS), 2023

Elements of Crime; Stages in Crime; Punishments (Section 4) & defences; Inchoate Crimes – Elements, Examples & Punishment; Offences against Women – Elements, Examples & Punishment; Offences against child; Offences affecting Human Body; Offences against Property (Section 2 (21) – Elements, Examples & Punishment.

- (i) *Elements of Crime: Mens Rea & Actus Reus;*
- (ii) *Stages in Crime: Intention, Preparation, Attempt, Commission;*
- (iii) *Punishments (Section 4) –*
 - *Death*
 - *Imprisonment for Life Imprisonment- Rigorous and Simple*
 - *Forfeiture of Property*
 - *Fine*
 - *Community Service*

Defences:

- a. *Defences based on justifications: Private Defence, Necessity, Consent*
- b. *Defences based on excuses: Duress, Intoxication, Mistake, Infancy, Unsoundness of Mind, Intoxication*

- (iv) *Inchoate Crimes – Elements, Examples & Punishment*

- *45 Abetment*
- *61 Criminal Conspiracy*
- *62 Attempt*

- (v) *Offences against Women – Elements, Examples & Punishment*

- *74 Assault or use of criminal force to woman with intent to outrage her modesty*
- *78 Stalking*
- *80 Dowry death*

- (vi) *Offences against child*

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- 91 Abandonment of child under 12 years by parents or person taking care of it
 - 93 Exposure and abandonment of child under twelve years of age
- (vii) (a) Offences affecting Human Body (Part I)- Elements & Examples
- 100 Culpable Homicide
 - 101 Murder
 - 103(1) Punishment for Murder
 - 106 Causing death by negligence
 - 109 Attempt to murder;
- (b) Offences affecting Human Body (Part II)- Elements & Examples
- 111 (1) & 111 (2) Organised crime
 - 112 Petty organised crime
 - 128 Force
 - 129 Criminal Force
 - 130 Assault
- (viii) Offences against Property (Section 2 (21) – Elements, Examples & Punishment
- 303 Theft
 - 304 Snatching
 - 308 Extortion
 - 309 Robbery
 - 310 Dacoity
 - 314 Criminal Misappropriation of Property
 - 316 Criminal Breach of Trust
 - 318 Cheating Case Laws:

Machhi Singh and Others v. State of Punjab, AIR 1983 SC 957

Gian Kaur v. State of Punjab (1996) 2 SCC 648 Pawan Kumar v. State of Haryana, 1998 (3) SCC 309

Ghapoo Yadav v. State of MP (2003) 3 SCC 528

KM Nanavati v. State of Maharashtra AIR 1962 SC 605

Virsa Singh v. State of Punjab, AIR 1958 SC 465

Cherubin Gregory v. State of Bihar AIR 1964 SC 205

Pyare Lal Bhargava v. State of Rajasthan AIR 1963 SC 1094

Jaikrishandas Manohardas Desai v. State of Bombay, AIR 1960 SC 889

Mahadeo Prasad v. State of West Bengal, AIR 1954 SC 724

State of AP v. R, Punnayya, AIR 1977 SC 45

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[The cases mentioned above are indicative and provided solely for reference purposes]

TERM 2

6. Indian Contract Act, 1872

Contract -Introduction, Essentials of a Valid Contract, Types, Void Agreement

(i) Introduction to Contracts (Proposal, Promise, Agreement, Contract)

(a) Meaning of Contract- Definition

(b) Types of Contracts- Valid, Void, Voidable, Express & Implied

(ii) Formation of Contract

(iii) Essentials of a Valid Contract

(a) Offer and acceptance

(b) Intention to create legal relationship

(c) Consideration

(d) Capacity to Contract

(e) Free Consent- Sections 13 to 22

(f) Legality of object

(iv) Void Agreement (Section 23 to 30)

(v) Differences between-

(a) Coercion & Undue Influence

(b) Fraud & Misrepresentation

(c) Void & Voidable Contract

(d) Valid Contract & Void Agreement

7. Law of Torts

Nature and definition of Tort, Kinds of Wrong in Tort Law, Cyber Torts, Vicarious Liability -

(i) Tort- Introduction

(a) Definition & Essential Constituents of Tort

(b) Kinds of wrong in tort law - Intentional Tort, Negligence Tort and Strict Liability (Meaning with examples)

(c) Intentional Torts (Meaning with examples)

(1) Trespass to body - Assault & Battery

(2) Trespass to Property

(3) Nuisance

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- (4) *Defamation*
- (5) *False Imprisonment*
- (d) *Tort of Negligence (Meaning & Elements)*
- (e) *Strict Liability, Absolute Liability*
 - (1) *Strict / No Fault Liability - Rule in Rylands v Fletcher with exceptions*
 - (2) *Rule of Absolute Liability - Rule in M.C Mehta Case*

Differences between Strict and Absolute Liability

- (ii) *Cyber Torts-Meaning and examples*
- (iii) *Vicarious Liability*
 - (a) *Meaning & Essentials*
 - (b) *Principles of Vicarious Liability:*
 - *Quit Facit Per Alium Facit Per Se*
 - *Respondeat Superior*

8. Fundamental Rights, Duties and Directive Principles of State Policy

Fundamental Rights, Right to Constitutional Remedies, Restriction on the exercise of Fundamental Rights, Directive Principles of State Policy; Fundamental Duties

- (i) *Fundamental Rights guaranteed by the Constitution.*
 - (a) *Right to Equality (Articles – 14-18)*
 - (b) *Right to Individual freedoms (Articles – 19-22) including Restrictions on the exercise of the fundamental rights – public order, health and morality under Article 19*
 - (c) *Right against exploitation (Articles – 23- 24)*
 - (d) *Right to freedom of religion (Articles – 25-28)*
 - (e) *Right of cultural minorities (Articles – 29-30)*
 - (f) *Right to Constitutional Remedies - Writs (Article 32)*
- (ii) *Directive Principles of State Policy - Meaning, Justiciability; Differences between Fundamental Rights and Directive Principles of State Policy.*
- (iii) *Fundamental duties – Meaning and all enumerations.*

TERM 3

9. Transfer of Property Act, 1882

Property, Modes of transfer of property,

Doctrines

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- (i) *Types of Property: Movable and Immovable, definition of 'immovable property under S.3 TPA and S.3(26) General Clauses Act 1908'.*
- (ii) *Transfer of Property - Meaning (Section 5); What may be transferred (Section 6); Persons competent to transfer (Section 7)*
- (iii) *Modes of transfer of property (Sale, Mortgage, Lease, Exchange, Gift, Actionable Claim) - Definition & Illustrations; Differences among Sale, Mortgage & Lease*
- (iv) *Doctrine of Election, Doctrine of Lis Pendens.*

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