

MINUTES
GUIDELINES MEETING

COURSE	B.COM (HONS.) CBCS (Semester-I)
Subject	BUSINESS LAW
Paper No.	BCH-1.3

A meeting for the above mentioned paper was held at PGDAV College, University of Delhi on 4th September, 2019 at 11:00 a.m. The meeting was attended by the teachers of colleges teaching this paper and the representative from the Department of Commerce, University of Delhi. The minutes of workshop (in which draft guidelines were designed by the college teachers) held on 26th August at Rajdhani college were placed before the house with clear understanding that they can make any addition, deletion or modification in these guidelines. The respective member teachers discussed the unit-wise course curriculum in detail and resolved the following unanimously, to be called as final guidelines:

1. To adhere to the following unit-wise guidelines and tentative distribution of lecture periods while teaching the course:

UNIT WISE GUIDELINES AND SCHEDULE OF LECTURES

Unit	Particulars	Topics to be covered	Lectures allocated
I	The Indian Contract Act, 1872	<ul style="list-style-type: none"> • Contract- Meaning, Characteristics and Kinds- Sections 2(h), 10, other relevant definitions under Sec.2 • Essentials of Valid Contract- <ul style="list-style-type: none"> ➤ Offer and Acceptance- Sections 2(a), 2(b), 3-9 ➤ Consideration- Sections 2(d), 25, Doctrine of Privity of contract with exceptions ➤ Contractual capacity- Sections 11, 12 ➤ Free consent- Sections 13-22 ➤ Legality of object- including Doctrine of Public Policy- Sections 23, 24, 57, 58 • Void agreements: Expressly declared void agreements- Sections 26-30, 36, 56; Difference between void and illegal agreements • Discharge of contract- <ul style="list-style-type: none"> ➤ Modes of discharging including Doctrine of Supervening Impossibility- Sections 37, 38, 62, 63, 56 ➤ Breach and its remedies- Sections 73-75, 65, 70 and equitable remedies under Specific Relief Act (Special Performance and Injunction) 	20

II	The Special Contracts	<ul style="list-style-type: none"> • Quasi contracts- Sections 68-72 • Contracts of Indemnity and Guarantee- <ul style="list-style-type: none"> ➤ Contract of indemnity: Definition and essentials, Rights of Indemnity holder, Time of commencement of indemnifier's liability- Sections 124-125 ➤ Contract of Guarantee: Definition and essentials, Distinction between guarantee and indemnity, Kinds of guarantee, Nature and extent of surety's liability, Rights and Discharge of surety- Sections 126-147 • Contracts of Bailment and Pledge- <ul style="list-style-type: none"> ➤ Contract of Bailment: Definition and essentials, Kinds, Rights and duties of bailor and bailee, Lien and its types- Sections 148-171 (Termination of bailment not to be covered) ➤ Contract of Pledge: Definition and essentials, Difference with bailment, Rights and duties of pawner and pawnee, Pledge by non-owners- Sections 172-181 • Contract of Agency- Definition, essentials, Principal agent relationship, Kinds of agent, Creation of agency, Extent of agent's authority, Delegation of authority: sub-agent and substituted agent, Liability of principal, Personal liability of agent towards third party- Sections 182-238 (Difference between agent and servant, Rights and duties of agent; and Termination of contract of agency not to be covered) 	10
III	The Sale of Goods Act, 1930	<ul style="list-style-type: none"> • Contract of sale- meaning and difference between sale and agreement to sell: also cover Kinds of goods, Perishing of goods, Ascertainment of Price, Stipulation as to time- Sections 4-11. (Difference of sale with hire purchase, contract of service and bailment not to be covered) • Conditions and warranties: including Implied conditions and warranties, Doctrine of Caveat emptor and its exceptions- Sections 12-17 • Transfer of ownership in goods including sale by non-owners: <ul style="list-style-type: none"> ➤ Transfer of ownership in specific or ascertained goods, and in unascertained and future goods- Sections 18-26 ➤ Maxim 'Nemo Dat Quod Non-Habet' with exceptions – Sections 27-30, 54 • Performance of contract of sale: Delivery, Modes of 	10

		<p>delivery, Rules relating to Delivery and Acceptance of goods by buyer- Sections 31-44</p> <ul style="list-style-type: none"> • Unpaid seller- meaning and rights of unpaid seller against the goods- Sections 45-54 	
IV	The Limited Liability Partnership Act, 2008	<ul style="list-style-type: none"> • Sallent feature of LLP: Definition and salient features of LLP. Sections 2(1)(n), 3. • Difference between LLP and Partnership, LLP and Company • LLP Agreement • Nature of LLP, Partners and Designated Partners: Sections 3-10 • Incorporation Document- and its contents- Section 11 • Incorporation by Registration- process of registration and effects of registration- Sections 12, 14 • Registered office of LLP and change therein: Section 13 • Change of name- Name of LLP and changes therein- Sections 15-21 • Partners and their relations- Sections 22-25 • Extent and limitation of liability of LLP and partners: Sections 26-30 • Whistle blowing: Section 31 • Taxation of LLP: Eligibility, Tax rate and Assessment of LLP (only steps to be discussed and no practical problems) • Conversion into LLP- Sections 55-58 • Winding up and dissolution of LLP- Modes of winding up- Sections 63, 64, 65. Also cover liquidation of LLP under Insolvency and Bankruptcy Code, 2016 	13
V	The Information Technology Act, 2000	<ul style="list-style-type: none"> • Definitions under the Act- Section 2. Also cover Objective, Scope and Non-applicability of IT Act. • Digital Signature: including Difference between Digital signature and Electronic signature, Creation and Verification of digital signatures. Sections 3, 3A. (latest amendments in IT Act relating to electronic signatures like e-hastakshar to be covered) • Electronic Governance: Sections 4-10 • Attribution, acknowledgement and dispatch of electronic records: including Secured electronic records, Secured electronic signatures and Secured electronic procedures and practices- Sections 11-16 • Regulation of Certifying Authorities: including provisions relating to Controller of Certifying 	12

	<p>Authorities; Issue, renewal, suspension or revocation of licence to Certifying Authorities and Duties of Certifying Authorities- Sections 17-34, 68, 69</p> <ul style="list-style-type: none"> • Digital signature certificates: Issue and revocation/suspension of digital signature certificates- Sections 35-39 • Duties of subscriber under the Act: sections 40-42 • Penalties and adjudication- Sections 43-46 • Offences as per the Act: Sections 65,66,67 and 77. 	
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NOTE: Also refer to relevant Rules given in LLP Act and IT Act wherever applicable.

2. The following division of marks for different units was unanimously accepted::

Unit	Marks allocated
Unit I The Indian Contract Act, 1872	21
Unit II The Special Contracts	9
Unit III The Sale of Goods Act, 1930	15
Unit IV The Limited Liability Partnership Act, 2008	15
Unit V The Information Technology Act, 2000	15
Total	75

3. The framework of question paper of business law was resolved as under:

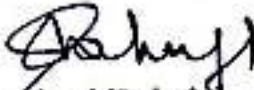
Question No.	Unit	Marks
Question No. 1	Unit I :The Indian Contract Act, 1872	15 marks
Question no. 2	Unit I: The Indian Contract Act, 1872 And Unit II: The Special Contracts	6+9 marks
Question No. 3	Unit III: The Sale of Goods Act, 1930	15 marks
Question No. 4	Unit IV: The Limited Liability Partnership Act, 2008	15 marks
Question No. 5	Unit V: The Information Technology Act, 2000	15 marks

It was decided that each question will have internal choice from the same unit, the Question paper should have analytical questions and at least two case law based problems.

It was reiterated to adhere to the guidelines in letter and spirit in order to have uniformity and consistency in teaching learning process.

The meeting was attended by the representative from Department of Commerce, University of Delhi and following faculty members from different colleges of University of Delhi:

S.No.	Name of Faculty	College
1.	Dr. Sunaina Kanojia	Representative, Department of Commerce, University of Delhi
2.	Dr. Shuchi Pahuja	Convenor of the meeting and Associate Professor in PGDAV College
3.	Dr. Shalini Kumar	KeshavMahavidyalaya
4.	Dr. SnehaSuriWadhwa	Hansraj College
5.	Ms. RVS Chuimilla	PGDAV College
6.	Ms. GituNijhawan	PGDAV College
7.	Sh. ChanderNegi	Ramjas College
8.	Dr. GeetaKichlu	Gargi College
9.	Dr. Nisha Gupta	SBSC College (M)
10.	Ms. SaherSayed	SBSC College (M)
11.	Dr. RajniJagota	PGDAV College
12.	Ms. Bhawna Rajput	Motilal Nehru College
13.	Ms. NehaRohra	Indraprastha College for Women
14.	Sh. Bhushan Singh	Indraprastha College for Women
15.	Ms. Laxmi	Vivekanand College
16.	Ms. Shivani	KeshavMahavidyalaya
17.	Ms. Ritika Chaudhary	ShaheedBhagat Singh (E) College
18.	Dr. Sushma Arora	Daulat Ram College
19.	Dr. Sindhumani Beg	Sri Venkateswara College
20.	Dr. Poonam Sharma	Janki Devi Memorial College
21.	Dr. KarishmaSaraswat	PGDAV (E) College


 (Dr. ShuchiPahuja)
 Convenor


 (Dr. Sunaina Kanojia)
 Representative
 Department of commerce
 University of Delhi