

**Scheme and Syllabus
for
Ph.D. Course Work**

[With Effect from Batch 2015-16 onwards]

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Dean
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**UNIVERSITY SCHOOL OF LAW AND
LEGAL STUDIES
GGs IP UNIVERSITY, DWARKA,
NEW DELHI-110078**

Ph.D. Course Work

**in
Law**

SEMESTER-I				
S.No.	Course Code	Course title	Credits	Teaching hrs/Week
1	911001	LEGAL RESEARCH AND METHODOLOGY – 1	L 3, Credits-03	03
2	911003	PHILOSOPHY OF LAW	L 2, Credits-02	02
3	910005	RESEARCH ETHICS AND TECHNICAL WRITING	L 2, Credits-02	02
SEMESTER-II				
4	911002	LEGAL RESEARCH AND METHODOLOGY –II	L3, Credits-03	03
5	911004	INTERDISCIPLINARY RESEARCH METHODS	L 2, Credits-02	02

1. In each Semester, examination for each course shall be of 100 Marks in two parts:
 - (a). Mid-Semester Examination
 - (b). End- Semester Examination
2. Mid-Semester Examination for each course shall be an Internal Examination of 30 Marks to be held in the 7th week of the course from its commencement.
3. End- Semester Examination shall be of 3 hours duration with 70 Marks to be held in the 15th week of the course from its commencement.
4. Each Question paper for End- Semester Examination shall be of eight questions taking two from each unit of the prescribed syllabus.
5. All questions shall be of equal marks though there may be different parts in each question carrying separate marks as expressly mentioned in the question paper.
6. The student shall have to attempt at least one question from each unit.
7. 75% attendance is compulsory for the course work.

SEMESTER-I.....Paper-1

LEGAL RESEARCH AND METHODOLOGY – 1

Course Code: 911001

L 3, Credits-03

Objective of the course

The course on Legal Research and Methodology-I is to develop necessary understanding in students about nature, techniques and tools of legal research and preparing them for producing a high quality of legal research. Main focus is on ability for identification and formulation of research problem, preparation of research design and collection of data. Students are encouraged to get into the new emerging areas of original and purposive research.

UNIT – I

INTRODUCTORY (Lectures-9)

- 1) Nature, Significance and Types of Legal Research
- 2) Status of Legal Research in Contemporary India
- 3) Global Trends in Legal Research

UNIT – II

IDENTIFICATION AND FORMULATION OF RESEARCH

PROBLEM (Lectures-10)

- 1) Features of a Legal Research Problem
- 2) Steps to Identify and formulate a Legal Research Problem
- 3) Necessity, nuance and pattern of Literature Review

UNIT – III

PREPARATION OF RESEARCH DESIGN (Lectures-10)

- 1) Component Parts of a Legal Research Design
- 2) Framing of Hypothesis and Research Questions
- 3) Delimitation, Plan and Proposed Methodology

UNIT – IV

COLLECTION OF DATA (Lectures-10)

- 1) Steps to Select the Data Base for Research
- 2) Assortment of Appropriate Techniques for Data Collection
- 3) Suitability and Selection of Tools for Research Operation

Recommended Readings

1. S.K. Verma and M. Afzal Wani (Eds.) *Legal Research and Methodology*, ILLI Publication 2nd edition 2001 (2015 Reprint)
2. Wayne C. Booth, Gregory G. Colomb, Joseph M. Williams, *The Craft of Research* (Chicago Guides to Writing, Editing, and Publishing), University Of Chicago Press (2008)
3. John W. Creswell, *Research Design: Qualitative, Quantitative, and Mixed Methods Approaches*, Sage Publications, (2002)
4. Cohen L. Morris, *Legal Research in Nutshell* (1996) Minnesota West Publishing Co.
5. Grade J Williams and Hatt K Paul, *Methods in Social Research*, Mc Gaw-Hill Book Company, London- Singapore (1985) reprint
6. Ghosh B.N. *Scientific Methods and Social Research*, Sterling New Delhi (2003)
7. Kothari C.K. *Research Methodology: Methods and Techniques*, Wilsey Eastern Limited, New Delhi (2009)
8. E Sources: West Law; JSTOR, Heinonline, EPW, Parliament of India.

SEMESTER-I....Paper-2
PHILOSOPHY OF LAW

Course Code: 911003

L 2, Credits-02

Objective of the Course: The objective of this course is to familiarize the student to the critical issues relating to law, justice and morality, like: What is a law? Why are we obligated to obey the law? Is law essentially tied to morality, or are morality and law independent? What are the dominant theories of justice? What is liberty? Are liberty and equality compatible ideas? An attempt should be made to apply your understanding of critical issues of jurisprudence to the Indian situation.

UNIT – I

POSITIVISTIC APPROACH

(Lectures-7)

1. Command Theory : John Austin
2. The Pure Theory of Law: Hans Kelsen
3. Law as Union of Primary and Secondary Rules: H.L.A. Hart

UNIT – II

SOCIOLOGICAL APPROACH

(Lectures-7)

1. Interest Theory : Rudolf von Iherring
2. Sociological Theory of Eugen Ehrlich
3. Theory of Social Engineering : Roscoe Pound

UNIT – III

LAW AND MORALITY

(Lectures-7)

1. Can law be separated from morality?
2. Hart- Dworkin debate on Law and Morality
3. Enforcement of Morality: Issues of Suicide, Homosexuality, and Euthanasia

UNIT – IV

THEORIES OF JUSTICE

(Lectures-5)

1. Utilitarian Theory of justice: Jeremy Bentham
2. Contractarian Theory of Justice : John Rawls
3. The Idea of Justice : Amartya Sen

Recommended Readings

4. Richard A. Posner, *Frontiers of Legal Theory*, Universals, Delhi 2010
5. John Rawls, *A Theory of Justice*, Universals, Delhi 2009
6. Amartya Sen, *The Idea of Justice* (2009)
7. H.L.A Hart *Positivism and Separation of Law and Morals*, 71, *Harvard Law Review* (1958) p.593
8. Roscoe Pound, *An Introduction to the Philosophy of Law*, Yale University Press, Indian Reprint, 2009.
9. Lord Devlin, *Enforcement of Morals*, *Yale Law Journal* (1975)
10. E Sources:

West Law; JSTOR, Heinonline; EPW; Website of Law Commission of India.

SEMESTER-I....Paper-3

RESEARCH ETHICS AND TECHNICAL WRITING

Paper Code: 910005

L 2 Credits-02

- Objectives:** (A) To provide researchers with an overview of current and emerging ethical issues with special emphasis on cross- disciplinary issues involving research integrity, ethics and social accountability.
(B) To help students understand the purpose and process of technical and research writing and documentation.

Unit –I Research Ethics

(Lectures-6)

- 1) Authorship and Copy right;
- 2) Plagiarism;
- 3) Data Fabrication;
- 4) Peer Review

Unit –II Responsibilities to Society and Self

(Lectures-6)

- 1) Public Interest in Research;
- 2) Relevance to Society and Motivations;
- 3) Conflict of Interest
- 4) Moral Commitment.

Unit-III Technical Writing

(Lectures-6)

- 1) Characteristics of Legal Writing;
- 2) Challenges to Legal Writing;
- 3) Use of Appropriate Formats for Resumes, Letters, Memos, Reports, Proposals, etc.
- 4) Basic Approaches for Developing Advanced Critical Writings

Unit-IV Specific Research Writings

(Lectures-8)

Project and Report Writing,
Research Papers,
Thesis Writing

Recommended Readings

- 1) Harry F. Wolcott, Writing Up Qualitative Research (2001)
- 2) Penslar, Robin L. (Ed.), Research Ethics. Cases and Materials, Bloomington, Indiana: University of Indiana Press. (1995)
- 3) Michael Alley, The Craft of Scientific Writing, Third Edition (1996).
- 4) On Being A Scientist: Responsible Conduct in Research Bioethics Resources on the Web-National Institutes of Health.
- 5) *Research Ethics Program University of California, San Diego*
- 6) S.K. Verma and M. Afzal Wani (ed) Legal Research and Methodology, ILI Publication 2nd edition 2001 (2006 Reprint) Pp. 418-431

SEMESTER-II....Paper-1

LEGAL RESEARCH AND METHODOLOGY –II

Course Code: 911002

L 3, Credits-03

Objective of the course

The course on Legal Research and Methodology-II is to develop in students, in continuation to Legal Research and Methodology-I, necessary skills for analysis and interpretation of data, preparation of research report and production of quality legal writings.

**UNIT – I
ANALYSIS OF DATA**

(Lectures-9)

- 1) Meaning and Nature Analysis in Legal Research
- 2) Quality of Analysis in Legal Research
- 3) Use of Deductive and Inductive Methods in Legal Research

**UNIT – II
PREPARATION OF RESEARCH REPORT**

(Lectures-10)

- 1) Features of a Legal Research Report
- 2) Quality of Theoretical Descriptions and Statistical Presentations
- 3) Modes of Citation and Elucidation

**UNIT – III
SPECIFIC LEGAL WRITINGS**

(Lectures-10)

- 1) Essentials and Kinds of Legal Writing
- 2) Research Papers, Project Reports and Thesis Writing
- 3) Publication and Research Ethics

**UNIT – IV
SUPERVISION AND COLLABORATION IN LEGAL RESEARCH**

(Lectures-10)

- 1) Nature of Relationship between Supervisor/s and Researcher/s
- 2) Maintenance of Standards and Mutual Deference
- 3) Collaborative Team Spirit and Considerateness

Recommended Readings

- 1) S.K. Verma and M. Afzal Wani (Eds.) Legal Research and Methodology, ILI Publication 2nd edition 2001 (2015 Reprint)
- 2) Steinar Kvale, Svend Brinkmann, Interviews: Learning the Craft of Qualitative Research Interviewing, (16th ed. 2008)
- 3) Michael J. Crotty, The Foundations of Social Research: Meaning and Perspective in the Research Process (2012)
- 4) Alan Bryman, Social Research Methods, OUP (2008)
- 5) Matthew B. Miles, Qualitative Data Analysis: An Expanded Sourcebook(2nd Edition, 1994 by Sage Publications (CA) (first published 1994)
- 6) Wendy Laura Belcher, Writing Your Journal Article in 12 Weeks: A Guide to Academic Publishing Success, (2009)
- 7) E Sources: West Law; JSTOR, Heinonline, EPW.

SEMESTER-II...Paper-2
INTERDISCIPLINARY RESEARCH METHODS

Course Code: 911004

L 2, Credits-02

Objective of the course:

The course on Interdisciplinary Research Methods is to develop in students, in background of Legal Research and Methodology, necessary skills for conducting research in multidisciplinary locale as is now becoming more and more necessary and popular.

Unit-I
INTRODUCTION (Lectures-6)

- 1) Nature of Interdisciplinary Research
- 2) Scope and Purpose of Interdisciplinary Research
- 3) Tools and Techniques Interdisciplinary Research

Unit-II
HISTORICAL AND SOCIOLOGICAL RESEARCH (Lectures-6)

- 1) Historical Methods
- 2) Sociological Methods
- 3) Interface between Legal, Historical and Sociological Methods

Unit-III
RESEARCH IN LAW AND TECHNOLOGY (Lectures-6)

- 1) Relationship between Law and Technology
- 2) Shared Approaches to Research in Law and Technology
- 3) Methods of Research in Law, Information- and Bio Technology

Unit-IV
INSTITUTIONAL APPROACH TO INTERDISCIPLINARY RESEARCH IN INDIA (Lectures-8)

- 1) Role of University Grants Commission
- 2) Indian Council for Social Science Research
- 3) Indian Law Institute

Recommended Readings

- 1) S.K. Verma and M. Afzal Wani (Eds.) Legal Research and Methodology, ILI Publication 2nd edition 2001 (2015 Reprint)
- 2) Morriss L Cohen and Kent C Olsen, Legal Research In Nutshell , West 11th edition (2013)
- 3) Goode J Williams and Hatt K Paul , Methods in Social Research , McgrawHill Book co London – Singapore (Reprint 1985)
- 4) Ghosh B.N, Scientific method and Social research , Sterling, New Delhi (2011)
- 5) Allen F Repko ,Interdisciplinary Research: process and theory 2nd edition (2011) Sage Publications
- 6) C, Bruce Ann, Joyce Tait, and Laura Megher, Interdisciplinary Research Journey: Practical Strategies for creativity (2011) Blooms Bury Publication
- 7) Mark Ven Hoeche (Ed), Methodologies of Legal Research : Which kind of method for what kind of discipline (2013) Hart Publishing
- 8) Dawn Watkins and Mandy Burton, Research Method In Law (Ed), Routledge Publishers, 2013.
- 9) E Sources:
West Law; JSTOR; Heinonline; EPW.