

Kathmandu School of Law (KSL)

**Purbanchal University
Dadhikot-9, Bhaktapur**

Syllabus of LL.M. Program

KSL offers three different two year LL.M. programmes. They are:

- 1) LL.M. in Human Rights and Gender Justice
- 2) LL.M. in Criminal Law and Justice
- 3) LL.M. in Business and International Trade Laws

Graduates holding B.A. LL.B./LL.B. or bachelor's degree in law from any accredited university are eligible to apply for the course.

Course Outline

1. LL.M. Program in Human Rights & Gender Justice:

First Year

S.N	Subjects	Full Marks	Pass Marks	Credit Hour
1.	Legal Research	100	50	4 Week
2.	Comparative Study of Legal System	100	50	4 Week
3.	Nepalese Laws on Gender and Accessibility to Justice	100	50	4 Week
4.	Civil, Political, Economic, Social, Cultural Rights and Thematic Mechanism for Enforcement of Human Rights	100	50	4 Week

Second Year

S.N	Subjects	Full Marks	Pass Marks	Credit Hour
1.	Feminist Jurisprudence	100	50	4 Week
2.	Women's Human Rights	100	50	4 Week
3.	Seminar and Internship	100	50	-
4.	Dissertation	100	50	-

2. LL.M. Program in Criminal Law & Justice:

First Year

S.No	Name of the Course	Full Marks	Pass Marks	Credit Hour
1.	Criminal Law Cases and Materials	100	50	4/ Week
2.	Forensic Jurisprudence	50	25	2/ Week
3.	Juvenile Justice (Children in conflict of Law)	50	25	2/ Week
4.	Comparative Study of Legal System	100	50	4/ Week
5.	Legal Research	100	50	4/ Week

Second Year

S.No	Name of the Course	Full Marks	Pass Marks	Credit Hour
1.	Seminar and Internship	100	50	
2.	Criminology and Penology	100	50	4 / Week
3.	Fair Trial (International Human Rights Law in relation to Criminal Procedure)	100	50	4/ Week
4.	Dissertation	100	50	

3) LL.M. Program in Business & International Trade Laws:

First Year

SNo.	Name of the Course	FullMarks	Pass Marks	CreditHour
1.	Legal Research	100	50	4/Week
2.	Comparative Study and Legal System	100	50	4/Week
3.	Contract Law	100	50	4/Week
4.	Law of Intellectual Property	100	50	4/Week

Second Year

SNo.	Name of the Course	FullMarks	Pass Marks	CreditHour
1.	Banking Law	50	25	2/Week
2.	Laws on Corporate Management	100	50	4/Week
3.	International Trade Law & Arbitration	50	25	2/Week
4.	Taxation (Income Tax and Value Added Tax)	50	25	2/Week
5.	Insurance	50	25	2/Week
6.	Dissertation	100	50	4/Week

Syllabus of LL.M. Program

1. LL.M. in Human Rights & Gender Justice

First Year

1) Legal Research (Compulsory for all LL.M. program)

Objectives:

Objectives of this course are:

- To help students develop critical knowledge of fundamental concepts, elements and processes of legal research,
- To help them develop research based professionalism,
- To encourage involvement in multi-faceted research of laws, and
- To help thereby development of law and justice in Nepal.

Contents:

1. Introduction to the Legal Research
2. Importance and Scope of Research in Law
3. Types of Research
4. Tools and Methodologies of Research
5. Case Law Research
 - a. Background of Development and Behavioral Approach
 - b. Case Law Organization
 - c. Case Law Location Methods
6. Legislative Research
 - a. Research on Constitution
 - b. Research on Statutes
8. Secondary Source of Data in Legal Research
9. Collection of Primary Data in Legal Research

- a. Importance of Primary Sources
- b. Tools and Techniques of Primary Data Collection

10. Rules of Citation

11. Process of Research Project Development (Proposal Writing and Report Writing)

12. Jurimetric Study

13. Computer Assisted Legal Research

14. Legal Research and Sociology of Law

- a. Need based approach
- b. Interest based approach

References:

1. Bonita. Roberts & Linda L. Schlueter, 1990, 'Legal Research Guide: Patterns and Practice. Contemporary Legal Education Series'. The Michie Company, Law Publishers. Virginia.
2. Robert C. Berring, 1999, 'Finding the Law', (11th Ed.), West Group,
3. Alan L. Drowsy, 1992, 'The Little Book on Legal Writing,'
4. Marjorie D. Rombauer, 1983, 'Legal Problem Solving Analysis, Research and Writing', West Publication, USA.
5. Legal Research, 1985, Indian Law Institute, India,
6. Dr. Myneni, 1997, Legal Research Methodology, Pioneer Books,

2) Comparative Legal System (Compulsory for all LL.M. program)

Objectives

The objective of this course is to:

- To help students critically understand the tenets and trends of various legal systems, and thus prepare them to develop critical analysis of concepts and principles of laws.
- To impart knowledge on theoretical base of the Nepalese system, and thus develop it as a viable system to address the needs.

Contents

1. Introduction
 - i. Critical Introduction to Major Legal Systems of the World:
 - Hindu Legal System,
 - Islamic Legal System
 - Anglo-American Legal System
 - Continental Legal System
 - Chinese Legal System
 - Japanese Legal System

2. **Socialization of Law**
 - i. Savigny's Theory of Volkgeist and Customary Evolution of Law
 - ii. Ihering's Purpose Theory of Law, and the Law as a coercive means of promoting social interest
 - iii. Roscoe Pound's Theory of Social Engineering
 - iv. Neo-trend, Sociology of Law
 - v. Contribution of Judiciary in socialization of laws: reference to SAARC judiciaries.
3. **Gender Secularization of Legal Systems**
 - i. Western Approach and Achievements
 - ii. Eastern Approach and Achievements
 - iii. Nepalese Legal System's Standard
4. **Race Secularization of Laws:**
 - i. Western Approach and Achievements
 - ii. Eastern Approach and Achievements
 - iii. Nepalese Legal System's Standard
5. **Comparative and Critical Appraisals of Human Rights Domestication Process**
 - i. Rationalization of Statues
 - ii. Judicial Contribution in Domestication of Human Rights Instruments
 - iii. Use of Treaty mechanisms to protect human rights
6. **Protection and Promotion of Public or Social Causes by Laws**
 - i. Development of Public Interstate Litigation
 - ii. Western Approach and Achievements
 - iii. Eastern Approach and Achievements
 - iv. Nepalese Legal System's Standard
7. **Untouchability and Legal Systems**
 - i. Challenges
 - ii. Interventions: Legislative and Judicial
 - iii. Achievements
8. **Development Challenges and Legal Systems**
 - i. Environmental problems and laws: Comparative and Critical Appraisals eastern and western systems
 - ii. Displacement and Laws: Comparative and Critical Appraisals of the eastern and western systems
9. **Globalization and Impacts**
10. **Privatization and Impacts**
11. **Multinational Companies and Impacts**
12. **Justice and Legal System**
 - i. Justice Dispense Mechanism
 - ii. Criminal Justice System
 - Due Process model (Anglo-American)
 - Crime Control model (Continental)
 - *Praischitta* Theory of Hindu Legal System
 - *Fatwa* Theory of Islamic Legal System
13. **Historical Development of Nepalese Legal System**
 - i. Foundation of Nepalese Legal System
 - ii. Tenets of Nepalese Legal System
 - iii. Development of Nepalese Legal System: Trends and Tendencies
 - iv. Influence of Western Legal System in Nepal

References:

1. Dias, 1994, 'Jurisprudence', (5th Ed)
2. Yubaraj Sangroula, 2002, '*Kanoon Sastra and Kanoon Ka Sidhanta*', Kathmandu; Pairavi Prakashan
3. Bishal Khanal, 2000, 'Regeneration of Nepalese Legal System', Kathmandu; Bhrikuti Pustak Bhandar,
4. Yubaraj Sangroula & Geeta Pathak, 2002, 'Gender and Laws: Nepalese Perspective', Pairavi Publication
5. Lloyd, 1996, 'Introduction to Jurisprudence', Sweets and Maxwell
6. HLA Hart, 1992, 'Concept of Law',
7. L.L. Fuller, 2000, 'Morality of Law', Universal Law Publications
8. John Rawls, Theory of Justice
9. Tulashi Ram Vaidya & Tri Ratna Manandhar, 'Crime And Punishment In Nepal: A Historical Prospective'
10. Rene Devid and John E. C. Brierly, Major Legal System In The Word Today
11. Analysis and Reforms Of Criminal Justice System of Nepal, CeLRRd (1999)

3) Nepalese Laws on Gender and Accessibility to Justice

Objectives:

- To critically introduce students with Nepalese Jurisprudence in relation to Gender and women's accessibility to justice, and
- To help through students involvement in research in this areas rationalize the Nepalese Legal System

Contents:

1. **Introductions of Foundations of the Nepalese Legal System**

- Historical Growth of Nepalese Legal System
 - Influence of Hindu Values in Framework of Nepalese Legal System
 - Customary Values and Laws of Nepal in relation to Women's Status
2. **Women's Personality and Laws:**
 - Women's Capacity to Contract Laws
 - Women's Capacity to Inherit Parental Position and Property
 - Women's Capacity to Succeed Rights and duties of natal families

3. Critical Analysis of Article 11 of the Constitution of the Kingdom of Nepal, 1990

- Constitutional History of Gender Equality
- Legislative Efforts to Enforce the Article 11, the Proviso of Sub-Article (3)
- Judicial Activism in relation to Article 11, including Proviso of sub-article (3)
- Trends and Challenges.

4. Domestication of Convention on Elimination of all Forms of Discrimination Against Women

- Critical overview of HMG efforts to legislate laws to safeguard equality
- Critical Overview of HMG's efforts to legislate laws to restrict traditional discriminatory practices
- Critical overview of HMG's efforts to provide access to policy making, judicial proceedings and other forms of remedy against violence
- Critical overview of HMG's efforts to secure participation of women in politics, civil and military services
- Critical overview of HMG's efforts to safeguard women's right to maternity, reproductive health and protection against practices prejudicial to their health
- Critical overview of HMG initiatives to fulfill the Commitment under the Constitution and International Treaties, Conventions and declarations

5. Marital Laws

- Freedom of Marriage
- Divorce
- Alimony

6. Protection Against Sexual Exploitation and Violence:

- Rape

- Incest
- Sexual Harassment
- Trafficking Sexual Exploitation
- Domestic Violence

7. Abortion and Family Planning Laws

8. Judicial System and Gender Issues:

- Overview of Legislation concerning accessibility to judicial proceedings
- Socio-legal obstacles for unrestricted access to justice
- Fairness of Criminal proceedings for helping women to have access to justice
- Protection of the Right to privacy during judicial proceedings

9. Issues of Social Stigmas and Judicial proceedings

10. Compensation for Crimes against person and property of women.

Reference Books

1. Constitution of the Kingdom of Nepal, 1990.
2. Muluki Ain (2020) (Mahal on Aungsbanda, Bihabari, Logneswasni, Aputali, Jabarjasti Karani, Hadnata Karani, etc.)
3. Human Trafficking Control Act
4. Domestic Violence Laws
5. Local Self Governance Act
6. Civil Service Act and Regulation
7. HMG's Thematic Report on CEDAW to UN.
8. Yubaraj Sangroula, Condemned to Exploitation: Trafficking of Women and Girls, Kathmandu School of Law (2001)
9. Dr. Shanker Kumar Shrestha, A Step towards Victim Justice System in Nepal, Pairabi Prakashan (2001)
10. Yubaraj Sangroula and Geeta Pathak, Gender and Laws: Nepalese Perspective, Pairavi Publication (2002)

4) Civil, Political, Economic, Social and Cultural Rights and Thematic Mechanisms for Enforcement of Human Rights

Objectives:

Objectives of this course are:

- To develop critical understanding of students on rights guaranteed by international conventions and treaties on human rights,
- To develop skills of using national, regional and international mechanisms to protect human rights
- To help create an environment for rationalization of the domestic laws, and
- To help build capacity to apply international human rights instruments in the domestic situation.

Contents:

Part 'A'

1. Evolution of International Human Rights

Law

2. The fundamental Concepts of Human Rights

- Special Features of Human Rights
- Kinds of Human Rights
- Subjects of Human Rights
- Human Rights vs. Basic Needs
- Interdependence and Indivisibility of Human Rights
- Human Rights and Cultural Relativism

3. Women's Human Rights, Connotation and Scope, in Reference to Convention on Elimination of All Forms of Discrimination Against Women (CEDAW)

4. Human Rights and Cultural Relativism

- a. Defining Cultural Relativism
- b. Relativity and Universality
- c. Varieties of Cultural Relativism
- d. Caste and Cultural Relativism in Nepal
- e. Gender and Cultural Relativism in Nepal
- f. Human Rights and People's Rights
- g. Group's Rights in Human Rights Framework
- h. Cultural Rights and Cultural Identity
- 5. Right to Fair Trial**
 - Right to be Presumed Innocent
 - Right to Legal Counsel, the Meaning and Scope and Roles of Lawyers
 - Right to Public and Adequate Hearing, the Extent and Limitation
 - Right Against Illegal Detention, the Meaning, Extent and Safeguards
 - Right Against Torture Under
- 6. Rights to Housing, Foods, Sound Environment and Development.**
- 4. Right to Nationality and Marriage.**
- 8. Protection of Human Rights During Civil Strife**
 - Meaning and Definition
 - International Conventions and Treaties Permitting Use of Arms
 - Code of Conduct of Law Enforcement Officials while Using Arms
 - Control of Illegal Mob and Detention during Civil Strife
- 9. Human Rights during Emergency and Armed Conflicts**
 - Definition of Emergency and Armed Conflict
 - Vulnerable groups during Armed Conflicts, Women, Children, Minority, Refugees, Aliens, and Journalist
 - a. Protection Afforded to Vulnerable Groups by International Human Rights Law
 - b. Minimum International Standards Applicable to Protection of Vulnerable Groups
 - International Conventions and Treaties Applicable During Armed Conflict
- 10. Nepal's Commitment to Protect and Promote Human Rights**
 - Constitution
 - Statutes
 - Enforcement of Human Rights
 - a. Supreme Court Judgements on Applicability of International Instruments
 - b. National Human Rights Commission
 - c. Accountability and Impunity
- 11. Rights concerning Housing, Adequate Foods and Health.**
 - a. Legislation in Nepal

- b. Policies of Government, including directive principles of the Constitution
- c. Initiatives of Government,
- d. Gaps and lapses.

Part 'A'

- 1. Human Rights Enforcement Mechanism**
 - Thematic Mechanism
 - Treaty Mechanism
- 2. UN Committees on Human Rights**
 - Human Rights Under the Optional Protocol of ICCPR
 - UN Committee on the Elimination of Racial Discrimination (CERD)
 - Committee against Torture
 - Committee on CEDAW Optional Protocol
- 3. Types of Procedures**
 - Thematic Procedures comprising special rapporteur and working group on particular topics
 - Complaint procedures under ICCPR, CERD, CAT and CEDAW and ILO conventions
 - 1503 Resolution Procedures
- 4. Prime Facie Requirements for Individual Complaints**
- 5. Role of Advocates (NGOs)**
- 6. Remedies Available Under Thematic Mechanisms**
- 7. Monitoring of Human Rights**
 - a. International Institutions
 - b. Regional Institutions

Reference Books

1. Jack Donnelly, Universal Human Rights in Theory and Practice, Cornell Paperbacks, Cornell University Press (1989).
2. T.S. Batra, Human Rights, A Critique. Metropolitan Book Co. Pvt. Ltd. (1979).
3. Human Rights Year Books (various issues), INSEC.
4. Hurst Hannum, Materials on International Law and US Criminal Law Procedures, International Law Institute. USA (1989).
5. Human Rights-Extra Judicial, Summary or Arbitrary Executions Fact Sheet No. 11. UN (1998).
6. Peter Baehr, Lalaine Sadiwa and Jackqueline Smith (eds.), Human Rights in Developing Countries Year Book 1996, Kluwer Law International (1996).
7. Circle of Rights: Economic, Social and Cultural Rights Activism: A Training Resource. International Human Rights Internship Program. Washington (2000).
8. Human Rights Training Manual, National Police Academy, Nepal (2000).
9. David L. Bender and et.al., Civil Liberties

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| <p>Opposing Viewpoint, USA</p> <p>10. Fair Trial: Asian Human Rights Commission, Hong Kong (2000).</p> <p>11. Savitri Goonesekere, Children, Law, and Justice, A South Asian Perspective, SAGE Publication (1998)</p> | <p>12. The Constitution Of Kingdom of Nepal (1990).</p> <p>13. National Human Rights Commission Act and Regulation.</p> <p>14. Torture Compensation Act (2053)</p> <p>15. Legal Aid Act and Regulation.</p> <p>16. Civil Rights Act (2012)</p> |
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Second Year

1) Feminist Jurisprudence

Objectives:

- To introduce students with basic principles and the concepts of emerging jurisprudence on feminism
- To develop their capacity of interpretation of legal instruments with feminist perspective , and
- To help the process of gender secularization of the Nepalese Law.

Contents:

1. Foundations and concepts of Feminist Jurisprudence

- Observation on the situation of Feminist Legal Thought
- Feminist Theory as a Legal Theory

2. Controversies within Feminist Legal Theory

- Feminist Discourse, Moral Values and the Law
- Equality and Physical Difference between Men and Women
- Pregnancy : Inherent Privilege or Obstacle to Development
- Abortion: Pro-Choice or Pro-Life
- Sexual Expression : Right or Pornography
- Prostitution : Labour or Exploitation

3. Feminist Critical Theories

- Theoretical Premises
- Liberal Legalism
- Rights: Dialectics of Rights and Politics

4. Some other Issues of Feminist Legal Theory

- Personality of women
- Marriage and divorce
- Statutory Rape
- Pregnancy
- Reproduction

5. Sexual Difference and Equality Theory

- The Equality Crisis:
 - Gender Equality and Judiciary
 - Men's Culture and Control Over Women's Sexuality:
 - Women's Culture: Mother of Humanity
 - Women and Religious Values
- Reconstructing Sexual Equality
 - Development of Feminist Legal Theory
 - Feminist Critique of Equality

- Equality as acceptance
- Acceptance not accommodation
- Demarginalization of Sex
- Deconstructing Gender
 - Difference in opinion about difference between men and women
 - Women's voice and the critique of Possessive individualism
 - Challenging the Gendered Structure of Wage Labour
 - Refocusing the Debate
 - (i) Form gender-neutrality to deinstitutionalizing gender
 - (ii) Deconstructing difference

6. Feminism, Marxism, Method and the State: Towards Feminist Jurisprudence

7. Technology and gender Issues

- Impacts of technology on traditional structure of society, convention power imbalance between men and women and laws.
- Impacts of Medical science and technology in birth control, contraception and abortion on women's lives and laws.

8. Sexuality and Laws

- Meaning and definition of sexuality
- Traditional Laws and control over sexuality of women
- Impact of traditional laws on development of Women's Personality
- Patriarchy: meaning, definition, and its efforts to subject women's personality through control over sexuality.

Reference Books

- (i) J.Bridgeman and Susan Millns, Feminist Prospective on Law, Sweet and Maxwell (1998)
- (ii) Feminist Legal Theory : Foundations and Outlooks, Edited by Frances E. Olsen, University of California at Los Angeles School of Law, New York University Press (1995)
- (iii) Gender and Equality and the Judiciary : Using International Human Rights Standards to promote the Humana Rights of women and

- girl child at the National Level.
- (iv) Yubaraj Sangroula, *Condemned to Exploitation : Trafficking of Women and Girls in Nepal*, Kathmandu School of Law (2000)
- (v) David L. Bender et.al, *Abortion : Greenhaven Press, Inc.* (1991)
- (vi) John E. Williams, et.al; *Measuring Sex Stereotypes - A Multination Study*, Sage Publication(1990).
- (vii) Anne E. Beall and Robert J. Sternberg; *The Psychology of Gender*, The Guilford Press (1993)
- (viii) Indira Jaising (ed.), *Law of Domestic Violence*, Universal Law Publication (2001)

2) Women's Human Rights

Objectives:

- To introduce students with emerging trends of gender justice and neo-approach to human rights.
- To provide a critical knowledge of Convention of Elimination of all forms of Discrimination against Women (CEDAW)
- To help progress in domestication of international instruments concerning human rights of women.

Contents :

1. General Human Rights Instruments : Roles for advancement of Human Rights of Women

- UDHR, ICCPR, ICESCR, CRC Convention on Suppression of Immoral Trafficking, Convention Against Slavery.
 - Limitations of existing international human rights system.
 - The guarantees of non-discrimination on the basis of sex
 - Role of human rights treaty bodies
 - Relevance of the International practices to domestic advancement of women's human rights.

2. Role of Women Specific International Instruments for the Advancement of Women's Human Rights.

- Convention on Elimination of All Forms of Discrimination Against Women (CEDAW)
 - Provisions on equality and non discrimination
 - State's responsibilities
 - Committee on the Elimination on Discrimination against Women
 - General Recommendations of CEDAW Committee
 - Reports of state parties

3. Invocation of the Convention or Similar Instruments in Domestic Courts (Interantional and Domestic case study)

- Violence against women-sexual harrasment.
- Legal capacity.
- Discrimination in Political and Public life -

citizenship and access to public office

- Discrimination in the family, community and state
- Discrimination in criminal justice-access to criminal justice.

4. Gender Jurisprudence and Judiciary

- Role of Judges
- Composition of judiciary
- Systematic Partiality
- Gender bias and legal analysis
- The meaning of "discrimination"
- Meaning of reasonableness

5. Regional Standard of Women's Rights

- Inter-American Convention on Human Rights
- European Convention on Human Rights
- African Charter
- SAARC Charter and Convention on Trafficking of Women

6. Situation of Domestication of CEDAW in Nepal

- Constitution
- Statutes
- State Policies and Practices
- Supreme Court Judgements

Reference Books:

1. UN Conventions, ICCPR, ICESCR, UDHR, CEDAW, PRW and others.
2. *Gender Equality and Judiciary*, Edited by Kristine Adams and Andrew Byrnes, Common Wealth Secretariat (1999)
3. *SAP-Nepal: Gender and Development Workshop* (1993)
4. *ILRR: Equal Rights to Daughters and Son* (1996)
5. Yubaraj Sangroula and Geeta Pathak, *Gender and Laws: Nepalese Perspective*, Pairavi Publication (2002)
6. *SAP-Nepal; Equal Property Rights for Man and Woman* (1997)
7. Eve.S. Buzawa and Carl G. Buzawa, *Domestic Violence, The Criminal justice Response*, SAGE Publication (1996)
8. Mira Seth, *Women and Development, The Indian Experience*, SAGE Publication(2001)

2

LL.M. in Criminal Law & Justice

First Year

1) Legal Research

2) Comparative Legal System

3) Criminal Law Cases & Materials

This two subjects are common for both the LL.M. Programmes.

Objectives:

The objective of this course is to provide

- A critical study on the existing Criminal Legislation
- Knowledge on the jurisprudence of Criminal Law and Justice developed by the Supreme Court of Nepal along with cross reference of other countries

Contents:**Unit I: Criminal Liability**

- Elements of Crime; Actus Reus, Mens Rea
- General defences
- Inchoate offences; Incitement, Conspiracy & Attempt,
- Parties to crime
- Related cases

Unit II: Offences against Person

- Homicide,
- Assault, Battery, False Imprisonment,
- Offences related to medical treatment
- Human Trafficking and Kidnapping

Unit III: Offences against Property

- Theft, Deception (cheating) Loot,
- Forgery & Fraud of Documents, Arson
- Offences against cattle's, animals.

Unit IV: Offences related to sex

- Marriage, Bigamy, Polygamy, Child marriage
- Rape, Incest
- Indecent assault, bestiality and other sexual offences.

Unit V: Offences against the State

- Offences against the state ,Terrorism
- Public offences
- Bribery & Corruption , Counterfeiting

- Offences related to Narcotic drugs
- Related cases

Unit VI: Miscellaneous offences

- Defamation
- Offences related to Road Accidents & Traffic regulations
- Arms & Ammunitions
- Espionage
- Security Agencies Acts and related offences
- Related cases

References:

1. Eliot & Wood, 'Criminal law cases & materials'
2. Jenet & James, 1995, 'Cases & Materials on Criminal law', New Delhi Lawman (Ind) Pvt. Ltd.
3. J.W.C. Turner, 1988, 'Kenney's Outlines of Criminal Law', Cambridge
4. Derald D Hunt, 1970, 'California Criminal Law Concepts', (10th Ed), Burgees Publishing.
5. Joseph G. Cook & Paul Marcus, 1992, 'Criminal Law', Matthew Bender.
6. J. C. Smith & Brian Hogan, 1990, 'Criminal law cases and materials', Butterworths, London.
7. Madhav Pd Acharya & Rajit B Pradhananga, 2054, *Jiyu Jyan Sambandi Aparad*, (Crime against life and Human Body), Kathmandu, Ratna Pustak Bhandhar,
8. *Muluki Ain*, 2020, Nepal
9. *State Cases Act, 2049 BS & Regulation, 2055 BS*, Nepal
10. Prabir Basu, 2000, All India Criminal Law Digest Binod Publications (P) Ltd.
11. Evidence Act, 2031 BS, Nepal
12. Indian Penal Code, 1860
13. Code of Criminal Procedure, 1973, India

4) Forensic Jurisprudence

Objectives:

Objectives of this course is to:

- Impart knowledge on Material evidence rather than confessions.

- Generate resource persons and professionals with the idea of Forensic Sciences.
- Help Students to advocate for 'victims of crime' on the basis of Material evidences

- Provide a platform for strengthening the continuous reforms and improvements in the Criminal Justice System

Contents:

I. Introduction

- Evolution/ Concept of forensic Jurisprudence
- Physical evidence, types and its evidentiary value
- Examination of scene of crime
- Chain of custody of physical evidences (preliminary examination)
- Evidence acceptable to Courts
- Forensic Laboratories of Nepal and its sections

II. Scientific Examination Of Physical Evidences

- Blood, Semen, Body fluids
- Hairs, fibres
- Soil and Glass fractures
- Finger prints/ Foot prints
- Ballistics, Arson
- Questioned Documents
- D. N. A. Profiling

III. Post-mortem Examination: Determination of manner of death

- Examination of Dead body
- Determination of time of death
- Determination of cause of death
- Difference between Suicidal, Homicidal and accidental deaths
- Examination of Decomposed Bodies, Skeletal remains

IV. Medico-Legal Examination

- Wounds and injuries

- Rape/Group rape
- Toxicology; Drugs and Poisons
- Road/ Air accidents
- Examination of drunkenness
- Examination of Insanity and mental state
- Examination of Torture Victim

V. Expert Opinion and Testimony

- Use of Statistics in Forensic science
- Testimony of Investigator
- Objective of Prosecutor Examination
- Objective of Defense Examination
- Expert Opinion and Reliability
- Examination, Cross Examination and Re-examination

VI. Leading Cases with reference to Nepal

VII. Field Visits

References:

1. Richard Saferstein, 1995, (5th ed), 'Criminalistics; An introduction to forensic science', Prince Hall Int.
2. Modi, 1999, (22nd Ed.) Medical Jurisprudence and Toxicology, India, Butterworths
3. Ajaz Ahmed, 1996, 'Medical Evidence', Ashoka Law House,
4. Richard E Kohler & Thomas M.O'Maley, Criminal Justice Division; General Investigation Techniques, California State University, Sacramento.
5. Ajaz Ahmed, 1990, Expert Evidence, (5th ed), Vinod Publications.
6. Evidence Act, 2031 BS, Nepal.
7. *State Cases Act, 2049 BS & Regulation, 2055 BS*, Nepal
8. Criminal Procedure Guidelines, 2058, CeLRRd, Kathmandu

2) Juvenile Justice (Children in conflict with Law)

Objectives:

The objective of this course is to:

- Provide a platform for competent and continuous study on the problem relating to 'children in conflict with law' and their accessibility to Justice.
- Promote advocacy on rights of children, divergent method of solving disputes and the methods of rehabilitation.
- Involve students in reforms and improvements of the 'Nepalese Justice system in relation to children'

Contents:

I. National & International Policy & Legislative concern for Children

- Convention on the Rights of the Child, 1989 & related International Instruments

- Children Act 2048, Nepal
- Judicial intervention in relation to Justice for 'children in conflict with law'
- Child Abuse, Child Labor, Child marriage, Child Trafficking, Child custody, Dependent Children;

II. The Nature of Delinquency

- Childhood and Delinquency
- Perspectives (Theories)
- Stages and Extent of Delinquency

III. Causative Factors

- Home & Family Conditions
- Socio-Economic Factors / Association with habitual offenders
- Female Delinquents / Street Children / Juvenile Gangs
- Destitute and Displaced Children

IV. Juvenile Justice Administration

- Juvenile Aid Police (Women and Child Police Cell - Nepal)
- Juvenile Courts (Juvenile Bench- Nepal)
- Correctional Institutions in prevention of delinquency - Nepal & Abroad
- Nepalese Legislation regarding Juvenile Justice in Comparison with International Instruments

V. Diversions - schemes and Best practices

- Concept and Development
- Pre-trial Settlement
- Settlement during Trial
- Post-trial Settlement
- Settlement by community mediation , Multi Agency Support

VI. Rehabilitation of Juveniles Nepal and Elsewhere

Note: Each student shall prepare case study on the areas specified by the faculty that will form a part of final examination.

References:

1. Walter Wadlington et. all, 1983, 'Children in the legal system- Cases & Materials' Foundation Press Inc.
2. VU NGOC BINH, 1995, Children rights in National & International Law, The National Political Publishing House, Hanoi.
3. Niel Gilbert et all, 1989, 'Protecting your children from Sexual Abuse', Lexington Books, Tronoto
4. Walter C Reckless, 1970, 'The Crime Problem', Vakils, Feffer & Simons Pvt. Ltd, Bombay.
5. M.A. Bortner, 1988, 'Delinquency & Justice', Mc Graw- Hill Book Co.
6. Sue Titus Reid, 1996, 'Crime & Criminology' (8th Ed.) Mc Graw Hill, U .S. A
7. Lydia Voigt et. al., 1994, 'Criminology and Justice' Mc Graw - Hill , Ins. New York.
8. Child Rights Act, 2048, Nepal
9. Juvenile (Care and Protection) Justice Act, 2000 India
10. International Conference on Juvenile Justice & Human Rights, January 5- 10, 2003, Kathmandu; Documents Compilation KSL

Second Year

1) Criminology and Penology

Objectives:

Objectives of this subject is to:

- Impart knowledge on different theories of crime by conducting research on the exploration of crime problem and prevention thereon'
- Develop a critical approach on the prevailing penal practices & explore 'alternatives to prison systems' of Nepal.
- Introduce the 'Victimological approach' in our Justice System, promote 'victim-support schemes' by identifying the areas for this purpose.

Contents:**Part 1: Criminology****I. Schools of Criminology**

- Classical, Positivist
- Crimino-biological theories
- Ecological theories/Chicago School
- Psychological theories

II. Sociological Theories

- Theory of Anomie, social control theories
- Sub-cultural theories, Differential Association Theory
- Containment theory, Differential Opportunity Theory
- Home/family conditions

III. Alternative Explanations of Crimes

- Economic theory
- Conflict theory
- Labeling theory
- Radical criminology

IV. Organized Crimes**V. White Collar Crimes and Economic Crimes****VI. Analysis of Crime trends with reference to Nepal.****VII. Strategies of 'Crime Prevention'****Part 2: Penology****I. Peno-correctional theories**

- Deterrent theory, Retributive theory
- Preventive theory, Reformatory theory

II. Different forms of Punishment**III. Sentencing of Court****IV. Correctional System**

- Development of prison system
- Nepalese Prison System
- Alternative to prison system, Probation, Parole, Open prisons
- Human rights activities in prison, Community Rehabilitation

V. Treatment of Offenders

- Punitive, Therapeutic & Preventive approaches

Part 3: Victimology

- Evolution of Victimological Approaches
- Rights of Victims: Compensation, Reparation
- Victim support schemes
- Comparative Victim Justice Study; Nepal and elsewhere

Note: Each student shall prepare case study on the areas specified by the faculty which will form a part of final examination.

Reference:

1. Sue Titus Reid, 1996, 'Crime and Criminology', (8th Ed.) Mc. Graw Hill, USA
2. J. Robert. Lilly et al., 1995, 'Criminological Theory', (2nd Ed.), Sage publications
3. Lydia Vogit et al., 1994, 'Criminology and Justice', Mc Graw Hill Series,
4. Sutherland, Principle's of Criminology.
5. V.V.Devasia, & Leelamma Devasia, 1992, 'Criminology, Victimology & Corrections', Ashish Publication House, India
6. V.N Paranjape, 1994, (8th Ed.),Criminology and Penology,
7. Shankar Kr. Shrestha, 2001,'A Step Towards Victim Justice System', Kathmandu; Parravi Prakashan
8. Patrick R Anderson & Donald J Newman, 1993,'Introduction to Criminal Justice', (5th ed.), Mc Graw Hill Series,
9. David Bender & Bruno Leone, 1995, 'Crime and Criminals', Green Heaven Press.
10. Mark L Fisch ,'Criminology', annual editions 97/98 & 98/99.
11. Richard C. Monk, 'Taking sides; Clashing views on Controversial Issues in Crime & Criminology', (4th ed.),

2) Fair Trial (International Human Rights Law in relation to Criminal Procedure)

Objectives:

The competency and independence of judiciary is ensured by fair trial. It must be viewed from National and International perspective. So the main objective of this course are to:

- Impart a comprehensive & analytical knowledge on 'International minimum Human Rights standards' in relation to criminal proceedings.
- Enable the students to have a critical knowledge on evaluation of the existing Pre- trial, Trial & Post- trial Criminal justice system of Nepal.
- Enable the students to involve in continuous research in Criminal Justice System from human rights perspective.

Contents:

I. Minimum Standards of Fair Trial: Treaty Obligations

- Introduction to international treaties applicable to fair trial
- Domestication of International Minimum Standards of Fair Trial in Nepal
- Treaty Obligation of Nepal concerning Fair Trial
- State of Rationalization of Domestic Statutes
- Development of Human Rights Culture during Pre-Trial and Trial Stages
- State of Trial by Quasi-Judicial Body in Nepal

I. Basic Foundations on the Concept of Fair Trial: Due Process Principles

- Principles/Elements of Fair trial
- Presumption of innocence
- Double Jeopardy, Rights to Silence
- Retrospectively and the Principle of Legal Certainty
- Unrestricted and Adequate Access to Legal Defense
- Public Hearing
- Substantive and Procedural Due Process,

and the Concept of Fair Trial

- Scope of Fair Trial - Pre Trial Stage and Trial Stage
- Challenges of Fair Trial; (in the Context of Balancing the Public Interest of Safety and Procedural Safeguards to Suspects and Accused)

II. Rights Relating to Arrest & Detention

- International Human Rights Law Preventing Arbitrary Arrest and Detention
- Legal Requirements for Arrest and Detention (with Reference to Nepal)
- Cautioning of Suspects (Miranda Rules)
- Right to be Given Reasons for Arrest (with Reference to Practice in Nepal)
- Arrest on Reasonable Suspicion and Grounds
- Detention in Police Custody
- Habeas Corpus
- Ill Treatment in the Custody and Its Implications
- Access to Legal Advice in Police Custody

III. Entry Searches & Seizure

- Minimum Safeguards against Illegal Entry,
- Minimum safeguards against Search and Seizure
- Practice of Safeguards in Nepal

IV. Rights against Confessions (Self-Incrimination)

- Legality of Confession
- Implications of torture obtained illegally and by use of force

V. General Principles of Bail

- Right to Bail
- Grounds for Refusal of Bail
- Remedy for Unreasonable Denial of Bail
- Bail Law and its practices in Nepal
- Right to Plea Bargaining and Reduction of Sentence

VII Torture Situation and Remedy

- International Obligations with reference to Nepal
- Domestication of International Treaties and Jurisprudence on Torture with reference to Nepal.
- Definition of Torture under Torture Compensation Act of Nepal
- Remedy against Torture under Torture Compensation Act of Nepal

VII. Fair Trial Procedure Under Rome Convention

- Investigation
- Prosecution
- Adjudication

IX. Post Trial Situation & Rights of Prisoners

References:

1. Jack Donnelly, 1989, 'Human rights in theory and practice, Cornell University Press
2. Hurst Hannum, 1989, 'Materials on International Human Rights and US Criminal

- Law & Procedure, USA
3. Fair Trial, 2001, Asian Human Rights Commission, Hongkong
4. Law relating to Protection of Human Rights, 2002, Modern Law publications, India
5. Interpretation and Enforcement of Fundamental Rights, Eastern Law House, India.
6. Democracy, Human Rights and Rule of Law, 2000, Butterworths, India.
7. Ralph Crawshaw & Leif Holmstorn, 2001, 'Essential Texts on Human Rights for the police', Kulwer Law International, UK
8. Ralph Crawshaw, 1999, 'Police and Human Rights', Kulwer law International, UK
9. Philip Setunga & Nick Cheesman, 2001, 'Torture: A Crime Against Humanity', An Asian Human Rights Commissions Publications
10. 'Criminal Procedure Guidelines', 2058, Kathmandu; CeLRRd
11. Baseline Survey on Criminal Justice System of Nepal, 2003, CeLRRd

3. LL.M. in Business and International Trade Laws

First Year

1) Legal Research

2) Comparative Legal System

This two subjects are common for all LL.M. Programmes.

3) Contract Law

Objectives

Objectives of this course are:

- To familiarize students with general principles of Contract Law, and
- To impart a knowledge of comparative and critical understanding of the Nepalese and Foreign Laws on Contract.

Content

1. **Nature of Contract**
Definition of Contract, Elements of a Valid Contract
2. **Formation of Contract**
The offer, The Acceptance, Intention to Create Legal Relation
3. **Consideration**
Necessity, Adequacy and Position in Nepal
4. **Factors Tending to Defeat Contractual**

Liability

- a) Minors
- b) Corporations & Unincorporated Bodies
- c) Persons of Unsound mind (Lunatic)
5. **Void & Voidable Contracts**
6. **The Acquisition of Contractual Rights by Third Parties**
7. **Terms of Contract**
Exemption clauses & its limitation
8. **Discharge of Contract:** - Performance, Agreement, Lapse of Time, Frustration, Breach
9. **Remedies for Breach of Contract:-** Specific Performance, Quantum Meruit, Injunction, Damages.
10. **Agency**
Creation of Agency, Authority of Agent, Termination of Agency

11. **Bailment & Pledge**
Feature, Rights & Duties of Bailor & Bailee
Concept of Pledge
12. **Indemnity and Guarantee**
Feature, Nature of Surety's Liability, Termination of Surety's Liability
13. **Partnership**
Creation of Partnership, Relation of Partners, Dissolution of Partnership
14. **The Sale of goods**
Essential of Sale of Goods, Sale and Agreement to sell, Condition & Warranties, Implied Condition,

Unpaid Seller.

Recommended & Reference Books

1. P.S. Atiyah, Atiyah on Sale of Good
2. Anson's Law of Contract
3. T.V.S. Venkatesha Iyer, Law of Contracts & Tenders (Vol. 1 and 2)
4. Pollock and Mulla on Indian Contract Law
5. Poul Dobson, Charlesworth's Business Law, Sweets and Maxwell
6. Contract Act
7. Nepal Agency Act, 2014
8. Partnership Act

4) Law of Intellectual Property

Objective

Objectives of the course are:

- To impart comprehensive and analytical knowledge on Intellectual Property Laws
- To provide extensive knowledge to examine various philosophical and policy consideration in relation to Intellectual Property Rights.

Contents

1. **Concept of property**
 - a) Various Theories of Property
 - b) Private Property Regime and Intellectual Property
2. **Origin and Development of Intellectual Property**
 - a) Patent
 - b) Design
 - c) Trademark
 - d) Copyright
3. **Patent**
 - a) Meaning of Patent
 - i) Invention
 - ii) Novelty and Utility
 - iii) Inventive Step
 - b) Statutory Rights
 - i) Application, Examination and Opposition
 - ii) Rights recognised – Term, Ownership, Assignment, License, Compulsory Licensing, Revocation
 - iii) Foreign Patents and Patent Cooperation Treaty
4. **Design**
 - a) Meaning of Design
 - i) Concept of Novelty and Originality
 - b) Statutory Rights
 - i) Application, Examination and Opposition

- ii) Rights recognised – Term, Ownership, Assignment, License, Revocation
- iii) Foreign Design and Hague Agreement on Design

5. **Trademark**

- a) Meaning of Trademark
 - i) Distinctiveness
 - ii) Similarity and Deceptive Similarity
- b) Statutory Rights
 - i) Application, Examination and Opposition
 - ii) Rights recognised – Term, Ownership, Assignment, License, Revocation
 - iii) Foreign Trademarks and Paris Convention, Madrid Agreement on Marks

6. **Copyright and Neighbouring Rights**
Rights recognised

Term, Ownership, Assignment, Berne Convention

7. **TRIPs and Intellectual Property Protection**
Protection of Plant Varieties, Living Organisms, Protection of Indigenous and Traditional Knowledge and Technology

8. **Dispute Settlement**

- a) Under Nepalese Laws
- b) Under TRIPs

Recommended Books

- W.R. Cornish, Intellectual Property, Universal Law Publishing Co. Pvt. Ltd.
- Catherine Colston, Principles of Intellectual Property Law, Cavendish Publishing Limited.
- Patent Design and Trademark Act
- Copyright Act

Second Year

1) Banking Law

Objectives of the course are:

- To impart comprehensive and analytical knowledge on Law of Banking and Insurance Laws
- To provide extensive knowledge to examine various philosophical and policy consideration in relation to Law of Banking and Insurance Laws

Contents

1. Evolution of Banking

- a) Definition and Origin of Banking
- b) Evolution and Development of Banking in Nepal

2. Types of Banks

- a) Commercial Banks
- b) Agricultural Development Banks
- c) Development Banks
- d) Cooperative Banks
- e) Financial Institutions

3. Function of Banks

- a) Account Operations
- b) Lending and Investment Functions
- c) Agency Functions
- d) Remittances

4. Central Bank and Commercial Banks

- a) Relation between Central Banks and Commercial Banks
- b) Credit Control Mechanisms

5. Bankers Customers Relations

- a) Debtor and Creditor
- b) Trusteeship Relation
- c) Agency Relation
- d) Bailor Bailee Relation
- e) Opening of an Account

6. Merchant Banking and Mutual Funds

7. Financial Institution

- a) Banking and non banking functions of Financial Institution
- b) operation

8. Negotiable Instruments

- a) Features of Negotiable Instruments
- b) Types of Negotiable Instruments
- c) Promissory Notes, Cheques, Bills of Exchange
- d) Endorsement, Presentation and Dishonour of Negotiable Instruments
- e) Letter of Credit: Definition, use, importance and International Practices

Books Recommended

1. Dr. Mukund Mahajan, Fundamentals of Banking in India
2. Tannan's Banking Law and Practice in India
3. S.N. Gupta, The Banking Law in Theory and Practice
4. Paget's Law of Banking
5. Umbrella Act for Bank and Financial Institution, 2004

2) Laws on Corporate Management

Objectives

Objectives of this course are:

- to provide students with understanding of the basic features of Company and its functions,
- To familiarize them with legal mechanism for operation and management of corporation
- To acquaint the student with the functioning of the Company under Companies Act of Nepal.

Contents

1. Introduction

- (a) Concept
- (b) Nature / feature
- (c) Types

2. Formation and Incorporation

- Memorandum of Association and object Clause of memorandum
- Articles of Association
- Amendment of

3. Exception on Corporate

Personality (Lifting of Corporate Veil)

4. History of Company

- a) Development of Company Law in England
- b) Development of Company in Nepal

5. Documents for Incorporation

- Memorandum and Articles
- Agreement among Promoters
- Unanimous Agreement
- Liabilities of company on Pre-Incorporation of
- Agreement

6. Capital

- a) Shares: Types, Allotments and Transfer
- b) Reduction of Capital and Buy-back Shares
- c) Increment in Capital
- d) Debentures
- e) Dividend and its distribution
- f) Prospectus: Promoters Duties & Liabilities

7. Management of the Company

- a. Board of Directors : Powers, Functions
 - b. Duties/ Obligations of Directors: Fiduciary, Statutory, Duty of Care and Skill, Liabilities and its Limitations
 - c. Managing Directors: Appointment and qualification
- 8. Meetings:**
- i) General Meeting**
 - a. Types, Notice, Validity, quorum, Proxies
 - b. Power and Importance
 - c. Matters requiring Special and General Resolution
 - d. Liabilities Relating to General Meeting: Companies, Directors
 - e. Shareholders Rights Relating to General Meeting
 - f. Relation between Shareholders, Directors and the Company
 - ii. Meetings of BOD**
- 9. Amalgamation:** Merger and Take-over, Amalgamation & Competition Law
- 10. Insider Dealing**
- 11. Oppression and Mismanagement**
- 12. Joint Venture Companies**
- Establishment and Concept of Multinational Companies
 - Operational Provision of JVC
- 13. Criminal Liabilities:** Company, Directors
- 14. Winding up**
- a. Modes of Winding Up
 - Voluntary
 - Compulsory
 - Order of the Court
 - b. Liquidators: Appointment, Powers, Functions, Duties, and Liabilities
- 15. Controls Over the Management:** Shareholders, Office, Company Board
- 16. Accounts and Audit**
- a. Accounts
 - Preparation of Annual Accounts
 - Rights of Shareholders and Liabilities of Company Relating to Accounts
 - Liabilities Relating to Accounts and Audit
 - Accounts of Holding Companies
 - b. Audit Types: Statutory, Internal, Cost, Social,
 - c. Auditor Appointment, Powers, Functions, Duties, and Liabilities, Qualification
- 17. Miscellaneous**
- a. Company Secretary: Appointment, Qualification, Responsibilities
 - b. Company Board: Composition, Authority and Functions

Recommended Books & References

1. Davies, Paul L., *Gower's Principles of Modern Company Law*, Sweet and Maxwell, 6th Edition, 1997
2. J.M. Thaomson : *Palmer's Company Law*,
3. Pennington on *Company Law*,
4. Gore Browne on *Companies*,
5. Avatar Singh : *Company Law*,
6. *Companies Act and Regulations*,
8. Trilochan Gautam, *Kampani Ain, 2053 Ra Kampani Sachiba Ko Digdarshan*
9. *Draft Bill on Competition Law*
10. *Foreign Investment and Technology Transfer Act, 1992*
11. *Industrial Enterprises Act*,
12. Dobson, Poul, *Charlesworth's Business Law*, Sweet and Maxwell, 16th
13. *Edition, 1997*

3) International Trade Law and Arbitration

Course Objectives:

- a) To provide the students with advanced international trade law, trade regime and knowledge and attitude as to trade transactions.
- b) To make students conversant with recent trends and developments in the field of international trade law.

Course contents

- 1. Introduction to international Trade Law.**
 - 1.1 Definition, history and evaluation, scope of application and concept of sex of mercatoria.
 - 1.2 Unification of international trade laws.
- 2. World Trade Environment**
 - 2.1 WTO, history establishment, membership, principles, functions organizational

structure, major trade regimes under WTO.

2.2 Regional Trading System: Concept, evolution, complementarily with WTO regime EU, ASEAN, NAFTA, BIMSTEC- Free Trade Area.

3. TNC as vehicle for international trade law
Meaning, incorporation, role, operation of TNC, code of conduct legal issues of foreign companies in the domestic law.

4. International Sale of Goods

- 4.1 Evolution of the law of international sale of goods, formation of the contract, obligation of the seller and buyers, passing of risk, damages, exemption from the liability
- 4.2 Transportation of goods, transport documents, carrier liability, concept of deck

cargo and containerized cargo, multimodal transportation of goods.

5. **Dispute Resolution**
Commercial Arbitration-Concept, historical perspective, advantages of commercial

arbitration, commercial arbitration and state immunity, formation of international commercial arbitration, proceedings, arbitral award, enforcement of foreign arbitral award. Critical appraisals of the Arbitration Act of Nepal
- Council of Arbitration - Nepal

4) Taxation (Income Tax and Value Added Tax) Law

1. Introduction to Tax Law
2. Historical Perspective of Nepalese Tax Law.
3. Interpretation of Taxing Statutes.
4. Tax Avoidance and Counter-Tax Avoidance Measures.
5. Income Tax
 - a) General Principles of Income Tax
 - b) Heads of Income and Calculation of Income under Different Headings
 - i. Employment
 - ii. Business
 - iii. Investment
 - c) Taxation of Individuals
 - d) Taxation of Companies
 - e) Income Tax and Non-Profit Organization
6. Assessment and Payment of Income Tax
7. International Aspect of Income Tax
8. Principle of Value Added Tax
9. Introduction of Vat in Nepal
10. Determination of Value of Value Added Tax
11. Value added Tax Rate, Tax Exemption and Zero rate
12. Payment, Set-off and Refund of Value Added Tax

13. Tax Authorities (Inland Revenue Office and the Inland Revenue Department)
14. Judicial Remedy in Taxation
 - a) Composition and jurisdiction of the Revenue Tribunal
 - b) The Jurisdictions and the Role of the Supreme Court in Tax Cases

Recommended Books

1. International Tax Glossary, International Bureau of Fiscal Documentation
2. Black Law Dictionary
3. Bindra, Interpretation of Statutes
4. Text Book on Revenue Law, Adrin Shipwright and Elizabeth Kceling
5. Tax Freorm in Nepal: A comprehensive Review, Final Report; Harverd University, 1998
6. Rishikesh Wagle, Value Added Tax and Income Tax Laws of Nepal Ratna Pustat Bhandar, 2004
7. Alan A. Tiat, Value Added Tax International: International Practice and Problem, IMF
8. Victor Thourny, (ed) Tax Law : Designing and Drafting, IMF
9. Rup Kahdka, Nepalese Tax System, Saiha Prakasahn
10. The Constitution of the Kingdom of Nepal, Relevant Tax Students and Finance Act of the Relevant Years.

5) Insurance Law

1. Introduction
 - a. Definition Nature and Function of Insurance
 - b. Principles of Insurance
 - c. Kinds of Insurance
2. Insurance Policy
 - a) Elements of Insurance Policy
 - b) Duty of Disclosure and non-disclosure
 - c) Insurable Interest
 - d) Principle of good faith
3. Claim
 - a) The doctrine of Proximate Cause
 - b) Burden of Proof
 - c) assignment of proceed of the policy
 - d) Reinstatement
 - e) Doctrine of Contribution and Subrogation
4. Reinsurance Policy
 - a. Definition and importance of Reinsurance

- Policy
 - b. Claim Procedure for Reinsurance
5. Agency in Insurance Transaction
 - a) Relationship between Principal and the Agent
 - b) Relationship between Principal and third parties
 - c) Relationship between agent and third parties
6. Insurance in Nepal
 - a) The Insurance Board
 - b) Settlement of Dispute

Books Recommended

1. Murthy and Sarma, Modern Law of Insurance in India
2. R.M. Vats Laws Relating to Insurance in India
3. E.R. Hardy Ivamy, General Principles of Insurance Law
4. Templeman, Principles of Insurance.
5. Insurance Act of Nepal
6. Insurance Rules of Nepal

6) Dissertation