

Mid-West University
Graduate School of Law
Surkhet, Nepal



Syllabus for BALLB Program
9th Semester

2023

COURSE FRAMEWORK

Program: BALLB

Semester: Ninth

S.N	Course Code No.	Course Name	Credit Hour	Feature
1.	LAW 491	Contract Law	3:00	Theoretical
2.	LAW 492	Victimology	3:00	Theoretical
3.	LAW 493	Gender and Inclusive Justice	1.5	Theoretical
4.	LAW 494	Cyber Law	1.5	Theoretical
5.	LAW 495	Civil/Criminal Trial Advocacy	3:00	Practical
6.	LAW 496	Internship and Seminar	3:00	Practical
7.		Optional Subjects (Any One)		Theoretical
1	LAW 497	Insurance Law	3:00	
2	LAW 498	Labor Law	3:00	
Total		Seven Subjects	18 Cr	12-Theoretical 6-Practical

Mid-West University
Graduate School of Law
BALLB Program

Course Title: Contract Law
Types of Course: Theoretical
Semester: Ninth

Credit Hour: 03: 00
Course Code: LAW 491

Objectives of this course are:

- i. To familiarize the students with general principles, legal provisions and practices of Contract Law
- ii. To impart the knowledge of comparative and critical understanding of the Nepalese and foreign Laws on Contract.
- iii. To know the judicial approaches of Nepalese court on the cases relating to contract

Major Topic	Contents	Methodology of Teaching
Introduction	a. History of Contract Law b. Subjective and Objective Theories c. Evolution of Contract Law in Nepal	Lecture, Interaction and Discussion
Definition of Contract	a. Meaning of Contract b. Essentials of a Valid Contract c. Difference between Contract and Agreement	Lecture, Interaction and Discussion
Elements of Contract	1. Offer and Acceptance a. Meaning of Offer and Acceptance b. Essential Elements of Offer and Acceptance c. Rules Regarding Offer and Acceptance d. Counter Offer e. Communication of Offer and Acceptance f. Termination of Offer and Acceptance 2. Consideration 3. Free Consent 4. Capacity to Contract	Lecture, Interaction and Discussion
Concept of Privity of Contract and Consideration	a. Concept of Privity b. Privity of contract under the law of agency	Lecture, Interaction and Discussion
Types of contract	a. Valid Contract b. Void Contract c. Voidable Contract	Lecture, Interaction and Discussion
Quasi-Contract	a. Meaning of Quasi-Contract c. Meaning of Doctrine of Quantum Merit d. Nepalese Contract Act's Provision of Quasi	Lecture, Interaction and Discussion

	Contract	
Legality of Objects and Consideration	a. Meaning and Importance of Legality of object b. Unlawful Agreements c. Agreements opposed to Public Policy d. Void Agreements e. Uncertain and Impossible Contract f. Wagering Agreement	Lecture, Interaction and Discussion
Performance of Contract (Modes, Methods, Place and Time)	a. Meaning and Importance of Performance of Contract b. Types of Performance of Contract - Types and Requisites of a valid Tender c. Rules regarding Performance of Contract	Lecture, Interaction and Discussion
Termination of Contract	a. Meaning of Termination/Discharge of Contract b. Modes of Termination/Discharge of Contract - By Performance - By Operation of Law - By Breach - By Agreement - By Impossibility of	Lecture, Interaction and Discussion
Breach of Contract	- Concept of Breach of Contract - Remedies a. Damages b. Restitution c. Injunction d. Specific Performance	Lecture, Interaction and Discussion
Contingent Contract	a. Rules Regarding Contingent Contract. b. Provision of Nepalese Contract Act on Contingent Contract	Lecture, Interaction and Discussion
Agency	a. Meaning and Features b. Creation of Agency c. Authority of Agents – Actual and Apparent – Express – Implied – Emergency d. Registration of Agency in Nepal	Lecture, Interaction and Discussion
Bailment and Pledge	a. Bailment – Meaning and Features b. Pledge – Meaning and Features	Lecture, Interaction and Discussion
Sale of Goods	a. Meaning and Nature	Lecture, Interaction and

	b. Types of Goods c. Contract of Sale of Goods : Sale and Agreement to Sale; Conditions and Warranties d. Doctrine of caveat emptor e. Transfer of Property and Transfer of Title f. Rights and Duties of Seller and Buyer	Discussion
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Reference

1. भरतराज उप्रेती, ' करार कानून ', कानून अनुसन्धान तथा विकास फोरम, तेश्रो संस्करण, २०६६
2. Laxmi Sapkota, ' Contract Law ', Lex and Juris Publication, First Edition, 2020
3. Prof. Dr. Shmabhu Prasad Khanal,' Law of Contract', Pratyush Publication, First Edition, 2015
4. BP Mishra, DN Parajuli and JM Prasad,' Law of Contract', Welcome Publication, First Edition, 2016
5. Avtar Singh, 'Law of Contract and specific Relief', Dastern Book Company Lacknow, 8th edition, 2016
6. Simon Salzedp & Peter Brunner, ' Contract Law', Cavendish Publishing Limited, UK, First Edition, 1997
7. Richard Stone, 'Contract Law', Cavendish Publishing Limited, 3rd Edition, 1995
8. Jilli Poole,' Textbook on Contract Law', Oxford University Press, Eight Edition, 2006
9. Ashish Adhikari and Sudeep Gautam, Business Law in Nepal, Dhaulagari Books and Stationary, First Edition, 2006
10. Yadav Kumar KC, ' Contract Law: A Comparative Study', Pairavi Prakashan,1st edition, 2016

Statutes/Acts

1. Muluki Civil Code, 2074
2. Arbitration Act, 2055 BS
3. Nepal Agency Act, 2014 BS
4. Partnership Act, 2020 BS
5. Motor Vehicle and Transportation Management Act, 2049 BS

Mid-West University
Graduate School of Law
BALLB Program

Course Title: Victimology

Types of Course: Theoretical

Semester: Ninth

Credit Hour: 03: 00

Course Code: LAW 492

Objectives of this course are:

- To provide knowledge of basic principles of victimology.
- To impart the constitutional and legal provisions regarding victimology in Nepal
- To enable students analyze and interpret the jurisprudence established by the Supreme Court of Nepal on victimology

Major Topic	Contents	Methodology of Teaching
Concept of Victimology	- Meaning of Victimology - Evolution and Conceptual Development of Victimology and Its impact on Nepal - Jurisprudential analysis of Victim Justice System	Lecture, Interaction and Discussion
Rights of Victim	- Rights of Victims - Victim's right to help know the progress of prosecution - Rehabilitation in Society - Compensation - Reparation - Victim support schemes	Lecture, Interaction and Discussion
Legal Provision for Victims	- The existing legal provision in favor of victim - Human Rights of the Crime Victims - National Legal Provision(Constitution and The Victim Protection Act, 2075 - International Legal Instruments on Victimology	Lecture, Interaction and Discussion
Types of Victim	- Direct Victim - Indirect Victim - Socio-Economic Victim - Torture Victim	Lecture, Interaction and Discussion
Victimology and Juveniles	- Victimology and its Application in Child Rights and Juvenile Justice	Lecture, Interaction and Discussion
Recent Trends	- Recent Trends in Victimology - Post-crime victimization - First Information Report: A Victimological Analysis - Provisions regarding pardon from the perspective of victim - The Crime-Victim Support Management	Lecture, Interaction and Discussion

	- Victim Assistance Fund - Comparative victimology of Nepal and other countries	
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Reference

1. V.V. Leelamma Devasia 'Criminology, Victimology and Corrections', Ashish Publication House, India , First Edition, 1992
2. Dr. Shankar Kumar Shrestha, 'A Step towards Victim Justice System', Pairavi Prakashan, Kathmandu, First Edition, 2001
3. Dr. Shankar Kumar Shrestha, ' Premises For The Victims of Crime', Pairavi Publication, First Edition, 2012
4. Paul Rock, ' Constructing Victims' Rights', Oxford University Press, UK, First Edition, 2004
5. डा. शङ्कर कुमार श्रेष्ठ 'पीडित विधिशास्त्र', पैरवी प्रकाशन, काठमाडौं, प्रथम संस्करण, २०६२

Statutes/Acts

11. Muluki Criminal (Code) Act, 2074
12. Muluki Criminal Procedure (Code) Act, 2074
13. The Crime Victim Protection Act, 2075

Mid-West University
Graduate School of Law
BALLB Program

Course Title: Gender and Inclusive Justice

Types of Course: Theoretical

Semester: Ninth

Credit Hour: 1.5

Course Code: LAW 493

Objectives of this course are:

- To introduce students about concepts and principles of gender justice,
- To acquaint them with emerging principles of the jurisprudence of law on gender and disadvantaged sections of the population, and
- To familiarize them with existing laws of Nepal on gender and disadvantaged sections of population

Major Topic	Contents	Methodology of Teaching
Gender and Law	a. Meaning of Gender and Gender Law. b. Concept of Power Relation in Society. c. Nepalese Societal Structure- its foundations, values and principles. d. Patriarchy as a Foundation of Societal Structure.	Lecture, Interaction and Discussion
Defective Value System	a. Subordination of Women's Personality b. Impacts of Restrictions on Development of Women d. Men's Control on Sexuality of Women e. Existing laws that reinforce men's control of women's sexuality	Lecture, Interaction and Discussion
Legal Framework on Women's Rights	a. Meaning of Women's Rights b. Women's Human Rights – concept, meaning and extension of Women's Human Rights b. National Legal Framework on women's right c. International Legal Framework for women's right d. Enforceability of International Conventions in Nepal	Lecture, Interaction and Discussion
Violence Against Women	a. Meaning of Violence b. Violence Relating to Sex and Sexual Harassment - Sexual Exploitation and Assaults - Pornography - Trafficking of Women for Sexual Exploitation - Nepalese legal framework and judicial	Lecture, Interaction and Discussion

	activism against Gender based violence and offenses	
Concept of Gender Justice	a. Right to Equal Access to Justice b. Gender Biases in Judicial System	Lecture, Interaction and Discussion
Racial Discrimination	- International Instruments Prohibiting Racial Discrimination - Legislative and Judicial Activism to Prevent Racial Discrimination in Nepal.	Lecture, Interaction and Discussion
Laws on Rights of Person with Disability(PWDs)	- Legal framework for Rights of PWDs in Nepal - Legislative and Judicial Activism to protect Rights of PWDs	Lecture, Interaction and Discussion
Laws on Protection of Minorities and Vulnerable Groups	- International Instruments on Protection of Minorities and Vulnerable Groups - Legislative and Judicial Activism to protect Rights of Protection of Minorities and Vulnerable Groups	Lecture, Interaction and Discussion
Laws on Protection of Children in Especially Different Circumstances	a. Street Children b. Children in Labor Market c. Children in Risk of Trafficking d. Children in Risk of Drug Abuse	Lecture, Interaction and Discussion

Reference

1. Yubaraj Sangroula & Geeta Pathak, 'Gender and Laws: Nepalese Perspective', Pairavi Prakashan, First Edition, 2002
2. K.K. Verma, 'Towards Gender Equality', Commonwealth Publishers, New Delhi, First Edition, 1985
3. Mohini Chatarjee, 'Feminism and Women's Human Rights', Aavishkar Publishers, Jaipur, India, First Edition, 2004
4. Latika Menon, 'Female Exploitation and Women's Emancipation', Kanishka Publishers, New Delhi, Second Edition, 2004
5. Charles V. Hamilton and others, 'Beyond Racism', Lynne Rienner Publishers, UK, First Edition, 2001
6. Monirul Hussain & Lipi Gosh, 'Religious Minorities in South Asia', Manak Publication, New Delhi, First Edition, 2002
7. Debi Chattarjee, 'Dalit Rights: Human Rights', Rawat Publications, Jaipur, India, First Edition, 2011
8. Prabodh M. Devkota, 'Dalits of Nepal: Issues and Challenges', Feminist Dalit Organization, First Edition, 2002
9. Prativa Subedi, 'Nepali Women at the Crossroad', Sahayogi Press, Kathmandu, First edition, 2010
10. Sajal Bhatatrai, 'Gender', National Book Centre, Kathmandu, First Edition, 2004

11. Dianne D. Horgan, 'Achieving Gender Equity', Informal Sector in Nepal, Kathmandu, First Edition, 1956
12. Yubaraj Sangroula, 'Condemned to Exploitation: Trafficking of Girls and Women', Kathmandu School of Law, 2001.

Acts/Statutes

1. Constitution of Nepal
2. The Act Relating to Rights of Persons with Disabilities, 2074
3. The Act Relating to Children, 2075
4. The Caste-Based Discrimination and Untouchability (Offence and Punishment) Act, 2068
5. Safe Motherhood and Reproductive Health Rights Act, 2018
6. Muluki Civil code, 2074
7. Muluki Criminal Code, 2074
8. International Human Rights Instruments and Declarations under UN treaty-mechanism

Mid-West University
Graduate School of Law
BALLB Program

Course Title: Cyber Law

Types of Course: Theoretical

Semester: Ninth

Credit Hour: 1.5

Course Code: LAW 494

Objectives of this course are:

- To introduce the students with the fundamentals of cyber jurisprudence in Nepal
- To impart knowledge relating to different types of Cyber-crimes in Nepal

Major Topic	Contents	Methodology of Teaching
Introduction to Cyber Space and Cyber Law	- Cyber space, regulation, scope - Cyber law - the Information technology law and its application;	Lecture, Interaction and Discussion
Jurisdiction in Cyber Space	Types of Jurisdiction	Lecture, Interaction and Discussion
Electronic Contracts	a. Types of Electronic Contracts -email contracts, Click-wrap contracts, shrink-wrap contracts b. Issues of Security /Issues of Privacy/ Technical Issues Legal issues in Cyber Contracts d. Legal issues in cyber contracts - Formation of cyber contract e. Standard form contracts -requirement of notice	Lecture, Interaction and Discussion
International Legal Framework on Cyber related issues	International efforts to resolve the issues – The United Nations Commission on International Trade Law (UNCITRAL) Models: • E-commerce, 1996, • Electronic signatures, 2001, • Electronic Communications in International Contracts, 2005	
Intellectual Property Rights in Cyber Space	(i) Copyright in Digital Environment (ii) Trademark (iii) Databases	Lecture, Interaction and Discussion
Cyber Crimes	a. Obscenity and Pornography b. Freedom of Speech & Human Rights Issues in Internet	Lecture, Interaction and Discussion
Nepalese Legal Framework on Combatting Cyber Issues	1. The Electronic Transactions Act, 2063 2. The Electronic Transaction Rules, 2064 3. The Copyright Act, 2059 4. Information, Communication and Technology	Lecture, Interaction and Discussion

	Policy, 2072 5. Muluki Criminal Code 2074 6. National Cyber Security Policy 2079	
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Reference

1. Yvonne Jewkes and Majid Yar, 'Handbook of Internet Crime', Willan Publishing, UK, First Edition, 2010
2. लक्ष्मी प्रसाद खरेल, ; साइबर कानून', लुम्बिनी प्रकाशन, काठमाडौं, प्रथम संस्करण, २०७८
3. Dr. T. Dahal and M. Sharma, 'Cyber Law', Lumbini Prakashan, Kathmandu, First Edition, 2078
4. S.R. Sharma, 'Encyclopedia of Cyber Laws and Crime', Anmol Publication Private Limited, New Delhi, India, First Edition, 2003
5. Vivek Sood, 'Cyber Law Simplified', McGraw Hill Education, New Delhi, India, First Edition, 2001
6. Yatindra Singh, 'Cyber Laws', Universal Law Publishing Company, India, Second Edition, 2005
7. Krishna Kumar, 'Cyber Law: Intellectual Property and E-Commerce Security', Dominant Publishers, New Delhi, India, First Edition, 2001
8. Kamatha Nandan, 'Law Relating to Computers, Internet and E-Commerce', Universal Law Publishing Company, India, First Edition, 2002
9. SK Verma & Raman Mittal, 'Legal Dimension of Cyber Space', Indian Law Institute, First Edition, 2004

Acts/Statutes

- a. The Electronic Transactions Act, 2063
- b. The Electronic Transaction Rules, 2064
- c. The Copyright Act, 2059
- d. Information, Communication and Technology Policy, 2072
- e. Muluki Criminal Code 2074

Mid-West University
Graduate School of Law
BALLB Program

Course Title: Civil/Criminal Trial Advocacy

Types of Course: Practical

Semester: Ninth

Credit Hour: 03: 00

Course Code: LAW 495

Objectives of this course are:

- To introduce students with basic knowledge and skills of law practice, framing of issues, development of arguments and application of laws in actual situation
- To prepare themselves to act as legal professionals while they are still at the stage of student

Major Topic	Contents	Methodology of Teaching
Trial Preparation	a. Maintenance of Trial Note Book b. Informal Investigation of the Case : Use of Private Detectives c. Preparation for or Study of the Credibility of Depositions of Witnesses	Workshop and Presentation
Starting the Trial (Practical Exercise Follows	a. Investigation of the Perspective of the Case b. Development of the Core Theory c. Framing of Arguments d. Searching of Authorities e. Preparation for Opening Statement • Telling Story • Common Errors in Opening Statements f. Preparation for Rebuttal g. Preparation for Closing Statement • Be Explicit, Not Implicit • Organize and Structure the Argument • Tie Law with Facts • Do Not Read Argument • Try Not to Mistake Evidence • Memorise Opening and Closing Sentences	Workshop and Presentation
Examining Witnesses	a. The Language of Examination b. Direct Examination c. Cross-Examination d. The Story-Line in Cross-Examination e. Impeachment Through Prior Inconsistent Statement f. Witness Control	Workshop and Presentation
Examination of Expert Witnesses	a. Experts Witness and Rules b. Qualifying Experts c. Direct Examination of Experts Witnesses d. Cross-Examining Expert Witnesses	Workshop and Presentation
Witness	a. Traps	Workshop and Presentation

Examination Tactics	b. Dealing With Dirty Tricks c. Ploys d. The Stock Phrases e. The Right Word f. Breaking the Spell g. The Blackboard h. An Introduction to Proving Damages i. Getting along with Judges j. Keeping the Client Happy	
Final Argument	a. The Law Concerning Final Argument b. Solving Problems with Final Argument c. Analogies in Final Argument d. The Final Five	Workshop and Presentation
Trial Memorandum and Brief	a. Writing Memorandum	Workshop and Presentation
Trial Skills Exercise (Practice Exercise)	a. Case Presentation (Trial)	Workshop and Presentation

Reference

1. Dr. SR Myneni, 'Moot Court, Pre-Trial Preparation and Participation in Trial Proceedings & Viva-Voce', Asia Law House, Hyderabad, India, First Edition, 2007
2. Nash Long, 'Trying Your First Case: A Practitioner's Guide', Trial Practice Committee, USA, 2012
3. Justice RC Lohati, 'Canons of Judicial Review', Universal Law Publishing Company, India, 6th Edition, 2012
4. Om Prakash Mishra, 'Moot Court, Pre-Trial Preparation, Participation in Trial Proceedings', Central Law Agency, Allahabad, India, First Edition, 2002
5. N.R. Madhava Menon, 'Clinical Legal Education', Eastern Book Company, Lucknow, Third Edition, 2006
6. Keith Evans, 'Golden Rules of Advocacy', Universal Law Publishing Company Ltd, UK, Third Edition, 1999
7. नरेन्द्रकुमार केसी, 'अभ्यास अदालत', वेलकम प्रकाशन, काठमाडौं, पहिलो संस्करण, २०७३
8. ज्ञानु गौतम, 'क्लीनिकल कानुनी शिक्षा', लेक्स एण्ड जुरिस प्रकाशन, भक्तपुर, पहिलो संस्करण, २०७६

Mid-West University
Graduate School of Law
BALLB Program

Course Title: Internship and Seminar

Types of Course: Practical

Semester: Ninth

Credit Hour: 03: 00

Course Code: LAW 496

Objectives of this course are:

- To impart the clinical approach of learning in students and familiarize the students with real contemporary legal issues.
- To enrich the social-responsive values of the students

Major Topic	Contents	Methodology of Teaching
Internship	The students shall work as an intern for at least 30 days in the institutions like: law firm, law chamber, court, Office of Attorney General and its sub-ordinate offices, Judicial academies, Law Ministry, Clinical Departments at law school and other legal institutions as prescribed by Nepal Bar council.	Field Visit
Report Preparation and Seminar	The students shall pursue a comprehensive study of any relevant contemporary issues from legal standpoint. The study should adhere the basic ethos of research and must be jurisprudentially explanatory. A report justifying the significance of the study should be prepared in a proper form.	Seminar, Workshop
Report Presentation and Viva-voce	The report prepared in pursuant to the above clause must be presented by the students before a panel of judges. The presentation shall be followed by viva-voce in which students have to defend their report and will be evaluated based on student's effort from the time of report preparation to the presentation.	Presentation, Discussion

The students shall work as an intern for at least 60 days in the institutions like: law firm, law chamber, court, Office of Attorney General, Law Ministry, Clinical Departments at law school and other legal institutions.

Reference

1. Om Prakash Mishra, ' Moot Court, Pre-Trial Preparation, Participation in Trial Proceedings', Central Law Agency, Allahabad, India, First Edition, 2002
2. N.R. Madhava Menon, ' Clinical Legal Education', Eastern Book Company, Lucknow, Third Edition, 2006
3. Keith Evans, ' Golden Rules of Advocacy', Universal Law Publishing Company Ltd, UK, Third Edition, 1999
4. नरेन्द्रकुमार केसी, ' अभ्यास अदालत', वेलकम प्रकाशन, काठमाडौं, पहिलो संस्करण, २०७३
5. जानु गौतम, ' क्लीनिकल कानुनी शिक्षा ', लेक्स एण्ड जुरिस प्रकाशन, भक्तपुर, पहिलो संस्करण, २०७६

Optional Subject (Any One)

	Course Code	Subject	Credit Hours	Nature
1	LAW 497	Insurance Law	3:00	Theoretical
2	LAW 498	Labor Law	3:00	Theoretical

Mid-West University
Graduate School of Law
BALLB Program

Course Title: Insurance Law

Types of Course: Theoretical

Semester: Ninth

Credit Hour: 03: 00

Course Code: LAW 497

Objectives of this course are:

- To familiarize students with general concepts, processes, principles and theoretical knowledge of insurance system
- To provide advance knowledge on Nepalese insurance laws, rules and regulations

Major Topic	Contents	Methodology of Teaching
Introduction	a. Definition, Nature and Function of Insurance b. Principles of Insurance c. Kinds of Insurance - Life insurance - Fire insurance - Marine insurance - Motor Vehicle insurance - Consumer Insurance - Commercial Property insurance d. Benefits of Insurance to society e. Costs of Insurance to society f. Different types of insurance in Nepalese context	Lecture, Interaction and Discussion
Insurance and Risk	- Requirement of an insurable Risk - Adverse select and Insurance -	
Insurance Policy	a. Elements of Insurance Policy b. Duty of Disclosure and Non-disclosure c. Insurable Interest d. Principle of Good Faith	Lecture, Interaction and Discussion
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	Lecture, Interaction and Discussion
Reinsurance Policy	a. Definition and importance of reinsurance policy b. Claim procedure for Reinsurance c. Reinsurance policy in Nepalese context	Lecture, Interaction and Discussion
Agency in Insurance Transaction	a. Relationship between principal and third agent b. Relationship between principal and third	Lecture, Interaction and Discussion

	Parties c. Relationship between agent and the third parties	
The insurance industry	a. Types of insurers and Marketing system b. Types of Private Insurers c. Agents and Brokers d. Types of Marketing System	Lecture, Interaction and Discussion
Insurance in Nepal	a. The insurance board b. Settlement of disputes relating to insurance c. Insurance companies in Nepal d. Growth of Insurance Business in Nepal e. Prospects of Insurance Business in Nepal f. Problems of Insurance Business in Nepal g. Rastrya Beema Sansthan Act	Lecture, Interaction and Discussion
National Legal Framework relating with Insurance	- राष्ट्रिय बीमा संस्थान ऐन, २०२५ - बीमा ऐन, २०७९ - बीमाको पूर्वमा निर्देशिका, २०७८	

Reference

- शेरजंग खड्कासमेत , ' बैंकिंग तथा बिमा ', एसिया प्रकाशन, काठमाडौं, ७ औं संस्करण, २०६३
- Avtar Singh, ' Law of Insurance', Eastern Book Company, Lucknow, India, First Edition, 2004
- John Birds, ' Modern Insurance Law', Universal Law Publishing Co. Ltd, UK, First Edition, 2003
- S. Chand, ' Insurance Principles and Practice', S. Chand and Company Ltd, New Delhi, India, 18th Edition, 2018
- MN Mishra, ' Insurance Principles and Practices', S. Chand and Company Ltd, New Delhi, India, 10th Edition, 1999
- Dr. Naresh Mahipal, ' An Introduction to Insurance Laws', Central Law Publications, Prayagraj, India, Third Edition, 2021

Acts/Statutes

- राष्ट्रिय बीमा संस्थान ऐन, २०२५
- बीमा ऐन, २०७९
- बीमाको पूर्वमा निर्देशिका, २०७८

Mid-West University
Graduate School of Law
BALLB Program

Course Title: Labor Law

Types of Course: Theoretical

Semester: Ninth

Credit Hour: 03: 00

Course Code: LAW 498

Objectives of this course are:

- To introduce students a basic knowledge on Labor Law
- To give students a basic understanding on industrial relations
- To give students the capacity to understand the current industrial regime and analyze labour-related laws in Nepal

Major Topic	Contents	Methodology of Teaching
Introduction	a. Labor Law - meaning, nature and scope b. Industrial Relation - meaning and components	Lecture, Interaction and Discussion
Recruitment Process	a. Vacancy Announcement - method b. Probation - meaning, process under prevailing legal provisions c. Employment Contract - meaning, nature and contents d. Completion of recruitment process e. Specific issues - employment of foreigners, women, and adolescents	Lecture, Interaction and Discussion
Working Terms and Conditions	a. Hours of work - domestic legal provisions and international standards, overtime b. Remuneration - meaning, standard setting, protection, additional benefits - bonus c. Holiday and Leave - concept, eligibility, prevailing legal provisions, international standards d. Security of Service- Retrenchment, Resignation, Layoff and Compulsory Retirement - meaning, prevailing legal provisions	Lecture, Interaction and Discussion
Disciplinary Action	a. Concept b. Objectives c. Misconduct d. Kinds of punishment e. Action	
Welfare and Social Security	a. Labour Welfare - meaning, rationale, welfare funds and workplace facilities b. Social Security - meaning, rationale, and contents	Lecture, Interaction and Discussion
Occupational	- Meaning, rationale, and contents	Lecture, Interaction and

Safety & Health		Discussion
Industrial Dispute	a. Industrial Grievances - meaning, types of grievances (collective & individual) b. Collective Bargaining - meaning, procedure under current legal system, and consequences c. Industrial Actions - strikes, lockouts, agreements and their enforcement	Lecture, Interaction and Discussion
Trade Unions	a. Meaning b. Objectives c. Establishment d. Governing Constitution e. Type and Functions f. Nepalese legal system and international standards	Lecture, Interaction and Discussion
Foreign Employments	a. Meaning b. Main features of Foreign Employment Act, 2064	Lecture, Interaction and Discussion

Reference Books

1. PL Malik, 'Handbook of Labor and Industrial Law', Eastern Book Company, Lucknow, India, 9th Edition, 2005
2. H. L. Kumar, 'Labor and Industrial Law', Universal Law Publishing Company, India, Second Edition, 2006
3. Abdul Majid, 'Legal Protection to Unorganized Labor', Deep and Deep Publications, New Delhi, India, First Edition, 2000
4. S.G. Srivastava, 'Social Security and Labor Laws', Eastern Book Company, Lucknow, India, Second Edition, 2005
5. Dr. Avtar Singh, 'Introduction to Labor and Industrial Law', Wadhwa Publication, Nagpur, India, First Edition, 2002
6. Ravi Shinde, 'Labor and Industrial Law', Asia Law House, Hyderabad, India, First Edition, 2007
7. प्रा. पवनकुमार ओझा र अधिवक्ता प्रज्वल ओझा , ' श्रम कानून: भाग १ ', पैरवी प्रकाशन, काठमाडौं, पहिलो संस्करण, २०७७
8. डा. लोकेन्द्र शर्मा , ' श्रम कानून ', लुम्बिनी प्रकाशन, काठमाडौं, दोश्रो संस्करण, २०७२

Acts/Statutes

१. श्रम ऐन, २०७४
२. श्रम नियमावली, २०७५
३. मुलुकी देवानी संहिता, २०७४ मा ज्याला मजदुरीसम्बन्धी व्यवस्था
४. बाल श्रम (निषेध र नियमित गर्ने) ऐन, २०५६
५. ट्रेड यूनियन ऐन, २०४८
६. बाल श्रम (निषेध र नियमित गर्ने) नियमावली , २०६२
७. श्रम नीति, २०६२
८. श्रम अदालत (कार्यविधि) नियमावली, २०५२