

BA.LL.B (HONS.) – II-SEMESTER

HISTORY-I (ANCIENT & MEDIEVAL)

COURSE CODE:

Objective: This paper focuses on broad features of legal institutions and administration in ancient, medieval and modern India.

Unit –I: Introduction

History – Meaning and Methodology; Relationship between Law and History

Unit – II: Polity, State and Administration

Ancient India- Vedic Polity, Mauryan State, Gupta Polity, Medieval India- Chola Village Administration, Delhi Sultanate, Mughal State (Mansabdari System and Administrative Apparatus) Theory of Kingship and Nature of State in Ancient and Medieval India- Brahmanic, Buddhist, Kautilyan, Balban, Alauddin Khilji, Turko-Afgan Concept Political Movements of Gandhi – Non-Cooperative, Civil Disobedience, and Quit India Movements

Unit – III: Society and Economy

Social Institutions in Ancient India- Varna, Jati, Gotra, Pravara, Family, Slavery, Position of Woman, Changes in Medieval period Reformation in Medieval and Modern Times- Nanak, Kabir, Raja Ram Mohan Roy, Aligarh Movement and Backward Caste Movements (B.R. Ambedkar, Jotiba Phule and Naicker) Economic Structure- Feudalism, Post- Mauryan Economy, Gupta Economy, Iqtadari System, Agrarian Reforms of Alauddin Khalji and Mohammed-bin Tughlaq, Market Reforms of Alauddin Khalji, Drain of Wealth and Stages of Colonialism

Unit –IV: Legal Systems and Institutions Ancient India and Medieval India

Sources-Vedic Texts, Brahmanas, Sutras (Kalpa and Dharma), Dharma Shastra, Asthashastra, custom, Thinkers – Manu, Brihaspati, Yajnavalkya, Narada, Katyayan, Judicial System- Types of court: Pratishita, Apratishta, Mudrita, Sasita, Guilds, Panchayats, Kantakasodhana, Dharmasthiyaa, Procedures- Appointment of judges, Trial, Witness, Pleaders, Secret agents, wergild and Punishment, Role of Judges and Investigation

UNIT-V: Sources of Islamic Law- Sharia and Hadis, Salient features of Islamic Criminal Law Judicial organization- King, Chief Qazi, Judicial Officers, Investigative Process and Punishments, Law with regard to non-Muslims, Evolution of Judicial Setup – changes introduced by Akbar

Text Books:

1. H.V. Sreeniwasamurthy – History (for law students)
2. Habib & Nizami – Comprehensive History of India, Vol. V and VI

References:

1. Bipan Chandra – India’s Struggle for Independence (Penguin)
2. A.S.Tripathi – Jurisprudence
3. T.Rama Jois – Ancient Legal thought
4. A.L. Basham – Wonder that was India, Part-I
5. S.A.A. Rizvi – Wonder that was India, Part –II

