



# MANIPAL UNIVERSITY JAIPUR

School of Law

Department of Law

Course Hand-out

Legal Theory and Jurisprudence | LA 1506 | 4 Credits

Session: Jul- Dec 2016 | Faculty: Dr. Shilpa Rao Rastogi

**Course Outcomes:** At the end of the course, students will be able to

LA 1506.1 CO.1 Understand the nature of law, which helps in the study of actual rules of law in tracing out principles underlying therein.

LA 1506.2 CO.2 Strive towards scientific development of law.

LA 1506.3 CO.3 Develop critical faculties of the mind, in order to understand various legal expressions and terminologies.

LA 1506.4 CO.4 Understand basic ideas and fundamental principles of law in a given society.

LA 1506.5 CO.5 Ascertain the meaning of words and expressions in statutes and thereby enhance employability.

## E. SYLLABUS

Introduction (a) Definition, Nature and Scope of Jurisprudence (b) Importance of the Study of Jurisprudence, Analytical School (a) Analytical Positivism (b) Imperative Theory: John Austin, Historical School (a) Frederick Karl Von Savigny (b) Sir Henry Sumner Maine, Natural Law School (a) Classical Natural Law (b) Revival of Natural Law: Rudolf Stammler, Sociological School (a) Background and Characteristics (b) Roscoe Pound, American Realist School, Legal Person : (a) Nature and Concept (b) Theories of Legal Personality, Legal Rights: (a) Definition, Basis and Characteristics (b) Kinds of Legal Rights, Possession and Ownership: (a) Possession in Fact and Possession in Law (b) Relation between Possession and Ownership

## F. TEXT BOOKS

- i. N.V. Paranjape, Studies in Jurisprudence and legal theory, Central Law Agency 7<sup>th</sup> Edition (2013)
- ii. V.D Mahajan's, Jurisprudence and legal theory, Eastern Book Company (2015)
- iii. Michael Freeman, Lloyd's Introduction to Jurisprudence, Thomas Reuters, 9<sup>th</sup> Edition (2014)
- iv. Edgar Bodenheimer, Jurisprudence: The Philosophy and Method of the Law, Harward University Press, Revised edition, ISBN 978-0-674-73308-4, (2013)

