

Nirma University
Institute of Law
B.A., LL.B. (Hons.) Programme
Academic Year 2020-21
Semester VI

L	T	P	C
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Credit: 4
Hours: 60

Course Code	2BAL641
Course Title	Sociology of Law

Course Learning Outcome (CLO)

At the end the course, students will be able to:

1. Provide a basic overview about society and its legal interface.
2. Integrate sociological theory and social practices related with the Laws.
3. Demonstrate cross-cultural differences and an understanding of the importance of social institutions in Indian context.
4. Examine issues and challenges for strengthening law and order in Indian Society.
5. Summarize the legal issues related to family, marriage and kinship
6. Analyze law as a means to social change

Syllabus

Teaching Hours: 60

Unit I Introduction to Sociology of the Law

(8 Hours)

- Definition of Society, Law, Sociology, and Sociology of Law
- Different Legal Systems and corresponding societies
- British Indian Legal System and Indian Legal System

Unit II Law in The Social Context

(10 Hours)

- Functional-Structural Theories of Law: Durkheim, Weber, Maine
- Development and evolution of the law, norms and customs as the basis of law
- Sources of Laws
- Law as Mirror of Society
- Law as Prime Mover
- Law as Social Construct



Unit III Who Makes the Law?**(10 Hours)**

- Social Stratification (Age, Caste, Class, Gender)
- Who Makes Law for Whom?
- What laws do we want? Who Decides?
- Conflict and Neo-Marxist Theories of law, how do we want the laws enforced?

Unit IV Analysis of the Law as a Social System**(8 Hours)**

- Applying legal theory to modern (Indian) society,
- Social Organization of law, limitation on the law
- Law as a means of social change
- Adversary nature of the law
- Law as a social interaction system

Unit V Legal Issues Related to the Family, Marriage And Kinship Organization In India**(8 Hours)**

- Plural and Complex Society
- Family – Legal Interface
- Marriage – Legal Interface
- Kinship Organization in India

Unit VI Continuity and Change in Indian Society**(8 Hours)**

- Approaches to Social Change in India: Cultural, Structural and Dialectical-Historical
- Process of Social Change: Sanskritisation, Westernization and Modernization
- Law as an instrument of Social Change.

Unit VII Policies, Programmes and Legal Issues Related to Indian Society**(8 Hours)**

- Reservation for SCs, STs, OBCs and Women.
- Social Inclusion and Exclusion
- Child Labour
- Unorganized Labour
- Atrocities Against Women
- Issues in Implementation of MAWOPSC Act 2007

Suggested Readings:

1. Deva, I. (2010). *Sociology of law*. Oxford: Oxford University Press.
2. Universal Law Publisher. (2010). *Law in a changing Society*. (6th ed.). Delhi.
3. Mandelbaum, D. (1970). *Society in India*. Los Angeles: Univ. of California Press. Irawati
4. Munshiram Manoharlal Publishers. (1990). *Kinship organization in India* (4th ed.). New Delhi.
5. Rawat Publishers. (1986). *Modernization of Indian Tradition*. New Delhi.
6. Gandhi, J. (2004). *Law, state, and society*. Jaipur: Rawat Publications.
7. Srinivasa M. (1962). *Caste in Modern India, and other essays*. Asia Pub. House: London; Bombay printed..
8. Jodhka, S. (2013). *Caste*. New Delhi: Oxford University Press.
9. Surendra S. (2013). *Interrogating India's Modernity: Democracy, Identity and Citizenship*. New Delhi: Oxford University Press.
10. Ahuja R. (2010). *Indian Social System*. New Delhi: Rawat Publication.
11. K. L. Sharma. (2008). *Indian Social Structure and Change*, Jaipur: Rawat Publication.
12. Gurvitch G. (1947). *Sociology of Law*. London: Butler and Funner Ltd.
13. Crone J.A. (2011) 2nd edition *How can we Solve Our Social Problems?*. New Delhi: Sage Publication.
14. S. Vago. (1981). *Law and Society*. New Jersey: Prentice Hall.

L=Lecture, T=Tutorial, P=Practical, C=Credit

