

Name of Programme: LLM (Corporate and Commercial Law)

Year: 1 year course

Course Code: ALCPG1CCCL3

Course Name: Corporate and Commercial Law

Course Type: Choice Based Credit System (CBCS)

Year of Implementation: 2025-26

FIRST SEMESTER (w.e.f. 2025-26)

GROUP: Corporate and Commercial Law

SEMESTER:	FIRST
PAPER: 3	LAW AND JUSTICE IN A GLOBALIZING WORLD
OBJECTIVES OF THE COURSE: The main objective of the course is to enable students to understand and seek solutions to pressing problems in the domain of global justice. By the end of the term, students are expected to have become familiar with the multiple dimensions of the theoretical literature and be able to critically evaluate the liberal, republican, and discursive democratic attempts to make sense of and to ameliorate, prevailing instances of injustice in the world. This will be imparted through theoretical and philosophical debates advanced by various scholars and the institutional mechanism that need to be accelerated to achieve the objectives of global justice.	

Course Outcome (CO):

Upon completion of the course, student shall be able to

By the end of this course, students will be able to:
<ul style="list-style-type: none">• Students will be able to understand the nature of globalization and its historical and developmental course;• Students will be able to apply the analytical tools to analyse the impact of globalization on sovereignty of state, federalism, and human rights jurisprudence;• Students will be able to comprehend the concept of global justice and the source of law to achieve justice;• Students will be able to appreciate the working of international institutions, which are instrumental in delivering justice;

Teaching & Examination Scheme:

Credit	Lec	Lab	Tut	Internal Marks			External Marks		Passing Marks	Passing Marks	Total Marks
				T	P	CE	T	P	Internal	External	Int+Ext
4	4	-	-	30	-	10	60	-	16/40	24/60	40/100

MODULE	3. ALCPG1CCCL3: LAW AND JUSTICE IN A GLOBALIZING WORLD	Weightage
MODULE 1	PHILOSOPHY OF LAW:	25%
	1.1 Positivism: Imperative Theory, Pure theory of Law; 1.2 Historical Approach to Law; 1.3 Sociological Approach to Law: Purpose Theory, Living Law Theory, Theory of Social Engineering; 1.4 Realism, Feminist Philosophy; 1.5 Law and Social Transformation: Globalization and Right to Development: the New Challenges: Natural Law Theory and its Present Day Relevance.	
MODULE 2	JUSTICE AND GLOBALIZATION:	25%
	2.1 Meaning and Significance of Globalization; 2.2 Law and Concept of Justice; 2.3 Law and Justice i.e. Compensatory Justice, Distributive Justice, Socio-economic Justice, Social Justice etc.	
MODULE 3	THEORETICAL PROPOSITIONS OF GLOBAL JUSTICE AND CHALLENGES:	25%
	3.1 Realism; 3.2 Particularism; 3.3 Nationalism; 3.4 Cosmopolitanism; 3.5 Global Poverty; 3.6 Model to Achieve Global Justice: Social Contract and Social Justice; 3.7 Rawl's Theory of Justice and its Criticism	
MODULE 4	JUDICIAL PROCESS:	25%
	4.1 Divergence of Juristic Opinion of Blackstone, Bentham, Ehrlich, American realists about the role of the judges, performance and the Judicial Freedom of Decision; 4.2 Tools and Techniques – Use of Logic, History and Custom, Mechanical Jurisprudence and Method of Sociology; 4.3 Judicial Creativity-Judicial Precedent and Growth of Law; 4.4 Judicial Activism, Problem of Democratic Accountability, Indian	

SUGGESTED READINGS:

- Allen Buchanan. Justice, Legitimacy, and Self-determination: Moral Foundations for International Law. Oxford 2004.
- Amartya Sen, 'Idea of Justice', Allen Lane & Harvard University Press, 2009.
- Amartya Sen, Development as Freedom. Oxford: 1999
- Amartya Sen: Development as Freedom 1999 Oxford University Press
- Amartya Sen: Global Justice; available at -
http://www.lexisnexis.com/documents/pdf/20080806034945_large.pdf
- Amartya Sen: Human and Public Action, Oxford University Press
- American Journal of International Law and Proceedings of American Society of International Law
- Andrew Hurrell. 2001. "Global Inequality and International Institutions." Global Justice.
- Anthony J. Langlois: Is global justice a mirage? European Journal of International Relations March 2011 17: 145-157,
- Brian Barry, Culture and Equality. Cambridge: Polity, 2001
- Duncan Bell (ed.) Ethics and World Politics. Oxford 2010.
- Global Justice Network: www.theglobaljusticenetwork.org/journal
- John Rawls, The Law of Peoples. Cambridge, Mass.: Harvard University Press, 1999
- Journals of Oxford and Cambridge on global Justice
- R. Pierik : Cosmopolitanism Global Justice and International Law Cambridge 2005
- Simon Caney, Justice Beyond Borders. Oxford:, 2005
- Springer: Encyclopedia of Global Justice 2012
- Thomas Nagel, The Problem of Global Justice;
- Thomas Pogge ed. Meta-philosophy Series in Philosophy A.T. Marrobian and Brian Huschle eds. Blackwell Publishing: Oxford.Thomas Pogge, World Poverty and Human Rights. Cambridge: Polity, 2002.