**Course Title: Legal History**

**Course Code: LAW 101**

**Course Credit: 3**

**Total Marks: 100**

The course is an attempt to discover the roots of current legal system of Bangladesh. It will primarily examine the historical background of the Bangladesh legal system and the influence of history on the evolution of Bangladeshi laws and legal institutions. Since Bangladesh has gone through different regimes ranging from ancient age to present day, this course will look at the contribution of all these periods to the development of today’s legal system.

**Aims and Objectives of the Course:**

It is expected that students will be able to:

1. Explain the development of Bangladesh’s legal system, including the Hindu, Muslim and British background.
2. Understand the jurisprudential basis of the legal history.
3. Analyze and evaluate information from a wide variety of sources and experiences.
4. Be aware of the incompleteness of the law and the continuous state of development of legal principles
5. Appreciate the evolution of the roles of lawyers and judges, and the ethical dimensions of the development of law and legal systems.
6. Refine critical thinking and problem-solving skills, and develop skills to independently undertake historical research.

**Course Content:**

The course will focus on the Genesis of Law from philosophical and historical point of view. It will look at the history from five different time frames; Hindu period, Muslim period, British period, Pakistan period and Bangladesh period. The course will evaluate the history from various sources including the religious text books, other books, commentaries of the historians and legal documents.

**Course Assessment Plan:**

The performance of a student in the course is evaluated on the basis of a schedule of continuous assessment. The distribution of marks (except Advanced Legal Research and Writing) for a course is as follows:

Class Participation 7 %

Assignment 5%

Presentation 8 %

Class Test 15 %

Mid-term Examination 25 %

Course Final Examination 40 %

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**Total:** 100%

**Grading system:**

A student may earn five-letter grades on the basis of his/her performance of the course. The letter grades A, B, C, and D are considered passing grades and also acceptable to continuing of grades. Grade F is the failing grade. Daffodil International University is maintaining Uniform Grading system as per instruction of University Grants Commission of Bangladesh as follow:

|  |  |  |  |
| --- | --- | --- | --- |
| Marks obtained out of 100 | Grade | Grade point Equivalent | Remarks |
| 80% and above | A+ | 4.00 | Outstanding |
| 75% to less than 80% | A | 3.75 | Excellent |
| 70% to less than 75% | A- | 3.50 | Very Good |
| 65% to less than 70% | B+ | 3.25 | Good |
| 60% to less than 65% | B | 3.00 | Satisfactory |
| 55% to less than 60% | B- | 2.75 | Above Average |
| 50% to less than 55% | C+ | 2.50 | Average |
| 45% to less than 50% | C | 2.25 | Below Average |
| 40% to less than 45% | D | 2.00 | Pass |
| Less than 40% | F | 0.00 | Fail |

**References:**

* Avinandan Dhar, *Text Book on Legal History of Indian Sub-Continent: From Ancient Period to Bangladesh Period,* Sui Juris, second edition, 2018.
* MP Jain,Outlines of Indian Legal History,Wadhwa,Nagpur,1990.
* Dr. Mofizul Islam Patwari,*Legal System ofBangladesh*,HEAB,Dhaka,2004.
* Azizulhaque,*Legal System of Bangladesh*,BILIA,1980.
* KaziEbadulHaque,*Administration of Justice inBangladesh*,Asiatic society of Bangladesh,Dhaka,2003
* Md. Abdul Halim,*Legal system of Bangladesh*,Dhaka,2004
* VD Kulshreshtha,*Land Marks in Indian legal and ConstitutionalHistory*,Eastern Book,lucknow,1995
* Wahedhusain,*Administration of Justice During the Muslim rulein India*,Idarah-I Adbiyat-Idelli,Delhi,1st edition 1934,Reprint,1977
* BadrulHaiderChowdhury,*Evolution of the Supreme court of Bangladesh*,1stEdition,University of Dhaka,1990
* Dr. Khan Burhan Uddin and QuaziMahfujulHaqueSupan,*Encyclopedic Compendium of the Laws ofBangladesh*,Vol-I,II,III,IV,BLAST,2002

**Module 1 to 10:**

Genesis of Law, Chronological Development of Law through different civilization, i.e. Egyptian Civilization, Greek Civilization, Roman Civilization and Religious Laws. Historical Background of Legal Administration in Bangladesh: Administration of justice in the Indian subcontinent (1204-1947), Hindu period: Judicial system up to 1204 AD. Muslim Period: Judicial system in medieval India (1204-1857). Administration of justice under the rule of the East India Company (1612-1857). Constitutional history of India from 1857-1947. History of law making authority in the Indian subcontinent (1600---), Colonial period (1600-1947), Pakistani period (1947-1971), Bangladesh period (1971---)