**UNIVERSITY OF SARGODHA**

**LAW COLLEGE**

COURSE OUTLINE Spring 2020

Course Title: Law of Equity

Course Code: LLB-553

Credit Hours: 04

Instructor: Waheed uz zaman

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DESCRIPTION AND OBJECTIVES

The subject of equity is taught in LL B. Equity jurisprudence helps understanding the basis of morality and principles of natural justice . It include the Trust Act 1882 and specific relief Act 1877

INTENDED LEARNING OUTCOMES

**On successful completion of this course, students will be able to:**

1. Apply and evaluate the principles of equity, engaging actively with both primary and secondary materials.
2. Resolve complex equity problems, engaging in advanced critique of the operation of equity from a theoretical perspective.
3. Structure and sustain concise and persuasive written arguments for a legal audience.
4. Exercise appropriate judgement in conducting and analysing legal research and applying principles of equity.
5. Analyse the impact and operation of equity from a social and policy perspective, in the context of social and cultural diversity.
6. Research, apply and evaluate the principles of express trusts, including the duties, rights and powers of trustees and the consequences of breach of trust and the remedies available to, and respective rights of, beneficiaries, engaging actively with both primary and secondary materials.

COURSE CONTENTS

* Back ground to the evolution of principles of equity
* Origin and development of equity jurisprudence and impact of the equity on common law
* THE JURISPRUDENCE ACT OF 1873

APPLICATION Of PRINCIPALS\_OF\_EQUITy

* CONCEPT\_OF\_EQUITY\_IN\_ISLAm
* TWELVE\_MAXIMS\_OF\_EQUItY
* Cases on law of equity.
* Paul vs Robson
* Trust Act 1882

READINGS

* Equity ,Trust and Specific Relief by Gandhi.
* The specific Relief Act By Raja Said Akbar Khan

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| COURSE SCHEDULE |
| **Week** | **Topics And Readings** | **Books With Page No.** |
| 1 | Back Ground To the evolution of Equity  | Equity, Trusts and Specific Relief by B.M.Gandhi 1 to 9 |
| 2 | Origin and development of Equity jurisprudence. | Equity, Trusts and Specific Relief by B.M.Gandhi 16 to 22 |
| 3 | Impact of equity on common law   | Equity, Trusts and Specific Relief by B.M.Gandhi 9 to 16 |
| 4 |  Principles of The judicature Act 1873 | Equity, Trusts and Specific Relief by B.M.Gandhi  |
| 5 | Application of principles of Equity in Pakistan | <https://www.academia.edu/10026338/Maxims_of_Equity_and_its_Applications_in_Pakistan> |
| 6 | Concept of equity in islam. | <https://www.slideshare.net/fyqasanchez/equity-in-islam-amended-version-topic-1> |
| 7 |  maxims of Equity | Equity, Trusts and Specific Relief by B.M.Gandhi 39 to 106 |
| 8 | Mid term exams. |  |
| 9 | Assignments |  |
| 10 | Paul vs RobsonGokaldas vs Rambakhash | Equity, Trusts and Specific Relief by B.M.Gandhi  |
| 11 | Introduction of specific relief act 1877 | Equity, Trusts and Specific Relief by B.M.Gandhi 207 to 215 |
| 12 | Equitable remedies-nature and scope | Equity, Trusts and Specific Relief by B.M.Gandhi 351-354 |
| 13 | Recovering possession of property | Equity, Trusts and Specific Relief by B.M.Gandhi 355-366 |
| 14 | Specific performance of contracts | Equity, Trusts and Specific Relief by B.M.Gandhi 366-382 |
| 15 | Specific performance of contract | Equity, Trusts and Specific Relief by B.M.Gandhi 231 to 240 and 382-410 |
| 16 | Final Term |  |

RESEARCH PROJECT/PRACTICALS/LABS/ASSIGNMENTS

* Individual Assignment and Presentation from the course

ASSESSMENT CRITERIA

**Sessional: 20 (Project, presentation, class participation)**

**Mid Term: 30**

**Final Exam: 50**