

**Detailed Program Scheme**  
**BA LL.B.**  
**(Five years integrated Law Programme)**

**Semester-VIII**  
**(2020-21)**

DOC202002260037



**RNB GLOBAL UNIVERSITY**

RNB Global City, Ganganagar Road,  
Bikaner, Rajasthan 334601

## **OVERVIEW**

RNB Global University follows Semester System along with Choice Based Credit System as per latest guidelines of University Grants Commission (UGC). Accordingly, each academic year is divided into two semesters, **Odd (July-December) and Even (January-June)**. Also, the university follows a system of continuous evaluation along with regular updating in course curricula and teaching pedagogy.

The curriculum for BA LL.B. Program along with Examination pattern is as follows:

### **Course Scheme**

#### **Semester -VIII**

<b>S. No</b>	<b>Course Code</b>	<b>Course Name</b>	<b>L</b>	<b>T</b>	<b>P</b>	<b>Credits</b>
1.	16005800	Drafting, Pleading, Conveyancing (including Judgment Writing)	4	1	0	5
2.	16008900	Art of Writing Judgments	4	1	0	5
3.	16008400	Interpretation of Statutes	4	1	0	5
4.	16009000	Protection of Women from Domestic Violence Act, 2005	4	1	0	5
5	16008100	Moot Court Exercise & Pre-Trial Preparations	3	0	0	3
6.	16001900	Ability & Skill Enhancement -VIII	2	0	0	2
7.	99002800	Workshops & Seminars	-	-	-	1
8.	99002700	Human Values & Social Service/NCC/NSS	-	-	-	1
<b>Total</b>			<b>21</b>	<b>4</b>	<b>0</b>	<b>27</b>

## **EVALUATION SCHEME**

The evaluation of the BA LL.B. program would be based on Internal and External Assessments. Internal Assessment would consist of 50% of the marks (50 marks) and external assessment (in form of End Term Exam) would consist of remaining 50% marks (50 marks). Detailed scheme of Internal and External Assessments as follows:

### **Internal Assessment**

The distribution of Internal Assessment Marks is as follows:

<b>Type</b>	<b>Details</b>	<b>Marks</b>
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Mid Term	Two Mid-term Sessional of 15 marks each (15+15)	30
Marks obtained in various Tests, Assignments, Presentations, Quiz, Tutorials, etc.	Average of marks obtained	15
Attendance	75%+ : 5 marks	5
<b>TOTAL</b>	<b>50</b>	

### **External Assessment**

<b>Type</b>	<b>Marks</b>
Theory	50

### **EVALUATION SCHEME- WORKSHOPS & SEMINARS & NCC/NSS**

1. NCC/NSS will be completed from Semester I – Semester IV. It will be evaluated internally by the institute. The credit for this will be given at the end of Semester.
2. The students have to join club/clubs with the active participation in different activities of club. The students would be continuously assessed from Semester-I to Semester-IV and credits and marks would be given after the end of Semester.

### **CURRICULUM**

**Course Name: Drafting, Pleading, Conveyancing (including Judgment Writing)**

**Course Code: 16005800**

#### **Course Outline**

##### **Unit-I: Fundamental Rules of Pleadings I**

- a) Pleadings (Order 6 CPC)
- b) Complaint Structure
- c) Written Statement and Affidavit

##### **Unit-II: Fundamental Rules of Pleadings I**

- a) Application under Section 5 of the Limitation Act

- b) Application for Setting aside *ex-parte* Decree
- c) Writ Petitions

**Unit-III: Civil Pleadings**

- a) Suit for Recovery under Order XXXVII of CPC
- b) Suit for Permanent Injunction
- c) Suit for Dissolution of Partnership
- d) Application for Temporary Injunction Order XXXIX of CPC
- e) Appeal from Original Decree under Order 41 of CPC
- f) Revision Petition
- g) Review Petition

**Unit-IV: General Principles of Criminal Pleadings**

- a) Application for Bail
- b) Application under Section 125 CRPC
- c) Compounding of Offences by Way of Compromise under Section 320 (i) CRPC
- d) Complaint under Section 138, Negotiable Instruments Act, 1881
- e) Application under Section 482, CRPC

**Unit-V: Conveyancing**

- a) Notice to the Tenant under Section 106 of Transfer of Property Act
- b) Notice under Section 80 of CPC
- c) Notice under Section 434 of the Companies Act
- d) Reply to Notice
- e) General Power of Attorney
- f) Will
- g) Agreement to SELL
- h) Sale-Deed
- i) Lease-Deed
- j) Partnership Deed
- k) Mortgage Deed
- l) Relinquishment Deed
- m) Deed of Gift

**Forms**

- a) Petition for Grant of Probate / Letters of Administration
- b) Application for Appointment of Receiver/Local Commissioner
- c) Application for Compromise of Suit
- d) Application for Appointment of Guardian
- e) Application to Sue as an Indigent Person under Order 33 CPC
- f) Appeal from orders under order 43 of CPC
- g) Application for execution
- h) Application for caveat section 148A of CPC
- i) Writ Petition
- j) Special Power of Attorney
- k) Reference to Arbitration and Deed of Arbitration
- l) Notice for Specific Performance of Contract

**Suggested Books:**

1. N.S. Bindra, *Conveyancing, Draftsmanship and Interpretation of Dates*, Delhi Law House, 1985
2. G.C. Mogha & S. N. Dhingra, *Mogha's Law of Pleading in India with Precedents*, Eastern Law House, 18<sup>th</sup> Edn. 2013
3. R.N. Chaturvedi, *Conveyancing*, Eastern Book Company, 2011 (7<sup>th</sup> Edn)
4. G.C. Mogha, *Indian Conveyancer*, Dwivedi Law, 2009 (14<sup>th</sup> Edn)
5. C. R. Datta & M.N. Das, *D'Souza's Form and Precedents of Conveyancing*, Eastern Law House, 2008 (13<sup>th</sup> Edn)

**Course Name: Art of Writing Judgments****Course Code: 16008900****Course Outline****Unit I: Preliminary**

1. What is a Judgment?
2. Need of Clearer Judgment Writing
3. Simplify paragraph and sentence structure and composition
4. Use of paragraph numbers, headings and subheadings
5. Use active rather than passive voice
6. Avoid Latin expressions and legalese
7. Avoid redundancy

**Unit II : Parts of Judgment – Discussion on facts**

1. Summary of Prosecution/Plaintiff's Case
2. Summary of Defence/Defendant's Case
3. Issues to be determined
4. Evidence and Factual Findings
  - (a) Prosecution/Plaintiff's Allegation on Issue wise
  - (b) Prosecution evidence in support of the allegation
  - (c) Defence evidence on the allegation
  - (d) The Judge's evaluation of the evidence

**Unit III: Parts of Judgment II - Applicable Law**

1. A Statement of the Law on Issue-wise
2. Statutory Law
3. Case Law
4. Deliberations
5. Connecting Facts and Law

These facts [In issue A, B or C]... When viewed in the context of this section of the Constitution/ Law/ Regulation/ Contract/ Precedent/ Principle of equity [choose one]...

6. Logically lead to this conclusion [judgement] **Judgement and Sentence (Criminal)**

- (a) Finding of Guilt(or Acquittal)
- (b) Aggravating or Mitigating Circumstances
- (c) Sentence
- (d) Order, Decision/ Findings (Civil)

#### **Unit IV**

1. Judgment Writing by Intermediate Appellate Court Judges
2. Judgment Writing in a Civil Proceedings
3. Distinction between judgment and order
4. Pronouncement of judgment
5. Speaking Orders or Reasoned Decisions

#### **Suggested Readings**

- Karkara, G.S., *Art of Writing Judgments*, Law Publishers, Delhi
- Lord Macmillan P.C.,K.C.V.O., *The Writing of Judgments*,
- Justice R.V. Raveendran, ``*Rendering Judgments- Some Basics*`, (2009) 10 SCC (J)

#### **Leading Cases**

1. Som Mittal v. Government of Karnataka, (2008) 3 SCC 574
2. Oredoyin vs. Arowole, [1987] 3 NWLR (Pt. 114) 172
3. Williams vs. Daily Times of Nigeria Ltd, [1990] 1 NWLR (Pt. 124)
4. Joint Commissioner of Income Tax Surat v. Saheli Leasing and Industries Ltd, (2010) 6 SCC384
5. Krishena Kumar & another v. Union of India & Others, AIR 1990 SC 1782: (1990) 4 SCC 207
6. State of Orissa v. Sudhanshu Shekhar Mishra, AIR 1968 SC 647
7. Fazlunbi v. K. Khader Vali & Another, AIR 1980 SC 1730: (1980) 4 SCC 125
8. Arnit Das v. State of Bihar, AIR 2000 SC 2264: (2000) 5 SCC 488
9. M/S Kranti Asso. Pvt. Ltd. & Anr. v. Masood Ahmed Khan & Ors., (2010) 9 SCC 496

### **Course Name: Interpretation of Statutes**

**Course Code: 16008400**

#### **Course Outline**

##### **Unit-I: Introduction**

- a) Meaning of Interpretation

- b) Need for Interpretation
- c) Act, Enactment, Statutes, Ordinances, Rules, etc.

#### **Unit -II: Internal Aids to Interpretation**

- a) Title
- b) Preamble
- c) Heading
- d) Marginal Note
- e) Section
- f) Sub-section
- g) Punctuation
- h) Illustration
- i) Exception
- j) Proviso
- k) Explanation
- l) Saving Clause
- m) Schedule

#### **Unit-III: External Aids to Interpretation**

- a) Constituent Assembly Debates for Constitutional Interpretation
- b) Constitution of India
- c) Legislative History: Legislative Intention
- d) Statement of Objects and Reasons
- e) Legislative Debates
- f) Committee Reports, Law Commission Reports

#### **Unit -IV: Rules of Interpretation- I**

- a) Literal Rule
- b) Golden Rule
- c) Mischief Rule
- d) Legal Fiction

#### **Unit -V: Rules of Interpretation- II**

- a) Eiusdem generis
- b) Noscitur a sociis
- c) Reddendo singula singulis
- d) Generalia specialibus non derogant
- e) Expressio unius est exclusion alterius

##### **Leading Cases :**

1. Heydon's Case (1584) 3 Co Rep. 7a p. 76: ER 637
2. Bengal Immunity Company v. State of Bihar, AIR 1955 SC 661.
3. Alamgir V. State of Bihar, AIR 1959 SC 436.
4. Inder Singh V. State of Rajasthan, AIR 1957 SC 510.

#### **Suggested Readings:**

1. P. St. J. Langan, *Maxwell's on the Interpretation of Statutes*, Lexis Nexis, 12<sup>th</sup> Edition, 1969

2. V.P. Sarthi, *Interpretation of Statutes*, Eastern book Company, 5<sup>th</sup> Edition, 2010.
3. Avinash Dhamir & Hans Raj Arora, *A Compendium of Interpretative Techniques*, Twenty first Century Publication, 2010 [ISBN: 978-93-80144-13-9]
4. G.P. Singh, *Principles of Statutory Interpretation*, Lexis Nexis, 13<sup>th</sup> Edition, 2012
5. N.S. Bindra, *Interpretation of Statutes*, Lexis Nexis, 2013
6. Bakshi BM, *Interpretation of Statutes*, Orient Publisher, 2008

## **Course Name: Protection of Women from Domestic Violence Act, 2005**

**Course Code: 16009000**

### **Course Outline**

#### **Unit I - Introductory**

1. **Definitions**-Aggrieved person, “domestic incident report, “domestic relationship”, “domestic violence”, “service provider” , “shared household” and “shelter home” .
2. Information to Protection Officer
3. Exclusion of liability of informant.

#### **Unit II - Duties under the Act**

1. Duties of police officers, service providers and Magistrate.
2. Duties of shelter homes.
3. Duties of medical facilities.
4. Appointment of Protection Officers.
5. Duties and functions of Protection Officers.
6. Duties and functions of Service providers.
7. Duties of Government

#### **Unit III - Procedure for Obtaining Orders of Reliefs**

1. Application of Magistrate.
2. Service of notice.
3. Counselling.
4. Assistance of welfare expert.
5. Proceedings to be held *in camera*.
6. Right to reside in a shared household.

#### **Unit IV- Orders and Reliefs under the Act**

1. Protection orders
2. Residence orders
3. Monetary reliefs
4. Custody orders
5. Compensation orders



6. Power to grant interim and ex parte orders
7. Court to give copies of order free of cost
8. Duration of orders
7. Relief in other suits and legal proceedings
8. Jurisdiction
9. Procedure
10. Appeal.

### **Unit V - Penalties under the Act**

1. Protection Officers and members of service providers to be public servants.
2. Penalty for breach of protection order by respondent.
3. Cognizance and proof.
4. Penalty for not discharging duty by Protection Officers.
5. Cognizance of offence committed by Protection Officer.
6. Protection of action taken in good faith.
7. Act not in derogation of any other law.

### **Suggested Readings**

1. Indira Jaising, *Handbook on Law of Domestic Violence*, LexusNexis, 2008
2. Das, P.K., *Handbook on Protection of Women from Domestic Violence Act and Rules*, LexusNexis, 2008
3. Suman Nalwa & Hari Kohli Dev, *Law Relating to Dowry, Dowry Death, Cruelty to Women and Domestic Violence*, LexusNexis, 2013.
4. Dewan, *Domestic Violence*, Thomson Resters, Indian Publications & South Asian Reprints, 2017

### **Leading Cases**

1. Indra Sarma vs V.K.V.Sarma on 26 November, 2013
2. Sou. Sandhya Manoj Wankhade vs Manoj Bhimrao Wankhade & Ors on 31 January, 2011
3. Shambu Saran Pandey vs Dayanath Tripathi & Ors on 18 September, 2014
4. Kavita Chaudhri vs Evenet Singh And Anr on 19 September, 2013
5. In The Matter Of : vs Sh. Jitender Singh @ Jeetu on 20 February, 2017
6. Sirajuddin Khan @ Siraj vs Dr. Shahnaz Firdous on 22 January, 2013
7. K.Arul @ Arul Prakasam vs Tmt.Vijayalakshmi on 11 March, 2015
8. D.Velusamy vs D.Patchaiammal on 21 October, 2010
9. V.D.Bhanot vs Savita Bhanot on 7 February, 2012
10. Saraswathy vs Babu on 25 November, 2013

## **Course Name: Moot Court Exercise & Pre-Trial Preparations**

**Course Code: 16006100**

### **Course Outline**

- Participation in two moot court National Level Competitions is compulsory. The memorials are to be submitted to the University also. Each such participation will carry 40 marks.
- Each student will further observe the preparation of documents and court papers by the Advocate and the procedure for the filing of the suit/petition. This will be recorded in the diary, which will carry 20 marks.

## **Course Name: Ability and Skill Enhancement VIII**

**Course Code: 16001900**

### **Course Outline:**

#### **Unit I : Goal setting**

Based on principle of SMART

#### **Unit II: Stress Management**

Introduction to Stress, Causes of Stress, Impact Stress, Managing Stress

#### **Unit III : Social Skills and Conflict Management Skills**

Component of Social Skills, effective ways of dealing with people, Types of conflict (intrapersonal, intra group and inter group conflicts), Basic concepts, cues, signals, symbols and secrets of body language, Effective conflict management techniques

#### **Unit IV: Group Communication and Team Building**

Importance of groups in organization, Interactions in group, Group Decision Taking, Team Building, Interaction with the Team, How to build a good team?

Meetings- Guidelines for Planning a Meeting, Before the Meeting, On the Day of the Meeting, Guidelines for Attending a Meeting - For the Chairperson, For Attendees, For Presenters.

#### **Unit V :Effective Presentations**

Enhancing presentations with slides and other Audio-visual aids - Art of Delivering the presentation -Preparation & introduction, Evaluation / feedback, Summarization / Conclusion- Handling Questions . Mock Presentations. GD and PI

**Suggested Readings:**

1. Luthans F, Organisational Behaviour, IRWIN/McGRAW-HILL 1998.
2. Bovee, Courtland L, Thill, John V. and Abha Chatterjee (2011). *Business Communication Today*, 10/e; New Delhi: Pearson
3. Basic Managerial Skills for All by E. H. McGrath, S. J., PHI

**Note:** The review of Syllabus happens on periodic basis for the benefit of the students. In case there are changes in curriculum due to review, students would be intimated inwriting.

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