

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

Semester IX
(2016-2021)

DOC201807030017



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 for Odd (July-December) Semester, 2020 along with Examination pattern is as follows:

Semester -IX

S. No.	Course Code	Course Name	L	T	P	Credits
1.	16009500	Foreign/Hindi Language	4	1	0	5
2.	16009600	Professional Ethics and Professional Accounting System	4	1	0	5
3.	16009100	Alternate Dispute Resolution	4	1	0	5
4.	16006900	Property Law	4	1	0	5
5.	16009900	Reformative Treatment of Persons in Conflict with Law (The Juvenile Justice (care and Protection of Children), Act,2015 and the Probation of Offenders Act,1958 (E8)	4	1	0	5
6.	16010700	Comprehensive Viva & Summer Internship Assessment	-	-	10	5
7.	16010600	Judicial Competence (CLD-3)	2	0	0	2
8.	99002800	Workshops & Seminars	-	-	-	1
9.	99002700	Human Values & Social Service/NCC/NSS	-	-	-	1
Total			22	5	10	34

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

Type	Details	Marks
Mid Term	One Mid-term Sessional (to be held along with the 2 nd Sessional Exams)	15
Marks obtained in various Tests, Assignments, Presentations, Quiz, Tutorials, etc.	Average of marks obtained	30
Attendance	75%+ : 5 marks	5
TOTAL	50	

External Assessment

Type	Marks
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: Hindi

Course Code: 16009500

Unit I

- I. शब्द रचना: संधि एवं संधि विच्छेद ,समास ,उपसर्ग ,प्रत्यय
- II. शब्द प्रकार:
 - a. तत्सम, अर्धतत्सम, तद्भव, देशज ,विदेशी
 - b. संज्ञा ,सर्वनाम, विशेषण ,क्रिया, अवयव (क्रिया विशेषण, संबंध सूचक, विस्मय बोधक, निपात)
- III. शब्द ज्ञान: पर्यायवाची, विलोम शब्द ,युगमो का अर्थ भेद, वाक्यांश के लिए सार्थक शब्द , समश्रुत भिन्नार्थक शब्द ,समानार्थी शब्दों का विवेक, उपयुक्त शब्द चयन , संबंधवाची शब्दावली

Unit II

- I. शब्द शुद्धि
- II. व्याकरणिक कोटियां : परसर्ग , लिंग , वचन. पुरुष, काल , वृत्ति , पक्ष, वाक्य
- III. वाक्य रचना
- IV. वाक्य शुद्धि
- V. विराम चिन्हों का प्रयोग
- VI. मुहावरे / लोकोक्तियां
- VII. पारिभाषिक शब्दावली : प्रशासनिक, विधिक (विशेषतः)

Unit III

अंग्रेजी से हिंदी अनुवाद

Unit IV

हिंदी से अंग्रेजी अनुवाद

Unit V

समसामयिक विधिक विषयों पर निबंध लेखन

Note: Student can opt for any foreign language of his/her choice, preferably French or German, with any online /MOOC/SWAYAM , national or international platform of equivalent to 5 credit hours. The grades/marks obtained by the student as earned in the online certificate programme will be transferred in his/her final marksheet.

Course Name: Professional Ethics and Professional Accounting System

Course Code: 16009600

Objective

It is an indispensable complementary part of our legal system without the study of which no advocate is suitably equipped with the basic requisites required to go to the court.

Unit I: Supreme Court Rules 1966 and Rajasthan High Court Rules 1967

- a) Supreme Court Rules 1966
 - i. Advocates and their Course of Conduct
 - ii. Role of Single Judge and Registrar of the Supreme Court
 - iii. Types of Petition Entertained by the Supreme Court, Writ petition, Election Petition

- b) Delhi High Courts Rules
 - i. Advocates and their Course of Conduct
 - ii. Role and Power of Single Judge
 - iii. Civil and Criminal Jurisdiction of the Court

Unit II: The Registration Act, 1908

- i. Compulsory Registered Documents s17
- ii. Optional Registration s18
- iii. Time and Place for Registration ss23-31
- iv. Effects of Registration and non-Registration ss47-50

Unit III: Bench-Bar Relations

- a) The Advocates Act, 1961
- b) State Bar Council and Bar Council of India: Duties and Functions
- c) Professional Misconduct and Punishments s35
- d) Role and power of Disciplinary Committee ss36-42

Unit IV: Legal Ethics

- a) Duty to Court, Client, Opponent, Colleagues s7 and s49, along with the Rules of the Bar Council India
- b) Duty towards Society

PSDA (Professional Skill Development Activities)

- Client Counseling
- Mock Trial
- Moot Court
- Project work on working of BCI and State Bar Council

Suggested Readings

1. *P. Ramanatha Aiyer*, Legal and Professional Ethics: Legal Ethics duties and privileges of a lawyer, LexisNexis, 2003
2. The Advocate Act, 1960
3. *KailashRai*, Legal Ethics, CLP, 2007 (7th Edn)
4. Ramachandran Raju & Gaurav Agarwal, *B. K Agarwal's Supreme Court practice and procedure*. Eastern Book Company, 2002

Course Name: Alternative Disputes Resolution

Course Code: 16009100

Objectives

Alternative Dispute Resolution has become the primary means by which cases are resolved now days, especially commercial, business disputes. It has emerged as the preferred method for resolving civil cases, with litigation as a last resort. Alternative Dispute Resolution provides an overview of the statutory, procedural, and case law underlining these processes and their

interplay with litigation. A significant theme is the evolving role of professional ethics for attorneys operating in non-adversarial settings. Clients and courts increasingly express a preference for attorneys who are skilled not only in litigation but in problem-solving, which costs the clients less in terms of time, money and relationship. The law of ADR also provides an introduction to negotiation and mediation theory.

Unit I: Concept of ADR

- a) Meaning, Nature and Genesis of Alternative Dispute Resolution
- b) Forms of ADR Mechanism
- c) Legal Framework: Legal Services Authorities Act, 1987
- d) Legal Aid

Unit II: Negotiation and Mediation

- a) Negotiation
- b) Theories, Development and its types
- c) Qualities of Negotiator and Process for Negotiation
- d) International Negotiation
- e) Mediation
- f) Good Offices

Unit III: Arbitration and Conciliation

- a) Arbitration Agreement, Essentials, Rule of Severability
- b) Composition of Arbitral Tribunal, Extent of Judicial Intervention, Interim Measures, Power of Court to refer Parties to Arbitration
- c) Jurisdiction of Arbitral Tribunal, Competence, Competence of Arbitral Tribunal, Conduct of Arbitral Proceedings, Place of Arbitration
- d) Arbitral Award, Termination, Enforcement
- e) Conciliation and its Mechanism

Unit IV: International Perspective

- a) International Commercial Arbitration
- b) New-York and Geneva Convention
- c) UNCITRAL Model Law, Treaties etc.
- d) Enforcement of Foreign Award and Jurisdictional Issues

Suggested Readings

1. J. G. Merrills, *International Dispute Settlement*. U.K: Cambridge University Press, 2005(Fifth Edn).
2. Avtar Singh, *Law of Arbitration and Conciliation*, Eastern Book Company, 2013(10th Edn).
3. Robert J. Niemic, Donna Stienstra and Randall E. Ravitz, *Guide to Judicial Management of Cases in ADR*, Federal Judicial Centre, 2001.
4. J. Auerbach, *Justice Without Law?* Oxford University Press, 1983 .
5. Abraham P. Ordover and Andrea Doneff, *Alternatives to Litigation : Mediation, Arbitration, and the Art of Dispute Resolution*, Notre Dame: National Institute for Trial Advocacy, 2002

Course Name: Property Law

Course Code: 16006900

Course Outline

Unit I: Concept of Property and General Principles Relating to Transfer of Property

- a) Concept of Property: Distinction between Movable and Immovable Property
- b) Conditions Restricting Transfer
- c) Definition of Transfer of Property
- d) Transferable and Non-Transferable Property
- e) Transfer to an Unborn Person and Rule against Perpetuity
- f) Vested and Contingent interest
- g) Rule of Election

Unit II: General Principles Governing Transfer of Immovable Property

- a) Transfer by Ostensible Owner
- b) Rule of Feeding Grant by *Estoppel*
- c) Rule of *Lis pendens*
- d) Fraudulent Transfer
- e) Rule of Art Performance
- f) Actionable Claim

Unit III: Specific Transfers – I

- a) Mortgage: Definitions and Kinds, Rights and Liabilities of Mortgagor and Mortgagee
- b) Charge

Unit IV: Specific Transfer – II

- a) Sale and Gift
- b) Lease

PSDA (Professional Skill Development Activities)

- Drafting a Mortgage/Sale/Gift/Lease Deed Visit to Record Room
- Class Moot Court
- Awareness Camp

Suggested Readings:

1. Mulla, Transfer of Property Act, Lexis Nexis, 2013
2. Poonam Pradhan Saxena, Property Law, 2011
3. James Charles Smith, Propert and Sovereignty (Law, Property and Society), Ashgate, 2014
4. Avtar Singh, Transfer of Property Act, Universal Publishing Pvt Ltd., 2012

5. Sandeep Bhalla, Digest of Cases on Transfer of Property in India, Eastern Book Company, 2nd Edn., 2012

Course Name: Reformative Treatment of Persons in Conflict with Law

Course Code: 16009900

Course Outline

Unit I: Introduction

Definitions – History of juvenile justice – Juvenile justice system vs. Criminal justice system
Juvenile Justice (Care and Protection) Act 2015 – State specific legal provisions (Tamil Nadu Juvenile Justice (Care and Protection) Rules, 2017) – Conceptual clarity on Legal frameworks (POCSO, ITPA, Child Labour Act, Information Technology Act, Child Marriage Act) – Familiarization of various other laws relating to children in India – Best interest of the child – Identifying appropriate practitioners/stakeholders (includes special educators, translators, interpreters, psychologists and psychiatrists)

Unit II: Rights of the Child

Basic rights – Child rights as human rights – United Nations Convention on the Rights of the Child (UNCRC) – Legal protection for children – Fundamental rights as defined by the Constitution of India – National Commission for protection of child rights – State Commission for the protection of child rights.

Unit III: Institutions in India for Children in Conflict with Law & Children in Need of Care and Protection

Juvenile Justice Board (JJB): Composition of the Board – Powers, functions and responsibility
Procedure in relation to children in conflict with law – Special focus on Section 15 (Preliminary assessment in heinous offences) - Powers of children's court – Observation homes Special home – Borstal school – Special juvenile police unit – Managing the unrest of children in child care institutions – Managing deviant behaviour in juvenile justice institutions.

Child Welfare Committee (CWC): Composition of the Committee – Powers, functions and responsibility – Procedure in relation to children in need of care and protection – Open shelter Place of safety – Foster care – Children's/Shelter homes – Institutions' roles (public/private).
Adoption and sponsorship of children.

Unit IV: Probation of Offenders Act, 1958

Probation – Object and meaning – Criminal court and probation – Duties of Probation officers – Report of the probation officers – conditions and cancellation of probation The Probation of Offender's Act, 1958 and sec. 360, 361 CrPC, release after admonition, release on probation of good conduct. a) without supervision order b) with supervision order restriction on imprisonment of young offenders, removal of disqualification- conditions of probation and variations in them, on observance of conditions of probation orders.

PSDA (Professional Skill Development Activities)

1. Communication skills: Interviewing/Investigations
2. Include experts (guest faculty) as resource persons to train/teach the paper
3. Role Play/Mock Court/Case Studies
4. Statutes and Judgments Analysis

Suggested Readings

1. Juvenile Justice (Care and Protection of Children) Act, 2015 (Ind.).
2. Kumari, V. (2012). The Juvenile Justice System in India: From Welfare to Rights. New Delhi: Oxford University Press.
3. Kumari, V. (2017). The Juvenile Justice (Care and Protection of Children) Act 2015: Critical Analyses. Gurgaon, Haryana, India: Universal Law Publishing, an imprint of LexisNexis.
4. Paranjape, Law Relating to Probation of Offenders
5. The Probation of Offender's Act 1958

Leading Cases:

1. Dayanand And Ors vs State of Haryana on 14 May, 2015
2. Shamshad vs The State of Bihar
3. Sampurna Behura v. Union of India & Ors.
4. Mukarrab etc. Vs. State of Uttar Pradesh
5. Rattan Lal vs State of Punjab on 10 April, 1964
6. Pankaj Jain vs Union of India on 23 February, 2018

Course Name: Judicial Competence

Course Code: 16010600

Objectives

1. To acquaint the students with legal vocabulary, legal terms and legal maxims will help them to understand legal concept better and also give them ability to write in a legal context.
2. To demonstrate the skills, need to develop professionally.

Course Outline

Unit I: Common Errors in English

Errors in use of parts of speech, correct usages with regard to tenses, Subject verb concord. General errors in Sentence Constructions- Modals, Articles and Determiners, Active and

Passive Voice, Direct and Indirect Speech, Antonyms and Synonyms, Phrasal Verbs and Idioms, Co-ordination & Subordination.

Unit II: Vocabulary building

Words often confused/ Homonyms & Homophones, Foreign words used in law, Legal terms, Antonyms and Synonyms

Unit III: Legal Essays

1) New pattern of legal education, 2) India and Parliamentary Ethics,3) Election Reforms
4) Parliamentary System in India.5) Fundamental Duties, any other contemporary topic

Unit IV: Presentation Skills

Preparing a brief and discussion of a famous legal case in groups .

Unit V: General Studies

Read newspaper daily, Watch News and Edutainment Channels, Use the internet for general knowledge, Follow online GK and Current Affairs groups.

Suggested Readings

1. Singh Neetu, Plinth to Paramount (Volume I),KD Publication Revised edition 2019.
2. Nesfield, J,C, English Grammar, Composition and Usage, New Edition, Macmillan India Ltd .
3. Tripathi S.C, Legal Language, Legal Writing and General English, Central Law Publications, New Delhi,2005.
4. Gandhi BM, Legal Language and Legal Writing.

Teaching Methods:

1. To be totally learner-centric with minimum teacher intervention as the course revolves around practice.
2. GD/Interview/Role Play/Practise test to be conducted in a regular classroom but learners are to be exposed to telephonic, personal and skype interview.

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 in writing.

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