

Detailed Course Scheme
BBA LL.B.
(Five years integrated Law programme)

Semester VIII
(2017-2022)

DOC201906180013



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 BBA LL.B. program for Even (January-June) Semester, 2021 along with Examination pattern is as follows:

Semester -VIII

S. No.	Course Code	Course Name	L	T	P	Credits
1.	16008500	Drafting, Pleading and Conveyance	4	1	0	5
2.	16009100	Alternative Disputes Resolution	4	1	0	5
3.	16009200	Rent Control and Real Estate Laws (E4)	4	1	0	5
4.	16009300	Interpretation of Statutes (E5)	4	1	0	5
5.	16005600	Administrative Law	4	1	0	5
6.	16009400	Moot Court Exercise & Pre-Trial Preparations	2	0	2	3
7.	16007300	Criminal Procedure Code	4	1	0	5
8.	16010500	Effective Soft Skills development for Law Professionals (CLD-2)	2	0	0	2
9.	99002800	Workshops & Seminars	-	-	-	1
	99002700	Human Values & Social Service/NCC/NSS	-	-	-	1
Total			28	6	2	37

EVALUATION SCHEME

The evaluation of the BBA 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: Drafting, Pleading and Conveyance

Course Code: 16008500

Objective

The object of this paper is to train students in the art of drafting both for court purposes as well as for other legal forums.

Course Outline

Unit I: Fundamental Rules of Pleadings

- a) Pleadings (Order 6 CPC)
- b) Plaint Structure
- c) Written Statement and Affidavit
- d) Application under Section 5 of the Limitation Act
- e) Application for Setting aside *ex-parte* Decree
- f) Writ Petitions

Unit II: 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 III: 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 IV: 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 Readings

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

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: Rent Control and Real Estate Laws

Course Code: 16009200

Objective

The object of this paper is to focus on land reforms in India, Constitutional provisions related to land reforms, Land Acquisition, Rehabilitation and Resettlement Act, 2013, Urban Real Estate Development Laws and the Provisions of the Rent Laws under the Delhi Rent Control Act, 1958.

Course Outline

Unit I: Land Reforms

- a) Land Reforms in India
- b) Agrarian Relations in Pre-Independent India
- c) Constitutional Imperatives and Objectives relating to Agrarian Reforms: Constitutional Provisions and Amendments

Unit II: Urban Development and Regulations

- a) Urbanization: Issues and Perspectives
- b) Land Acquisition Act, 2013
- c) Urban Development Institutions in NCR: DDA, HUDA, NOIDA

Unit III: Real Estate Development and Apartment ownership

- a) Real Estate (Development and Regulation) Bill, 2013
- b) Delhi Apartment Ownership Act, 2009

Unit IV: Delhi Rent Control Act

- a) Introduction to and Delhi Rent Control Legislation in Delhi: 1958 and 1996
- b) Definitions, Grounds of Evictions
- c) Dispute Settlement Mechanisms

PSDA (Professional Skill Development Activities)

- Research Paper/Project work
- Preparation of Rent Deed/ Notice of Eviction
- Visit to Land Acquisition and Rehabilitation Sites

- Visit to Rent Controller Office

Suggested Readings:

1. V.N. Shukla, *Constitution of India*, Eastern Book Agency, 2014.
2. Jaspal Singh, *Delhi Rent Control Act*, Pioneer Books, 2007 (6th Edn).
3. N.K. Acharya, *Commentary on the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013*, Asia Law House, 2014.
4. M.L. Upadhyaya, *Law, Poverty and Development*, Taxmann Allied Publishers Pvt. Ltd, 2000

Course Name: Interpretation of Statutes

Course Code: 16009300

Objectives

The paper is aimed to enhance the critical skills to equip the students with various aspects of interpretations.

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

- a) Literal Rule
- b) Golden Rule
- c) Mischief Rule
- d) Ejusdem generis
- e) Noscitur a sociis

Suggested Readings

1. P. St. J. Langan, *Maxwell's on the Interpretation of Statutes*, Lexis Nexis, 12th Edition, 1969
2. V.P.Sarathi, *Interpretation of Statutes*, Eastern book Company, 5th Edition, 2010.
3. G.P. Singh, *Principles of Statutory Interpretation*, Lexis Nexis, 13th Edition, 2012
4. N.S. Bindra, *Interpretation of Statutes*, Lexis Nexis, 2013
5. Bakshi BM, *Interpretation of Statutes*, Orient Publisher, 2008
6. Avinsh Dhamir & Hans Raj Arora; *A Compendium of Interpretative Techniques*, 2010

Course Name: Administrative Law

Course Code: 16005600

Course Outline

Unit I: Evolution and Scope of Administrative Law

- a) Nature, Scope and Development of Administrative Law
- b) Rule of Law and Administrative Law
- c) Separation of Powers and its Relevance
- d) Relationship between Constitutional Law and Administrative Law
- e) Classification of Administrative Law

Unit II: Legislative Functions of Administration

- a) Meaning and Concept of Delegated Legislation
- b) Constitutionality of Delegated Legislation
- c) Control Mechanism
 - i. Legislation
 - ii. Judicial Control of Delegated Legislation
 - iii. Procedural control of Delegated Legislation
- d. Sub-Delegation

Unit III: Judicial Functions of Administration

- a) Need for Devolution of Adjudicatory Authority on Administration
- b) Problems of Administrative Decision Making
- c) Nature of Administrative Tribunals: Constitution, Powers, Procedures, Rules of Evidence
- d) Principles of Natural Justice
 - i. Rule against Bias
 - ii. Audi Alteram Partem
 - iii. Speaking Order (Reasoned Decisions)

Unit IV: Administrative Discretion and Judicial Control of Administrative Action

- a) Need and its Relationship with Rule of Law
- b) Judicial Review of Administrative Action and Grounds of Judicial Review
 - i. Abuse of Discretion
 - ii. Failure to Exercise Discretion
 - iii. Illegality, Irrationality, Procedure Impropriety
- c) Doctrine of Legitimate Expectations

Unit V

- a) Ombudsman,
- b) Lokpal, Lokayukta and Central Vigilance Commission: Meaning, Object, Main characteristics, Need and Utility-Origin and development of the Institution –
- c) Ombudsman in New Zealand-
- d) Ombudsman in England (Parliamentary Commissioner)-
- e) Ombudsman in India –Lokpal
- f) Lokayukta in States-Central Vigilance Commission

LEADING CASES:

1. A.K. Kraipak Vs Union of India AIR 1970 SC 150
2. In re Delhi Laws Act, AIR 1951 SC 332
3. Raj Narayan V/s. Chairman, Patna Administration Committee, Patna AIR 1954 SC 569
4. Syed Yaqoob vs Radha Krishnan AIR 1964 SC 477
5. Rohtash industries Pvt Ltd Vs S.D. Agarwal AIR 1969 SC 707
6. State of Karnataka Vs Union of India AIR 1978 SC 68

Suggested Readings

1. H.W.R. Wade & C.F. Forsyth, *Administrative Law*, Oxford University Press, 2009 (12thEdn).
2. M.P. Jain & S.N. Jain, *Principles of Administrative Law*, Lexis Nexis, 2013 (7thEdn).
3. I.P. Massey, *Administrative Law*, Eastern Book Company, 2012, (8thEdn).
4. C.K. Takwani, *Lectures on Administrative Law*, Eastern Book Company, 2012 (5thEdn).
5. S.P. Sathe, *Administrative Law*, Lexis Nexis Butter worths Wadhwa, 2010 (7thEdn).

Course Name: Criminal Procedure Code

Course Code: 16007300

Course Outline:

Objective: This paper is to give students thorough knowledge of procedural aspects of working of criminal courts and other machineries.

Unit I: Introduction, Arrest, Bail and Pre-Trial Proceedings

- a) Object and Importance of Cr.P.C
- b) Basic Concepts: Bailable Offence, Non-Bailable Offence, Cognizable Offence , Non-cognizable Offence, Complaint, Charge, Police Report, Investigation, Inquiry and Trial, Summons Case, Warrant Case
- c) Constitution of criminal courts and offices
- d) Arrest and Rights of an Arrested Person
- e) Process to Compel Appearance of Person
 - (i) Summons
 - (ii) Warrant of arrest
 - (iii) Proclamation and attachment
 - (iv) Other rules regarding processes
- f) Process to Compel Production of Things
 - (i) Summons to produce
 - (ii) Search-warrants
 - (iii) General provisions relating to searches

Unit II: Maintenance of public order and tranquillity

- a) Security for keeping the peace and for good behaviour
- b) Order for maintenance of wives, children and parents
- c) Maintenance of public order and tranquillity
- d) Preventive action of the police & information to the police and their powers to investigate

Unit III: Pre-Trial Proceedings

- a) Framing of Charges and Joinder of Charges
- b) Jurisdiction of the Criminal Courts in Inquiries and Trials
- c) Complaint to Magistrate
- d) Commencement of Proceeding before Magistrate
- e) The Charge, Contents, Joinder of charges

Unit IV: Criminal Trial

- a) Types of trials: Sessions Trial, Warrant Trial, Summons Trial, Summary Trial
- b) Trial before a court of session
- c) Trial of warrant-cases by magistrates
- d) Trial of summons-cases by magistrates
- e) Summary Trials
- f) Submission of Death Sentences for Confirmation
- g) General Provisions as to Inquiries and Trial
- h) Execution, Suspension, Remission and Commutation of Sentences
- i) Plea Bargaining

- j) Provisions as to accused persons of unsound mind

Unit V: Processes of the Criminal Courts

- a) The Judgment
- b) Submission of death sentences for confirmation
- c) Appeals
- d) Reference and Revision
- e) Inherent Power of Court
- f) Transfer of Criminal Cases
- g) Execution, suspension, remission and commutation of sentences
- h) Provision for Bail and Bonds

PSDA (Professional Skill Development Activities)

- Mock Trial
- Visit to Police Station/Court/Prosecution Office Visit to Jail
- Symposium on Sentencing Exercise on Plea Bargaining

Suggested Readings:

1. Ratanlal&Dhirajlal, *Criminal Procedure*, Lexis Nexis Butterworths Wadhwa, Nagpur, 2012
2. S.C. Sarkar, *The Law of Criminal Procedure*, Wadhawa& Co. , Nagpur, 2007
3. K.N. Chandrasekharan Pillai, *R.V. Kelkar's Lectures on Criminal Procedure*, Eastern Book Company, 2013
4. K.N. Chandrasekharan Pillai, *Criminal Procedure*, Eastern Book Company, 2004
5. Aiyer, Mitter, *Law of Bails- Practice and Procedure*, Law Publishers(India) Pvt. Ltd., 2012
6. P.V. Ramakrishna, *Law of Bail, Bonds, Arrest and Custody*, Lexis Nexis, 2008
7. P.K. Majumdar, *Law of Bails, Bonds and Arrest*, Orient Publication, 2012
8. Justice P.S. Narayana, *Code of Criminal Procedure*, ALT Publications, 2012

Course Name: Effective Soft Skills development for Law Professionals

Course Code: 16010500

Objectives

- To sensitize the need of effective soft skills in legal professionals, providing proper attribution to soft skills.
- To develop presentation skills and enhance ability of students to communicate effectively in groups and teams

Course Outline

Unit I: Communication Skills

Asking questions, handling responses to questions, giving feedback, receiving feedback.

Unit II: Interview / Viva Voce

Mock Interview- Questions pertaining to record at the school, college and university, and his/her character, personality, address, physique, general knowledge current affairs, present day problems, Indian dialects and customs.

Unit III: Moot Court Competition

Compulsory participation in National/International level moot court competition (evaluation for 15 marks will be done in continuous assessment).

Unit IV: Goal setting

Based on principle of SMART.

Unit V : 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? 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
4. Koneru Aruna Professional Communication , The McGraw Hill Company

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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