



A.B.M.S. Parishad's
YASHWANTRAO CHAVAN LAW COLLEGE,
PARVATI, PUNE – 411009

ID No. PU/PN/LAW/038/1978, Affiliated to Savitribai Phule Pune University, Recognized by
BCI and Accredited by NAAC, Bengaluru

Website- www.yclawcollegepune.org, Email- yclawpune@gmail.com, Telephone- 020-24221002



SSR 2023 for Cycle IV
2017-18 to 2021-2022

Criterion 1 – Curricular Aspects

Key Indicator – 1.3 Curriculum Enrichment

1.3.2 Average percentage of courses that include experiential learning through Moot Courts, Seminar Courses, Court Visits, arbitration/Mediation/ Client Counselling Exercises / Para legal volunteering/ Legal aid training, advocate chamber and internship in law firms / NGOs / Judicial clerkships etc.

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Courses that include experiential learning through project Moot Courts, Court visits, Arbitration/Mediation/Client Counseling Exercises, Para legal volunteering/ legal aid training, advocate chamber and internship in law firms//NGOs/Judicial Clerkships.

1	LLB	Practical Training Paper I Professional Ethics and Contempt of Court Law	Advocate chamber and internship/client counselling
2		Practical Training Paper II Alternate Dispute Resolution System	Arbitration/Mediation
3		Code of Civil Procedure	Court visits/ Court Procedure
4		Practical Training Paper III Drafting Pleading and Conveyance	Advocate chamber and internship
5		Land Laws I	Visit to subregistrar office
6		Land Laws II	Visit to subregistrar office
7		Practical Training Paper IV Moot Court Exercise and Internship	Moot courts
8		Criminology Psychology and Criminal Sociology	Jail visit
9		Family Law-I	Counselling
10		Labour and Industrial Law	Visit to factories and Labour and Industrial Tribunals
11	BALLB	Practical Training Paper I Professional Ethics and Contempt of Court Law	Advocate chamber and internship/client counselling
12		Practical Training Paper II Alternate Dispute Resolution System	Arbitration/Mediation
13		Code of Civil Procedure	Court visits
14		Practical Training Paper III Drafting Pleading and Conveyance	Advocate chamber and internship
15		Land Laws I	Visit to subregistrar office
16		Land Laws II	Visit to subregistrar office
17		Practical Training Paper IV Moot Court Exercise and Internship	Moot courts
18		Criminology Psychology and Criminal Sociology	Jail visit
19		Family Law-I	Counselling
20		Labour and Industrial Law	Visit to factories
21	LLM	Legal Research Methodology	Project
22		Practical Research Methodology	
23		Introduction to Alternative Dispute Resolution (Optional Paper to be chosen by the student)	Arbitration/mediation
24		Seminar Paper (Compulsory)	Project writing
25		Dissertation (Compulsory)	Project work



Principal
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Yashwantrao Chavan Law College
Pune-411 009

LP 0704 Practical Training Paper I - Professional Ethics and Contempt of Court Law :

Objectives of the Course : The professional ethics encompasses an ethical code governing the conduct of persons engaged in the practice of law as well as persons engaged in the legal sector. The objective of this course is to acquaint the students as to (a) legal profession in India during - ancient, medieval and modern period, (b) professional ethics or duties, (c) the provisions of the Advocate Act, 1961, and (d) the provisions of the Contempt of Courts Act, 1971. The purpose of the course shall also be to provide or to enhance the practical knowledge of the students and to acquaint them with the link between theory and practice.

Scheme of Marking :

Part A : University Written Examination : 80 Marks

Part B : Written Submissions (10 Marks) & Viva voce Examination (10 Marks) : 20 Marks

Part A : Syllabus for University Written Examination :

Module 01 History of Legal Profession in India :

1. Legal profession in India in ancient and medieval period
2. Changes underwent in Legal profession during British rule
3. Development of Legal Profession in India after Independence
4. Impact of globalization on legal profession in India

Module 02 Norms of Professional Ethics and Duties :

1. Need and necessity of Professional ethics in the legal profession
2. Professional ethics and duties of advocates towards his clients, Court, public, his fellow advocates, self, society, duty in imparting training, duty to render legal aid, etc.
3. Restrictions on other Employments
4. Restrictions on advertising
5. Form of Dresses or Robes to be worn by Advocate
6. Rules as to Vakalatnama

Module 03 Introduction and Authorities (the Advocates Act, 1961) :

1. Objects of and definitions under the Act
2. Bar Council of State :
 - a) Establishment of Bar Councils for Each States and Union Territories
 - b) Composition of State Bar Council
 - c) System of Election
 - d) Term of office of Members of State Bar Council and Establishment of Special Committee
 - e) Disqualification of Member of Bar Council of State
 - f) Powers and Functions of Bar Council of State
3. Bar Council of India :
 - a) Composition of Bar Council of India
 - b) Term of office of Members of Bar Council of India
 - c) Disqualification of Member of Bar Council of India



- d) Powers and Functions of Bar Council of India
- e) Membership in International Bodies
- 4. Provisions Common to Bar Council of India and Bar Council of State :
 - a) Bar Council to be Body Corporate
 - b) Constitution of Committees of Bar Council
 - c) Transaction of Business, Staff and Audit of Accounts of Bar Council
 - d) Power of Bar Council to make Rules

Module 04 Admission and Enrolment of Advocates (the Advocates Act, 1961) :

Senior and other Advocates

- 2. Preparation of Roll of Advocates
- 3. Order of Seniority amongst the Advocates
- 4. Transfer of Name from one State Roll to another
- 5. Right of Pre-audience
- 6. Qualification for Admission of Person as Advocate on State Roll
- 7. Disqualification for Admission of Person as Advocate on State Roll
- 8. Disposal of Applications for Admission as Advocate
- 9. Power of State Bar Council to make rules

Module 05 Enrolment and Right to Practice and Limitations of such Right (the Advocates Act, 1961) :

- 1. Right of Advocates to Practice
- 2. Power of Court to Permit Appearances in Particular Cases
- 3. Advocates alone entitled to Practice
- 4. Power of High Court to make rules
- 5. Skills essential for a lawyer to have a good practice and profession – qualities to succeed in legal profession - honesty, courage, industry, wit, eloquence, judgment, fellowship, etc.
- 6. Decisions of Courts on Advocate's right to strike
- 7. Role of advocate in the administration of justice and duty towards legal Reforms

Module 06 Conduct of Advocates (the Advocates Act, 1961) :

- 1. Complaint of Professional or other Misconduct
- 2. Punishments for Professional or other Misconduct
- 3. Disciplinary Powers of Bar Council of India and State Bar Council
- 4. Disposal of Disciplinary Proceedings
- 5. Review of Orders by Disciplinary Committee
- 6. Appeal to Bar Council of India
- 7. Appeal to Supreme Court
- 8. Stay of Order
- 9. Alteration in Roll of Advocates

Module 07 Cases Prescribed for Study on Professional Ethics :

- 1. Vishram Singh Raghubanshi v. State of UP, AIR 2011 SC 2275
- 2. Vijay Singh v. Murarilal, AIR 1979 SC 1719



3. SJ Chaudhary v. State of Delhi, AIR 1984 SC 618
4. Chandra Shekhar Soni v. Bar Council of Rajasthan, AIR 1983 SC 1012
5. Ex-Capt Harish Uppal v. Union Of India, AIR 2003 SC 739
6. John D'Souza v. Edward Ani, AIR 1994 SC 975
7. Himalayan Cooperative Group Housing Society v. Balwan Singh, AIR 2015 SC 2867
8. Brajendra Nath Bhargava v. Ramchandra Kasliwal, AIR 1999 SC 2866
9. A S Mohammed Rafi v. State of Tamil Nadu, AIR 2011 SC 308
10. D Saibaba v. Bar Council of India, AIR 2003 SC 2502

Module 08 The Contempt of Courts Act, 1971 :

1. Historical development of law of contempt of court in India
2. Freedom of speech, Law of defamation and contempt of Court - Constitutional perspectives
3. Meaning of contempt - Civil contempt and Criminal contempt
4. Defenses for contempt - Civil and Criminal contempt
5. Punishments for contempt
6. Procedure for initiating contempt proceeding
7. Contempt by Judges, Magistrate, Lawyers, Companies and others
8. Contempt of Supreme Court, High Court and Subordinate Court
9. Remedies, Apology, Appeal and Review
10. Comparison with Order 39 Rule 2A of Civil Procedure Code

Module 09 Cases Prescribed for Study on Contempt of Court :

1. In Re Arundhati Roy, AIR 2002 SC 1375
2. Pushpaben v. Narandas V Badiani, AIR 1979 SC 1536
3. LD Jaikwal v. State of UP, AIR 1984 SC 1734
4. Charan Lal Sahu v. Union of India, AIR 1988 SC 107
5. PN Duda v. V P Shiv Shankar, AIR 1988 SC 1202
6. Noorali Babul Thanewala v. KMM Shetty, AIR 1990 SC 464
7. Bal Kishan Giri v. State of UP, AIR 2014 SC (Supp) 469
8. High Court of Judicature of Bombay v. Manisha Koirala, 2003 CriLJ 1634 (Bom HC)
9. Dr. Subramanian Swamy v. Arun Shourie, AIR 2014 SC 3020
10. In Re S Mulgaokar, AIR 1978 SC 717

Note :

1. The college shall organise Interaction Session(s) of experts in the area of professional ethics, contempt of courts, etc. with the students.
2. The purpose of the interaction session(s) should be to provide or to enhance the practical knowledge of the students with respect to the course.
3. The concerned teacher is advised to orient the students, before organisation of interaction session, as to purpose of interaction, concerned legal provisions, etc.

Part B : Contents of Written Submissions (Journal) :

The Written Submissions (Journal) shall contain the following :

1. Essay on the topic from law relating to Legal Profession in India, assigned by concerned



teacher.

2. Essay on the topic from Law relating to Contempt of Court, assigned by concerned teacher.
3. Report on an Interaction Session(s) of experts with the students.
4. Case Comments on 2 cases on Professional Ethics, assigned by concerned teacher.
5. Case Comments on 2 cases on Contempt of Court, assigned by concerned teacher.

Note :

1. A Report on interaction session shall consists of : (a) Purpose of the Interaction, (b) Observations / Information Collected by the student, (c) Relevant Provisions of Law, (d) Comments on Linkage between Law and Practice. The concerned teacher may add in or modify the specified contents of report.
2. The case comment shall consists of : (a) Citation of the case, (b) Facts of the case, (c) Issues of facts and of laws, (d) Arguments advanced, (e) Decision of the Court, (f) Ratio of the case, and (g) Comments on the decision.

Recommended Readings :

1. K.V. Krishnaswamy Iyer, Professional Conduct and Advocacy, Oxford University Press.
2. Dr. Kailash Rai, Legal Ethics – Accountancy for Lawyers and Bench - Bar Relations Central Law Publications, Allahabad, 2015.
3. B.R. Aggarwala, Supreme Court Practice and Procedure, Eastern Book Co.
4. P. Ramanath Iyer, Advocate his Mind and Art, Wadhwa Nagpur, 2003.
5. Dr. S.P.Gupta, Professional Ethics, Accountancy for Lawyers and Bench-Bar Relations, Central Law Agency, Allahabad, 2004.
6. M.P. Jain, Outline of Indian Legal History, Chapter : Development of Legal Profession, LexisNexis, 2014.
7. M.R. Mallick, The Advocates Act, 1961 with Professional Ethics, Advocacy, and BarBench Relationship. Kamal Law House, Calcutta, 2000.
8. Dr B Malik, The Art of a Lawyer The University Book Agency, Allahabad, 1999.
9. Raju Ramachandran : Professional Ethics for Lawyers, Changing Profession, Changing Ethics, LexisNexis, 2004.
10. Saadiya Suleman, Professional Ethics & Advertising by Lawyers, Universal Law Publishing, New Delhi, 2014.
11. M.K. Gandhi, The Law and the Lawyers, Navjeevan Publication, Ahemadabad.
12. Law Commission of India, Report No.274 on Review of the Contempt of Courts Act, 1971, April 2018.



LP 0804 Practical Training Paper II - Alternative Dispute Resolution System :

Objectives of the Course : The objective of this course is to acquaint the students with various modes of Alternate Dispute Resolution System (ADR). The ADR mechanism is less bound by procedural formalities and speedy in giving results. For this reason ADR is appreciated by many countries around the world. The course is designed to give the students insightful knowledge about this emerging area. The goal of the course is to help the students to understand practically the various methods of resolving disputes under ADR system, so that they can help their clients and society to select and employ the most effective, just and humane methods. The inability to resolve disputes in a timely manner eviscerates public and private rights obligations. To overcome this drastic situation ADR is highly recommended and accepted. The course covers study of the Arbitration and Conciliation Act, 1996, the Legal Services Authority Act, 1987 and few international perspectives and enforcement of foreign awards.

Scheme of Marking :

Part A : University Written Examination : 80 Marks

Part B : Written Submissions (10 Marks) & Viva voce Examination (10 Marks) : 20 Marks

Part A : Syllabus for University Written Examination : 80 Marks

Module 01 Alternate Dispute Resolution Mechanisms :

1. Alternate Dispute Resolution Mechanisms : Meaning, Definitions, Concept and History
2. Structure Powers and Functions of the Authorities under the Legal Services Authority Act, 1987
3. Legislative and judicial sanction for ADR
4. Forms of ADR : Negotiation, Mediation, Conciliation, Arbitration, Lok Adalat

Module 02 Negotiation and Mediation :

1. Meaning, features, theories, types of negotiation
2. Appointment, role and qualities of the negotiator, Process of negotiation
3. International negotiation
4. Meaning, features, theories and role of Mediation
5. Appointment and role of mediator
6. Good offices

Module 03 Conciliation :

1. Meaning, features and modes of Conciliation
2. Conciliation under the Arbitration and Conciliation Act, 1996
3. Appointment and role of conciliator
4. Techniques of conciliation and Termination of conciliation proceedings
5. Contractual provisions about conciliation

Module 04 Arbitration :

1. Meaning, features, theories and types of arbitration



2. Historical perspectives of arbitration as a dispute settlement mechanism, and law of arbitration
3. Types of Arbitration - Domestic and International arbitration, Institutional arbitration
4. Advantages and disadvantages of arbitration
5. Difference between Negotiation-Mediation-Conciliation-Arbitration

Module 05 Arbitration Agreement :

1. The arbitration agreement, formation, its essentials
2. Validity of arbitration agreement
3. Rule of severability, Effect of death, insolvency, etc. on agreement
4. Parties to arbitration agreement, Agreement as binding on third parties
5. Power of Court to refer parties to arbitration
6. Jurisdiction of Courts

Module 06 Structure, Powers and Functions of Arbitral Tribunal :

1. Constitution of Arbitral Tribunal - qualifications to act as arbitrator
2. Disclosures by arbitrator, Disqualification of arbitrators
3. Grounds to challenge appointment and procedure of Arbitrators
4. Powers of Courts to appoint Arbitrators
5. Jurisdiction of arbitral tribunal - Power to rule on its own jurisdiction
6. Interim measures ordered by arbitral tribunal
7. Interim measures by Court

Module 07 Arbitration Proceedings and Award :

1. Conduct of arbitral proceedings, procedure, rules of procedure
2. Language, impartiality of arbitrator, equal treatment of parties
3. Procedure before arbitral tribunal, claim, defence, hearing, evidence, experts, confidentiality, application of the Law of Evidence and Limitation
4. Court's assistance in taking evidence, fast track procedure
5. Arbitral award - Types of award - Form and Content - Finality of award - Interpretation of award
6. Correction in award - Stamp duty - Registration - Additional award Costs - Termination of proceedings
7. Time limits for award, extension of time
8. Recourse against award, Grounds of setting aside award, Court's role, Enforcement of award

Module 08 International Perspectives and Enforcement of Foreign Awards - International Perspectives :

- UNCITRAL Model Law on International Commercial Arbitration
2. The Geneva Protocol on Arbitration Clauses, 1923
 3. The Geneva Convention on the Execution of Foreign Arbitral Awards 1927
 4. The New York Convention on the Recognition and Enforcement of Foreign Arbitral Awards, 1958
 5. Foreign awards – meaning and definition (New York Convention Awards)



- and Geneva Convention Awards)
6. Referring parties to arbitration
 7. Binding nature of foreign awards,
 8. Enforcement of foreign award, Proof of award, Conditions for enforcement
 9. Jurisdictional issues

Note :

1. The college shall organise interaction session(s) of experts in the Alternate Dispute Resolution System with the students.
2. The college shall also organise a visit of students to State Legal Services Authority / District Legal Services Authority / Taluka Legal Services Committee / Local Legal Aid Centre to observe actual working of the Authority. Alternatively, the college may organise an interaction session(s) of experts in the concerned area with the students.
3. The purpose of the visit / interaction session should be to provide or to enhance the practical knowledge of the students with respect to the course.
4. The concerned teacher is advised to orient the students, before organisation of visit / interaction session, as to purpose of visit / interaction, concerned legal provisions, etc.

Part B : Contents of Written Submissions (Journal) :

The Written Submissions (Journal) shall contain the following :

1. Draft of a domestic arbitration agreement after a commercial dispute has arisen between parties.
2. Draft of an application to the Court for setting aside an arbitration award.
3. Draft of an application to the appropriate court to appoint an arbitrator when parties have failed in their attempts to appoint one according to the arbitration agreement.
4. Report on interaction session(s) on Alternate Dispute Resolution System.
5. Report on visit to State Legal Services Authority / District Legal Services Authority / Taluk Legal Services Committee / Local Legal Aid Centre or on Interaction Session(s).

Note :

1. A concerned teacher may change topics for writing of drafts by considering the objectives of the course.
2. A Report on visit / interaction session shall consists : (a) Purpose of the Visit / Interaction, (b) Observations / Information Collected by the student, (c) Relevant Provisions of Law, (d) Comments on Linkage between Law and Practice. A concerned teacher may add in or modify the specified contents of report.

Recommended Readings :

1. Justice R.P. Sethi, Commentary on Arbitration and Conciliation Act as Amended in 2016, 2nd Edition, Wytes and Co., 2016.
2. Madhusudan Saharay, Textbook on Arbitration & Conciliation with Alternative Dispute Resolution, 4th ed, Universal Law Publishing, 2017.
3. N V Paranjpe, Law Relating to Arbitration and Conciliation in India, 7th ed, Central Law



- Agency, 2016.
4. Avtar Singh, Law of Arbitration and Conciliation, 10th ed., Lucknow, 2013.
 5. Mallika Taly, Introduction to Arbitration, Eastern Book Company, 2015.
 6. Vishnu Warriar, Arbitration, Conciliation and Mediation, LexisNexis, 2015.
 7. K V Satyanarayana, Law of Arbitration and Conciliation in India, Asia Law House, 2017.
 8. Anirban Chakraborty, Law and Practice of Alternative Dispute Resolution in India – a Detailed Analysis, LexisNexis, 2016.
 9. Ashwini Kumar Bansal, Arbitration and ADR, 5th ed, Universal Law Publication, 2016.
 10. Shriram Panchu, Mediation Practice and Law - The Path to Successful Dispute Resolution, 2nd ed, LexisNexis, 2015.
 11. Anuroom Omkar and Kritika Krishnamurthy, The Art of Negotiation and Mediation, LexisNexis, 2015.
 12. P C Rao and William Sheffield, ed, Alternative Disputes Resolution- What it is and How it Works? Universal Law Publishing, New Delhi, 2015.
 13. S B Malik, Commentary on the Arbitration and Conciliation Act, 6th ed, Universal Law Publishing, 2013.
 14. N D Basu, Law of Arbitration and Conciliation, 13th ed, Orient, 2016.
 15. U Pattabhi Ramian, Arbitration & ADR Including Conciliation, Mediation & Negotiation, Asia Law House, 2011.
 16. R S Bachawat, The Law of Arbitration and Conciliation, 5th ed, LexisNexis, 2013.
 17. P C Markanda, Law Relating to Arbitration and Conciliation, 9th edn, LexisNexis, 2016.
 18. O P Malhotra, The Law and Practice of Arbitration and Conciliation, 2nd edn, LexisNexis Butterworths, 2006.
 19. N D Basu, Law of Arbitration and Conciliation, P K Majumdar (ed), Orient, 2016.
 20. G K Kwatra, The Arbitration and Conciliation Law of India, Universal Law Publishing, New Delhi, 2008.



LC 0901 Civil Procedure Code :

Objectives of the Course : The Civil Procedure Code, 1906 is subject of daily use by the Civil Courts and lawyers. Students cannot afford to have scant knowledge of civil procedure when he goes out to practice as a lawyer. It is necessary to have good grounding in the subject before one enters the profession. The substantive law determines the rights of persons affected by action. The main objective of this course is to give to a student a thorough knowledge of procedural law especially related to working of civil courts and other adjudicating authorities.

Module 01 Preliminary, Institution of Suits, Bar to Jurisdiction, Maintainability:

1. Objects, purposes and History of the Code of Civil Procedure
2. Definitions : decree, decree-holder, district, judge, judgment, judgmentdebtor, legal representative, mesne profits, order
3. Subordination of courts
4. Jurisdiction, types of jurisdiction, issue of jurisdiction as preliminary issue, objections to jurisdiction, Bar to jurisdiction
5. Place of suing, Institution of suits
6. Res judicata and Res subjudice
7. Parties to a suit, Joinder, misjoinder and non-joinder of parties
8. Recognised agents and pleaders, Effect of death, marriage and insolvency of parties
9. Frame of suit, whole claim, Joinder and misjoinder of causes of action and claims, Bar of suit on same cause of action

Module 02 Summons and Pleadings :

1. Issue of summons and documents, Purpose of issuing summons, Service of summons, persons who can serve summons, mode of service, on whom can it be served, substituted service, service on defendant outside jurisdiction of the court, Effect of not taking steps to serve summons, effect of non appearance of defendant after being served, exemption from appearance
2. Pleadings, purpose, forms, particulars in pleadings, mandatory particulars, Verification, amendment of pleadings
3. Complaint, particulars, contents, relief, grounds of relief, admitting complaint
4. Return of complaint, Rejection of complaint, Effect of return and rejection of complaint, Accompaniments to complaint: Documents, Address
5. Written statement, admission and denials, Counter claim, Set off, Grounds of defence
6. Registered addresses of parties, Appearance of parties and consequence of non-appearance, setting aside ex-parte decrees

Module 03 Preliminary Procedures, Issues, Hearing and Judgment and Orders :

1. Examination of parties by court, Discovery and inspection
2. Admissions and effect, Production, impounding and return of documents
3. Framing of issues, effect if parties not at issue
4. List of witnesses, Summons to witness, Expenses of witness, Witness to give evidence and production of documents



5. Hearing of suit, Right to begin, Order of appearance of witnesses,
6. Manner of taking evidence, Language, Recording questions and answers and objections, Demeanour of witness, recording evidence on commission, Affidavits and personal attendance, Adjournments
7. Withdrawal and adjustment of suits, Payment into court
8. Judgment, Its contents, Decision on each issue
9. Interest and Costs, Compensatory costs, Costs for causing delay
10. Inherent powers of a court, Open court and in camera proceedings

Module 04 Interlocutory, Incidental and Supplemental Proceedings :

1. Commissions
2. Settlement of disputes outside Court
3. Arrest and attachment before judgment, Security for costs
4. Interim injunction
5. Interlocutory orders
6. Receivers
7. Caveat

Module 05 Decrees and Execution of Decrees :

1. Decree, Meaning, Purpose, Court which passed the decree, Decrees granting particular reliefs
2. Execution of decrees, court by which decree will be executed, Transfer of decree, Persons by whom and against whom decree can be executed, Transferees, Legal representatives
3. Payment under decree, Procedure of executing a decree, Issue of process, Stay of execution
4. Property that can or cannot be attached
5. Modes of execution of different kinds of decrees, Attachment and Garnishee order, Sale, Arrest and detention
6. Questions to be determined by executing court, Resistance or obstruction to Execution

Module 06 Special Suits :

1. Summary Suits
2. Suits by or against government and public officers
3. Suits by aliens and foreign states
4. Suits by or against corporations, partnership firms, persons carrying on business in names other than their own.
5. Suits by or against minors, lunatics
6. Suits by indigent persons
7. Interpleader suits

Module 07 Appeals, Revision and Review, Recognition of Judgments :

1. Appeals from original and from appellate decrees, Appeals to Supreme Court
2. Appeals from orders
3. Powers of Appellate Courts, Procedure in appeals, Filing appeal, Stay of



- proceedings or execution, Hearing, Judgment and decree in appeal
4. Reference, review and revision
 5. Recognition of foreign judgments

Module 08 The Limitation Act 1963 :

1. Objects, Purposes and Definitions under the Act
2. Bar of limitation, Prescribed period and the Schedule, Continuous running of time, Special period of limitation for the government, Application to arbitration proceedings
3. Extension of period : court closed, for sufficient cause, legal disability, no bar in suits against trustees
4. Computation of period of limitation, Exclusion of time, Effect of death, defendant being out of India, fraud and mistake
5. Effect of acknowledgment in writing and payment on account of debt
6. Adverse possession - acquisition of ownership by possession

Recommended Readings :

1. Mulla, Code of Civil Procedure, Universal Law Publishing, Delhi.
2. C.K. Thakker, Code of Civil Procedure, Universal Law Publishing, Delhi.
3. Majumdar P.K. and Kataria R.P. Commentary on the Code of Civil Procedure, 1908, Universal Law Publishing, Delhi.
4. Shah A.N. The Code of Civil Procedure, Universal Law Publishing, Delhi.
5. Sarkar's Law of Civil Procedure, Universal Law Publishing, Delhi.
6. Sukumar Ray, Textbook on the Code of Civil Procedure, Universal Law Book Co.
7. Avtar Singh, Code of Civil Procedure, Central Law Publication, Allahabad.
8. Jain M P, The Code of Civil Procedure, Wadhwa, Nagpur.
9. Mathur D. N., The Code of Civil Procedure, Central Law Publication, Allahabad.
10. Shailendra Malik, Code Of Civil Procedure, 27 th Edition, 2011, Allahabad Law Agency.
11. Sarkars Commentary on The Civil Procedure Code, Dwivedi, Allahabad Law Agency.
12. Taxmann's, The Code of Civil Procedure 1908.
13. Medha Kolhatkar, M.P. Jain's Civil Procedure Code, 5th Edition, LexisNexis.
14. K. Takwani: Civil Procedure, 4th Edition, Eastern Book Co., Lucknow, 2007.
15. Mulla, Code of Civil Procedure : Tripathi (Abridged Edition), and (Student Edition).
16. Sanjiva Row : Code of Civil Procedure, 3 rd Edn, (in 4 Vols), Law Book Co., Allahabad.
17. U N Mitra, Tagore Law Lectures - Law of Limitation and Prescription, LexisNexis, 14th ed, 2016.
18. T R Desai, Commentary on the Limitation Act, 11th ed, Universal Law House, 2016.
19. Shrinivas Gupta, The Limitation Act, 3rd ed, Universal Law House, 2016.
20. B B Mitra's Limitation Act, 23rd ed, M R Mallick (ed), Eastern Law House, 2014.
21. S. R. Myneni, Law of Limitation, Asia Law House, Hyderabad 90 LL.B. Semeste.
22. P.K. Mukharjee, Limitation Act, Allahabad Law Agency.
23. Medha Kolhatkar, Commentary on Limitation Act by T.R. Desai, LexisNexis.
24. Sanjiva Row: Limitation Act, 7th Edn. (2 Vols), Law Book Co., Allahabad, 1973.
25. M.R. Mallik (ed), B.B. Mitra on Limitation Act (1998) Eastern, Lucknow.
26. AIR Commentaries on Limitation Act, W.W. Chitaley, AIR Ltd., Nagpur.



LP 0904 Practical Training Paper III - Drafting, Pleading and Conveyance :

Objectives of the Course : This course relates to essential skills required by an Advocate - the skill of drafting, conveyances and pleadings. An advocate can develop this skill by practicing purposive writing, articulation, legal research, qualities of language, its clarity and precision. The object of the course is to develop these advocacy skills amongst the students. This course will also acquaint the students the knowledge of substantive and procedural law in the context of pleadings and conveyance. This course aims to acquaint the students with basic principles as to the skill of drafting of various types of Applications, Petitions, Notices, Complaints, Written Statements, etc. The goal of the course is to help the students to understand application of substantive and procedural laws in drafting, pleading and conveyance.

Scheme of Marking :

Part A : University Written Examination : 80 Marks

Part B : Written Submissions (10 Marks) & Viva voce Examination (10 Marks) : 20 Marks

Part A : Syllabus for University Written Examination :

Module 01 General Principles relating to Conveyance :

1. Object of Conveyance, essentials of drafting
2. The drafting process - Know the laws, Know the transaction, Scheme of the Draft
3. Ascertain facts, Language, Style, Form, Need for precision and clarity, Use of precedents
4. Contents of a draft conveyance - Commencement, Parties, Recitals, Parcels
5. Operative part, Arrangement of obligations, Signatures, Attestation
6. Formalities - Writing, Attestation, Notarisation, Registration
7. Investigation of title, Chain of title, Public notices and their purpose, search and title report

Module 02 Transfers / Conveyances :

1. Agreement to sell immovable property
2. Sale deed of immovable property
3. Lease deed of immovable property
4. Simple mortgage of immovable property
5. Gift of immovable property
6. Sale of raw materials by its supplier to a manufacturing company

Module 03 Drafts of Contracts :

1. Partition deed between members of a joint Hindu family
2. General power of attorney
3. Partnership deed
4. Agreement to transfer shares of a private limited company
5. Indemnity bond
6. Leave and licence agreement



Module 04 Notices and other Documents :

1. Will
2. Affidavit
3. Acknowledgment in writing under Section 18 of the Limitation Act 1963
4. Public notice inviting objections to a transaction of immovable property
5. Notices -
 - a) For dissolution of a partnership at will
 - b) Under Section 106 of the Transfer of Property Act 1882
 - c) Under Section 138 of the Negotiable Instruments Act, 1882
 - d) Reply to notice under Section 138 of the Negotiable Instruments Act, 1882
 - e) Notice under Section 80 of the Civil Procedure Code

Module 05 General Principles relating to Pleadings :

1. Meaning and purpose of pleadings, Importance of pleadings in the administration of justice
2. Rules of pleadings, Types of pleadings, Orders VI to VIII of Civil Procedure Code 1908, Relationship between pleadings and evidence
3. The pleading process - Know relevant substantive laws, Identify provisions applicable, Understand essential elements of provisions, Know presumptions, Ascertain facts, Select facts, Language, Style, Form, Need for precision and clarity, Use of precedents
4. Jurisdiction, Limitation, Valuation, Court fees calculation
5. Prayers, Verification

Module 06 Plaints, Applications and Petitions in Civil Proceedings :

1. Suit for recovery of price of goods sold
2. Suit for declaration of share and partition of property of a joint Hindu family
3. Suit for specific performance
4. Application for probate
5. Petition for divorce by mutual consent
6. Petition for divorce alleging grounds of divorce
7. Caveat application

Module 07 Written Statements and Reply in Civil Proceedings :

1. Written statement in a suit for recovery of price of goods sold
2. Written statement in a suit for declaration of share and partition of property of a joint Hindu family
3. Written statement in a suit for specific performance
4. Reply to an application for probate contesting the will
5. Reply to an application for succession certificate giving consent to grant of succession certificate
6. Reply contesting a petition for divorce
7. Reply to a petition for restitution of conjugal rights



Module 08 Pleadings in Criminal Proceedings :

1. Application for bail
2. Application for anticipatory bail
3. Criminal complaint alleging defamation, or affray and simple hurt
4. Application to court for recovery of motor vehicle seized by police
5. Application for compounding an offence of defamation or an offence under Section 498A of the Indian Penal Code
6. Application by a wife for maintenance for herself and her children

Module 09 Appeals, Petitions and other Proceedings :

1. Consumer complaint alleging defect in goods or deficiency in services
2. Reply to consumer complaint about defect in goods or deficiency in services
3. Writ petition under Article 14 or Article 19 or Article 21 of the Constitution of India
4. Appeal from a judgment and decree dismissing a suit for specific performance
5. Appeal from a judgment refusing to grant divorce

Note :

1. The college shall organise a visit to the office of Registrar / Sub-Registrar under the Registration Act, 1908. Alternatively, the college may organise interaction session(s) of experts in the concerned area with the students.
2. The purpose of the visit / interaction session should be to provide or to enhance the practical knowledge of the students with respect to the course
3. The concerned teacher is advised to orient the students, before organisation of visit / interaction session, as to purpose of visit / interaction, concerned legal provisions, etc.

Part B : Contents of Written Submissions (Journal) :

The Written Submissions (Journal) shall contain the writing of :

1. Seven Drafts - Those seven drafts must be on the topics given in Module Nos. 02, 03, 04, 06, 07, 08 and 09. The concerned teacher may have discretion to assign topics for those seven drafts.
2. Report on visit to office of Registrar / Sub-Registrar or on interaction session. A Report on visit / interaction session shall consist of : (a) Purpose of the Visit / Interaction, (b) Observations / Information Collected by the student, (c) Relevant Provisions of Law, (d) Comments on Linkage between Law and Practice. A concerned teacher may add in or modify the specified contents of report.

Recommended Readings :

1. Medha Kolhatkar, Drafting, Pleading and Conveyancing, LexisNexis, 2015.
2. S P Aggarwal, Pleadings, an Essential Guide, 2nd ed, LexisNexis, 2013.
3. S P Aggarwal, Drafting and Conveyancing, LexisNexis 2015.
4. Nayan Joshi, Legal Writing and Drafting, Kamal Publications, 2017.
5. K M Sharma and S P Mago, Criminal Courts, Pleadings and Practice, 3rd ed, Kamal



Publishers, 2014.

6. A B Kafaltiya, Textbook on Pleadings, Drafting and Conveyancing, Universal Law Publishing, 2015.

7. DeSouza's Forms and Precedents of Conveyancing, C R Datta and M N Das (eds), Eastern Law House, 2017.

8. G M Divekar's Practical Guide to Deeds and Documents, S K Katariya and Gaurav Sethi (eds), Hind Law House, 2014.

9. A S R Rao, Modern Commercial Draftsman, Eastern Book Company, 1989.

10. A B Majumder, Law relating to Notices, Eastern Law House, 1993.

11. S K Mitra, Law of Notices, Orient Publishing Company, 2004.

12. Mogha's Indian Conveyance, 14th ed, G C Mogha (ed), Eastern Law House, 2009.

13. Mogha's Law of Pleadings in India, 18th ed, P C Mogha et al (ed), Eastern Law House, 2013.

14. P S Narayana, Criminal Pleadings and Practice, 9th ed, Asia Law House, 2013.

15. R.K. Sahni & B.L. Bansal, Criminal Pleadings & Art of Better Drafting, Capital Law House, 2015.

16. Rahul Mhaskar, Guide to Practical Criminal Drafting, Current Publications, 2015.

17. Rodney Ryder, Drafting Corporate & Commercial Agreements, 2nd ed, Universal Law, Publishing, 2011.

18. Tina Stark, Drafting Contracts - How & Why Lawyers Do What They Do, Indian Reprint, Wolters Kluwer, 2007.

19. N S Bindra's Pleadings and Practice, 12th ed, H K Saharay (ed) Universal Law Publishing, 2017.

20. P K Majumdar, Law of Pleadings, Conveyancing & Advocacy, 5th ed, Orient Publishing Company, 2013.

21. P S Narayana, Civil Pleadings and Practice, 11th ed, Asia Law House, 2017.

22. P S Narayana, Pleadings and Practice (Civil and Criminal), 11th ed, Asia law House, 2017.

23. Hargopal's Legal Draftsman - A Comprehensive Guide to Deeds and Documents, 13th ed, Universal Law Publishing, 2013.

24. Kamy Chawla Gill, Drafting Pleading and Conveyancing, 2nd ed, Universal Law Publishing, 2016.

25. Murli Manohar's Art of Conveyancing and Pleading, 2nd ed, R Prakash (ed), Eastern Book Company, 2004.

26. P Butt and R Castle, Modern Legal Drafting, (Guide to using clearer Language), Cambridge University Press, 2011.

27. S C Ghosh's Principles and Forms of Pleadings, 5th ed, Eastern Law House, 2011.



LO 0908 Land Laws I :

Objectives of the Course : Land rights refer to the inalienable ability of individual to freely obtain, use, and possess land at their discretion, as long as their activities on the land do not impede on other individuals' rights. The purpose of the course, divided in two semesters, is to acquaint the students about laws that govern the use and dealing with land and buildings, and regulation and control of activities concerning land. This course deals with laws that mainly affect urban properties, their development and dealings. With a sound background of law of transfer of property, this course equips the student with all other laws that affect use and dealings of land, and activities that enable its best use. Although much of course content involves laws in force in the State of Maharashtra, the principles governing these laws are common across laws on the subjects in other states.

Module 01 The Maharashtra Ownership Flats Act, 1963 :

1. Objects and Application of the Act
2. Definitions : flat, construct a block or building of flats or apartments, and promoter
3. Duties, liabilities, responsibilities and disabilities of a promoter
4. Alterations, additions and defects to structure and building
5. Flat purchase agreement, and its registration
6. Rights, liabilities of a flat-taker
7. Essential supplies and services
8. Offences by promoters and by companies

Module 02 The Maharashtra Apartment Ownership Act, 1970 :

1. Objects and Application of the Act
2. Definitions of - apartment, apartment owner, building, common areas and facilities, common expenses, common profits, declaration, limited common areas and facilities, and property
3. Apartment as transferable property, its ownership, separate assessment
4. Declaration, its contents, formalities, registration; Amendment to Declaration
5. Common areas and facilities, encumbrances against apartments
6. Contribution to common expenses, charge
7. Rights, duties, liabilities and disabilities of an apartment owner, tenants and users
8. Bye-laws, Management of Apartments Condominium
9. Disposition of property, destruction or damage
10. Distinction between ownership of apartment, ownership of share in joint property, and holding of flat in a cooperative housing society

Module 03 The Real Estate (Regulation and Development) Act, 2016, and the Maharashtra Real Estate Rules, 2017 - Introduction, Registration of Projects and Real Estate Agents :



1. Objects and Application of the Act, Enactment scheme (Central and State) :
Act, Rules and Regulations, Housing Policies of Governments
2. Meaning of the terms - advertisement, allottee, apartment, building, carpet area, commencement certificate, common areas, competent authority, completion certificate, development, development works, estimated cost of real estate project, garage, interest, occupancy certificate, promoter, prospectus, real estate agent, real estate project, sanctioned plan
3. Registration of real estate project, procedure, consequences of non registration
4. Registration of real estate agents, procedure and consequences of non registration
5. Functions, duties and liabilities of real estate agents

Module 04 The Real Estate (Regulation and Development) Act, 2016, and the Maharashtra Real Estate Rules, 2017 - Relationship Between Parties :

1. Functions, duties, obligations and liabilities of a promoter - from advertisement to completion of project
2. Publication on web-site, effect
3. Transfer of title, Agreement for sale
4. Rights, duties and liabilities of allottees

Module 05 The Real Estate (Regulation and Development) Act, 2016 - Authorities, Tribunal, and Remedies :

1. Real Estate Regulatory Authority: Establishment, Incorporation, Composition
2. Qualification of Chairpersons and members, Meetings, Powers and functions
3. Filing of complaints, Enforcement of orders, Appearance in person and legal representation (Sections 20-23, 29, 31, 32, 34-38, 40, 56)
4. Effect of the Act (Sections 88-89), Bar of jurisdiction (Section 79)
5. Appeals
6. Real Estate Appellate Tribunal, Establishment, Composition
7. Application to Tribunal, Powers, Execution of orders (Sections 43- 45, 53-54)
8. High Court (Section 58)
9. Offences and Penalties by promoter, allottee and real estate agents (Sections 59-68)
10. Power to adjudicate compensation (Sections 71-72)

Module 06 The Maharashtra Regional and Town Planning Act, 1966 :

1. Object, Application, and General Scheme of the Act
2. Development Plan, its contents and implementation (Sections 21, 22 and 42)
3. Control of Development and use of Land included in Development Plans (Sections 43-58)

Module 07 The Maharashtra Rent Control Act, 1999 - Forfeiture and Recovery of Possession :

1. Rent Control in urban areas, Object and Historical background of the Act
2. Application of the Act and Exemptions



3. Definitions : Landlord, legal representative, licensee, paying guest, premises, tenant
4. Relief against forfeiture
5. Recovery of possession by landlord (Sections 16, 18-22)
6. Landlord's rights, duties and liabilities : enter for inspection, essential supplies, conversion of use, receipt for rent, registration of agreements, lawful charges
7. Jurisdiction of courts, Appeals

Module 08 The Maharashtra Rent Control Act, 1999 - Standard Rent, Repairs, SubTenancies :

1. Definition: standard rent, permitted increase
2. Standard rent: its concept, components, increase in rent, liability to pay standard rent, Application for fixing standard rent, Court's power to fix standard rent
3. Landlord's duty to repair, Recovery or possession for repairs (Sections 16(1)(h), 17)
4. Prohibition on sub-letting, assignment or transfer; Sub-tenants to become Tenants

Module 09 The Maharashtra Rent Control Act, 1999 - Special Cases and Licenses :

1. Special provisions for recover of possession by licensors, effect of non registration of agreement
2. Special provisions for recover of possession by members of armed forces
3. Competent Authority, its powers and functions, bar of jurisdiction, no appeal, summary disposal of applications, special procedures, enforcement of orders

Recommended Readings:

1. J V N Jaiswal, Housing Law in India, Eastern Book Company, 2007
2. Abhay M Shah, The Maharashtra Ownership Flats (Regulation of the Promotion of Construction, Sale, Management & Transfer) Act, 1963, Current, 2010.
3. M C Jain and H M Bhatt, Law Relating to Ownership of Flats and Apartments in the State of Maharashtra, Noble Law House, 2014.
4. Sunil Dighe, Maharashtra Housing (Regulation and Development) Act, 2012 and the Maharashtra Ownership of Flats Act, 1963, Snow White Publications, 2016.
5. G M Divekar, Law of Ownership Flats, 2000.
6. K Goyal, Guide to Real Estate (Regulation and Development) Act, 2016, 2nd ed, Commercial Law Publishers, 2017.
7. A K Gupte, Real Estate (Regulation and Development) Act, 2016, Hind Law House, 2016.
8. A B Puranik, D R Choudhari, and A N Choudhari, Maharashtra Regional and Town Planning Act, 1966, CTJ Publications, 2017.
9. S Desai, Maharashtra Regional and Town Planning Act, 1966, Snow white, 2017.
10. S Dighe, Maharashtra Rent Control Act, 1999, Snow white, 2016.
11. A S Chandurkar, Maharashtra Rent Control Act, 1999, Shanti Law House, 2015.
12. J H Dalal, Maharashtra Rent Control Act 1999, Hind Law Publication, 2013.



LO 1008 Land Laws II :

Objectives of the Course : This course deals with laws dealing with agricultural and other lands, their use, holding, management and dealings. With a sound background of law of transfer of property, this course will equip the student with all other laws that affect use and dealings of land, and activities that enable its best use. Agricultural land is subject to such control and regulation as would enable its most effective and efficient use. Although much of course content involves laws in force in the State of Maharashtra, the principles governing these laws are common across laws on the subjects in other states.

Module 01 The Maharashtra Land Revenue Code, 1966 - Introduction :

1. Historical background of land revenue system
2. Object, application and definitions under the Code
3. Lands : Vesting, Extinction of rights, assignment for special purposes, pasturage, right to trees, trees and forests, recovery of value of natural products and trees etc, regulating cutting and supply of wood.
4. Grant of lands
5. Use of land
6. Encroachment on land
7. Relinquishment and Surrender of land

Module 02 The Maharashtra Land Revenue Code, 1966 - Land Revenue :

1. Land Revenue : Liability and assessment (Sections 64-78)
2. Assessment and settlement of land revenue of agricultural lands (Sections 90-107)
3. Assessment and settlement of land revenue of lands used for nonagricultural purposes (Sections 108-120)
4. Revenue Surveys: Procedure for survey, Survey numbers, Partitions, subdivisions, (Sections 79-88)
5. Boundary and boundary marks (Sections 132-146)

Module 03 The Maharashtra Land Revenue Code, 1966 - Land Records :

1. Record of rights (Sections 147-159)
2. Rights in unoccupied lands (Sections 160-167)
3. Realisation of land revenue and other revenue demands: Liability, priority of claim, time for payment, recovery, enforcement (Sections 168-184)

Module 04 The Maharashtra Land Revenue Code, 1966 - Procedure before Revenue Officers, Appeals and Tribunal :

1. Revenue Officers, their powers and duties
2. Procedure of Revenue Officers
3. Appeals, Revision and Review
4. Maharashtra Revenue Tribunal



Module 05 The Maharashtra Tenancy and Agricultural Lands Act, 1948 - Holding and Use of land, Tenancies and Parties :

1. Historical background, object and application of the Act
2. Concepts - Deemed tenants, Protected tenants, Ceiling area, Economic Holding, Irrigated land, Maximum and minimum rent, Certificated Landlord
3. Rights, liabilities, duties and disabilities of landlord
4. Rights, liabilities, duties and disabilities of tenant
5. Restriction on holding of lands, restrictions on transfer of lands
6. Management of estates

Module 06 The Maharashtra Tenancy and Agricultural Lands Act, 1948 - Personal Cultivation, Termination of Tenancies and Enforcement :

1. Termination of tenancies by parties -
 - a) Personal cultivation, non-agricultural use, by certificated landlord, on default, Surrender
 - b) Relief against termination
2. Termination of tenancy by operation of law, Tiller's day
3. Purchase of land by tenants, procedure for purchase
4. Right of tenant to exchange land
5. Collector, Mamlatdar and Tribunal - powers and functions
6. Jurisdiction and bar of jurisdiction, Appeals and Revision

Module 07 The Maharashtra Prevention of Fragmentation and Consolidation of Holdings Act, 1947 :

1. Historical background, object, application and definitions under the Act
2. Determination of local and standard areas, entry in record of rights
3. Restrictions and prohibitions on transfer and partition of fragments including court sales, exceptions, penalty, transfer of fragment to Government and compensation
4. Consolidation, procedure, Reservation of land for public purpose,
5. Scheme - its preparation and enforcement, and compensation and apportionment, Certificate of transfer, Rights in holdings, Transfer of encumbrances
6. Consolidation Officer, Settlement Commissioner, their powers and functions
7. Bar of jurisdiction

Module 08 The Maharashtra Agricultural Lands (Ceiling on Holdings) Act, 1961 :

1. Historical background, object, application and definitions under the Act
2. Ceiling on holding of land, Exempted land, Prohibition on holding land beyond ceiling limits
3. Restrictions on transfers and acquisitions, and consequences of contravention
4. Surplus land, Submitting returns, Selection of land, Procedure of determining surplus land, Declaration of surplus land, Compensation
5. Distribution of surplus land
6. Collector and Maharashtra Revenue Tribunal, Powers and functions,
7. Appeals



Module 09 The Mamlatdars' Courts Act, 1906 :

1. Historical background, object, application and definitions under the Act
2. Mamlatdar and Joint Mamlatdars, their appointment and powers
3. Cause of action and limitation
4. Procedure from filing of plaint till enforcement of orders
5. Injunction and its disobedience
6. Collector and his powers and functions

Recommended Readings :

1. S Dighe, Land Laws in Maharashtra, Snow White, 2016.
2. A K Gupte, G Sethi, Land Laws in Maharashtra, Hind Law House, 2016.
3. A K Gupte, G Sethi, Maharashtra Land Revenue Code, 1966, Hind Law House, 2017.
4. S Dighe, Maharashtra Land Revenue Code, 1966, Snow White, 2016.
5. S Dighe, Maharashtra Tenancy and Agricultural Lands Act with Rules, 1956, Snow White, 2017.
6. K S Gupte and A K Gupte, Maharashtra Tenancy and Agricultural Lands Act, 1948, Hind Law House, 2015.
7. D M Parulekar, The Bombay Tenancy and Agricultural Lands Act, 1948, Chaudhari Publishers, 2008.
8. R M Tagare, Bombay Prevention of Fragmentation and Consolidation of Holdings Act, 1947, Mukund Prakashan, 1991.
9. A R B Kher, Bombay Prevention of Fragmentation and Consolidation of Holdings Act, 1947, Nasik Law House, 1999.
10. D R Chaudhari and A N Chaudhari, Bombay Mamlatdars' Courts Act, 1906, CTJ Publications, 2012.



LP 1004 Practical Training Paper IV - Moot Court Exercise and Internship :

Objectives of the Course : This course consists the activities / exercises of (a) Moot court exercises, (b) Observance of trials, and (c) Pre-trial preparations. The objectives of the course is to acquaint the students about – (a) court working and its procedure, (b) application substantive and procedural law to given facts, (c) court manners and discipline, (d) conversance with interview techniques and pre-trial preparations, (e) developing skills of arguments and presentation, and (f) learning skills of analysis and arrangement of facts.

Scheme of Marking :

Part A : Moot Court Exercises (40 Marks), Observance of Trials (20 Marks) and Pre-trial Preparations (20 Marks) Activities
: 80 Marks

Part B : Written Submissions (10 Marks) and Viva Voce Examination (10 Marks)
: 20 Marks

Part A : Activities / Exercises :

Activities

01 to 04

Moot Court Presentations :

1. A student shall prepare and present on Four Moot Courts on problems assigned by the concerned teacher.

2. Guidelines and Steps to Conduct Moot Courts by a Teacher -

- a) Framing / selection of moot court problem
- b) Identifying the legal provisions applicable
- c) Formation of moot court teams
- d) Guidance to the students on - kinds of Courts and its jurisdiction (an overview), Court procedures (an overview), Court manners and discipline, rules of written submissions / memorials, rules of argument, modes of citation, use of library and E-recourses, etc.

Note : The concerned teacher shall reserve few lectures to guide the students on above matters or any other relevant matters at his /her discretion.

3. Guidelines and Rules of Oral Presentation by a Student -

- a) Knowledge of facts
- b) Logic and reasoning
- c) Organization and clarity
- d) Persuasiveness
- e) Deference to the Court
- f) Proper and articulate analysis of the issues arising out of facts
- g) Understanding of the laws governing the case and other laws directly



h) Ability to explain clearly the legal principles

i) Knowledge and use of legal resources

j) Originality in analysis, presentation and written submissions

k) Ingenuity - ability to argue by analogy on the basis of relevant aspects of law

Note : The concerned teacher may prescribe few other guidelines for the students at his / her discretion.

05 & 06

1. A student shall attend, observe and take notes on the Court proceedings in Two Cases - one civil and one criminal2. Guidelines for Observance of Trials :

a) To begin internship and observance of trials at the beginning of the academic year

b) Brief date-wise report of the proceeding

c) Summary of the following stages at the end of observation -

- ☐ Case of the plaintiff or prosecution
- ☐ Case of the defendant or accused
- ☐ Issues or matters in controversy, or charges
- ☐ Provisions of substantive law involved
- ☐ Provisions of procedural law involved
- ☐ Brief summary of examination of witnesses
- ☐ Brief statement of important documents filed
- ☐ Summary of arguments of parties, if any
- ☐ Summary of Judgment or order passed, if any

Note : The concerned teacher may prescribe few other guidelines for the students at his / her discretion.

07 & 08

1. A student shall observe the interviewing sessions of client at the office of advocate or at the legal aid office in Two Cases - one civil and one criminal.

2. Guidelines for Pre-trial Preparations -

a) To begin internship and pre-trial preparations at the beginning of the academic year

b) Observation of interviewing sessions of client in the office of advocate or the legal aid office

c) Observation of Advice given to the client by the advocate or authority of legal aid office

d) Maintaining confidentiality of the parties



Note : The concerned teacher may prescribe few other guidelines for the students at his / her discretion.

Note :

1. The activities under this course shall be conducted throughout the academic year though the course is shown in last semester in a course component.
2. The concerned teacher shall advice, guide and encourage the students to begin internship at advocate's office for the purpose of pre-trial preparations and observation of trials at the beginning of the academic year.
3. The student shall complete the above-mentioned eight activities as per guidelines given and each activity shall be assessed for 10 marks.

Part B : Contents of Written Submissions (Journal) :

The Written Submissions (Journal) shall contain the following three parts :

1. Moot Court Exercises (Four) :

Written submissions (Memorial) on Moot Court shall consist :

- a) Table of contents
- b) Index of authorities
- c) Statement of jurisdiction
- d) Statement of facts
- e) Statement of issues
- f) Summary of arguments
- g) Arguments advanced
- h) Prayer clause

2. Observance of Trials (Two) :

Written submissions on Observance of Trials shall consist :

- a) Brief date-wise report of the proceeding on -
 - ☐ Case of the plaintiff or prosecution
 - ☐ Case of the defendant or accused
 - ☐ Issues or matters in controversy, or charges
 - ☐ Provisions of substantive law involved
 - ☐ Provisions of procedural law involved
 - ☐ Brief summary of examination of witnesses
 - ☐ Brief statement of important documents filed
 - ☐ Summary of arguments of parties, if any
 - ☐ Summary of Judgment or order passed, if any
- b) Attaching certificate of supervising Advocate to the Written Submissions

3. Pre-trial Preparations (Two) :

Written submissions on Pre-trial Preparations shall consist :

- a) Date and time of interviewing session of client
- b) Name and address of party (student shall respect the confidentiality of the clients and shall change the name, address or other facts that might identify clients)



- Note : The concerned teacher may prescribe few other guidelines, with respect to written submissions on above-mentioned activities, at his / her discretion.

1. Nomita Aggarwal, *A Beginner's Path to Moot Court*, Universal Law Publishing, 2014.
2. Abhinandan Malik, *Moot Courts and Mooting*, Eastern Book Company, 2017.
3. Kailash Rai, *Moot Court (Pre-Trial Preparation and Participation in Trial Proceedings)*, 5th ed, Cantral Law Agency, 2015.
4. K L Bhatia, *Moot Court and Mock Trial - Art to and Art of Advocacy: Essentials of Court Craft*, Universal Law Publishing, 2013.
5. K Evans, *Language of Advocacy*, 1st Indian Reprint, Universal Law Publishing, 2000.
6. J Hill, *Practical Guide to Mooting*, 1st Indian Reprint, Palgrave Macmillan, 2009.
7. J Snape and G Watt, *How to Moot - a Student Guide to Mooting*, Oxford University Press, 2005.
8. B Malik, *Art of a Lawyer - Cross Examination, Advocacy, Courtmanship*, Universal Law Publishing, 2014.
9. D Pope and D Hill, *Mooting and Advocacy Skills*, 1st South Asian edn, Sweet & Maxwells, 2014.



LO 0507 Criminal Psychology and Criminal Sociology :

Objectives of the Course : The course is designed to acquaint students with advances made by sociology and psychiatry in understanding human Behaviour, particularly, deviant Behaviour. The objective of the course is to provide in-depth understanding of crime causation and its prevention. Advancement in the science of psychiatry and sociology has changed the understanding of criminology as a science. At the end of the course, students would be able to understand the causation of crime in a better scientific and rational manner.

Module 01 Crime, Criminal and Criminology :

1. What is crime? Who is the criminal?
2. What is Criminology?
3. Schools of Criminology -
 - a) The Pre-Classical School
 - b) The Classical School
 - c) Neo-Classical School
 - d) Positivist Approach - Radical Positivism and Liberal Positivism
 - ☐ Cesare Lombroso
 - ☐ Enrico Ferri
 - ☐ Raffaele Garofalo
 - ☐ Gabriel Tarde

Module 02 Psychology and Crime :

1. Meaning, purpose and scope of criminal psychology
2. Psychological vs. Psycho - analytical approach to crime
3. Behaviourist approach to crime
4. Definition of criminal Behaviour - Psychodynamics of criminal Behaviour.
5. Mental illness and crime
6. Human aggression and violence to crime

Module 03 Psychometric Test - Its use in Criminal Behaviour :

1. Measurement of criminal Behaviour - Psychological test to measure criminal Behaviour
2. Criminal profiling: Definition and process of profiling criminal personality
3. Factors underlying criminal profiling
4. Merit and demerit of criminal profiling

Module 04 Forensic Psychology - Concept and Importance :

1. Definition, meaning and scope of forensic psychology
2. Historical background of forensic psychology in India and abroad
3. Role of forensic psychology in the investigation of crime
4. Psychology and the police
5. Application of psychology in court
6. Application of psychology in prison



Module 05 Sociological Theories - Crime and Social Structure :

1. Social structure theory
2. Social disorganization theory
3. Merton, anomie and strain

Module 06 Subcultural Theories :

1. Cohen's theory of the delinquent subculture
2. Miller's lower class gang delinquency

Module 07 Crime and Social Process :

1. Socialization and Crime - Differential association theory
2. Differential reinforcement theory
3. Neutralization and rift theory
4. Hirsch's Social Control or Social Bond Theory
5. Becker's Labelling theory
6. Self-Control and Self Esteem as related to crime

Recommended Readings :

1. Akers, Ronald.L. and Sellers, Christin, S. (2004) Criminological Theories (4th Edition) Rawat Publication, New Delhi.
2. Void, George B., Benard Thomas J., and Snipes, Jeffrey B. (2002), Theoretical Criminology, Oxford University Press, Oxford.
3. Siegel, L.J (2003) Criminology, (8th Edition) Wadsworth, USA.
4. Schmallegger Frank, Criminology Today, (1996) Prentice Hall, New Jersey.
5. Dennis Howitt, 2002, Forensic and Criminal Psychology, Prentice Hall.
6. Encyclopedia of Criminal and Deviant Behaviour, 2001, Clifton D. Pryart, Editor-in Chief, Burrunner Routledge Taylor and Frances Group.
7. Bartal, Curt R, 1999, Criminal Behaviour: A Psychosocial Approach, 5th edition, Prentice Hall, New Delhi.
8. Hollin, Clive R Routledge and Kegan Paul, 1989, Psychology and Crime: An introduction to Criminal Psychology, London.
9. Dartmouth Aldershot, 1987, Criminal Detection and Psychology of Crime.
10. Harvard LPC Forensic Psychology, 1981, Professor of Clinical Psychology, University of Surrey, Batsford Academic and Educational Ltd. London.
11. Adman Raine, 1983, The Psychopathology of Crime, Criminal Disorder, Academic Press, Inc.
12. Navin Kumar, (2015), Criminal Psychology, LexisNexis, New Delhi.
13. Shukla Girjesh, (2013), Criminology, LexisNexis, New Delhi.
14. McLaughlin Eugene and Newburn Tim (Ed) (2010), the Sage Handbook of Criminological Theory, Sage Publication Ltd, New Delhi.
15. Prof. N.V. Paranjape, Criminology and Penology With Victiomology, Central Law Publications.
16. S.M.A. Quadri, Criminology And Penology, Eastern Book Company.
17. Dr. Krishna Pal Malik, Penology , Victimology And Correctional Administration In India, Allahabad Law Agency.



18. J.P. Sirohi, Criminology And Criminal Administration, Allahabad Law Agency

LC 0502 Family Law I :

Objectives of the Course : The personal law applicable to Hindus, Muslims, Christians, Parsis and other denominations is not fully codified. While these personal laws are similar in their essential broad underlying principles, they are much different in their details. Personal law is applicable not only to aspects of family relations, viz. marriage and divorce, support and maintenance, children and their custody and guardianship, adoption and the like, but also to law relating to property, viz. joint family systems, devolution to property upon death of a person. The differences in the provisions applicable to different denominations arise from the history and growth of these laws over centuries.

This course covers the history and development of the principles and provisions of different personal laws, and the sources from which these laws are derived. It primarily comprises the laws applicable to family relations: marriage and divorce, maintenance, alimony, adoption and guardianship. It also lays emphasis on the general law applicable to all persons: the Special Marriage Act, 1963 and the Foreign Marriages Act, 1969. The course familiarises the students to the differences in the various systems, and to understand the reasons, merits and demerits of the various provisions. Study of this subject should enable the students to view family law not merely as a separate system of personal laws based upon religious beliefs, but as one cutting across religious lines, eventually enabling fulfillment of the Constitutional directive of Uniform Civil Code.

Module 01 Introduction to Hindu and Muslim Law :

1. Nature of Hindu law, Application of Hindu law
2. Sources of Hindu law - Ancient to Modern
3. Schools of Hindu law
4. Development and nature of Muslim law, Application of Muslim law
5. Sources of Muslim law
6. Schools of Muslim law

Module 02 Marriage and Matrimonial Reliefs under Hindu law :

1. Evolution and concept of the institution of marriage, nature and forms of marriage under ancient Hindu law
2. Essentials of a valid marriage under the Hindu Marriage Act, 1955; ceremonies of marriage; valid, void and voidable marriages; importance of custom; marriage with a non-Hindu; registration of marriage; effect on legitimacy of children
3. Divorce, theories of divorce, grounds of divorce, customary divorce, effect of divorce, emerging trends; Bar to remarriage after a divorce
4. Other matrimonial reliefs: Nullity of marriage; Judicial separation; Repudiation of marriage; Restitution of conjugal rights; Other reliefs granted by a court in matrimonial proceedings (other than maintenance); Bar to matrimonial reliefs
5. Jurisdiction of courts: under the Hindu Marriage Act, 1955 and the Family Courts Act, 1984



Module 03 Marriage and Matrimonial Reliefs under Muslim law :

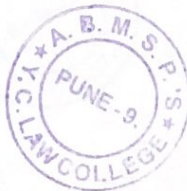
1. Muslim marriage : pre-Qura'nic background, definition of nikah, nature and classification of marriages
2. Essentials and formalities of a valid marriage, legal effects of a valid marriage, mut'a marriage, stipulation in marriage contract; guardianship in marriage with reference to Shias and Sunnis
3. Mehr / dower, nature and kinds of dower, rights of wife in case of unpaid dower
4. Nullity of marriage; restitution of conjugal rights; option of puberty (khairul- bulugh)
5. Talaq, kinds of talaq, divorce under the Dissolution of Muslim Marriage Act, 1939
6. Remarriage; iddat : its rationale, utility and periods; prohibition to marry in certain cases

Module 04 Marriage and Matrimonial Reliefs among Parsis, Christians and under the Special Marriage Act, 1954 :

1. Marriage under the Parsi Marriage and Divorce Act, 1936: Essentials of a valid marriage; Solemnization of marriage and its registration; Dissolution of marriage, divorce, nullity, judicial separation, restitution of conjugal rights; Remarriage; Parsi Matrimonial Courts and procedures
2. Marriage under the Indian Christian Marriage Act, 1872; Essentials of a valid marriage; Solemnization of marriage and its registration; Marriage of Indian Christians; Provisions under the Indian Divorce Act, 1869: relating to dissolution of marriage, judicial separation, nullity, restitution of conjugal rights; Remarriage; Jurisdiction of courts and procedures
3. Marriage under the Special Marriage Act, 1954: Essentials of a valid marriage, Solemnisation of marriage and procedure, its registration and certificate; Registration of existing marriages, procedure and registration; Effect and consequences of such marriages; Void and voidable marriages; Remedies of divorce, judicial separation, restitution of conjugal rights; Remarriage; Jurisdiction of courts and procedures
4. Marriages of citizens outside India under the Foreign Marriages Act, 1969 : Essentials, Solemnisation of marriage, procedure and certificate, Effect of such marriage, Divorce of foreign marriages
5. Comparative analysis of marriage and matrimonial reliefs in different laws.
6. Relationship in the nature of marriage : live-in relationship, same-sex Relationships

Module 05 Alimony and Maintenance :

1. Maintenance pendent lite and permanent maintenance; Maintenance of wives, children and parents under the Hindu law, Muslim law, Christian law and Parsi law; Maintenance in matrimonial proceedings under these laws



2. Alimony and maintenance under the Special Marriage Act, 1954, the Protection of Women from Domestic Violence Act, 2005, the Code of Criminal Procedure, 1973, and the Maintenance and Welfare of Parents and Senior Citizens Act, 2007

Module 06 Law on Adoption and Guardianship :

1. Adoption: Essentials of valid adoption with reference to the person adopted, the person adopting and other conditions; Procedure; When adoption is complete; Effect of adoption; Right of adoptive parents to dispose of their property
2. Inter-country adoption, CARA guidelines; Recognition of foreign adoptions; Adoption by foreign parents
3. Guardianship under the Hindu and Muslim law, and under the Guardian and Wards Act, 1890: Kinds of Guardians; Procedure for appointment of a guardian; Guardian's powers over the person and property of children; Rights, obligations, duties, liabilities, disqualifications and disabilities of guardians
4. Powers of Court
5. Custody of Minor and Minor's property; Powers of courts in matrimonial proceedings to pass orders about custody and well-being of children

Recommended Readings:

1. Kusum, Family Law Lectures : Family Law I, LexisNexis, New Delhi.
2. Satyajeet A Desai, Mulla's, Hindu Law, LexisNexis, New Delhi.
3. Justice Ranganath Mishra, Mayne's Hindu Law and Usage, Bharat Law House, New Delhi.
4. H. K. Saharay, Family Law in India, Eastern Law House, New Delhi.
5. Flavia Agnis, Family Law Vol I and II, Oxford University Press, New Delhi.
6. Tahir Mahmood, Principles of Hindu Law, Universal Law Publishing, New Delhi.
7. Mulla, Principles of Mohammedan Law, LexisNexis, Nagpur.
8. Asaf A A Fyzee, Outline of Muhammadon Law, Oxford University Press, New Delhi.
9. Amer Ali, Mohammedan Law, Vol. I and II, Eastern Book Company.
10. Bharatiya V P, Sayyad Khalid Rashid's Muslim Law, Eastern Book Company, Luknow.
11. Derrett, Introduction to Modern Hindu Law, Universal



LC 0801 Labour and Industrial Law :

Objectives of the Course : The labour movement has been instrumental in the enacting of laws protecting labour rights in the 19th and 20th centuries. Labour rights have been integral to the social and economic development since the industrial revolution. After the Independence the government of India has enacted numerous legislations for the regulation of labour relations and their welfare. Labour and Industrial law mediates many aspects of the relationship between trade unions, employers and employees. It defines the rights and obligations of workers, union members and employers in the work place. An understanding of Labour Laws is very essential for law students because of the fact that the scope and ambit of these laws is very wide and is touching the lives of millions of people in the country.

Module 01 Constitutional Provisions on Labour Legislations :

Labour legislations and relevant Constitutional provisions - Fundamental Rights, Directive Principles of State Policy and Distribution of legislative Powers

Module 02 Settlement of Industrial Disputes :

The Industrial Disputes Act, 1947 : Objectives, Basic Definitions, Industry and Industrial Disputes, Settlement of Industrial Disputes - Authorities and Procedures, Strikes, Lock-outs, Lay off, Retrenchment and Recovery of Dues

Module 03 Unfair Labour Practices and Model Standing Orders :

1. Unfair Labour Practices Under the Maharashtra Recognition of Trade Unions and Prevention of Unfair Labour Practices Act 1971
2. The Industrial Employment (Standing Orders) Act, 1946 :
 - a) Model Standing Orders - Misconducts
 - b) Disciplinary Proceedings in Industries / Domestic Inquiry - Preliminary Enquiry, Charge-sheet, Procedure of Domestic Inquiry, Enquiry report and Punishment

Module 04 The Factories Act, 1948 :

Objectives, Basic Definitions, Health, Safety and Welfare Measures, Working Hours of Adults and Employment of Young Persons and Women, Leaves

Module 05 The Employees' Compensation Act, 1923 :

Objects and Reasons, Definitions, Employer's Liability for Compensation, Amount of Compensation, Doctrine of Notional Extension and Doctrine of Added Peril

Module 06 The Contract Labour (Regulation and Abolition) Act, 1970 :

Objects and Reasons, Registration of establishments, Licensing of Contractors, Welfare and Health of Contract Labour, Penalties and Procedures





अ. भा. म. शि. परिषदेचे

यशवंतराव चव्हाण विधी महाविद्यालय

Affiliated to Savitribai Phule Pune University, Pune (ID NO.: PU / PN / LAW / 038 / [1978])
Recognised by BCI, New Delhi and Reaccredited By NAAC, Bengaluru

जावक क्र. :

दिनांक :



यशवंतराव चव्हाण विधी महाविद्यालय, पुणे

रा. से. यो. संकेतांक न. अ. ४९

लोकशाही पंधरवडा अहवाल

दि. २६ जानेवारी २०१९ ते १० फेब्रुवारी २०१९

महाविद्यालयात दि. २६ जानेवारी २०१९ ते १० फेब्रुवारी २०१९ दरम्यान लोकशाही पंधरवडा साजरा करण्यात आला. या अंतर्गत महाविद्यालयातील रा.से.यो.च्या स्वयंसेवकांनी महाविद्यालय व अ.भ.म. परिषदेच्या आवारात मतदार जागृतीबाबत विविध कार्यक्रम आयोजित केले. लोकशाही पंधरवडा साजरा करत असतांना महाविद्यालयातील प्राध्यापक, विध्यार्थी व कार्यालयीन कर्मचार्यांनी लोकशाही टिकवण्यासाठी सामुहिक शपथ घेतली. रा.से.यो.च्या स्वयंसेवकांनी १८ वर्ष पूर्ण केलेल्या नवीन तरुण मतदारांना मतदार यादीत नाव नोंदविण्यास अह्वान केले. महाविद्यालयाच्या संरक्षण भिंतीवर मतदार जागृती बाबत लोकशाहीचे महत्त्व पटवून देणारी सचित्रे व घोषवाक्ये लावण्यात आले.



कार्यक्रम अधिकारी

प्रा. डॉ. वैशाली जाधव.

प्रा. मनोज वानरे.

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CM



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डॉ. शुभदा घोलप

प्राचार्य

पर्वती, पुणे - ४११ ००९ ☎ (०२०) २४२२१००२ फॅक्स : (०२०) २४२२४६०७
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Pune - 411 001.

Email ID.: lawvisionassociates@gmail.com Mob. No. 8380814081 / 9503634164.

-: TO WHOME IT MAY CONCERNED :-

CERTIFICATE

This is to Certified that, **Mr. Roy.T. Liyak** having his **ID No. 425186**, Student of **B.A LL.B**, 5th Year form **Y.C. Law College Pune**, has attained my office form the date of 8th Nov – 8th Dec 2018 as an Interne.

He has attained the District and Session Court at Shivajinagar and he has observed the Court proceeding on daily basis.

He also has Participated in the working of the office. He also has shown good progress in the Drafting, Pleading & Consultation.

Hence this Certificate is given on his demand.

Place – Pune

Date- 16/03/2019

Thanks and Regards

M/s. Law Vision Associates (Law Firm)
Through its Advocate
Adv. Omprasad V. Varat



ADV P. S. BHARGUDE

BSL LL.B.

Office – Flat No. 8, Trimbakeshwar Housing
Society, Jijabai Kalokhe Chowk, Near
Shaniwarwada, Shaniwar Peth, Pune
411039

Date :- 08/03/2019

CERTIFICATE

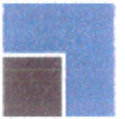
This is to certify that Ms. Ishanya Aniruddha Tavildar of Yashwantrao Chavan
Law College has attended my office from 02.11.2018 to 15.12.2018 as an intern.

She has attended the court regularly and has observed the court proceedings.
She has also participated in working of the office. She has shown good progress in
drafting, consultation and office maintenance.

This Certificate on given on demand.


(Adv. P. S. Bhargude)

ADVOCATE



CERTIFICATE

This is to certify that Mr. Sumeet Chimbalkar student of BA LLB (3rd year) of Yashwantrao Chavan Law College having address at Parvati, Pune have successfully completed Internship with LEXGENUS SOLUTIONS LLP from 3rd December 2019 to 27th December 2019 under guidance of our Senior Advocates.

During Internship, Mr. Sumeet Chimbalkar has conducted research and successfully completed all projects assigned to him on ROLE OF LEGAL COUNSEL, LEADERSHIP EXCELLENCE & MANAGEMENT, LAW OF WRITS, ENFORCEMENT OF FUNDAMENTAL RIGHTS ARTICLE 256 & ARTICLE 32.

Mr. Sumeet Chimbalkar has sincerely worked on his projects and demonstrated excellent Interpersonal and Leadership Skills particularly discipline, punctuality; trust and strong commitment to Values and Integrity.

Date: 27th December 2019

Mrs. Mayuri Mane

Partner

Mr Nandkumar Potdar

Senior Associate



Adv. Siddharth V. Gawande

OFFICE ADDRESS : Off. No. 301 & 307, 2nd Floor, Law Point Properties, Behind Family Court, Old Tofkhana, Shivaji Nagar, Pune - 411005. M. : 9096974494 / 9763686737

Email : siddharthgawande@gmail.com

This is to certify that **Miss Rajnandini Ajaysing Rajurkar** resident at, Ambegaon Bk, Pune 411046 was working as intern with me from January 2019 to January 2020 and December 2021 to May 2022

During this period, she used to visit my office and also used to attend Civil and Criminal case pending at Shivaji Nagar Court Pune, under my guidance.

I hereby confirm that **Miss Rajnandini Ajaysing Rajurkar** is honest and hard working. She proved to be an assist wherever she worked. I wish her a successful future.

Place: Pune

Date: 30/05/2022

ADV. SIDDHARTH V. GAWANDE
Mob. No. 09096974494