

# Shivaji University, Kolhapur

## Revision in Rules of LL.B. Degree for Three Year Law Course and Five year Law Course as per semester pattern to be implemented from the academic year 2011-12

### **Faculty of Law**

#### **Revised Rules**

**R. Law. 1** : Revised Syllabus for 1<sup>st</sup> and 2nd Semester of Five Year LL.B. Degree and 1<sup>st</sup> & 2<sup>nd</sup> Semester of Three Year LL.B. Degree Course will be introduced from the Academic Year 2011-2012.

**R. Law. 2** : Revised Syllabus for 3<sup>rd</sup> and 4<sup>th</sup> Semester of Five Year LL.B. Degree Course and 3<sup>rd</sup> & 4<sup>th</sup> Semester of Three Year LL.B. Degree Course will be introduced from the Academic Year 2012-2013.

**R. Law. 3** : Revised Syllabus for 5<sup>th</sup> and 6<sup>th</sup> Semester of Five Year LL.B. Degree Course and 5<sup>th</sup> & 6<sup>th</sup> Semester of Three Year LL.B. Degree Course will be introduced from the Academic Year 2013-2014.

Revised Syllabus for 7<sup>th</sup> and 8<sup>th</sup> Semester of Five Year LL.B. Degree Course will be introduced from the Academic Year 2014-2015.

Revised Syllabus for 9<sup>th</sup> and 10<sup>th</sup> Semester of Five Year LL.B. Degree Course will be introduced from the Academic Year 2015-2016.

**R. Law. 4** : The 3 Year LL.B. Degree Course shall be of Six Semester Full-time course leading to LL.B. (Special) Degree. LL.B. (General) Degree will be conferred after completing four semesters.

The 5 Year LL.B. Degree Course shall be of Ten Semester Full-time course leading to LL.B. (Special) Degree. Integrated degree BSL.,LL.B./B.A.,LL.B. Degree will be conferred after completing ten semesters.

**R. Law. 5** : Each Theory Paper of each Semester will be of 80 marks out of total 100 marks, except four Practical training Papers. The scheme of marking for practical training papers shall be as follows:

Sr.No	Semester	Paper	Theory *	Practical & Viva	Total marks
1	Sem. VI of Five Year law Course & Sem. II of Three Year Law Course	Professional Ethics and Professional Accounting System	60 (Minimum marks for Passing- 21)	40 (Minimum marks for Passing- 14)	100
2	Sem. VIII of Five Year law Course & Sem. IV of Three Year Law Course	Alternate Dispute Resolution	60 (Minimum marks for Passing- 21)	40 (Minimum marks for Passing-14)	100
3	Sem. IX of Five Year law Course & Sem. V of	Moot Court exercise and internship		30+30+30 (Minimum marks for Passing -31) 10 (Minimum	100

	Three Year Law Course			marks for Passing-4)	
4	Sem. X of Five Year law Course & Sem. VI of Three Year Law Course	Drafting, Pleading and Conveyance		45+45(Minimum marks for Passing - 31) 10(Minimum marks for Passing-4)	100

As per BCI Part IV Rules, at Schedule III Rule 25 – Compulsory Clinical Courses, at page no. 24 and, Rule 25- Minimum Period of Internship at Schedule III at page 34. Students will have option to maintain the record of Practical Training work either in English or in Marathi. For each Practical Training paper the record of the attendance and performance of the students in Practical work / Project/ Seminar etc. shall be verified examiner appointed by the University in the month of March/April every year.

**Minimum Period of Internship: (a)** Each registered student shall have completed minimum of 12 weeks internship for Three Year Course stream and 20 weeks in case of Five Year Course stream during the entire period of legal studies under NGO, Trial and Appellate Advocates, Judiciary, Legal Regulatory authorities, Legislatures and Parliament, Other Legal Functionaries, Market Institutions, Law Firms, Companies, Local Self Government and other such bodies where law is practiced either in action or in dispute resolution or in management.

Provided that internship in any year cannot be for a continuous period of more than Four Weeks and all students shall at least gone through once in the entire academic period with Trial and Appellate Advocates.

(b) Each student shall keep Internship diary and the same shall be evaluated by the Guide in Internship and also a Core Faculty member of the staff every year. The total mark shall be assessed in the Final Semester of the course in the Practical Training paper based on the attendance of student during entire internship period. The college will will submit the report of internship attendance of students to the University before 30<sup>th</sup> April every year.

**R. Law. 6 :** There shall be examination at the end of each Semester. Both the Law courses shall be conducted in Semester System in not less than 15 weeks for Three Year Law Course or not less than 18 weeks in Five year Law Course with not less than 30 class-hours per week , including tutorials, moot room exercise and seminars provided there shall be at least 24 lecture hours per week.

**R. Law. 7 :** The LL.B. Degree in either of the courses in Law will not be conferred upon a candidate unless the candidate has passed in all the papers prescribed for each Semester Examination.

**R. Law. 8 :** The college may be allowed to admit students for the entire Academic Year i.e. for both the Semesters during the Academic Year at one time.

**R. Law. 9 :** No student of any of the degree program shall be allowed to take the end semester test in a subject if the student concerned has not attended minimum of 70% of the classes held in the subject concerned as also the moot court room exercises, tutorials and practical training conducted in the subject taken together.

Provided that if a student for any exceptional reasons fail to attend 70% of the classes held in any subject the Dean of the University or the Principal of the centre of Legal Education as the case may allow the student to take the test if the student concerned attended at least 65% of the classes held in the subject concerned and attended 70% of classes in all the subjects taken together. The similar power shall rest with the Vice Chancellor or Director of a National Law University, or his authorized representative in the absence of the Dean of Law.

Provided further that a list of such students allowed to take the test with reasons recorded be forwarded to the Bar Council of India.

**R. Law. 10 :** Standard of Passing – A candidate shall be declared ‘Passed’ in the Examination of a Semester, if he has secured minimum 35% of the total marks in every paper and aggregate of 50% of the marks in all papers of the Semester/Examination Attempt. However, the conditions of Aggregate marks for 1<sup>st</sup>, 2<sup>nd</sup>, 3<sup>rd</sup>, 4<sup>th</sup>

Semesters of Five Year LL.B. Degree Course will be 45% marks.

Of the successful candidate, those who secure 60% or more marks shall be placed in First Class and the rest in Second Class.

The candidate shall also be entitled to the benefit of Grace Marks as per University Rules.

**R. Law. 11** : Exemption: The Student may be exempted at his choice from appearing in any of the Papers if he has secured 40% of the total marks in the Papers of 1<sup>st</sup>, 2<sup>nd</sup>, 3<sup>rd</sup>, 4<sup>th</sup>, 5<sup>th</sup>, 6<sup>th</sup>, 7<sup>th</sup> & 8<sup>th</sup> Semester of Five year Law Course and 1<sup>st</sup>, 2<sup>nd</sup>, 3<sup>rd</sup> & 4<sup>th</sup> Semester of Three Year Law Course and 50% of the total marks in the papers of 9<sup>th</sup> & 10<sup>th</sup> semesters of five year Law course, and 5<sup>th</sup> and 6<sup>th</sup> semester of Three year Law Course. The benefit of exemption so earned will be available for six years only.

**R. Law. 12** : To pass any of the Semester Examination, a Student must have passed in all the papers of that Semester.

**R. Law. 13** : The result of the candidate appearing at 4<sup>th</sup>, 6<sup>th</sup>, 8<sup>th</sup> and 10<sup>th</sup> Semester of Five year LL.B. course shall not be declared unless and until the candidate has been declared 'Passed' in all the papers up to 2<sup>nd</sup>, 4<sup>th</sup>, 6<sup>th</sup> and 8<sup>th</sup> Semester respectively.

**R. Law. 14** : The result of the candidate appearing at the 4<sup>th</sup> and 6<sup>th</sup> semester of Three Year LL.B. course shall not be declared unless and until the candidate has been declared 'Passed' in all the papers up to 2<sup>nd</sup> and 4<sup>th</sup> Semester respectively.

**R. Law. 15 (A) Eligibility for admissions to 5 Year LL.B. course.**

(i) 1st Semester – For admission to the 1st Semester Five year LL.B. Degree course, a student must have passed H.S.C. Examination (10+2 Pattern) or equivalent qualification with minimum 45% of marks at the qualifying examination. However, the above percentage of marks will be 40% for the student belonging to SC/ST categories.

Provided that such a minimum qualifying marks shall not automatically entitle a person to get admission into an institution but only shall entitle the person concerned to fulfil other institutional criteria notified by the institution concerned or by the government concerned from time to time to apply for admission.

Also Provided that applicants who have obtained 10+2 Higher Secondary Pass Certificate after prosecuting studies in distance or correspondence method shall also be considered as eligible for admission in the Integrated Five Years course .

Explanation: The applicants who have obtained 10+2 through open Universities system directly without having any basic qualification for prosecuting such studies are not eligible for admission in the law courses.

(ii) 2nd, 4th, 6th, 8th and 10th Semester – A student for being eligible for admission to 2nd, 4th, 6th, 8th and 10th Semester must have successfully kept the terms for the 1st, 3rd, 5th, 7th and 9th Semester respectively, irrespective of the result of these Semester Examinations.

(iii) 3rd Semester – A student for being eligible for admission to the 3rd Semester must have either passed in the 1st & 2nd Semester or must have passed in at least **Five** papers of the 1st & 2nd Semester

(iv) 5th Semester – A student for being eligible for admission to the 5th Semester must have either passed in the 3rd & 4th Semester or must have passed in at least **Five** Papers of the 3rd & 4th Semester.

(v) 7th Semester – A student for being eligible for admission to the 7th Semester must have either passed in the 5th & 6th Semester or must have **passed** in at least **Seven** Papers of the 5th & 6th Semester.

(vi) 9th Semester – A student for being eligible for admission to the 9th Semesters must have either passed in the 7th & 8th Semester or must have **passed** in at least **Seven** Papers of the 7th & 8th Semester.

**R. Law.15 (B) Eligibility for admissions to three Year LL.B. course.**

i) 1st Semester- For Admission to the 1st Semester of Three Year LL.B. Course. A Student must have passed Bachelor's or Master's Degree Examination in any Faculty of a recognised University with minimum 45% of marks (including Grace Marks) at the qualifying examination. However, the above percentage of marks will be 40% for the students belonging to SC/ST categories.

Provided that such a minimum qualifying marks shall not automatically entitle a person to get admission into an institution but only shall entitle the person concerned to fulfil other institutional criteria notified by the institution concerned or by the government concerned from time to time to apply for admission.

Also Provided that applicants who have obtained First degree Certificate after prosecuting studies in distance or correspondence method shall also be considered as eligible for admission in three years LL.B course.

Explanation: The applicants who have obtained graduation/ post graduation through open Universities system directly without having any basic qualification for prosecuting such studies are not eligible for admission in the law courses.

ii) 2nd, 4th and 6th Semester –A student for being eligible for admission to the 2nd, 4th and 6th Semester must have successfully kept the terms for the 1st, 3rd, & 5th Semester respectively, irrespective of the result of these Semester examination.

iii) 3rd Semester – A student for being eligible for admission to the 3rd Semester must have either passed in the 1st & 2nd Semester or must have **passed** in at least **Seven Papers** of the 1st & 2nd Semester. .

iv) 5th Semester – A student for being eligible for admission to the 5th Semester must have either passed in the 3rd & 4th Semester or must have **passed** in at least **Seven Papers** of the 3rd & 4th Semester.

**R. Law. 16 : Rules for internal evaluation for both the Law Courses:**

Each paper of Five years law Course shall consist of 100 marks.

Out of 100 marks for each paper (except practical Training papers) there shall be theory examination conducted by the University carrying 80 marks and 20 marks will be allotted for internal assessment to be conducted by the college.

**a) Theory Examination of 80 marks**

**b) Internal assessment of 20 marks shall consist of**

**i) Presentation /Seminar – 10 marks**

**ii) Viva Voce – 10 marks**

Internal Examination will be compulsory for all students may reappear in the subsequent attempt (to be given at least twice by the college) but before the end of April in that academic year only. However, ATKT rules shall be made applicable in respect of theory and practical head of passing only

**R. Law. 17 : New Rule 17 prescribes the structure of the syllabi as given below:**

**A) Syllabus Structure of Three Year Law Course**

➤ **First Year of Three Year Law Course :- Semester - I**

Sr.No.	Paper No	Semester - I	Total Marks
1	I	Law of Contract	80 + 20 = 100
2	II	Constitutional Law – I	80 + 20 = 100
3	III	Law of Tort including MV Accident & Consumer Protection laws	80 + 20 = 100
4	IV	Law of Crimes I-Indian Penal Code	80 + 20 = 100
5	V	Family Law - I	80 + 20 = 100

➤ **First Year of Three Year Law Course :- Semester - II**

Sr.No.	Paper No	Semester - II	Total Marks
6	I	Special Contract	80 + 20 = 100
7	II	Constitutional Law – II	80 + 20 = 100

8	III	Family Law - II	80 + 20 = 100
9	IV	Environmental Law	80 + 20 = 100
10	V	Professional Ethics and Professional Accounting System	(60 + 40) = 100

➤ **Second Year of Three Year Law Course :- Semester - III**

Sr.No.	Paper No	Semester - III	Total Marks
11	I	Jurisprudence	80 + 20 = 100
12	II	Property Law	80 + 20 = 100
13	III	Company Law	80 + 20 = 100
14	IV	Public International Law	80 + 20 = 100
15	V	Criminology	80 + 20 = 100

➤ **Second Year of Three Year Law Course :- Semester - IV**

Sr. No.	Paper No	Semester - IV	Total Marks
16	I	Interpretation of statutes	80 + 20 = 100
17	II	International Human Rights	80 + 20 = 100
18	III	Administrative Law	80 + 20 = 100
19	IV	Banking / Insurance	80 + 20 = 100
20	V	Alternate Dispute Resolution	(60 + 40) = 100

➤ **Third Year of Three Year Law Course :- Semester - V**

Sr.No.	Paper No	Semester - V	Total Marks
21	I	Civil Procedure Code and Limitation Act	80 + 20 = 100
22	ii	Law of Evidence	80 + 20 = 100
23	III	Labour Law I	80 + 20 = 100
24	IV	Land Law	80 + 20 = 100
25	V	Moot Court Exercise and Internship	(30+30+30)* +10* = 100

➤ **Third Year of Three Year Law Course :- Semester - VI**

Sr.No.	Paper No	Semester - VI	Total Marks
26	I	Law of Crimes II Criminal Procedure Code	80 + 20 = 100

27	II	Intellectual Property Law	80 + 20 = 100
28	III	Labour Law – II Industrial Law	80 + 20 = 100
29	IV	Principles of Taxation Law	80 + 20 = 100
30	V	Drafting, Pleading and Conveyance	* (45+45)+10* = 100

\* Separate head of passing

**17. B) Syllabus Structure of Five Year Law Course**

➤ **First Year of Five Year Law Course :- Semester - I**

Sr.No.	Paper No	Semester - I	Total Marks
1	I	Political Science – I (Local Self Government)	80 + 20 = 100
2	II	Political Science – II (Public Administration)	80 + 20 = 100
3	III	English – I	80 + 20 = 100

**First Year of Five Year Law Course :- Semester - II**

Sr.No.	Paper No	Semester - II	Total Marks
4	I	Political Science – III (Organisation & Administration of the State Government)	80 + 20 = 100
5	II	Economics – I	80 + 20 = 100
6	III	History – I	80 + 20 = 100
7	IV	Sociology – I	80 + 20 = 100

➤ **Second Year of Five Year Law Course :- Semester - III**

Sr.No.	Paper No	Semester - III	Total Marks
8	I	Political Science – IV (Political Theory & Political Organisation)	80 + 20 = 100
9	II	Sociology – II	80 + 20 = 100
10	III	Economics – II	80 + 20 = 100
11	IV	History – II	80 + 20 = 100

➤ **Second Year of Five Year Law Course :- Semester - IV**

Sr.No.	Paper No	Semester - IV	Total Marks
12	I	Political Science – V (Foundations of Political Obligations)	80 + 20 = 100
13	II	Political Science – VI (International Relations)	80 + 20 = 100
14	III	English – II	80 + 20 = 100
		Environmental Studies	100 (Grade)

➤ **Third Year of Five Year Law Course :- Semester - V**

Sr.No.	Paper No	Semester - V	Total Marks
15	I	Law of Contract	80 + 20 = 100
16	II	Constitutional Law – I	80 + 20 = 100
17	III	Law of Tort including MV Accident & Consumer Protection laws	80 + 20 = 100
18	IV	Law of Crimes I-Indian Penal Code	80 + 20 = 100
19	V	Family Law - I	80 + 20 = 100

➤ **Third Year of Five Year Law Course :- Semester - VI**

Sr. No.	Pap er No	Semester - VI	Total Marks
20	I	Special Contract	80 + 20 = 100
21	II	Constitutional Law – II	80 + 20 = 100
22	III	Family Law - II	80 + 20 = 100
23	IV	Environmental Law	80 + 20 = 100
24	V	Professional Ethics and professional accounting system	(60 + 40) = 100

➤ **Fourth Year of Five Year Law Course :- Semester - VII**

Sr.No.	Paper No	Semester - VII	Total Marks
25	I	Jurisprudence	80 + 20 = 100
26	II	Property Law	80 + 20 = 100
27	III	Company Law	80 + 20 = 100
28	IV	Public International Law	80 + 20 = 100
29	V	Criminology	80 + 20 = 100

➤ **Fourth Year of Five Year Law Course :- Semester - VIII**

Sr. No.	Paper No	Semester - VIII	Total Marks
30	I	Interpretation of statutes	80 + 20 = 100
31	II	International Human Rights	80 + 20 = 100
32	III	Administrative Law	80 + 20 = 100
33	IV	Banking and Insurance	80 + 20 = 100
34	V	Alternate Dispute Resolution	(60 + 40) = 100

➤ **Fifth Year of Five Year Law Course :- Semester - IX**

Sr.No.	Paper No	Semester - IX	Total Marks
35	I	Civil Procedure Code and Limitation Act	80 + 20 = 100
36	II	Law of Evidence	80 + 20 = 100
37	III	Labour Law I	80 + 20 = 100
38	IV	Land Law	80 + 20 = 100
39	V	Moot Court exercise and internship	*(30+30+30)+10* = 100

**Fifth Year of Five Year Law Course :- Semester - X**

Sr.No.	Paper No	Semester - X	Total Marks
40	I	Law of Crimes II Criminal Procedure Code	80 + 20 = 100
41	II	Intellectual Property Law	80 + 20 = 100
42	III	Labour Law – II Industrial Law	80 + 20 = 100
43	IV	Principles of Taxation Law	80 + 20 = 100
44	V	Drafting, Pleading and Conveyance	*(45+45)+10*= 100

\* Separate head of passing