

OR
B.A. LL.B FIVE YEARS INTEGRATED COURSE
VIII – SEMESTER
PAPER – V HISTORY OF COURTS, LEGISLATION AND LEGAL PROFESSION IN INDIA

UNIT-I COURTS:

- 1.1 Administration of Justice in the Presidency Towns (1600 – 1773) And the development of courts and judicial institutions under The East India Company
- 1.2 Warren Hastings Plan of 1772 and the Adalat System of Courts – Reforms made under the Palan of 1774 and re – organization in 1780
- 1.3 Regulating Act of 1773 – Supreme Court at Calcutta– its composition, power and functions – failure of the court – Act of 1781 –Supreme Court vis – a – vis Mofussil Courts
- 1.4 Judicial measures of Lord Cornwallis 1781, 1790, 1793 progress of Adalat system under Sir. John Shore
- 1.5 Conflicts arising out of the dual judicial system tendency for amalgamation of the two systems of Courts – The Indian High Courts under the Government of India Act, 1915 – High Courts under the Government of India, 1935 – High courts under the Indian Constitution
- 1.6 Development of Rule of law, separation of powers, Independence of judiciary 1.7 Judicial Committee of Privy Council as a Court of Appeal and its jurisdiction to hear appeals from Indian decisions – Abolition of the Privy Council to hear appeals from Indian decisions 1.8 Court system generally under the Constitution of India

UNIT-II LEGAL PROFESSION:

- 2.1 Legal profession in Pre – British India – Role, Training and functions
- 2.2 Law practitioners in the Mayor’s Courts established Under the Charter of 1726
- 2.3 Organization of legal profession under the Charter of 1774
- 2.4 Legal profession in Company’s Courts
- 2.5 Provision for enrolment of Advocates, Vakils and Attorneys Under Legal Practitioner’s Act, 1853

SUGGESTED READINGS :

1. Herbert Cowell, The History and Constitution of the Courts and Legislative Authorities in India – 6th Ed. Rev. S S Bagchi, Calcutta, Macker, Spink, 1936 2
2. Sr. Courtenay Ilbert, The Government of India, 2nd Ed. London, OUP 1907
3. M P Jain – Outline of Indian Legal History, Dahawantra Mechanical and Law Book House, Delhi
4. A B Keith – A Constitutional History of India, 1600 -1935, 2nd Ed. Allhabad, Central Book Depot, 1961 5
5. Gwyer and Appadorai – speeches and Documents on the Indian Constitution, 1945 – 1947 (2 Vols), London, OUP, 1957 6
6. M V Pylee, Constitutional History of India (1600 – 1950, Bombay, Asia, 1967)