

### MOHANLAL SUKHADIA UNIVERSITY, UDAIPUR FACULTY OF LAW

#### THIRD YEAR BACHELOR OF LAWS

(Effective from Session 2021-22)

PAPER - I (PAPER CODE - 8001): (PAPER NAME - LAW OF EVIDENCE)

Max. Marks: 100 Min. Marks: 36

Note: A. In order to ensure that students do not leave out important portions of the syllabus, examiners shall be free to repeat the questions set in the previous examination.

B. Leading cases prescribed under this paper may be read whenever they are relevant.

#### A. Indian Evidence Act, 1872-

- **1. Preliminary:** Application of Indian Evidence Act, Definition: Court, Fact fact in issue and relevant fact, Evidence meaning and its kinds, proved, disproved, not proved, may presume, shall presume and conclusive proof, presumptions of fact and law.
- **2. Relevancy of facts**: Explaining Res-gestae, occasion, cause, effect, motive, intention, preparation, previous and subsequent conduct, introductory and explanatory facts, facts and otherwise relevant become relevant, accidental and incidental facts. Facts which need not be proved, improper admission and rejection of facts.

#### 3. Admission and Confession:

- (A) Admission: Definition, whose admission is relevant, relevancy of admission in civil cases, admission is not conclusive proof, admission as an estoppel.
- (B) Confession: Definition, its kinds, confession caused by inducement, threat or promise, confession to police officer, confession in the custody of police, Confession to Magistrate, Confession by co-accused.
- (C) Difference between admission and confession.
- (D) Relevancy of statements:
- (i) Statements by persons who cannot be called as witness.
- (ii) Statement made under special circumstances.
- (iii) Relevancy of judgement of a Court of Law
- (iv) Opinion of third person
- (v) Opinion of experts
- (vi) Relevancy of character
- **4. Evidence:** Oral evidence, documentary evidence, kinds of documentary evidence, when secondary evidence is relevant, public and private document. Exclusion of oral evidence by documentary evidence, Application of this principle, its exceptions, ambiguous documents, kinds of ambiguity.
- **5. Burden of Proof**: Meaning, general principles of burden of proof in civil and criminal cases and exceptions to it. When burden of proof shifts, proof of legitimacy of child, proof in dowry deaths and in the matters of rape.
- **6. Estoppel**: Meaning, essentials, nature and its kinds.

**Witnesses**: Competency of witness, when persons can be compelled to appear as witnesses, privileged communications and documents, accomplice, hostile witness.

7. Examination of Witnesses: Order of examinations, kinds of examinations, leading question, impeaching the credit of witness, questions which can and which cannot be asked, refreshing the memory of witness, production of document, Judge's power to put questions and to order production. Effect of improper acceptance or rejection of evidence.

#### **LEADING CASES FOR EXAMINATION:**

- 1. Pakala Narayan v. Emperor, AIR 1939 PC 47
- 2. Venkateshwarlu v. Venkatanarayan, AIR 1954 SC 176
- 3. Machhi Singh v. State of Punjab, 1983 (3) SCC 470
- 4. Selvi & Ors v. State of Karnataka, (2010) 7 SCC 263
- 5. Dudh Nath Pandey v. State of UP, AIR 1981 SC 911

#### **CASES FOR READING:**

- 1. Palvinder kaur v. The State of Punjab, AIR 1952 SC 354
- 2. Pam Chandra v. State of U.P., AIR 1957 SC 381
- 3. Vedivelu v. State of Madras, AIR 1957 SC 615
- 4. M.C. Vergheese v. T.J. Ponnan, AIR 1970 SC 1876
- 5. Nandlal Wasudeo Badwaik v. Lata Nandlal Badwaik, (2014) 2 SCC 576

#### **SUGGESTED READINGS**

1. Ratan Lal: The Law of Evidence

2. Batuklal: Law of Evidence

3. Vepa P. Sarathi: Law of Evidence

4. राजाराम यादव : साक्ष्य विधि

5. अवतार सिंह : साक्ष्य विधि

### MOHANLAL SUKHADIA UNIVERSITY, UDAIPUR FACULTY OF LAW

#### THIRD YEAR BACHELOR OF LAWS

(Effective from Session 2021-22)

PAPER – II (PAPER CODE - 8002):(PAPER NAME – LAW RELATING TO CRIMINAL PROCEDURE)

Max. Marks: 100 Min. Marks: 36

Note: A. In order to ensure that students do not leave out important portions of the syllabus, examiners shall be free to repeat the questions set in the previous examination.

B. Leading cases prescribed under this paper may be read whenever they are relevant.

#### A. The Code of Criminal Procedure 1973

#### 1. Preliminary:

- (A) Object, Extent and Definitions (Chapter I).
- (B) Duties of Public
  - (I) To assist Police and Magistrate
  - (II) To give information about certain offences (Chapter IV, Ss. 37 to 40)

#### 2. Criminal Courts:

- (A) Territorial Divisions and Classification (Chapter II, Sec.6, 9, 10, 14, 15, 19, 22 and 23)
- (B) Powers (Chapter III, Ss. 26 to 31).

#### 3. Pre-Trial Procedures/ F.I.R. / Complaint etc.

- (A) Arrest of Persons (Chapter V)
- (B) Process to compel appearance (Chapter- VI)
- (C) Process to compel Production of things (Chapter VII).
- (D) Information to the Police and their Powers of Investigation (Chapter XII).
- (E) Jurisdiction of the Courts in Enquiries and Trials (Chapter XIII).
- (F) Complaints to Magistrates and Cognizance of Offence (Chapter XV and XIV).
- 4. Maintenance Maintenance of Wives, Children and Parents

#### 5. Charge and Trials:

- (A) Trial before Court of Session (Chapter XVIII)
- (B) Trial of Summon and Warrant Cases (Chapter XIX and XX).
- (C) Summary Trial (Chapter XXI).
- (D) Judgement (Chapter XXVII).
- (E) Plea-Bargaining

#### 6. Miscellaneous Provisions -

- (A) Appeals (Chapter XXX).
- (B) Reference and Revision (Chapter XXX).
- (C) Provisions as to Bail and Bonds (Chapter XXXIII)
- (D) Disposal of Property (Chapter XXXIV)
- (E) Period of Limitation (Chapter XXXVI).
- (F) Irregular Proceedings (Chapter XXXV).
- **(G)** Autrofois Acquit and Autrofois Convict.

#### (H) Pardon to an accomplice

#### 7. Inherent Powers of High Court

#### **LEADING CASES FOR EXAMINATION:**

- 1. State of U.P. v. State of Delhi, AIR 1955 SC 196
- 2. Nisar Ali v. State of U.P., AIR 1957 SC 336
- 3. Purshottam Das Dalmia v. State of West Bengal, AIR 1968 SC 1589
- 4. State of Andhra Pradesh v. Ganeshwara Rao, AIR 1968 SC 1050
- 5. Satwant Singh v. State of Punjab, AIR 1956 SC 266

#### **CASES FOR READING:**

- 1. R. S. Nayak vs A. R. Antulay, 1992 (1) SCC 225
- 2. Harish Chandra Prasad Mani v. State of Jharkhand & Ors., AIR 2007 SC 1117
- 3. Rajesh Ranjan @ Pappu Yadav v. Kalyan Chandra Sarkar, 2005 3 SCC 284 : 2005 AIR SC 972
- 4. Joginder Singh v. State of Punjab, AIR 1979 SC 1876
- 5. Badshah v. Urmila Badshah Godse, (2014) 1 SCC 188

- 1. Ratan Lal: Criminal Procedure Code
- 2. Ganguly, A.C.: A Guide to Criminal Code Procedure.
- 1. Kelkar, R.V.: Criminal Procedure Code
- 2. Juvenile Justice Act, 2015
- 3. Probation of Offenders Act, 1954
- 4. Khatri, B.D.: Law of Probation in India alongwith Juvenile Justice Act, 1988
- 5. Chakravarti, N.K.: Probation System in the Administration of Criminal Justice.
- 6. तिवाड़ी वाई.के. : दंड प्रक्रिया सहिंता
- 7. पी. सी . जैन : दंड प्रक्रिया सहिंता
- 8. मुरलीधर चतुर्वेदी : दंड प्रक्रिया सहिंता

## MOHANLAL SUKHADIA UNIVERSITY, UDAIPUR FACULTY OF LAW

#### **THIRD YEAR BACHELOR OF LAWS**

(Effective from Session 2021-22)

PAPER – III (PAPER CODE - 8003): (PAPER NAME – LAW OF CIVIL PROCEDURE & LIMITATION)

Max. Marks: 100 Min. Marks: 36

Note: A. In order to ensure that students do not leave out important portions of the syllabus, examiners shall be free to repeat the questions set in the previous examination.

B. Leading cases prescribed under this paper may be read whenever they are relevant.

#### A. Code of Civil Procedure, 1908

- Definition Suits in general, suits of civil nature, stay of suit, Res Judicata, Res Subjudice, Foreign Judgement, Place of trial, Transfer of suits, Joinder, Non-Joinder and Mis-Joinder of Parties and Causes of Action. Service of Summon and Pleadings.
- 2. Execution in General: Courts by which decrees may be executed, powers of the Court executing the decrees. Transfer of decrees for execution and mode of execution, Stay of execution, Suits in particular cases (Orders XXI to XXXIII) Minor, Indigent, Receiver, Injunction, Notice, Abatement of Suits, Arrest & Detention.
- **3. Supplemental proceedings** Attachment before judgement, Arrest before judgement, Temporary injunction and Appointment of Receiver, Commission.
- **4. Appeals** Appeals against order and appeals against decree, review, revision and reference.
- **5. Misc. Proceedings** Exemption of certain persons, Enlargement of time, Right to lodge a caveat, Inherent powers of court, Amendment of judgement, decrees, orders.
- 6. Sections 75 to 78 Order IX, XVII, XXVI, XXXII, XXXIII

#### B. The Limitation Act, 1963

#### **LEADING CASES FOR EXAMINATION:**

- 1. Umrao Singh v. Bhagwati Singh, AIR 1956 SC 15 (Sec 9 CPC)
- 2. Narhari v. Shanker, AIR 1953, SC 419 (Sec 11 CPC)
- 3. Shanker Sitaram v. Balkrishnan, AIR 1954 SC 252 (Sec. 11 CPC or 2 R 2 & O 23, R 3).
- 4. Smt. Runi Bai v. Yadunandan, AIR 1954 SC 1718.
- 5. Madalsa Devi v. M. Ramanarain Pvt. Ltd., AIR 1955 SC 1718.

#### **SUGGESTED BOOKS:**

1. Mulla: Civil Procedure Code

2. Takwani, C.K.: Civil Procedure Code

3. Singh, S.N.: Civil Procedure Code

4. Sahai: On Civil Procedure

5. Tandon, M.P.: Civil Procedure Code (English & Hindi)

6. Mridula Srivastava: Civil Procedure Code (Hindi)

7. Mridula Srivastava: दीवानी प्रक्रिया सहिंता

8. A.N. Pandey: Civil Procedure Code

9. A.N. Pandey : दीवानी प्रक्रिया सहिंता



## FACULTY OF LAW

### THIRD YEAR BACHELOR OF LAWS

(Effective from Session 2021-22)

PAPER - IV (PAPER CODE - 8004): (PAPER NAME - LAND LAWS)

Max. Marks: 100 Min. Marks: 36

Note: A. In order to ensure that students do not leave out important portions of the syllabus, examiners shall be free to repeat the questions set in the previous examination.

B. Leading cases prescribed under this paper may be read whenever they are relevant.

#### **Statutes**

- 1. Rajasthan Tenancy Act, 1955.
- 2. Rajasthan Land Revenue Act, 1956.
- 3. The Rajasthan Rent Control Act, 2001

(All the acts are in full course)

#### **LEADING CASES FOR EXAMINATION:**

- 1. Jagdish Singh v. State of Rajasthan, 1990, RRD, 493.
- 2. Executors of Estate of Late Maharana Shri Bhagwat Singh (Mewar) v. State of Rajasthan, 1992, RRD, 686.
- 3. Madanlal v. Murti Mandir Shri Ramlal Ji, 1992, RRD, 79 (DB).

- 1. Shyam Lal Gupta: The Rajasthan Tenancy Act.
- 2. Dutt, S.K.: Tenancy Law in Rajasthan
- 3. Dutt, S.K.: Rajasthan Land Revenue Act.
- 4. Suresh Chand H. Mathur: Law of Tenancy in Rajasthan
- 5. Karkara, G.S.: Rajasthan Land Laws (English & Hindi)
- 6. Babel, B.L.: Rajasthan Land Laws (Hindi)
- 7. Gehlot: The Rajasthan Tenancy Act. 1955.

## MOHANLAL SUKHADIA UNIVERSITY, UDAIPUR FACULTY OF LAW

#### THIRD YEAR BACHELOR OF LAWS

(Effective from Session 2021-22)

PAPER – V (PAPER CODE - 8005): (PAPER NAME – CORPORATE LAW)

Max. Marks: 100 Min. Marks: 36

Note: A. In order to ensure that students do not leave out important portions of the syllabus, examiners shall be free to repeat the questions set in the previous examination.

B. Leading cases prescribed under this paper may be read whenever they are relevant.

#### **CONTENTS:**

- 1. Definition of Company, Kinds of Company, Corporate Personality, Incorporation of Company, Memorandum and Articles of Association.
- 2. Promoters and Preliminary Contracts, Prospectus and Allotment of Securities.
- 3. **Share,** Members, Shareholders, Share Capital, Majority Power and Minority Rights, debentures, Registration of Charges.
- 4. Appointment and Qualification of Directors, Meeting of Board and its powers.
- 5. Meeting of Company and Administration.
- 6. Prevention of Oppression and Mismanagement.
- 7. Compromises, Arrangements and Amalgamation [Merger]
- 8. Winding up and Dissolution.
- 9. National Company Law Tribunal [NCLT], Appellate Tribunal and Special Courts.
- 10. Corporate Social Responsibility
- 11. Limited Liability Partnership Act-2008 [LLP Act] Concept of LLP

#### **LEADING CASES FOR EXAMINATION:**

- 1. Aron Soloman v/s Soloman & Co. Ltd., 1897, AC 22.
- 2. Royal British Bank v/s Turquand, 1856, 6 E & B.327.
- 3. Ashbury Railway Carriage & Iron Co. Ltd. VE. Riche, 1875 LR 7, HL 653
- 4. Foss v/s Har Bottle, 67 ER 189 (1843) 2 Mare 461.
- 5. Laxmi Swamy Mudaliar v/s LIC, AIR 1963 SC 1185.

- 1. Companies Act 2013 (Bare Act)
- 2. N.V Pranjapae : Company Law [English & Hindi]
- 3. Avtar Singh: Company Law [English & Hindi]
- 4. ND Kapoor: Elements of Company Law
- 5. LLP Act 2008 (Bare Act)

### MOHANLAL SUKHADIA UNIVERSITY, UDAIPUR FACULTY OF LAW

#### THIRD YEAR BACHELOR OF LAWS

(Effective from Session 2021-22)

PAPER - VI (PAPER CODE - 8006): (PAPER NAME - ADMINISTRATIVE LAW)

Max. Marks: 100 Min. Marks: 36

Note: A. In order to ensure that students do not leave out important portions of the syllabus, examiners shall be free to repeat the questions set in the previous examination.

- B. Leading cases prescribed under this paper may be read whenever they are relevant.
- 1. Definition, Nature, Scope, Rule of Law, Separation of Powers, Relationship between Administrative Law and Constitutional Law, Sources of Administrative Law, Government, Administrative Authorities and Bodies. Statutory Corporations including their control, the extent of executive power, administrative finality and the court review.
- 2. Delegated Legislation Nature, Scope, Forms necessary, Control including Judicial Parliamentary and Legislative Conditional Legislation and subdelegation.
- 3. Administrative Process Administrative Action, Administrative Discretion and Quasi-Judicial Elements in Administrative Procedure.
- 4. Principles of Natural Justice and their Control, Doctrine of Bias, Audi Alteram Partem, Rights to consult, Reasoned Decision.
- 5. Administrative Adjudication Reasons for Growth, Structure and Procedure for Administrative Bodies, like Tribunals, Finality of the Tribunal, Decisions, Administrative Tribunals Act, 1985.
- 6. Redressal of Citizens Grievances, Central Vigilence Commission, Ombudsman, Lokpal, Lokayukta of the State of Rajasthan.
- 7. Promissory Estopple

#### LEADING CASES FOR EXAMINATION:

- 1. Vasant Lal Magan Bhai v. State of Bombay, AIR 1961 SC 4.
- 2. G. Nageshwara Rao v. A.P. State Road Transport Corporation, AIR 1959 SC 308.
- 3. Harishankar Bhagla v. State of M.P., AIR 1954 SC 465.
- 4. State of Rajasthan v. Ms. Vidyawati, AIR 1961 SC 933.
- 5. State of Assam v. Bharat Kala Bhandar, A.I.R 1967 S.C 1766
- 6. M/s Motilal Padampat Sugar Mills v. State of Uttar Pradesh & Ors., 1979 SCR (2) 641

- 1. Jain M.P.: Indian Administrative Law.
- 2. Messey I.P.: Administrative Law
- 3. Indian Law Institute: Delegated (Legislation in India).
- 4. Grifith J.A.G. and Street. H.: Principles of Administrative Law.

- 5. Kagzi, M.C.J.: Administrative Law in India.
- 6. Dr. Jain, M.P. & Dr. Jain, S.N.: Principles of Indian Administrative Law.
- 7. Kesri, U.P.D.: Administrative Law
- 8. यु.पी.डी. केसरी :प्रशासनिक विधि
- 9. जे .जे. राम उपाध्याय : प्रशासनिक विधि
- 10. Sathe, S.P.: Administrative Law
- 11. Dr. K.C. Joshi : प्रशासनिक विधि
- 12. C. K. Takwani : Lectures on Administrative Law.

### MOHANLAL SUKHADIA UNIVERSITY, UDAIPUR FACULTY OF LAW

#### **THIRD YEAR BACHELOR OF LAWS**

(Effective from Session 2021-22)

PAPER – VII (PAPER CODE - 8007): (PAPER NAME – INTELLECTUAL PROPERTY LAW)

Max. Marks: 100 Min. Marks: 36

Note: A. In order to ensure that students do not leave out important portions of the syllabus, examiners shall be free to repeat the questions set in the previous examination.

B. Leading cases prescribed under this paper may be read whenever they are relevant.

#### 1. Introduction to Intellectual Property

- a. Concept & Meaning of Intellectual Property
- b. Nature and Characteristics of Intellectual Property
- c. Origin and Development of Intellectual Property
- d. Kinds of Intellectual Property

#### 2. Copyright

- a. Meaning and historical development of copyright
- b. Subject matter
  - Original literary, dramatic, musical, artistic works
  - Cinematograph films
  - · Sound recordings
- c. Ownership of copyright
- d. Term of copyright
- e. Rights of owner
  - Economic Rights
  - Moral Rights
  - Neighbouring Rights
- f. Assignment and licence (including compulsory licence) of rights
- g. Performers rights
- h. Infringement of copyright and Fair View Doctrine
- i. Exceptions of infringement
- j. Remedies
  - Civil
  - Criminal
  - Administrative
- k. Registration
- I. Bollywood Amendment

#### 3. Patents

- 1. Meaning and historical development
- 2. Criteria for obtaining patents
  - i. Novelty
  - ii. Inventive step
  - iii. Utility

- 3. Non patentable inventions
- 4. Procedure for registration
  - i. Application
  - ii. Specification
  - iii. Publication
  - iv. Examination
  - v. Opposition
  - vi. Grant of patent
- 5. Term of patent
- 6. Rights of patentee
- 7. Compulsory licence
- 8. Revocation
- 9. Government use of patent
- 10. Infringement of patents
- 11. Exceptions to infringement
- 12. Remedies
- 13. Patent office and Appellate Board

#### 4. Trade Mark

- 1. Meaning and historical development of marks
- 2. Functions of marks
  - i. Commercial aspect
  - ii. Consumer aspect
- 3. Concept of distinctiveness
- 4. Absolute grounds of refusal
- 5. Relative grounds for registration
- 6. Doctrine of honest concurrent user
- 7. Procedure for registration
  - i. Application
  - ii. Advertisement
  - iii. Opposition
  - iv. Registration
- 8. Term of mark
- 9. Rights of holder
- 10. Assignment and licensing of marks
- 11. Infringement
- 12. Passing Off
- 13. Trade Marks Registry and Appellate Board

#### **LEADING CASES:**

- 1. R.G. Anand v. M/s Deluxe Films, AIR 1978 SC 1613. p. 1627
- 2. N. R. Dongre v. Whirlpool Corporation, (1996) 5 SCC 714
- 3. Satyam Infoway Ltd v. Sifynet Solutions Pvt. Ltd, AIR 2004 SC 3540
- 4. Diamond v. Chakrabarty, 447 U.S. 303 (1980)
- 5. Novartis AG ("Novartis") v. Union of India, (2013) 6 SCC 1
- 6. Carrefour v. V. Subburaman, 2007(35) PTC 225
- 7. Cadila Health Care Ltd v. Cadila Pharmaceuticals Ltd, 2001 PTC 541(SC)

- 8. Donoghue v. Allied Newspapers, Ltd., (1937) 3 Ch. D. 503
- 9. University of London Press, Limited v. University Tutorial Press, Limited, (1916) 2 Ch. D. 601
- 10. Eastern Book Company v. D.B. Modak, 2008 (36) PTC SC

#### **SUGGESTED BOOKS:**

C.P. Singh : बोद्धिक सम्पदा अधिकार
 Surendra Singh : बोद्धिक सम्पदा अधिकार
 M.N. Singh : बोद्धिक सम्पदा अधिकार
 जय प्रकाश मिश्र : बोद्धिक सम्पदा अधिकार

5. W. R Cornish : Intellectual Property: Patents, Copyright, Trade

Marks and Allied Rights

6. M.K. Bhandari
 7. S.P. Salarkar
 8. Vikas Vashisth
 9. P.S. Narayan
 10. R.K. Nagarjan
 11. Intellectual Property Rights
 12. Intellectual Property Rights
 13. Intellectual Property Rights
 14. Intellectual Property Rights
 15. Intellectual Property Rights

### MOHANLAL SUKHADIA UNIVERSITY, UDAIPUR FACULTY OF LAW

#### THIRD YEAR BACHELOR OF LAWS

(Effective from Session 2021-22)

PAPER – VIII (PAPER CODE - 8008): (PAPER NAME – **DRAFTING, PLEADING AND CONVEYANCING**)

Max. Marks: 100 Min. Marks: 36

This paper shall consist of following two parts:

Part A. Written Paper - 80 marks
Part B. Viva-voce Examination - 20 marks

The candidate must pass in both parts (a) and (b) separately. For Passing, he will be required to obtain 36% marks in each part, i.e. 29 marks out of 80 and 7 marks out of 20 marks.

### PART A WRITTEN PAPER

#### 80 marks

Practical Written paper General Principles of Drafting and relevant substantive rules of pleading and their exceptions; amendment of pleadings: Alternative and Inconsistent Pleadings.

#### (a) Drafting Exercise on Pleadings:

#### Civil:

- (i) Plaints
- (ii) Written Statement,
- (iii) Interlocutory Application
- (iv) Affidavit
- (v) Notice
- (vi) Execution Petition
- (vii) Memorandum of Appeal and Revision
- (viii) Appeal
- (ix) Writ Petition- Habeus Corpus, Mandamus, Certiorari, Prohibition and Quo Warranto Writs,

#### **Criminal:**

- (i) Complaints,
- (ii) Bail Applications
- (iii) Criminal Miscellaneous Petition (eg. Bail Application, etc.)
- (iv) Memorandum of Appeal, Reference and Revision

#### (b) Drafting Exercise on Conveyancing

- (i) Sale Deed
- (ii) Mortgage Deed
- (iii) Gift Deed
- (iv) Lease Deed
- (v) Rent Deed

- (vi) Partnership Deed
- (vii) Power of Attorney
- (viii) Promissory Note and Bill of Exchange
- (ix) Will
- (c) Framing of Charges, Issues and Judgement Writing

#### **PART B**

The Students have to write 5 exercises of pleading and 5 exercises of conveyancing in his own hand writing. Exercises to be allotted by the class subject teacher out of the following exercises. Two marks are meant for each exercise.

CONVEYANCING	DRAFTING OF PLAINT AND / OR WRITTEN STATEMENT
1. Sale Deed	1. Suit for damages for malicious Prosecution
2. Adoption Deed	2. Suit for eviction and arrears of rent
3. Power of Attorney	3. Suit for Specific Performance of contract
4. Agreement	4. Suit for temporary injunction
5. Compromise & Family	5. Inter pleader suit
Settlement	
6. Gift Deed	6. Suit for dissolution of Partnership
7. Lease/ Rent Deed	7. Application for maintenance under section 125 Cr. P.C.
8. Mortgage Deed	8. Application for Divorce or Judicial separation
9. Partnership Deed	9. Notice for eviction of premises
10. Will and Codicil	10. Notice for damages for defamation

VIVA-VOCE 20 Marks

The students have to maintain a diary in which they have to write 5 exercises of pleading and 5 exercises of conveyencing in his own hand writing. The viva-voce examination shall be conducted by a committee of three persons. In the Committee, There shall be two Internal Examiners and one External Examiner. The Committee shall award marks on the basis of exercises submitted by the student and performance at the Viva-voce Examination.

#### **SUGGESTED READINGS:**

1. K.K. Srivastav: The law of pleadings Drafting and conveyancing

2. Y.S. Sharma: Drafting Pleading & Conveyancing

3. Y.S. Sharma : प्रारूपण अभिवचन तथा अस्भिहस्तान्तरण लेखन



# MOHANLAL SUKHADIA UNIVERSITY, UDAIPUR FACULTY OF LAW THIRD YEAR BACHELOR OF LAWS

(Effective from Session 2021-22)

PAPER – IX (PAPER CODE - 8009): (PAPER NAME – **MOOT COURT & INTERNSHIP**)

Max. Marks: 100 Min. Marks: 36

This paper will have Four components

(a) Moot Court 30 Marks

(b) Observance of Trial in two cases-one civil and one criminal 20 Marks

marks

(c) Interviewing techniques and pre-trial preparations & Internship diary 30 Marks

(d) Viva-Voce 20 Marks

\*\*\*\*\*

(a) Moot Court 30 Marks

Every student will do at least three moot courts in a year with 10 marks for each. The moot court work will be on assigned problems and it will be evaluated for 5 marks for written submission and 5 marks for oral advocacy.

#### (b) Observance of Trial in two cases-one civil and one criminal

20 Marks

Students will attend two trials in the course of the last third year of LL.B. studies. They will maintain a record and enter the various steps observed during their attendance on different days in the court assignment. This scheme will carry 30 marks.

#### (c) Interviewing techniques and pre-trial preparations & Internship Diary 30 Marks

Each student will observe two interviewing sessions of clients at the Lawyers' office/Legal Aid Office and record the proceedings in a diary which will carry 10 marks. Each student will further observe the preparation of documents and court papers by the Advocate and the procedure for the filing of the suit/petition. This will be recorded in the diary which will carry 10 marks.

(d) Viva-Voce 20 Marks

The fourth component of this paper will be viva-Voce Examination on all the above three aspects. This will carry 20 marks. The Viva-voce examination shall be conducted by a committee of three persons. In the Committee, there shall be two Internal Examiners and one External Examiner. The Committee shall award marks on the basis of preparations of above three components and performance at the Viva-Voce Examination.

**Note:** The Committee shall also assess the students on the above three components and will award marks on them.