



**MOHANLAL SUKHADIA UNIVERSITY, UDAIPUR**  
**FACULTY OF LAW**  
**TENTH SEMESTER BACHELOR OF ARTS AND LAWS INTEGRATED**

(Session 2023-24 onwards)

PAPER -III (PAPER CODE -**BAL1003**):(PAPER NAME - **ALTERNATIVE DISPUTE RESOLUTION**)

**X – SEMESTER**

**M.M 80**

**1. The Arbitration and Conciliation Act, 1996 :**

- (A) General Provisions – Arbitration Agreement Arbitral Tribunals (Composition and Jurisdiction) – Conduct of Arbitral Proceeding – Arbitral Awards – Termination of Proceeding – Setting Aside of Arbitral Award – Enforcement of Arbitral Awards. Enforcement of Foreign Awards. (Sec 9 -13) – Scheme of Appointment of Arbitrators
- (B) Conciliation – Conciliators – Procedure of Conciliation – Relationship of Conciliator with Parties – Settlement – Agreement – Termination of Conciliation Proceeding Resort to Arbitral of Judicial Proceedings – Costs and Deposits.
- (C) Mediation – Understanding Conflict and Disputes: Modes of Dispute Resolution, need for ADR & the importance of Mediation, Mediation and Restorative Justice: Theory of restorative justice and its application, Gandhian principles of non-violent conflict resolution, traditional mediation practices in India and abroad, Mediation Laws in India: Judicial interpretation and relevant case law, dispute resolution institutions in India, Key Concepts in Mediation: Essential elements, process and stages, approaches to Mediation, role of the mediator, Importance of Communication: Elements of verbal and non-verbal communication, effective and ineffective communication techniques, Conducting Effective Mediation: Decision-making techniques, problem-solving tactics, ensuring positive outcome, Qualities and Skills of Mediators: Developing mediation skills, code of ethics, confidentiality requirements, Status of Mediated Agreements: Drafting of agreements, sanctity of mediated agreements, enforcement laws and procedures, Important Developments in Mediation: Growth of virtual dispute resolution, Pre-Institution Mediation, UNCITRAL Model Law, Singapore Convention

**2. Lok Adalat :** Organisation of Lok Adalats, Jurisdiction and Power of Lok Adalats Procedure for determination of Dispute before the lok Adalat, Permanent Lok Adalat.

**SUGGESTED READINGS:**

1. The Arbitration and Conciliation Act, 1996.
2. Bakshi, P.M. : Arbitration Law.
3. Paruck, P.L. : Indian Arbitration Act.
4. Singh, Avtar : Law of Arbitration and Conciliation