

## **INTRODUCTION**

Vidhi Mahavidyalaya, Samastipur is situated in the heart of Samastipur town just in the south of S. Vijay Raghwan Stadium (Patel Maidan). The distance of Civil Court, Collectorate, Sadar Hospital, Railway Station and Bus Stand are situated within walking distance of about 5 minutes. There are seven Degree Colleges situated within radius of ½ KM to 1 KM of the college.

This college endeavours to prepare able, responsible and competent professionals in legal world who can preserve and strengthen our social and cultural heritage and uphold the principles of truth and justice. They are expected to bring justice and peace in the society through their legal expertise. This college, therefore, has been trying to inculcate in its students a sense of responsibility towards society and nation as well as global under changing economical, Political and legal regime.

In the year 1978 a meeting was convened by eminent lawyers, social workers and educationist of Samastipur district at the residence of Sri Suraj Narain Prasad Sinha, Advocate, Samastipur to establish a law college at Samastipur. The meeting was presided by Sri Sheo Chandra Prasad Rajgrihar and was unanimously resolved to establish a law college named as Vidhi Mahavidyalaya in Samastipur town. It was also resolved that there shall be a seven men committee to run the college and accordingly (1) Sri Suraj Narain Prasad Sinha (2) Sri Sheo Chandra Prasad Rajgrihar (3) Sri Parmanand Choudhary (4) Dr. Harbansh Tarun (5) Sri Ramakant Mishra (6) Sri Ram Bilas Rai and (7) Sri Bhola Prasad Sah were made members of the managing committee.

It was also resolved that Sri Parmanand Choudhary, Advocate will be the Professor-Incharge of the college and Sri Suraj Narain Prasad Sinha, Advocate will be the convenor of the committee. On 09.09.1978 the college was inaugurated by the then Education Minister of Government of Bihar Md. Gulam Sarvar and in this way Vidhi Mahavidyalaya, Samastipur came into existence.

### **Eligibility for admission**

An applicant who has graduated in any discipline of knowledge from a university established by an Act of Parliament or by a state legislative or equivalent national institution recognized as a Deemed to be university or foreign university recognised as equivalent to the status of an Indian University by an authority competent to declare equivalence in law, with a minimum percentage of marks not below 45% in total marks in case of general category applicants, 42% for OBC and 40% of the total marks in case of SC and ST applicants.

Following documents are required for admission in LL.B. (3 years) course :-

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1. Attested photocopies of original documents of Matriculation, Intermediate and Graduation certificates and marks-sheets.
2. Original college leaving certificate (CLC/DLC)
3. Original Migration certificate in case of candidate coming from other than L.N.M.U Darbhanga.
4. Three copies of recent passport size photograph.

### **CODE OF CONDUCT**

The Vidhi Mahavidyalaya administration is committed to maintain discipline in the campus. The following rules and regulations failing which a suitable action will be taken.

- The college will issue an Identity Card to all the bonafide students. The students are required to carry their Identity Cards which must be produced if demanded by the authority.
- Students are advised to attend the classes regularly as it is necessary to have 75% of attendance of classes held in the college in each subject and also in aggregate. Students not having required percentage of attendance will be deprived to fill up the university examination form.
- Students are supposed to pass on their time either in the common room or in the library during the leisure
- Tobacco and intoxicating agents like drugs or liquor in any form is strictly prohibited in the campus. Anyone found guilty of that will be punished or handed over the police.
- No one is supposed to enter the campus with weapon of any kind. Any one found caring arms will have to face the legal consequences.
- Ragging of the juniors by the senior students will not be tolerated upon. It is illegal and unlawful. The administration will take strict measures against those who violate the norms of campus by such offence.
- Penal measures will be taken who consciously or unconsciously try to damage the property of the institution.
- Outsiders who come for any academic purpose will have to seek appointment to meet the Principal or any other administration body. They will be required to patiently wait for their turn.
- Any student who brings the outsiders in the campus for destructive purpose will be punished and the outsider will be handed to the Police.
- Mobile/Smart Phone must be switched off during the lecture. Its use in the campus should be restricted to only emergency calls.
- There is a disciplinary committee of the college. Students are expected to maintain perfect discipline in the college campus and premises of college otherwise disciplinary action will be taken.

**COLLEGE LIBRARY :**

The college has a rich library having a large collection of law books, law reports, law journals, law manuals such as SCC, A.I.R., Indian Bar Review, B.B.C.J. etc. for meeting the needs of the students and teachers, The college is regularly purchasing books each session so that academic and research work may be done in standard form .

The library will function from 10:30 AM to 04:30 PM. The students are directed to maintain peace and discipline in the library. The students of final year will have to submit their no dues report at the time of filling up the examination form. Negligence and delaying in submission of books will be cause of penalty. Some specific journals and books will not be issued for use outside the library.

**MOOT COURT :**

The college has a well furnished Moot Court where students are provided training and practical knowledge with other facilities to import skill of advocacy. Students are inspired to take part in state/national Moot Court Competition.

**Free legal Aid & Human Right Cell :**

The college has its own Legal Aid Clinic and Human Rights Cell to provide free legal assistance and legal awareness to the needy persons with the help of the students.

**LEGAL AID CLINIC :**

A Legal Aid Clinic which has been granted by State of Bihar Legal Services Authority, Patna under District Legal Authority Samastipur for students where each and every working day awareness program is going on. The Legal Aid Clinic has been inaugurated by Hon'ble Justice Mr. Sanjay Priya, Judge Patna High Court, Patna & College has also provided a big hall with proper accommodation for the students to achieve the Aim of Legal Aid Clinic.

**SPORTS CLUB :**

The college has a sports club which organizes indoor and outdoor games such as Volleyball, Badminton, Carrum, Chess etc.

**THE GOVERNING BODY**

Public Representative President	:	Sri Ram Chandra Paswan Hon'ble M.P. Samastipur
Educationist Secretary	:	Sri Suraj Narain Prasad Sinha Ex-Chairman B.C.I. & Senior Advocate

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Government Representative	:	S.D.O. Samastipur
University Representative	:	Nominated by the University for one academic session.
Principal	:	Dr. Sanjay Kumar
Teacher Representative	:	Elected for one Academic Session

### **Faculty Members**

❖	Dr. Sanjay Kumar	-	Principal
❖	Sri Jamun Das		
❖	Sri Samdarshi Rajgrihar		
❖	Sri Ajay kumar Jha		
❖	Sri Ajay Kumar		
❖	Smt. Rashmi Sinha		
❖	Sri Niroj Lochan Jha		
❖	Sri Vimal Kishor		
❖	Sri Pandey Ajay Shankar		
❖	Sri Sushil Kumar Sinha		
❖	Sri Kanhaiya Kumar		
❖	Sri Birendra Kumar		
❖	Sri Mukesh Kumar		

### **LIBRARIAN**

❖	Smt. Savita Kumari
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### **NON-TEACHING STAFF (Illrd Grade)**

❖	Sri Basant Kumar Choudhary (Head Clerk)
❖	Sri Sanjeev Kumar Sinha (Accountant)
❖	Smt. Asha Sinha
❖	Smt. Manju Mishra
❖	Smt. Poonam Kumari
❖	Sri Manoj Kumar Sinha
❖	Smt. Sangeeta Kumari
❖	Sri Birendra Kumar Das
❖	Smt. Mamta Kumari

**FOURTH GRADE STAFF**

- ❖ Jamindar Choudhary
- ❖ Nagendra Choudhary
- ❖ Sita Devi
- ❖ Hiralal Choudhary
- ❖ Jai Shankar Bhagat
- ❖ Gopal Kumar
- ❖ Baidya Nath Mahto
- ❖ Diwakar Choudhary
- ❖ Ashok Kumar
- ❖ Dhiraj Kumar
- ❖ Anil Das
- ❖ Prabhu Nath Patel

**Syllabus for LL.B. Part I**

There will be seven compulsory papers & one optional, each paper will carry 100 Marks.

**Paper I      Jurisprudence**

**100 Marks**

1. Definition, Nature and its Scope
2. Concepts of Law
3. Sources of Law
4. Schools of Law
5. Administration of Justice
6. Legal Rights
7. Persons
8. Possession and Ownership
9. Liability & Negligence

**Books Prescribed** - 1. Jurisprudence - Salmond's , 2. Vidhishashtra and Vidhishashtra Ke Sidhant - Dr. Vijay Narayanmani Tripathi, 3. Vidhishashtra and Vidhishashtra Ke Sidhant - Dr. N.V. Paranjape

**Paper II      Constitutional Law**

**100 Marks**

1. Nature of the Indian Constitution
2. Salient Feature of the Indian Constitution
3. The Preamble
4. The Union & its territory

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5. Citizenship
6. Fundamental Rights
7. Directive Principle of State Policy
8. Fundamental Duties
9. The Union Executive
10. The Parliament
11. The Union Judiciary
12. The State Executive, Legislature
13. Relation between the Union and State
14. Service under the Union and States
16. The Amendment of the Constitution
15. Election

**Books Prescribed** - 1. The Constitutional Law - Wede and Phillips, 2. The Constitution of India - V. N. Shukla, 3. The Constitution of India - S. Dayal

### **Paper III      Law of Contract - I**

**100 Marks**

- a. Indian Contract Act, 1872 Sec. 1 - 75
- b. Specific Relief Act.
  1. Nature, Scope & Aim
  2. Recovering Possession of Property
  3. Specific Performance of Contract
  4. Rectification of Instruments
  5. Declaratory Decrees
  6. Resolution of Contract
  7. Cancellation of Instruments
  8. Preventive Relief
    - (i) Injunctions Generally
    - (ii) Perpetual Injunction

60 Marks

40 Marks

**Books Prescribed** - 1. Pollock & Mulla - Indian Contract Act, Student Edn., 2. B.K. Agrawal - Indian Contract Act

### **Paper IV      Law of Crimes**

**100 Marks**

- a. I.P.C. 1860
  1. Group Liability-Common Intention and Common object
  2. Abetment

80 Marks

3. Criminal Conspiracy
4. General Exceptions
5. Attempt to commit offence, Riot and Affray
6. Offence against public tranquility, Cheating, Mischief, Criminal Trespass
7. Offence against body-Culpable Homicide, Hurt, Grievous Hurt, Wrongful Confinement, Criminal Force, Assault, Kidnapping, Abduction & Rape
8. Offence against Property-Theft, Extortion, Robbery, Docoity, Criminal , Misappropriation, Criminal Breach of Trust,
9. Offence against State Sedition
10. Offence against Reputation-Defamation

b. Dowry Prohibition Act, 1961 & Scheduled Caste & Scheduled Tribe Atrocities Act 20 Marks

**Books Prescribed** - 1. Indian Penal Code (45 of 1860), 2. Bhartiya Dand Sanhita  
- Dr. S. K. Badhawa

**Paper V Family Law**

**100 Marks**

**Hindu Law**

1. Nature & application of Hindu Law
2. Sources of Hindu Law
3. Schools of Hindu Law
4. Marriage
5. Adoption
6. Maintenance
7. Minority & Guardianship
8. Joint family & Coparcenary
9. Debt
10. Partition
11. Gift & Wills
12. Property & Succession

**Books Prescribed** - 1. Hindu Law - Mulla, 2. Hindu Law - K. C. Srivastava, 3. Hindu Vidhi - U.P.D. Keshari

**Paper VI Human Rights & International Law**

**100 Marks**

- a. International Law **80 Marks**
1. Nature, Definition of International Law
  2. Sources of International Law & its Relation with Municipal Law

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3. Recognition of State, Acquisition of Territory, Extradition Asylum
4. Law of Treaties
5. Settlement of International Disputes
6. Neutrality
7. Blocked, Contraband, Prize Court, Law of the Sea

- b.** Human Rights Protection Act, 1993 20 Marks
1. Definition of Human Rights & its Scope in International Law
  2. Universal declaration of Human Rights & its Legal aspect
  3. Human Rights & U.N.O. Character
  4. Human Rights and Fundamental Rights
  5. Human Rights & Social Justice
  6. Human Rights & Police, Backward Class, Child labour, Consumer Protection and Jail Administration
  7. National Human Rights Commission
  8. State Human Rights Commission
  9. Human Rights Court

**Books Prescribed** - 1. International Law - S.K. Kapoor, 2. International Law - Fenwick, 3. Anter Rastriya Vidhi- Dr. H.G. Agrawal, 4. Protection of Human Rights Act, 1993, 5. Human Rights and Constitutional Law - D.D. Basu, 6. Human Rights in Developing Countries - Sen

### **Paper VII    Legal Language, Legal Writing and General English**

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|--------------------|----------|
| 1. Legal Language  | 40 Marks |
| 2. Legal Writing   | 40 Marks |
| 3. General English | 20 Marks |

**Books Prescribed** - 1. Legal Language and Legal Writing - S. K. Mishra, 2. Legal Language and Legal Writing - M.P. Tandon

### **Paper VIII    Optional Paper    Banking Law & Negotiable Instrument Act    **100 Marks****

- a. Banking Law 60 Marks
1. Historical Appraisal of Banking Law in India
  2. Short Title, Extent, Commencement, Aim, Application, Limitation, etc
  3. Interpretation
  4. Licencing & business of Banking Companies & Restrictions and Prohibition



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5. Capital Structure
6. Return, Accounts, Balance-Sheet and Inspections of Banking Companies
7. Management, Administration and Officers of the Banking Companies
8. Powers and Functions of Reserve Bank and Central Govt. in relation to the Banking Companies
9. Suspension of Business, Acquisition and winding up to Banking Companies

b. Negotiable Instruments Act Sec. 1 to 142

40 Marks

**Books Prescribed** - 1. Banking Law and Practice in India - Tondon, 2. Negotiable Instruments Act - Babel, 3. The Negotiable Instruments Act - Chaturbedi, 4. Parkramya Likhit Adhinyam - H.P. Gupta

### **LIST OF LEADING CASES**

#### **Paper II**

##### **Constitutional Law**

1. Supreme Court Advocate Record Association Vrs. Union of India A.I.R. SC 441
2. Indian Express News Paper Vrs. Union of India A.I.R. 1985 SC 641
3. Menka Gandhi Vrs. Union of India A.I.R. 1978 SC 248

#### **Paper III Law Contract**

1. Sales Tax Officer Vrs. Kanhaiyalal Mukundlal Sarras A.I.R. 1959 SC 138
2. Satyabrat Ghose Vrs. Mangni Ram Benpur A.I.R. 1954 SC 44
3. Niranjana Shankar Golikari Vrs. Sentury Spinning and Manufacturing Co. Ltd. A.I.R. 1967 SC 1098

#### **Paper IV Law of Crimes (Indian Penal Code)**

Mehboob Shah Vrs. King Emperor, A.I.R. 1945 PC 118  
K.M. Nanavati Vrs. State of Maharashtra, A.I.R. 1962 SC 605  
Haribhajan Singh Vrs. State of Punjab, A.I.R. 1966 SC 97

#### **Paper V Family Law (Hindu Law)**

Jyotish Chandra Gupta Vrs. Meera Guha, A.I.R. 1970 Cal-360  
Leela Gupta Vrs. Lakshmi Narayan, A.I.R. 1978 SC 135  
Mahendra Vrs. Sushila, A.I.R. 1965 SC 564

#### **Paper VI Human Rights and International Law**

Columbian Peruvian Asylum Case 1950 ICIR 266

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In Re Barubari A.I.R. 1962 SC 845

Advisory Opinion of the International Court of Justice of the Legality of the use of Nuclear 8th July 1966

### **Syllabus for LL.B. Part II**

There will be seven compulsory papers & one optional, each paper will carry 100 Marks.

<b><u>Paper I</u></b>	<b><u>Family Law II</u></b>	<b>100 Marks</b>
a.	Muslim Law	80 Marks
1.	Application of Muslim Law	
2.	Historical Concept & Schools of Muslim Law	
3.	Sources of Muslim Law	
4.	Marriage (Nikah)	
5.	Mehar (Dower)	
6.	Maintenance	
7.	Guardianship	
8.	Divorce (Talak)	
9.	Gift (Hiba)	
10.	Wills (Wasiyat)	
11.	Wakf	
12.	Pre-emption (Shuffa)	
13.	Inheritance & Succession	
14.	Shia Law	

**Books Prescribed** - 1. Principle of Mohamdan Law - D.F. Mulla, 2. Muslim Vidhi - Aquil Ahmad, 3. Muslim Vidhi - R. R. Maurya

b.	Indian Succession Act 1925	20 Marks
1.	Preliminary	
2.	Domicile	
3.	Marriage	
4.	Intestate Succession	
5.	Probate	
6.	Testamentary Succession	
7.	Letter of Administration & Administration of Assets of Deceased	
8.	Succession Certificates	

**Books Prescribed** - 1. The Indian Succession Act - Vindeshwary Prasad, 2. Indian Succession Act - Sanjiva Roy, 3. Hindu Succession Act - Dr. Tahir Mahmood

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### **Paper II      Property Law**

**100 Marks**

- a. T.P. Act
- 1. Preliminary
- 2. Transfer of Property by act of parties
- 3. Sales of Immovable Property
- 4. Mortgages of Immovable Property and Charges
- 5. Leases of Immovable Property
- 6. Of Exchange
- 7. Of Gift
- 8. Transfer of Actionable claims

**80 Marks**

**Books Prescribed** - 1. Mukharjee Balgopal - Law of Transfer, 2. J. N. Kulshreshtra - Transfer of Property Act, 3. C.L. Gupta - Transfer of Property Act

- b. Easement Act - 1882
- 1. Preliminary
- 2. Of Easement Generally
- 3. The Imposition, Acquisition & Transfer of Easements
- 4. The Incidents of Easements
- 5. The Disturbance of Easements
- 6. Extinction, Suspension & Revival of Easements
- 7. Licenses

**20 Marks**

**Books Prescribed** - 1. Indian Easement Act - S.K. Agrawal, 2. The Indian Easement Act - J.D. Jain

### **Paper III      Interpretation of Statutes**

**100 Marks**

- 1. Meaning of Statutes
- 2. General Rules of Interpretation
- 3. Beneficial Construction
- 4. Taxing Statutes
- 5. The Penal Statutes
- 6. Commencement, Extent and Duration of Statutes
- 7. Interpretation of Constitution
- 8. Effect of Statutes on the States

**Books Prescribed** - 1. Interpretation of Statutes - R.D. Srivastava, 2. Interpretation of Statutes - A. P. Chatterjee

**Paper IV Contract Act II**

**100 Marks**

- a. Indian Contract Act, 1872  
Specific Contract from Section 124 to 238

40 Marks

**Books Prescribed** -1. Law of Contract - Dr. S.S. Srivastava, 2. Bhartiya Samvidha Adhiniyam - Dr. Basanti Lal Babel

- b. Indian Partnership Act, 1932  
1. General Principles  
2. Formation of Partnership  
3. Rights and Liability of Partners  
4. Resolution of Partnership Firms

40 Marks

**Books Prescribed** - 1. Indian Partnership Act - S. Dayal, 2. The Indian Partnership Act - R.K. Khanna

- c. The Sales of Goods Act, 1930  
1. General Principles  
2. Conditions and Warranties  
3. Transfer of ownership  
4. Performance of Contract of Sale  
5. Remedial Measures  
6. Auction Sale

20 Marks

**Books Prescribed** - 1. Sales of Goods Act - S.K.Kapoor, 2. Commercial Law - Dr. S.N. Maheshwari, 3. Sales of Goods Act - Basanti Lal Babel

**Paper V Law of Torts and Consumer Protection Act 1986**

**100 Marks**

- a. Law of Torts  
1. Evolution of Law of Torts  
2. Definition, Nature and Scope of Torts  
3. General Principles of Liability in Torts  
4. Personal Capacity  
5. Various Classification of Torts  
6. Liability for wrong committed by others  
7. Negligence  
8. Defamation, Malicious Prosecution  
9. Nuisance, Absolute and Strict Liability  
10. Foreign Torts

80 Marks

11. Remedies
12. Extension of Liability in Torts
13. Torts to person, movable and immovable Property
14. Torts relating to domestic and other miscellaneous right

**Books Prescribed** - 1. Law of Torts - Ratan Lal and Dhiraj Lal, 2. Text Book of the Law of Torts - Winfield, 3. Apkriya Vidhi - M. N. Shukla, 4. Law of Torts - G.S. Pandey

**b. Consumer Protection Act 1986** 20 Marks

1. Preliminary
2. Consumer Protection Council
3. Consumer Disputes Redressal Agencies
4. Miscellaneous
5. The Consumer Protection Rules 1987

**Books Prescribed** - 1. The Consumer Protection Act, 1986 - S.K. Banarjee, 2. Consumer Protection Laws - Dr. Shailendra Kr. Awasthi, 3. The Consumer Protection Act 1986 - S.K. Banarjee

**Paper VI Labour Law** 100 Marks

1. Industrial Dispute Act, 1947
2. Trade Union Act, 1926
3. Workmens Compensation Act, 1923
4. Factories Act, 1948
5. Minimum Wages Act, 1948

**Books Prescribed** - 1. Labour and Industrial Laws - S.N. Mishra, 2. Shramic Vidhayan - Indrajeet Singh, 3. Shramic Vidhayan - Dr. Ganga Sahay Verma

**Paper VII Company Law, 1956** 100 Marks

1. Genesis of the Companies Act, 1956
2. The Memorandum of an Articles of Association
3. Capital, Share and Shareholders
4. The Formation of Company
5. Meetings and Resolutions
6. Director
7. Company Management

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8. Accounts & Audit
9. Borrowing Powers and Debentures
10. Control over companies
11. Winding Up

**Books Prescribed** - 1. Company Law - K.R. Maurya, 2. Company Law - Ashok Kumar Bagrial, 3. Company Law (Hindi) - Dr. Pranjape

### **Paper VIII Optional Papers**

**100 Marks**

- a. Legal History
  - b. Insurance Law
- Students will opt one out of two papers

### **Legal History**

1. Establishment of East India Company and Judicial Administration in Surat, Bombay, Madras and Calcutta.
2. The uniform system of Judicial Administration in Madras, Bombay and Calcutta
3. The Introduction of Adalat System
4. The Establishment of Supreme Court at Calcutta
5. Adalat System under Lord Cornwallis
6. Adalat System after Cornwallis
7. The Establishment of High Court & Modern Judicial System
8. Codification of Law & Law Commissions
9. Racial Discrimination in India
10. The Influence of English Law in the development of Law in India
11. The Privy Council
12. The Rule of Judicial Administration in the Development of Personal Laws during British period
13. Law Reporting in India
14. East India Company : Its constitution & Functioning
15. The End of the Double Government : The Beginning of Direct Rule by the crown
16. Era of Constitutional Upheaval
17. The Integration of States & Making of the Constitution of India

**Books Prescribed** - 1. Indian Legal History - M.P. Jain, 2. Legal History - S.K. Puri

**PRACTICAL TRAINING**

**Paper - I Moot Court**

**100 Marks**

Moot Court, Pre-trial preparation and participation in Trial Proceeding

This paper will have three components of 30 marks each and a Viva for 10 marks.

- A. Moot Court 30 Marks  
Every Students will do atleast three Moot Courts with 10 marks each.  
The Moot Courts works - work will be assigned problems and it will be evaluated for 5 marks for written submission and 5 marks for oral advocacy.
- B. Observation of Trial in Two Cases - One Civil & One Criminal 30 Marks  
Student will attend two trial in the course. They will maintain Daily Diary and inter the various steps observed during the attendance of different days in the court assignment.  
This scheme will carry 30 marks.
- C. Interviewing technique and pre-trial preparation 30 Marks  
Each student will further observe the preparation of documents and court papers by the Advocate and the procedure for filling of suit/petition will be recorded in the diary which will be carry 15 marks
- D. The fourth components of this paper will be Viva-Voce examination on all the above three subjects. This will carry 10 marks.

**Paper - II Drafting, Pleading and Conveyancing**

**100 Marks**

This course will be taught through class instruction and simulation exercise preferably with assistance of practicing of law, lawyers/retired judges, apart from teaching the relevant provisions of law, the course will include 15 exercises in drafting carrying a total of 45 marks and exercises in conveyancing another 45 marks (3 marks for each exercise)

- (a) Drafting - General Principles of drafting and relevant rules shall be taught
- (b) Pleadings :- (i) Civil, (ii) Plaint, (iii) Written statement, (iv) Interlocutory application (v) Original petition, (vi) Affidavit, (vii) Execution petition and (viii) Memorandum of Appeal and Revision (ix) Petition u/s 226 and 32 of the Constitution of India
- (c) Criminal : (i) Complaints, (ii) Criminal Miscellaneous petition (iii) Bail petition (iv) Memorandum of Appeal and revision
- (d) Conveyancing :- (i) Sale Deed, (ii) Mortgage Deed, (iii) Lease Deed, (iv) Promissory Note, (v) Power of Attorney, (vi) Will

The remaining 10 marks will be given in Viva-Voce examination which will test the understanding of legal practice in relation of Drafting, Pleading and Conveyancing. Students will maintain dairies and enter everything.

**Syllabus for LL.B. Part III**

There will seven compulsory papers & one optional paper, Each paper will carry 100 Marks.

<b><u>Paper I</u></b>	<b><u>Civil Procedure Code and Limitation Act</u></b>	<b>100 Marks</b>
	Civil Procedure Code	80 Marks
	Limitation Act	20 Marks
a.	Civil Procedure Code, 1908 Section 1 to 115, Sec. 132 to 158 Order I, II, IV, V, VII, VIII, IX to XV, XVIII to XXIII, XXX to XXXIV, XXXVIII to XLI, XLVIII	
b.	Limitation Act	
1.	Preliminary	
2.	Limitation of suit, Appeals and Application	
3.	Computation of period of Limitation	
4.	Acquisition of Ownership by possession	
5.	Miscellaneous	

**Books Prescribed** - 1. Mulla's code of Civil Procedure, 2. Indian Limitation Act (Act 36 to 1960) Except the schedule, 3. सिविल प्रक्रिया संहिता, 1908-ए० एन० पाण्डेय 4. सिविल प्रक्रिया संहिता 1908- डॉ० बसंती लाल बाबेल 5. Limitation Act - R. Mitra, 6. Limitation Act - Dr. D.N.R. Pandey, 7. Limitation Act - S.N. Srivastava

<b><u>Paper II</u></b>	<b><u>Law of Evidence 1872</u></b>	<b>100 Marks</b>
1.	Introduction	
2.	Relevancy of Facts	
a.	Preliminary (Sec. 1 to 4)	
b.	Of the Relevancy of Facts (Sec. 5 to 55)	
3.	On Proof	
a.	Facts which need not be proved (Sec. 56 - 58)	
b.	Of Oral Evidence (Sec 59 - 60)	
c.	Of Conclusion of oral by documentary evidence (Sec 91 - 100)	
d.	Documentary Evidence (Sec 61 - 90)	
4.	Production and effects of evidence	
a.	Of the Burden of Proof (Sec. 101 to 114)	
b.	Estoppel (Sec. 115 - 116)	
c.	Of the examination of witnesses (Sec. 135 - 166)	
d.	Of witnesses (Sec. 118 - 134)	
e.	Improper Admission and rejection of evidence (Sec. 167)	



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**Books Prescribe** - 1. Stiphen's Introduction to Indian Evidence Act, 2. भारतीय साक्ष्य अधिनियम - राजाराम यादव, 3. साक्ष्य विधि - डॉ० अवतार सिंह

<b><u>Paper III</u></b>	<b><u>Criminal Procedure Code 1974, Juvenile Justice Act &amp; Probation of Offenders Act</u></b>	<b>100 Marks</b>
	Criminal Procedure Code	60 Marks
	Juvenile Justice Act, 1986	20 Marks
	Probation of Offenders Act, 1958	20 Marks

**Books Prescribed** - 1. Criminal Procedure Code - M.P. Tandon, 2. Dand Prakriya Sanhita - Dr. N.B. Paranjape, 3. Juvenile Justice Act, 1986 Bare Act, 4. Probation of Offenders Act, 1958 Bare Act

<b><u>Paper IV</u></b>	<b><u>Land Law</u></b>	<b>100 Marks</b>
	Bihar Tenancy Act, 1885, B.L.R. (Fixation Of Ceiling Area Act 1950) Acquisition of surplus land & Priviledged Persons Homstead & Tenancy Act, Consolidating of Holding Act Land Acquisition Act, Rent Control Act	
1.	Bihar Tenancy Act	60 Marks
2.	Bihar Land Reforms Act	20 Marks
3.	Acquisition of Surplus Land	20 Marks

**Books Prescribed**- 1. Bihar Tenancy Act - Malhotra, 2. Bihar Land Reforms Act - Ajit Gopal Rai, 3. Bihar Land Reforms Act 1950 - Rai & Sharma, 4. The Law on ceiling in Bihar - Harendra Prasad

<b><u>Paper V</u></b>	<b><u>Arbitration Act &amp; Concilation Act</u></b>	<b>100 Marks</b>
1.	Arbitration and Concilation Act, 1996	
2.	Alternative Dispute Resolution System	

<b><u>Paper VI</u></b>	<b><u>Environmental Law, Environmental Protection Law</u></b>	<b>100 Marks</b>
1.	The Environmental (Protection) Act, 1986	
2.	Water Prevention and Control of Pollution Act, 1974	
3.	Water Prevention and Control of Pollution Act, 1977	
4.	Air Prevention and Control of Pollution Act, 1982	

**Book Prescribed** - Law of Protection of Environment and Prevention of Pollution - R.C. Chaturvedi & M.M. Chaturvedi

**Paper VII    Administrative Law**

**100 Marks**

1. Introduction
2. Separation of Powers
3. Delegated Legislation
4. Colourable Legislation
5. Administrative Tribunals & their decisions
6. Administrative Act & Functions
7. Judicial Control over Administration Discretion
8. Natural Justice
9. Writ Jurisdiction
10. Powers of inquiries and investigations
11. Ombudsman
12. Suits against the government in Torts & Contract
13. Public Interest Litigation
14. Public Corporation, Public Undertaking of Administrative Authorities
15. Lokpal and Lokayukta

**Books Prescribed**-1. Administrative Law - R. Dayal, 2. Lectures on Administrative Law - Dr. U.P.D. Kasari

**Paper VIII    Optional Paper**

**100 Marks**

Student will opt one out of two papers

- (A) Taxation Law - Income Tax Act & Sales Tax Act

INCOME TAX ACT, 1961

**60 Marks**

History and Scope of Income Tax Law

1. Basis of Charging Income
2. Income exempt from Income - Tax
3. Computation of Income under various heads
4. Clubbing of Income
5. Set off & Carry forward of losses
6. Permissible deductions
7. Rebates & Reliefs
8. Double Taxation Relief
9. Determination of Tax in certain special cases
10. Non-Resident (Special Provision)

11. Tax on dividends distributed by domestic companies
12. Income Tax Authorities & their powers
13. Survey, Search, Source
14. Assessment procedure
15. Assessment of firms
16. Collection & recovery of Tax TDS
17. Payment of Advance Tax
18. Refund
19. Advance Ruling
20. Appeal and Ruling
21. Acquisition of Immovable property
22. Penalty
23. Presumption

**Wealth Tax Act**

1. Basic Information about wealth Tax
2. Exemption from wealth Tax
3. Wealth Tax procedure

**Gift Tax Act**

1. Basic Information about Gift Tax
2. Exemption and rebates from Gift Tax
3. Gift Tax Procedure

**Bihar Sales Tax Act, 1959 (The Bihar Financial Act 1981)**

**40 Marks**

1. Brief History and Scope of the Bihar Sales Tax Law
2. Income and Levy of Tax
3. Tribunal and Taxing Authority
4. Point of Levy, Rate & Concessional Rate
5. Registration of Dealers
6. Return, Assessment, Escaped Assessment, Taxable
7. Turn over and Recovery of Tax.
8. Maintenance of Accounts, Inspection, Search and Seizure
9. Establishment of check post and Restriction on movement liabilities in Representative Character
10. Refund and other remedies

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11. Offences and penalties, Miscellaneous, repeal and saving
12. Rule making power etc

### **Books Prescribed -**

1. Law of Income Tax - Kailash Rai,
2. Income Tax Act 1961 - Ashok Kr Saxena

### **PRACTICAL TRAINING**

#### **Paper I PROFESSIONAL ETHICS, ACCOUNTANCY FOR LAWYERS AND BAR BENCH RELATION** **100 Marks**

This course will be taught in association with practicing lawyers on the basis of following materials :-

- (i) Mr. Krishnamurty Iyer's book on "ADVOCACY"
- (ii) The contempt law and practice
- (iii) The Bar Council Code of Ethics
- (iv) 50 selected opinions of the disciplinary committee of the Bar Council and 10 major Judgment of the Supreme Court on the subject. The written examination on this paper will have 80 marks & Vive Voca will carry 20 marks.

In lieu of the written examination, college may be encourage whether appropriate to give the students, seminars and projects where they are expected to research and write persuasive memorandum on topics identified in the above subjects

#### **Paper II PUBLIC INTEREST LAWYERING LEGAL AID AND PARA LEGAL SERVICE**

**100 Marks**

This course carrying 100 marks will have to be designed and evaluated according to local conditions by the college in consultation with the universities and State Bar Councils. It can be taught partly through class room instructions including simultaneous exercises and partly through extension programmes like Lok Adalat, Legal Aid Camp, Legal Literacy and Para Legal Training. The course should also contain lesson on negotiations and counselling, use of computer in legal works, legal research in support of public interest litigation, writing of case comments, editing of law journals and law office management. The marks may be appropriately divided to the different programmes that each university might evolve for introduction in the colleges under its control

Public Interest Lawyering

50 Marks

Legal Aid & Para Legal Services

50 Marks