Objective: The law of evidence is an integral part of both substantive and procedural laws. This course intends to develop the skills of examination and appreciation of oral and documentary evidence in the budding lawyers to find out the truth. Art of examination and cross examination and shifting nature of burden of proof are crucial aspects of law of evidence.

MODULE-I: Introduction and Relevancy.
   a) Evidence and its relationship with the substantive and procedural laws.
   b) Definitions
      i. Facts.
      ii. Relevant Facts and Facts in issue.
      iii. Evidence proved, disproved and not proved.
      v. Relevancy and Admissibility.
      vi. Doctrine of res gestae.
      vii. Conspiracy.

MODULE-II: Statement
   a) Admissions
   b) Confessions
   c) Dying Declarations

MODULE-III: Method of Proof of Facts
   a) Presumptions.
   b) Expert Opinion.
   c) Character.
   d) Oral and Documentary Evidence.
   e) Rules relating to Burden of Proof.
   f) Estoppel.
   g) Privileged Communications.

MODULE-IV: Presumptions regarding discharge of Burden of Proof
   a) Evidence by accomplice.
   b) Judicial notice.
   c) Dowry Death.
   d) Certain Offences.
RELEVANT CASES

1. Teper v. Reginam All ER 1952-448
4. Mirza Akbar v. Emperor, AIR 1940 PC 176
5. Badri Rai v. State of Bihar
6. Bishwanath Prasad v. Dwarka Prasad
7. Pakala Narayana Swamyv. King Emperor (1939) 66 IA 66
10. Pulukuri Kottaya v Emperor
11. Aghnu Nagesia v. State of Bihar
15. Sudhakar v State of Maharashtra AIR 2 000 SC2602
17. Haroon Hajiv. State of Maharashtra
18. M.C. Verghese v. T.J. Ponnan
19. Sat Paul v. Delhi Administration

RECOMMENDED READINGS

4. Peter Murphy--- A Practical Approach to Evidence.
10. Indian Evidence Act, (Amendm
NAME OF SUBJECT: **CIVIL PROCEDURE CODE AND LIMITATION ACT**

PAPER CODE: LL.B.- 502
MAXIMUM MARKS: 30+70=100
TIME ALLOWED: 3 HRS.

INTERNAL ASSESSMENT: 30 MARKS
TERM-END EXAMINATION: 70 MARKS

Objective: Civil Procedure Code relates to day to day activities of the courts and lawyers. This course equips students with basic knowledge court activities before they enter into the profession.

MODULE-I: Introduction

a) Definitions
   i. Decree.
   ii. Judgment.
   iii. Order.
   iv. Foreign Court.
   v. Foreign Judgment.
   vi. Mesne.
   vii. Profits.
   viii. Affidavits.
   ix. Suit.
   x. Plaintiff.
   xi. Written Statement.

b) Concepts
   i. Res Sub-Judice.
   ii. Resjudicata.
   iii. Restitution.
   iv. Caveat.
   v. Inherent Powers of Courts.

c) Distinction between Civil and Criminal Procedure.

d) Substantive and Procedural Law.

e) Significance of Procedural Law for a just society.

f) History of Civil Procedure in India.

g) Scheme of the Code of Civil Procedure.

MODULE-II: Initial Steps in a Suit

a) Jurisdiction and place of suing.

b) Institution of suit.

c) Pleadings
   i. Meaning, Object, General Rules, Amendments of Pleadings.

d) Plaintiff and written statements.
e) Discovery, Inspection and Production of Documents.

f) Appearance and non-appearance of parties.

g) First hearing.

MODULE-III: Interim Orders

a) Commissions.

b) Arrest before judgment.

c) Attachment before judgment.

d) Temporary Injunctions.

e) Interlocutory orders.

f) Receiver.

g) Security of costs.

MODULE-IV: Suits in Particular Cases

a) Suits by or against Government.

b) Suits by indignant persons.

c) Interpleader Suit.

d) Summary Procedure.

e) Suits relating to public nuisance.

MODULE-V: Judgment and Decree

a) Judgment: Definition, Essentials, Pronouncement, Contents and Alteration.

b) Decree: Definition, Essentials, Types, Drawing up of a decree, Contents and Decree in particular cases.

c) Interest.

d) Costs.

MODULE-VI: Execution

a) Courts by which decree may be executed.

b) Payment under decree.

c) Application for Execution.

d) Mode of Execution.

e) Stay of Execution.

f) Questions to be determined by executing court.

MODULE-VII: Appeals

a) Appeals by original decree.

b) Appeals from appellate decree.

c) General provisions relating to appeals.

d) Appeals to the Supreme Court.

e) Appeals by the Indigent persons.

MODULE-VIII: Reference, Review and Revision

a) Reference to High Court.

b) Review.

c) Revision.
MODULE-IX: Limitations Act, 1963

a) Limitation of Suits, Appeals and Applications
   i. Bar of Limitation.
   ii. Extension of Prescribed Period.
   iii. Effect of Legal Disability.
   iv. Suits against Trustees and their Representatives.

b) Computation of Limitation
   i. Exclusion of Time.
   ii. Exclusion of Time for Proceedings bonafide in court which lacks jurisdiction.
   iii. Exclusion of Time in Miscellaneous Cases.
   iv. Effect of Fraud or Mistake; Acknowledgement / Payment and Substituting / Adding party.

c) Acquisition of Ownership by Possession.

d) Miscellaneous Provisions.

RELEVANT CASES
1. Gundaji satwaji shinde v. Ramchandra Bhikaji Joshi, AIR 1979 SC 653
16. Arjun Singh v. Mohinder Kumar, AIR 1964 SC 993
17. Rajni Kumar v. Suresh Kumar Malhotra, 2003 (3) SCALE 434; AIR 2003 SC 1322
23. Milkhiram (India) Pvt. Ltd. V. Chamanlal Bros., AIR 1965 SC 1698
CASE LAWS ON LAW OF LIMITATION

7. Ram Lal v. Rewa Coal Fields Ltd., AIR 1962 SC 361
8. N. Balakrishnan v. M. Krishnamurthy, AIR 1998 SC 3222
11. Kolandavel Gounder v. Chinnappan, AIR 1965 Madras 541
12. Wali Mohammed v. Rahmat Bee, AIR 1999 SC 1136
22. Karuppasswamy v. C. Ramamurthy, AIR 1993 SC 2324
23. M/s L.C. Mills Ltd., v. Aluminium Corporation of India Ltd., AIR 1971 SC 1482

RECOMMENDED READINGS

Objective: This paper intends to make the students of law understand the basics of Public International Law and practice. The students shall at the end of the course students shall be able to know of the development of international law and its jurisprudence at international and national level.

MODULE-I: Introduction
   a) Nature and Definition of International Law.
   b) Subjects of International Law.
   c) Relationship between International Law and Municipal Law.

MODULE-II: Sources of International Law
   a) Custom.
   b) Treaties.
   c) General Assembly Resolutions.
   d) General Principles.
   e) Justice Works.
   f) Other Sources.

MODULE-III: Recognition, Extradition and Law of the Sea
   a) Recognition
      i. Theories of Recognition.
      ii. Recognition of States.
      iii. State Territory- Modes of Acquiring and Loosing.
      iv. De facto; De jure Recognition.
      v. Implied Recognition.
      vi. Withdrawal of Recognition.
      vii. Retroactive Effects of Recognition.
   b) Extradition
      i. State Jurisdiction.
      ii. Customary Law Basis.
      iii. Treaty Law.
      iv. The Nature of Obligation.
   c) Law of the Sea
      i. Territorial Sea.
      ii. Contiguous Zone.
      iii. Exclusive Economic Zone.
iv. Continental Shelf.
v. High Sea.

MODULE-IV: International Organizations
   a) UN
      i. Purposes, Principles and Membership.
      ii. General Assembly- Composition, Function and Powers.
      iii. Security Council- Composition, Functions, Powers, Veto and Double Veto
           Powers.
   b) ICJ
   c) IMF & IBRD
   d) WTO
   e) ICAO
   f) IAEA
   g) UNEP

RECOMMENDED READINGS

1. Brownlie--- Principles of International Law.
2. Shaw--- International Law.
3. Starke--- Introduction to International Law.
4. Oppenheim--- International Law.
5. Grieg--- International Law.
7. H.O. Agarwal--- International Law.
9. S.K. Verma--- An Introduction to Public International Law.
Objective: This paper intends to impart the law students basic knowledge regarding the jurisprudence of insurance with insights of Motor Vehicle Act, 1988 and Public Liability Insurance Act, 1991.

MODULE-I: Introduction

MODULE-II: Contracts of Insurance
   a) Parties to the Contract- Classification of the contracts of Insurance based on nature of event, nature of interest affected and nature of insurance. Nature of Contract of Insurance, Subject matter of insurance, description of subject matter.
   c) Nature of Risk: Definition of Risk &Risk Management.
   e) Formulation and Formalities of Insurance Contract: Forming; Formalities; Forming at Lloyds, Temporary Cover- Duration and Renewal of Policies 2 Periods.
   f) Assignment of Insurance Policies.
   g) Warranties and Representations.

MODULE-III: Classification of Insurance

d) Accident and Motor Insurance. Miscellaneous Insurance.

MODULE-IV: Insurance Regulation in India

a) State Regulation of Insurance and Liability. Purpose of State Regulation. History of State Regulation- Pre-Independence and Post-Independence Regulations.

MODULE-V: Insurance and Consumer Protection.

MODULE-VI: De-regulation of Insurance


RELEVANT CASE LAWS

1. Brahma Datt v LIC AIR 1966 All 474(Wagering)
2. Northern India General Insurance Co Ltd v Kanvarjit Singh Sobti AIR 1973 All 357 (Third party's interest, Wagering)
3. General Assurance Society Ltd. v Chandumull Jaina and another
4. Mithoolal Nayak v LIC AIR 1962 SC 814 (Forfeiture of Premium)
5. Lakshmi Insurance co v Bibi Padmawathi AIR 1961 Punjab 253 (non-disclosure need not be fraud)
6. LIC v Shakuntala Bai AIR 1975AP 68(No repudiation of policy On inaccuracy)
7. Bhagwan Bai v LIC of India AIR 1984 MP 126 (non-disclosure of immaterial facts cannot vitiate contract)
8. The Gaya Muzaffurpur Roadways & Co. and ors., vs. Fort Gloster Industries Ltd. and anr.,
9. Kashmir Motor Drivers Association and anr. vs. Union of India (UOI) and ors.
10. United India Insurance Co., Shimla v Tilak Singh & others 2006 Case (No liability to gratuitous passenger)
12. National Assurance Co, Shimla v Kama & Others AIR 2001 SC 1419 (Invalid Driving Licence, Insurer has to pay and recover from insured)
13. LIC v Prasanna Devaraj (1995) 82 Comp Cas 611
14. LIC v Raja Vasireddy Komala Valle Kamba AIR 1984 SC 1014
15. Snow White Food Products (P) Ltd v Sohanlal Bagia, AIR 1964 Cal 209
   (a) State Instrumentalities
17. LIC v Consumer Education Research Center (1995)5 SCC 482
18. Asha Goel v LIC AIR 1986 Bom412
   (a) Subrogation:
   (a) Tariff Advisory Committee

RECOMMENDED READINGS

2. C. Rangarajan--- Handbook of Insurance and Allied Laws.
Objective: This paper intends to train students in the art of drafting both for court purposes and for other legal forums.

MODULE-I: Introduction
   a) Fundamental Rules of Pleadings.
   b) Plaint Structure.
   c) Parties to the suit.
   d) Written Statement.
   e) Appeals.
   f) Reference, Review and Revisions.
   g) Execution.

MODULE-II: Ordinary Suit for Recovery
   a) Suit under Order XXXVII of CPC and difference between the suits.
   b) Suit for Permanent Injunction.
   c) Application for temporary injunction Order XXXIX of CPC.
   d) Suit for Specific Performance.
   e) Petition for eviction under the Delhi Rent Control Act, 1958.

MODULE-III: General Principles of Criminal Pleadings
   a) Application for bail.
   b) Application under Section 125 Cr.P.C.
   c) F.I.R. under Section 154 Cr.P.C.

MODULE-III: Forms of Pleadings
   a) Suit for recovery under order XXXVII of the Code of Civil Procedure.
   b) Written Statement.
   c) Suit for permanent injunction.
   d) Suit for specific performance.
   e) Petition for dissolution of marriage under Hindu Marriage Act.
   f) Petition for eviction under Delhi Rent Control Act, 1958.
   g) Petition for grant of probate / letter of administration.
   h) Application for grant of succession certificate.
k) Application for grant of bail.
l) Application for grant of anticipatory bail.
o) Application for execution of a decree.
q) Criminal Complaint.
r) Statement of Claim in Arbitration.
s) Appeal / Revision.
t) Writ Petition under Article 126 and 32.
u) Special Leave Petition under Article 136 of the Constitution of India.

MODULE-IV: Conveyancing

a) Component of a Deed.
b) Forms of Deed and Notices
   i. Will.
   ii. Agreement to sell.
   iii. Sale-deed.
   iv. Indemnity Bond.
   v. Lease-deed.
   vi. General Power of Attorney.
   viii. Relinquishment deed.
   ix. Partnership deed.
   x. Deed of dissolution of partnership.
   xi. Mortgage deed.
   xii. Deed of gift.
   xiii. Deed of reference to arbitration.
   xiv. Notice to the tenant.
   xv. Notice under Section 80 C.P.C.
   xvi. Notice under Section 434 of the Companies Act.
   xvii. Reply to notice.
   xviii. Articles of Association of a Company.
   xix. Hardware Sale and Installation Agreement.
   xx. Hardware maintenance Agreement.
   xxi. Software License Agreement.

Note: The forms of pleadings, deeds and notices enlisted above are only illustrative and not exhaustive. Therefore students are expected to draft the pleadings, deeds and notices on different grounds / facts / requirements as well.
RECOMMENDED READINGS

1. N.S. Bindra--- Conveyancing.
2. A.N. Chaturvedi--- Conveyancing.
4. D’Souza--- Conveyancing.
6. D.C. Monga--- The Law of Pleading in India.
7. B.P. Singh--- Pleading Conveyancing and Drafting Punjab and Haryana High Court Rules and Orders.
9. Rose William M--- Pleading without Tears.
10. Evans Keith--- Advocacy in Court.