

UNIVERSITY OF DELHI

No. CNC-II/093/2014
Delhi, the 14th November, 2014

NOTIFICATION

Sub: Amendments to Ordinances

The following Amendments to the Ordinances and Appendices to the Ordinances of the University passed by the Executive Council at its meeting held on 19th July, 2014 are notified for information of all concerned:

1. **Amendments to Ordinance II, Appendix II to Ordinance V(2) and VII, and to all other relevant Ordinances of the University, relating to the admission, revision of syllabi/scheme of examinations for LL.B. degree. (Page No. 270 & 325 of the University Calendar Volume I (2004) and 298 of University Calendar Volume II (1989)) (E.C. 19.7.2014).**

I. Add the following Clause 12 to the Guidelines to the Ordinance II:

(12) Eligibility for admission:

- (i) **Three Year Law Degree Course:** An applicant who has graduated in any discipline of knowledge from a University established by an Act of Parliament or by a State legislature or an equivalent national institution recognized as a deemed to be University or foreign University recognized as equivalent to the status of an Indian University by an authority competent to declare equivalence, may apply for a three years' degree programme in law leading to conferment of LL.B. degree on successful completion of the regular programme conducted by a University whose degree in law is recognized by the Bar Council of India for the purpose of enrolment.

(ii) Minimum marks in qualifying examination for admission.

The eligibility criteria for admission to LL.B. Degree course is as follows:-

- (i) For General candidates, Graduate/Post-Graduate Degree from the University of Delhi or any other Indian or Foreign University recognized as equivalent by the University of Delhi with at least 50% marks or an equivalent grade point in the aggregate in either of them.
- (ii) For other backward classes (OBC) candidates, Graduate/Post-Graduate Degree from ~~the~~ University of Delhi or any other Indian or Foreign University recognized as equivalent by the University of Delhi with at least 45% marks.

(iii) For Scheduled Caste/Scheduled Tribe (SC/ST) candidates, a Graduate/Post-Graduate Degree from the University of Delhi or any other Indian or Foreign University recognized as equivalent by the University of Delhi with at least 40% marks. (As per Bar Council of India requirements).

(iv) Relaxation of 5% marks in the minimum eligibility prescribed for general candidates will be allowed to widows/wards of ex-servicemen/serving personnel (CW) category.

(v) Relaxation of up to 5% marks in the minimum eligibility prescribed for general candidates will be allowed to the candidates belonging to physically handicapped (PH) category on the recommendations of the Medical Board as per the prescribed procedure.

Provided that such a minimum qualifying marks shall not automatically entitle a person to get admission into an institution but only shall entitle the person concerned to fulfill other institutional criteria notified by the institution concerned or by the government concerned from time to time to apply for admission.

II. Replace the existing Clause 8 (a) of the Ordinance VII.2 of the Ordinances of the University with the following:

8(a) From the academic year 2014-2015, all the students of LL.B. shall have to put in minimum attendance of 70% of the lectures in each of the courses as also at the moot courts, tutorials and practical training course conducted or taught in a semester for taking the examination.

Provided that if a student for any exceptional reasons fails to attend 70% of the classes held in any subject or training course, the Dean of the Faculty of Law, may allow the student to take the Examination for the semester if the student concerned attended at least 65% of the classes held in the subject concerned and attended 70% of classes in all the subjects taken together in all the courses of the semester.

Provided further the Dean, Faculty of Law or a committee constituted by the Dean in this regard may relax absence from classes (of fifteen days in one semester and a maximum of twenty days in an academic year) for participating in recognized moot court competitions, seminars and conferences, legal aid camps and activities, sensitization programmes, permitted and approved internships, training programmes relevant to legal education, permitted attendance in court and for unforeseen circumstances.

The Dean of the Faculty or Professor-in-Charge of the Law Centre shall have power to strike off the name of a student who is grossly irregular in attendance in spite of warning, or, when the absence of student is for such a long period that he/she cannot put in requisite percentage of attendance for the semester.

Note: For the students already enrolled in any of the Centres or Faculty of Law before 2014-15 the present rules in clause 8 as prior to this amendment shall continue to govern their cases.

III. Amendment to Appendix II to Ordinance V(2) relating to the LL.B. course in the Faculty of Law.

1. The Course for the Degree of Bachelor of Laws shall extend over a period of 3 academic years (i.e. six terms in all).
2. The medium of instruction shall be English. The medium of examination shall be English or Hindi.
3. Instruction shall also include Seminars, Tutorial Work, Moot Courts and Practical Training Programmes.
4. There shall be one examination at the end of each term, the academic year being divided into two terms as may be approved by the Academic Council from time to time. There shall be six terms in all.
5. The examination shall consist of one written examination at the end of each term in the courses prescribed. One paper shall be set in each of the courses prescribed for study, and the examination in a paper shall be of three hours' duration. All courses will have equal weightage.

Note: The amendment to the courses of study is to comply with the relevant rules of the Bar Council of India. The following shall be the subjects and courses of study for the examinations with effect from Academic Year 2014-15.

The syllabi of the papers already approved for the First Year under the existing courses shall be continue to be applicable for the papers in the First Year of the new course. The Faculty of Law shall seek approval of the syllabi for the additional papers prescribed in the Second and Third Years.

For the candidates admitted prior to Academic Year 2014-15, the existing course structure as applicable in II and III year will continue to apply.

LL.B. I Term Examinations:

Compulsory Subjects:

- LB 101: Jurisprudence-I (Legal method, Indian Legal System, and Basic Theory of Law). *Equivalent to LB 101 Elements of Indian Legal System combined with LB-502.*
- LB 102: Principles of Contract (General Principles). *Equivalent to LB 102.*
- LB 103: Law of Torts (Nature, General Principles, General Defences, specific Torts, Motor Vehicle Accidents and Consumer Protection Laws). *Equivalent to LB 103.*
- LB 104: Law of Crimes: Indian Penal Code (Specific offences and General Principles). *Equivalent to LB 104 and expended.*
- Paper105: Family Law-I (Hindu Law of Marriage, Adoption & Maintenance, Minority and Guardianship, Muslim Law of Marriage, Divorce and Dowry & Acknowledgement of Paternity, Wakfs and Endowments). *Equivalent to LB 105.*

LL.B. II Term:

Compulsory Subjects:

- Paper 201- Evidence Law (Law of Evidence in India). *Equivalent to LB 201.*
Paper 202- Family Law II (Hindu Law of Joint Family, Partition and Debts, Gifts Wills, Hindu Succession Act and Muslim -General Principles of Inheritance). *Equivalent to LB 202.*
Paper 203- Law of Crimes-II: Criminal Procedure Code (General Principles). *Equivalent to LB 203.*
Paper 204- Property Law. *Equivalent to LB 204.*
Paper 205- Public International Law. *Equivalent to LB 205.*

LL.B. III Term:

Compulsory Subjects:

- Paper 301 - Constitutional Law I
Paper 302 - Code of Civil Procedure and Limitation Act
Paper 303 - Company Law
Paper 304 - Special Contracts (Partnership, sale of Goods)

Optional Subjects (Opt any *One* of the following)

- Paper 3031 - Media Law and Censorship (incl, Self-Regulation)
Paper 3032 - Private International Law
Paper 3033 - Legal Philosophy including theory of justice
Paper 3034 - Law of Crimes-III (Socio-Economic offences etc.)

LL.B. IV Term:

Compulsory Subjects:

- Paper 401 - Constitutional Law II
Paper 402 - Administrative Law
Paper 403 - Labour Law
Paper 404 - Intellectual Property Rights Law-I

Optional Subjects (Opt any *One* of the following)

- Paper 4031 - Gender Justice & Feminist Jurisprudence
Paper 4032 - International Institutions
Paper 4033 - Competition Law
Paper 4034 - Legislative Drafting
Paper 4035 - Humanitarian and Refugee Law

LL.B. V Term:

Compulsory Subjects:

- Paper 501 - Arbitration, Conciliation & Negotiation (including their International aspects and principles of private International law)
- Paper 502 - Drafting, Pleading and Conveyance
- Paper 503 - Industrial Law (including IDRA,)
- Paper 504 - Intellectual Property Rights Law-II

Optional Subjects: (Opt any two of the following)

- Paper 5031 - Information Technology Law
- Paper 5032 - Jurisprudence-II
- Paper 5033 - Criminology
- Paper 5034 - International Trade Law
- Paper 5035 - Rent Control and Slum Clearance
- Paper 5036 - Business Regulations

LL.B. VI Term:

Compulsory Subjects:

- Paper 601- Advocacy, Ethics & Professional Accounting (incl. System)
- Paper 602 - Moot Court exercise and Internship (incl. Interviewing techniques & Pre-trial preparations).
- Paper 603 - Environmental Law
- Paper 604 - Taxation Law

Optional Subjects (Opt any two of the following)

- Paper 6031 - Interpretation of Statutes
- Paper 6032 - Insurance and Banking Law
- Paper 6033 - Election Laws
- Paper 6034 - Minor Acts and Supreme Court Rules
- Paper 6035 - Law of Carriage

Promotion Rules applicable to the LL.B. course in the Faculty of Law

- (i) No student shall be promoted to the next Term, if he/she has been detained in the examination for shortage of attendance.
- (ii) Subject to sub-rule (i) above, a student of LL.B. First, Third or Fifth Term shall be eligible for promotion to Second, Fourth or Sixth Term, respectively irrespective of the number of courses in which he/she has failed to pass or failed to appear in the First, Third or Fifth Term examinations.
- (iii) Subject to sub-rules (i) and (ii) above, a student of LL.B. Second Term shall be eligible for promotion to Third Term if he/she has passed in at least five papers of First and Second Term examinations taken together and a student of Fourth Term shall be eligible

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for promotion to Fifth Term if he/she has passed in at least fifteen papers of First, Second, Third and Fourth Term examinations taken together.

Note: -The students eligible for admission to III/IV Term must seek admission not later than two weeks from the date(s) of announcement of the results of LL.B. II/IV Term Annual Examinations or within one week of commencement of teaching, whichever is later, failing which they will forfeit their right to be admitted to III/IV Term in the particular year.

Re-admission Rules

- (i) There shall be no re-admission in the LL.B. First Term under any circumstances including detention for shortage of attendance in that Term.
- (ii) A student who has been detained for shortage of attendance or for applying late for admission in Second, Third, Fourth, Fifth or Sixth Term shall be eligible for re-admission in the same Term in which he/she had been detained provided (a) he/she seeks readmission before commencement of teaching in the relevant Term; (b) his/her conduct has been satisfactory; and (c) he/she shows sufficient cause for his/her discontinuance of studies or for not having put in the requisite percentage of attendance to the satisfaction of a Committee consisting of the Dean, Faculty of Law and the Professors-in-Charge of the Law Centres.
- (iii) An applicant who has failed in examination or failed to appear at the examination and who is otherwise eligible to appear at the examination as an ex-student, shall not be admitted as a regular student. In exceptional cases, however, where such an applicant is a foreigner, studying under the Cultural Scholarship Scheme of the Government of India, etc., re-admission may be allowed.
- (iv) In respect of an applicant seeking re-admission, his previous record shall be carefully scrutinized at the concerned Law Centre.

Pass percentage and Classification of Successful Candidates

The following shall be the percentage of marks for passing the examination and for classification of successful candidates admitted to the LL.B. course:

- (i) A candidate must pass in all 30 courses in six Terms to be eligible to obtain the LL.B. Degree;
- (ii) A candidate must secure not less than 45% to pass in each Paper;
- (iii) A candidate securing 60% or more marks in the aggregate in all 30 courses taken together will be awarded First Division;

- (iv) A candidate securing less than 60% marks but not less than 50% marks in the aggregate in all the 30 courses taken together will be awarded Second Division;
- (v) No Division will be awarded to a candidate securing less than 50% marks in the aggregate in all the courses taken together;
- (vi) The Distinction in any paper(s) of a Term will be awarded only to those candidates who passed in all papers of the Term concerned in one attempt in normal course securing 75% marks in the paper(s) concerned.

Improvement of Previous Performance

1. A student studying in the Third Term may be permitted to surrender his/her result of any subject of the First Term within one month of the commencement of the Term provided:
 - a) he/she has passed that subject in the first attempt; and
 - b) at the time of surrendering his/her result, he/she has passed at least 5 other subjects of the First and Second Terms taken together excluding the subjects the result of which he/she wishes to surrender.
2. A student studying in the Fourth Term may be permitted to surrender his/her result of any subject of the Second Term within one month of the commencement of that Term provided:
 - a) he/she has passed that subject in the first attempt; and
 - b) at the time of surrendering his/her result, he/she has passed at least 5 other subjects of the First and Second Terms taken together excluding the subjects the result of which he/she wishes to surrender.
3. A student studying in the Fifth Term may be permitted to surrender his/her result of any subject of the Third Term within one month of the commencement of that Term provided:
 - a) he/she has passed that subject in the first attempt; and
 - b) at the time of surrendering his/her result, he/she has passed at least 15 other subjects of the First, Second, Third and Fourth Terms taken together excluding the subjects the result of which he/she wishes to surrender.
4. A student studying in the Sixth Term may be permitted to surrender his/her result of any subject of the Fourth Term within one month of the commencement of that Term provided:
 - a) he/she has passed that subject in the first attempt; and
 - b) at the time of surrendering his/her result, he/she has passed at least 15 other subjects of the First, Second, Third and Fourth Terms taken together excluding the subjects the result of which he/she wishes to surrender.
5. A student who has been promoted to the Sixth Term may be permitted to surrender the results of not more than two subjects of the Fifth Term within one month of the commencement of the Term or the publication of the result of the Fifth Term, whichever is later. In such a case, he/she will take the supplementary examination in those subjects to be held in that year subject to his/her being eligible for the benefit of supplementary examinations.
6. A student who has passed in all the subjects of the Sixth Term may, within one month of the declaration of the result of Sixth Term examination, surrender his/her result of not more than

two subjects of the Sixth Term along with a declaration that he/she will not seek enrolment or employment or any other benefit on the basis that he/she has passed the LL.B. examination till such time the result of the subjects in which he/she wishes to improve his/her performance has been declared. He/she will take the examination at the next available opportunity.

7. Such candidates who surrender results in order to improve their performance will take the examination in the current question paper based on the latest syllabus alongwith the regular students of that year.

Supplementary Examination

After the completion of six Terms, a student of LL.B. may take supplementary examination in any paper of I or III Term along with the V Term supplementary examination and in any paper of II or IV Term along with the VI Term supplementary examination held for the purpose: Provided that all the thirty papers required for getting the LL.B. Degree have to be cleared within the span period of six years.

Span Period

Subject to the provisions contained in the Ordinance relating to ex-students as in force from time to time, a student must clear all the courses offered in all the Terms within a span period of six years from the date of admission to first year of the LL.B. course. No student shall be admitted as a candidate for any LL.B. examination after six years from the date of admission to the first year of the course.

2. Amendments to Ordinance V(1) and to all other relevant Ordinances of the University regarding replacement of the nomenclature of the degree of Master of Comparative Law. (Page No. 281 of the University Calendar Volume I (2004)) (E.C. 19.7.2014).

Replace Master of Comparative Law with LL.M. (Comparative Law) in Ordinance V(1).

Note: This is being done to comply with the list of approved degrees under Section 22 of the University Grants Commission Act, 1956.