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Vishwavidyanilaya Karyasoudha
Crawford Hall, Mysuru- 570 005.
Dated: 07-02-2022

NO AC.1/452/2018-19

NOTIFICATION

SUB: Minor Modification to the Syllabus of B.A, LL.B (X Semester) Five Year Integrated Program.

REF: 1. Decision of the Board of Studies in Law (UG) meeting held on 24-11-2021.
2. Decision of the Faculty of Law meeting held on 09-12-2021.
3. Decision of the Academic Council meeting held on 23-12-2021.

The Board of Studies in Law (UG) which met on 24-11-2021 has resolved and recommends to minor modification to the Syllabus of B.A, LL.B (X Semester) Five Year Integrated Program. from the academic year 2021-22

The Faculty of Law and Academic Council meeting held on 09-12-2021 and 23-12-2021 respectively have approved the said proposal and the same is hereby notified.

The minor modification of the Syllabus is annexed herewith and the contents may be downloaded from the University Website i.e., www.uni-mysore.ac.in

DRAFT APPROVED BY THE REGISTRAR

[Signature]
Deputy REGISTRAR (Academic)
University of Mysore
Mysore-570 005

TO:

1. The Registrar (Evaluation), University of Mysore, Mysore.
2. The Dean, Faculty of LAW, DOS in Law, Manasagangotri, Mysore.
3. The Chairman, BOS in Law Manasagangotri, Mysore.
4. The Chairman, DOS in Law Manasagangotri, Mysore.
5. The Director, College Development Council, Moulya Bhavan, Manasagangotri, Mysore
6. The Deputy/Assistant Registrar /Superintendent, AB and EB, UOM, Mysore.
7. The P.A to the Vice-Chancellor/Registrar/Registrar (Evaluation), UOM Mysore.
8. Office file.

Existing Syllabus

X Semester

10.2 Clinical -II (Professional Ethics, Professional Accounting System for lawyers and Bar-Bench relations)

Professional Ethics & Professional Accounting system

Outline of the course: Professional Ethics, Accountancy for Lawyers and Bar-Bench Relations.

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

(i) Mr. Krishnamurthy 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 Committees of Bar Councils and 10 major judgments of the Supreme Court on the subject

(v) Other reading materials as may be prescribed by the University Examination rules of the University shall include assessment through case-study, viva, and periodical problem solution besides the written tests

Advocate and a client relationship; Bar-Bench relationship; duties of advocate; regulation of professional conduct; contempt of court; Accountancy for lawyers

X Semester

CLINICAL COURSE-I 10.2

Clinical -II (Professional Ethics, Professional Accounting System for lawyers and Bar-Bench relations)

UNIT-I

The legal profession and its responsibilities; The equipment of the lawyer; Conduct in court; Professional conduct in general; Privileges of a lawyer; Salient features of the Advocates Act, 1961

UNIT -II

Duty to the court; Duty to the profession; Duty to the opponent; Duty to the client; Duty to the self; Duty to the public and the state;

UNIT -III

Contempt of Court Act, 1972

Selected major judgments of the Supreme Court:

- 1 . *In the matter of D, An Advocate, AIR 1956 SC 102*
- 2 . *PJRatnam v. DKanikaram, AIR1964 SC 244*
- 3 . *NBMirzan v. The Disciplinary Committee Of Bar Council of Maharastra and Another, AIR 1972 SC 46*
- 4 . *Bar Council ofMaharastra v. MVDabholkar, etc, AIR 1976 SC 242*
- 5 . *VCRangadurai v.DGoplan and others, AIR 1979 SC 201*

6. *Chandra Shekhar Soni v. Bar Council of Rajasthan and Others*, AIR 1983 SC 1012
7. *In Re an Advocate*, AIR 1989 SC 245
8. *In Re Vinay Chandra Mishra*, 1995 (Vol-I) IBR 118
9. *Supreme Cburt Bar Association v. Union of India*, AIR 1998 SC 1895
10. *Ex-Capt Harish Uppal v. Union of India*, AIR 2003 SC 739

UNIT- IV

Disciplinary proceedings, Professional misconduct -disqualifications, Functions of Bar Council of India/State Bar Council in dealing with the Disciplinary proceedings, Disciplinary Committee, Disqualifications and removal from rolls.

UNIT- V

Accountancy for lawyers: Need for maintenance of accounts- Books of accounts that need to be maintained- Cash Book, journal and ledger; Elementary aspects of bookkeeping: Meaning, object, journal, double entry system, closing of accounts; The cash and bulk transaction- The Cash Book-Journal proper especially with reference to client's accounts Ledger, Trial balance and final accounts- Commercial mathematics.

Prescribed Books:

K V Krishnaswamy Iyer, Professional Conduct and Advocacy B S Raman,
Accountancy

Reference Books:

N R Madhava Menon, (ed.) - Clinical Legal Education (1998), Dr B Malik, (Ed) - Art of Lawyer (New Delhi, Universal Book Agency, 1999)- Relevant articles Contempt of Court Act, 1971

Existing Syllabus

10.3 Clinical III (Alternate Dispute Resolution)

Outline of the course:

(i) Negotiation skills to be learned with simulated program

(j) Conciliation skills

(k) Arbitration Law and Practice including International arbitration and Arbitration rules.

The course is required to be conducted by senior legal practitioners through simulation and case studies. Evaluation may also be conducted in practical exercises at least for a significant part of evaluation.

Modified Syllabus

10.3 Clinical – III (Alternate Dispute Resolution including Legal aid)

UNIT – I

General; Different methods of dispute resolution; Inquisitorial method; Adversarial method; Other methods- both formal and informal- like arbitration, conciliation, negotiation, mediation, etc; Advantages and disadvantages of above methods; Need for ADRs. Need for ADRs. Need for ADRs. International commitments; Domestic needs; Suitability of ADRs to particular types of disputes Civil Procedure Code and ADRs

UNIT -II

Arbitration: Meaning of arbitration; Attributes of arbitration; General principles of arbitration; Different kinds of arbitration; Qualities and qualifications of an arbitrator; Arbitration agreement and its drafting; Appointment of arbitrator; Principal steps in arbitration; Arbitral award; **Arbitration under The Arbitration and Conciliation (Amendment Act), 2021**

UNIT -III

Conciliation: Meaning; Different kinds of conciliation- facilitative, evaluative, court-annexed, voluntary and compulsory; Qualities of a conciliator; Duties of a conciliator; Role of a conciliator; Stages of conciliation; Procedure; Conciliation under statutes- Industrial Disputes Act, 1947; Family Courts Act, 1984; Hindu Marriage Act, 1955; The Arbitration and Conciliation (Amendment Act), 2021

UNIT -IV

Negotiation: Meaning; Different styles of negotiation; Different approaches to negotiation; Phases of negotiation; Qualities of a negotiator; Power to negotiate .

UNIT - V

Mediation: Meaning; Qualities of mediator; Role of mediator; Essential characteristics of the mediation process - voluntary, collaborative, controlled, confidential, informal, impartial & neutral, self-responsible; Different models of mediation; Code of conduct for mediators

Prescribed Books:

Sridhar Madabhushi, Alternative Dispute Resolution, 2006, Lexis Nexis Butterworths, New Delhi

Raj and RD, A Primer on Alternative Dispute Resolution, 2005, Barathi Law Publications, Tirunelveli

Reference Books:

Sampath DK, Mediation, National Law School, Bangalore Gold Neil, etal, Learning Lawyers Skills, (Chapter-7) Michael Noone, Mediation, (Chapters-1, 2&3)