

FACULTY OF LAW

DIRECTION NO. 118/2012

DIRECTION GOVERNING ADMISSIONS AND EXAMINATIONS LEADING TO THE AWARD OF DEGREE OF MASTER OF LAWS (LL.M.) [CREDIT BASED SEMESTER SYSTEM]

[Direction issued by the Hon'ble Vice-Chancellor under Section 14(8) of the M.U.Act, 1994]

WHERE AS Gondwana University, Gadchiroli has been established vide Government of Maharashtra Notification No. MISC-2010(252/10) UNI – 4 Dated 27th Sep 2011 and commences its academic activities from 2012-13 academic session.

AND

WHERE AS it is expedient to provide Direction governing admissions and examinations leading to the Award of Degree of Master of Laws (LL.M)

AND

WHERE AS the Board of Studies in Law in its meeting dated 13-04-2012 and subsequent meeting dated 23-04-2012 has introduced and approved the scheme and syllabus providing for the degree of Master of Laws on the basis of “**Credit Based Semester System**” to be implemented from the academic year 2012-13.

AND

WHERE AS the Faculty of Law at its meeting held on 3/5/2012 approved the said scheme and syllabus for award of the degree of Master of Laws, as approved and recommended by the Board of studies as aforesaid.

AND

WHERE AS the Chairperson/ Dean of the Faculty requested the Vice-Chancellor of Gondwana University to approve scheme based on Credit Based Semester System under Section 14(7) of Maharashtra Universities Act, 1994 to meet the exigency.

AND

WHERE AS the same necessitates to issue the present Direction

AND

WHERE AS the procedure of implementing the new syllabus is urgent and emergent.

Now, therefore, I, Dr.Vijay Ainchwar, Vice-Chancellor, Gondwana University, Gadchiroli in exercise of the powers vested in me under Section 14 (8) of the Maharashtra Universities Act, 1994 do hereby issue the following Direction:

1. **Title of the Direction:** This direction shall be called "***DIRECTION GOVERNING ADMISSIONS AND EXAMINATIONS LEADING TO THE AWARD OF DEGREE OF MASTER OF LAWS (LL.M.) [CREDIT BASED SEMESTER SYSTEM]***" in the faculty of Law, Gondwana University, Gadchiroli
2. **Commencement of the Direction:** It shall come into force from the academic year 2012-13.
3. **Duration of the Programme:** The duration of the LL.M programme shall be TWO academic years spread over FOUR semesters with the University Examinations at the end of each Semester. Each Academic Year shall consist of Two semesters. The academic Session for the Odd Semesters i.e. 1st & 3rd Semester, will commence as far as practicable from 1st of July every year and for the Even Semester i.e 2nd & 4th will commence, as far as practicable, from 1st of January every year.

An examination for each of the semester shall be held twice in a year at such places and on such dates as may be fixed by the University from time to time. The fees for the examination also shall be prescribed by the University from time to time.

4. **Interpretation Clause :** Unless the context otherwise require, the following words shall have the meaning as assigned to them in this clause.
 - (a) **ATKT:** means Allowed to Keep Term in Higher Semester as per the provisions of this direction.
 - (b) **Average Grade Letter :** refers to the grade letter awarded after summing up external and internal Marks obtained in each course/ Paper
 - (c) **Course :** It is equivalent to a paper/subject in a semester. It is a complete unit of learning which will be taught and evaluated within a Semester.
 - (d) **Credit :** Credit means the unit by which the course work is measured. It is measured in terms of weekly class hours assigned to a Course. In this Direction one Credit means one hour of teaching work or two hours of practical work per week for 15 weeks in a semester.
 - (e) **Credit Point (CP):** It is the value obtained by multiplying the Grade Point by the Credit i.e No. of Credits assigned for the course x Grade Points secured for that course.
 - (f) **Cumulative Grade Point Average (CGPA):** CGPA means the value obtained by dividing total number of credit points in all the semesters by the total number of credits in all the semesters.
 - (g) **Grade Letter :** Grade Letter **means** an index to indicate the performance of a student in a particular course/ Paper. It is the transformation of actual marks secured by a student in a course/paper into a letter grade.
 - (h) **Grade Point :** Grade Point means weightage allotted to each grade letter.

- (i) **Programme:** It means the Two Year Post Graduate Programme of study and examination spread over four semesters, the successful completion of which would lead to the award of Master of Laws (LL.M.) degree.
- (j) **Semester Grade Point Average (SGPA):** It means the value obtained by dividing the total credit points earned by a student in all the courses of a given semester by the total number of credits assigned to that semester.

5. Eligibility Criteria for Admission: Notwithstanding anything contained in any direction/ordinance for the time being in force; a student desiring to seek admission to LL.M. Program, may either register himself/herself as a regular student in any of the institution established , conducted or affiliated to the Gondwana University, Gadchiroli.

An applicant for admission to LL.M programme should have obtained Bachelors Degree in Law (LL.B.) or any other equivalent qualification, called by any name, which is recognized by the Gondwana University, Gadchiroli.

6. Medium of Instruction and examination : Notwithstanding anything to the contrary in this direction or any other stature or ordinance for the time being in force; the medium of instruction and Examination for LL.M Course shall be English. An answer-book in the University examination written in any language other than English, shall not be eligible for valuation. It shall be deemed to be invalid for all practical purposes.

7. ATKT Rules :-

- (a) **For Promotion to SECOND Semester:** A student admitted to the FIRST semester and appeared for atleast one theory paper in the FIRST semester, shall be allowed to be promoted to the SECOND semester
- (b) **For Promotion to THIRD Semester:** The student should have passed in atleast 40% of the Papers/subjects/courses of the First Semester and atleast 40% papers of the second semester shall be allowed to be promoted to THIRD Semester.
- (c) **For Promotion to FOURTH Semester:** A student admitted to the THIRD semester and who appeared for atleast one theory paper in the THIRD Semester shall be allowed to be promoted to the FOURTH semester.

8. Evaluation System on the basis of Credit based Award Pattern: The academic performance of a student during a semester shall be graded on a Seven-point scale. The grade awarded to a student shall depend on his/her performance in external and internal examinations. The academic performance of a student during a semester and at the end of the programme, shall be evaluated on the basis of:

- (i) **Grade Point (GP) obtained in each subject**
- (ii) **Semester Grade Point Average (SGPA),**
- (iii) **Cumulative Grade Point Average (CGPA)**

At the end of each semester examination, a student shall be awarded a Semester Grade Point Average (SGPA). A Cumulative Grade Point Average (CGPA) shall be awarded to each student at the end of Final Semester of the Programme. The details regarding method of calculating SGPA & CGPA is explained in para 9.

9. Award of Grade Letter, Grade Points, Credit Points, SGPA, CGPA:

(a) Award of Grade Letter and Grade Points:

Each course/paper shall be valued in Seven Grades. The letter grades and their equivalent grade points are listed below.

Range of % of Marks	Grade Letter	Grade Point
85 to 100	O - Outstanding	10
75 to 84	E - Excellent	9
71 to 74	A+ - Very Good	8
60 to 70	A - Good	7
55 to 59	B+ - Average	6
50 to 54	B - Pass	5
Less than 50	F - Fail	0

(b) Calculation of Credit Points :-

Credit Points for the course = (No. of Credits assigned for the course x Grade Point secured for that course.)

(c) Semester Grade Point Average (SGPA) :- SGPA indicates the performance of a student in a given Semester. SGPA is based on the **total credit points earned by the student in all the courses and the total number of credits assigned to the courses/papers in a Semester.**

$$\text{SGPA} = \frac{\text{Total Credit Points in the Semester}}{\text{Total Number of Credits for the Semester}}$$

Provided that SGPA is computed only if the candidate passes in all the courses (gets a minimum 'B' Grade in all Courses).

(d) Cumulative Grade Point Average (CGPA) : CGPA refers to the Cumulative Grade Point Average weighted across all the semesters.

$$\text{CGPA} = \frac{\text{Total Credit Points Obtained in all Semesters}}{\text{Total Credits of all Semesters}}$$

Provided that CGPA is calculated only when the candidate passes in all the courses of all the semesters. Provided further, that, the final Grade Sheet shall show the Grade and Grade Points only.

10. Standard of Passing the Semester Examinations: In order to qualify a particular examination, a candidate shall have secured at least 50% of marks in each and every theory/ Practical/Dissertation prescribed for a particular semester. Similarly a candidate shall have to secure at least 50% of the internal marks wherever applicable.

Note: for further details reference may be made to Appendix I to this direction.

11. Maximum Period for completion of the LL.M. Program :- Students shall complete the LL.M Programme within 5 successive years from the date of his/her first admission into the programme. In the event of the students failure to do so, he/she shall be required to take fresh admission into the course from 1st semester onwards without any exemption of papers/subjects/courses.

12. Award of the Degree: A student will be eligible for the award of the Degree of Master of Laws (LL.M) with his chosen specialization/s, after he has successfully completed all the four semesters. The degree shall specify the division and CGPA of successful candidates as per the following criterion :

- i. First Division with Distinction: CGPA from 7.00 and above**
- ii. First Division: CGPA from 6.00 to 6.99**
- iii. Second Division : CGPA from 5.00 to 5.99**

13. Conversion of CGPA into Percentage of Marks: The formula used in this direction to calculate percentage of marks from CGPA is
Percentage = 10 x CGPA.

Gadchiroli
Dated:

Sd/-
Dr. Vijay Ainchwar
Vice-Chancellor

LL.M COURSE (CREDIT BASED SEMESTER SYSTEM)

In LL.M Course (Credit Bass Semester System), there are Eight Courses as **Foundation Courses**, which are compulsory for all. There are **Seven specialization groups**, which are optional. They are :

1. **Group A: International Law**
2. **Group B: Constitutional Law & Administrative Law**
3. **Group C: Intellectual Property Laws**
4. **Group D: Business Law**
5. **Group E: Environment and Legal Order**
6. **Group F: Labour, Capital and Law**
7. **Group G: Criminal Law**

Candidates have to select any one group of specialization which has six courses/papers. Candidates who have selected group of specialization at the time of admission shall not be allowed to change the group of specialization subsequently. The candidates will have to prosecute regular full time course of study. In each of the group 25 students will be admitted on merit in the P.G. Department of law and in affiliated colleges.

APPENDIX -I (COURSE STRUCTURE)

LL.M.- Ist SEM

FOUNDATION COURSES:

Sr. No.	Paper	Subject	No.of Credits	Max. Marks	Min. Marks
1.	FC-01	Law and Social Transformation in India	04	IA 20	10
				T 80	40
				Total 100	50
2.	FC-02	Indian Constitutional Law: The New Challenges	04	IA 20	10
				T 80	40
				Total 100	50

**GROUP A:
INTERNATIONAL LAW**

Sr. No.	Paper	Subject	No.of Credits	Max. Marks	Min. Marks
3	A01	Nature and Sources of International Law	04	IA 20	10
				T 80	40
				Total 100	50
4	AO2	International Organizations: Law, Practice and Future	04	IA 20	10
				T 80	40
				Total 100	50

**GROUP B
CONSTITUTIONAL & ADMINISTRATIVE LAW**

Sr. No.	Paper	Subject	No.of Credits	Max. Marks	Min. Marks
3.	B-01	Constitutionalism: Pluralism and Federalism	04	IA 20	10
				T 80	40
				Total 100	50
4.	B-O2	Union – State Relations	04	IA 20	10
				T 80	40
				Total 100	50

GROUP C
INTELLECTUAL PROPERTY LAW

Sr. No.	Paper	Subject	No.of Credits	Max. Marks	Min. Marks
3	C01	Nature, Emergence and Development of IPRs	04	IA 20	10
				T 80	40
				Total 100	50
4	C02	Copyright Law	04	IA 20	10
				T 80	40
				Total 100	50

GROUP - D
BUSINESS LAW

Sr. No.	Paper	Subject	No.of Credits	Max. Marks	Min. Marks
3.	D01	Corporate Law	04	IA 20	10
				T 80	40
				Total 100	50
4.	D02	Company and Securities Law	04	IA 20	10
				T 80	40
				Total 100	50

GROUP- E

ENVIRONMENT AND LEGAL ORDER

Sr. No.	Paper	Subject	No.of Credits	Max. Marks	Min. Marks
3	E01	Environmentalism & Indian Society	04	IA 20	10
				T 80	40
				Total 100	50
4	E02	Human Impact on Environment & Problems in India	04	IA 20	10
				T 80	40
				Total 100	50

GROUP - F

LABOUR, CAPITAL AND LAW

Sr. No.	Paper	Subject	No.of Credits	Max. Marks	Min. Marks
3	F01	Collective Bargaining	04	IA 20	10
				T 80	40
				Total 100	50
4	F02	Law of Industrial Adjudication	04	IA 20	10
				T 80	40
				Total 100	50

GROUP- G
CRIMINAL LAW

Sr. No.	Paper	Subject	No.of Credits	Max. Marks	Min. Marks
3.	G01	Criminal Justice System	04	IA 20 T 80	10 40
				Total 100	50
4.	G02	Crime and Social Legislation	04	IA 20 T 80	10 40
				Total 100	50

LL.M.- IInd SEM

FOUNDATION COURSES

Sr. No.	Paper	Subject	No.of Credits	Max. Marks	Min. Marks
1.	FC-03	Jurisprudence and Legal Theory	04	IA 20	10
				T 80	40
				Total 100	50
2.	FC-04	Legal Education and Research Methodology-I	04	IA 20	10
				T 80	40
				Total 100	50

GROUP A: INTERNATIONAL LAW

Sr. No.	Paper	Subject	No.of Credits	Max. Marks	Min. Marks
3	A03	International Humanitarian law	04	IA 20	10
				T 80	40
				Total 100	50
4	AO4	Disarmament and Peace Strategies	04	IA 20	10
				T 80	40
				Total 100	50

**GROUP B:
CONSTITUTIONAL & ADMINISTRATIVE LAW**

Sr. No.	Paper	Subject	No.of Credits	Max. Marks	Min. Marks
3.	B-03	National Security, Public Order and Rule of Law	04	IA 20	10
				T 80	40
				Total 100	50
4.	B-04	Administrative Process	04	IA 20	10
				T 80	40
				Total 100	50

**GROUP C
INTELLECTUAL PROPERTY LAW**

Sr. No.	Paper	Subject	No.of Credits	Max. Marks	Min. Marks
3	C03	Patents Law	04	IA 20	10
				T 80	40
				Total 100	50
4	C04	Law Relating to Trademarks	04	IA 20	10
				T 80	40
				Total 100	50

GROUP-D

BUSINESS LAW

Sr. No.	Paper	Subject	No.of Credits	Max. Marks	Min. Marks
3.	D03	Economic Legislation	04	IA 20	10
				T 80	40
				Total 100	50
4.	D04	Legal Regulation of Economic Enterprises	04	IA 20	10
				T 80	40
				Total 100	50

GROUP- E

ENVIRONMENT AND LEGAL ORDER

Sr. No.	Paper	Subject	No.of Credits	Max. Marks	Min. Marks
3.	E03	Environment: Laws, Policy & Structures	04	IA 20	10
				T 80	40
				Total 100	50
4.	E04	International Environment Law & global Issues	04	IA 20	10
				T 80	40
				Total 100	50

GROUP F
LABOUR, CAPITAL AND LAW

Sr. No.	Paper	Subject	No.of Credits	Max. Marks	Min. Marks
3.	F03	Law relating to Wages and Monetary Benefits	04	IA 20	10
				T 80	40
				Total 100	50
4.	F04	Law relating to Civil Servants	04	IA 20	10
				T 80	40
				Total 100	50

GROUP G
CRIMINAL LAW

Sr. No.	Paper	Subject	No.of Credits	Max. Marks	Min. Marks
3.	G03	Criminal Justice: Concepts and Procedure	04	IA 20	10
				T 80	40
				Total 100	50
4.	G04	Penology – Treatment of offenders	04	IA 20	10
				T 80	40
				Total 100	50

LL.M.- IIIrd SEM

FOUNDATION COURSES:

Sr. No.	Paper	Subject	No. of Credits	Max. Marks	Min. Marks
1	FC-05	Socio-Legal Project (Submission of Project Work and Viva-voce). I) Project work Ext Examiner. II) II) Viva Voce Ext Examiner.	04	80	40
				20	10
				Total 100	50
2	FC-06	Law Teaching, Viva and Group Discussion: I) Law Teaching Ext. Examiner. II) Comprehensive Viva – Voce Ext. Examiner III) Group Discussion -Ext. Examiner	04	30	15
				40	20
				30	15
				Total 100	50

GROUP A:**INTERNATIONAL LAW**

Sr. No.	Paper	Subject	No.of Credits	Max. Marks	Min. Marks
4	A05	Private International Law – I (General Principles, Choice of Jurisdiction and Choice of Law)	04	IA 20	10
				T 80	40
				Total 100	50
5	A06	Private International Law – II (Specific Choice of Law Problems)	04	IA 20	10
				T 80	40
				Total 100	50

GROUP B**CONSTITUTIONAL & ADMINISTRATIVE LAW**

Sr. No.	Paper	Subject	No.of Credits	Max. Marks	Min. Marks
4	B-05	Judicial Control of Administrative Powers	04	IA 20	10
				T 80	40
				Total 100	50
5	B-06	Public Authorities and Liability: Controls on Maladministration	04	IA 20	10
				T 80	40
				Total 100	50

GROUP C
INTELLECTUAL PROPERTY LAW

Sr. No.	Paper	Subject	No.of Credits	Max. Marks	Min. Marks
4	C05	Law Relating to Designs and Geographical Indications	04	IA 20	10
				T 80	40
				Total 100	50
5	C06	Intellectual Property Rights: Emerging Areas	04	IA 20	10
				T 80	40
				Total 100	50

GROUP D
BUSINESS LAW

Sr. No.	Paper	Subject	No.of Credits	Max. Marks	Min. Marks
4.	D05	International Trade Law	04	IA 20	10
				T 80	40
				Total 100	50
5.	D06	International Economic Law	04	IA 20	10
				T 80	40
				Total 100	50

GROUP E

ENVIRONMENT AND LEGAL ORDER

Sr. No.	Paper	Subject	No.of Credits	Max. Marks	Min. Marks
4.	E05	Biological Diversity and Legal Order	04	IA 20	10
				T 80	40
				Total 100	50
5.	E06	Conservation of Resources & Management of Environment	04	IA 20	10
				T 80	40
				Total 100	50

GROUP F

LABOUR, CAPITAL AND LAW

Sr. No.	Paper	Subject	No.of Credits	Max. Marks	Min. Marks
4.	F05	Agricultural Labour	04	IA 20	10
				T 80	40
				Total 100	50
5.	F06	Social Security Legislation	04	IA 20	10
				T 80	40
				Total 100	50

**GROUP G
CRIMINAL LAW**

Sr. No.	Paper	Subject	No.of Credits	Max. Marks	Min. Marks
4.	G05	Organised Crime, Terrorism and International Crime, New Challenges.	04	IA 20 T 80	10 40
				Total 100	50
5.	G06	Juvenile delinquency	04	IA 20 T 80	10 40
				Total 100	50

LL.M.- IVth SEM

FOUNDATION COURSES

Sr. No.	Paper	Subject	No. Of Credits	Max. Marks	Min. Marks
1	FC-07	Human rights and duties under Indian legal system	04	IA 20 T 80	10 40
				Total 100	50
2	FC-08	Dissertation (External Examiner)	08	Written work 150 Viva-voce 50	100
				Total 200	100