

FACULTY OF LAW

DIRECTION NO. 34 of 2012

DIRECTION GOVERNING EXAMINATIONS LEADING TO THE 5 YEAR DEGREE OF BACHELOR OF LAWS(B.A.LL.B) INTEGRATED PROGRAMME[CREDIT BASED SEMESTER SYSTEM]

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

WHERE AS THE Maharashtra Universities Act No. XXXV of 1994 (hereinafter referred as an Act) has come into force with effect from 22nd July, 1994 and has been amended from time to time.

AND

WHERE AS the University has adopted semester pattern for LL.B examination as per model curriculum recommended by the University Grants Commission, New Delhi from the academic session 2002-03 vide Direction No. 21 of 2002 issued on 7th August, 2002.

AND

WHERE AS the Management Council issued an Ordinance No. 10 of 2008 for governing the examinations leading to the 5 years Degree of Bachelor of Laws (LL.B) (Semester Pattern) in the Faculty of Law

AND

WHERE AS the Hon'ble Vice-Chancellor issued Direction No. 5 of 2009 governing examinations leading to the 5 Year Degree of Bachelor of Laws (B.A.LL.B.) (Semester Pattern) with a view to incorporate the directives of Bar Council of India, New Delhi issued to the Vice-Chancellor of all Universities imparting legal education.

AND

WHERE AS there is need to make the B.A.LL.B 5 year integrated course more compatible with the Legal Education Rules 2008 framed by the Bar Council of India, New Delhi.

AND

WHERE AS the Vedprakash Mishra Committee appointed by the RTM Nagpur University through authorization by the Academic Council at its meeting dated 4th October, 2004 for proposing feasibility and modalities for introduction of "**Credit Based Award System**" in the Nagpur University, Nagpur suggested for the introduction of Credit Based Award System in its report submitted on 16/4/2005 .

AND

WHERE AS the then Chairman of University Grants Commission instructed all the Vice-chancellors Vide D.O.No. F.1-2/2008(XI Plan) March 2009 to implement UGC Action Plan for Academic and Administrative Reforms which include the introduction of choice based credit system in all universities.

AND

WHERE AS Shri Rajesh Tope, Hon'ble Minister for Higher & Technical Education, Mantralaya, Mumbai and the Principal Secretary J.L. Saharia, Higher & Technical Education, Mumbai at a meeting held on 23-02-2010 & 26-02-2010 respectively stressed the need to expedite the process of introducing Credit Based System in R.T.M Nagpur University on immediate priority.

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WHERE AS the Board of Studies in Law in its meeting dated 07-09-2011 and subsequent meeting dated 14-09-2011 revised the syllabus of law courses both for 3 years and 5 years 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 27-01-2012 approved the said syllabus prepared by the Board of Studies in Law.

AND

WHERE AS the Dean of the Faculty requested the Vice-Chancellor of R.T.M Nagpur University to approve the new syllabus based on Credit Based Semester System under Section 14(7) of Maharashtra Universities Act, 1994 to meet the exigency.

AND

WHERE AS the Board of Studies and the Faculty of Law in its meeting dated 3rd November, 2012 has decided to continue the Five years LL.B. Degree courses under Ordinance No 10 of 2008 and Direction No. 5 of 2009 for some limited period in the larger interests of the students.

AND

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

Now, therefore, I, Dr. Vilas Sapkal, Vice-Chancellor, R.T.M. Nagpur University, Nagpur 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 leading to the examination for award of the Degree of B.A.LL.B (5 year programme) (Credit Based Semester System) in the faculty of Law, R.T.M. Nagpur University, Nagpur

2. Commencement of the Direction:

(a) It shall come into force from the academic year 2012-13.

(b) The students who took admission in 5yr.B.A. LL.B degree course in 2011-12 session will also be governed by the syllabus & course structure under this Direction from 2012- 13 session i.e. from their Semester – III onwards, with necessary minor adjustments as noted in relevant places of the syllabus and the course structure and as provided in the absorption scheme

3. Duration of the Programme: The duration of the programme is 5 academic years which spread over 10 semesters with the University Examination at the end of each Semester. Each Academic Year shall be divided into Two semesters. The academic Session for Odd semesters (1st, 3rd, 5th, 7th & 9th) will commence as far as possible from 1st of July, while for Even Semester (2nd, 4th, 6th, 8th & 10th) will commence 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. The fees for the examination shall be prescribed by the University from time to time.

The courses/papers and credits assigned to the each course shall be as given in the Appendix-I.

4. Definitions of the Terminology : the following are the definitions of the terminology used in the directions:

Audit Course: Audit Course is not a compulsory course for completion of the programme. It is an extra-load course/paper (over the minimum number of required credits for the programme). Students who want to enroll in one or more courses for informational purposes may register for audit course. Grade of AU (audit) is granted to **3** | Page

students who complete an audit course, but no credit is awarded. The marks sheet would indicate such extra papers as audit courses, but the AU grade obtained by the students would not be used for the calculation of SGPA & CGPA

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.

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.

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.

Credit Transfer: The credit acquired for the courses in another University would be accepted on reciprocal basis subject to the UGC Norms.

Cumulative Grade Point Average (CGPA): CGPA refers to the Cumulative Grade Point Average weighted across all the semesters. It is obtained by dividing total number of credit points in all the semesters by the total number of credits in all the semesters.

Grade Point : Grade Point is weight allotted to each grade letter depending on the marks awarded in a course/paper

Grade Letter : Grade Letter is 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. It is indicated by a Grade letter O, A, B, C, D, E and F. There is a range of marks for each Grade

Grade Letter Average: refers to the Grade Letter awarded after summing up external and internal marks obtained in each course/paper.

Programme: It means in this particular context, a 5 year Programme of study and examination spread over Ten semesters, the successful completion of which would lead to the award of B.A., LL.B 5 year course degree.

Semester Grade Point Average (SGPA): SGPA indicates the performance of a student in a given Semester. It 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.

5. Eligibility Criteria for Admission: (a) Admission to the programme shall be made on basis of merit by the respective college admission committee and in accordance with the rules and instructions provided from time to time by Bar Council of India. The reservation policy and rules of the Government of Maharashtra governing admission to higher educational institutions issued from time to time shall also be followed.

(b) An applicant who has successfully completed 10+2 or Intermediate or equivalent from a recognized University of India or outside or from a Senior Secondary Board or equivalent, constituted or recognized by the Union or by a State Government or from any equivalent institution from a foreign country recognized by the government of that country for the purpose of issue of qualifying certificate on successful completion of the course, may apply for and be admitted into the B.A. LL.B. 5 Year Degree Course.

(c) Students who secure minimum 45% of the total marks in the qualifying examination are eligible for admission into the programme. As per the Bar Council of India, New Delhi directions vide letter No. BCI:D:1379:2002(LE:AffIn.), dated 2-8-2002, the 44.5% can be rounded off to 45%.

(d) For S.C & S.T students, Minimum 40% of the total marks in their qualifying examination is required for admission into the Programme.

(e) As per the resolution passed in the Management Council in its meeting held on 20th May 2003 vide resolution no. Acad/Law/34(R), item No. 39, dated 15th April, 2004, the University is authorized to conduct a Central Entrance Test (CET) for the general category students (students other than S.C & S.T category) who possess minimum 40% and less than 45% in their qualifying examination. Students who pass in the

CET will be admitted in the Programme. Similarly, S.C and S.T category students with minimum 35% and less than 40% can also be admitted through the above CET.

6. Medium of Instruction: The medium of instruction and Examination shall be in English. Question papers for the examination shall be set in English. However, the candidates will have an option to write their answers either in English, Hindi or Marathi.

7. Attendance: No student shall be permitted to appear for the Semester Examination unless he/she has put in not less than 75% attendance of the classes held in any course/paper concerned including tutorials, moot court exercises, practical training etc. conducted in respect of that paper/course.

8. RULES OF PROMOTION : Rules of Promotion are as under:

Semester	Condition to be fulfilled for promotion
From I to II	Should have undergone a regular course of study of Semester-I.
From II to III	a) Should have undergone a regular course of study in Semester-II; and b) The number of backlogs, if any, of Semester I and II taken together shall not exceed 5(five) courses/papers prescribed for Semester I and II.
From III to IV	Should have undergone a regular course of study in Semester III.
From IV to V	a) Should have undergone a regular course of study in Semester IV. and b) The number of backlogs, if any, of Semester I, II, III and IV taken together shall not exceed 5 (five) courses/papers.
From V to VI	Should have undergone a regular course of study of Semester- V.
From VI to VII	a) Should have undergone a regular course of study of Semester VI . and b) The number of backlogs if any, of Semester I, II, III, IV, V and VI taken together shall not exceed 5(five) Papers/Subjects.
From VII to VIII	Should have undergone a regular course of study of Semester VII.
From VIII to IX	a) Should have undergone a regular course of study of Semester VIII; and b) The number of backlogs if any, of Semester I, II, III, IV, V, VI, VII and VIII taken together shall not exceed 5(five) Papers/Subjects.

9. Instruction, Training and Teaching Work Load: Each Semester shall comprise of not less than 18 weeks with not less than 30 class-hours per week including tutorials, moot room exercises and seminars provided there shall be at least 24 lecture hours per week.

a) A Class-hour shall consist of 48 minutes duration .

b) The number of classes for theory / practical/Clinical courses per week must be equal to number of credits shown against the paper as indicated in the course structure or as indicated in the Appendix-I.

c) The Student who selected Major Subject in Social Sciences in 5th Semester are not permitted to change the same in subsequent Semester.

d) Distribution of 20 marks for internal assessment, wherever there is a provision for internal assessment shall be as follows:

i) First Internal Examination (Descriptive) = 5marks

ii) Second Internal Examination (on-line/offline)

with multiple choice questions =5marks

iii) Seminars/Group Discussion = 5marks

iv) Assignments/Viva-voce Examination =5 marks

(e) Each registered student shall have completed minimum of 12 weeks of internship during the entire period of legal studies under NGO, Trial and Appellate Advocates, Judiciary, Legal Regulatory authorities, Legislatures and Parliament, other Legal Functionaries, Market Institutions, Law Firms, Companies and Local Self Government.

(f) The internship in any semester cannot be for a continuous period of more than Four Weeks and the internship programme will commence from 7th semester onwards. Each student shall keep internship diary in the form stipulated by the University and the same shall be evaluated by the Guide in Internship and also a Core Faculty member of the staff each time. The total marks shall be assessed in the Final Semester of the course in the 4th Clinical paper as stipulated in the Appendix-I.

10. Evaluation System on the basis of Credit based Award Pattern: Based on his/her continuous evaluation, 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.

(a) 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)

(b) Marks for Extra Curricular Components (E.C.C) are to be awarded at the end of each even semester in recognition of achievements in sports/cultural/N.S.S/NCC as per the rules and instruction of the University provided in this regard from time to time. The marks shall be used for upgrading CGPA.

(c) 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 detail in para 11.

(d) Student who passed Audit Course shall be given 'AU' grade, while students who failed in Audit course will be given 'X' grade. However, these grades and marks in Audit Course shall not be considered for calculation of SGPA & CGPA.

(e) Students shall complete the programme of B.A.LL.B (5 year Course) within 8 years since their admission into First Semester .In case of failure to complete the programme within the

11. Awards 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	10
70 to <85	A	9
60 to <70	B	8
55 to < 60	C	7
50 to < 55	D	6
45 to < 50	E	5
Less than 45	F	0

(a) **Calculation of Credit Points (CP):** Credit Points for the course = No. of Credits assigned for the course x Grade Point secured for that course.

(b) **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. SGPA shall be rounded off to two decimal points. (e.g - 6.578 rounded to 6.58 & 6.574 will be rounded to 6.57)

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

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

(c) **Cumulative Grade Point Average (CGPA) :** CGPA refers to the Cumulative Grade Point Average weighted across all the semesters. CGPA shall be rounded to two decimal Points (e.g - 6.578 rounded to 6.58 & 6.574 will be rounded to 6.57)

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

Provided that CGPA is calculated only when the candidate passes in all the courses of all the semesters.

12. Standard of Passing the Semester Examinations: In order to qualify a particular examination, a candidate shall have to secure atleast 45% of marks in each and every theory and Practical/Clinical paper in each end semester examination and minimum of 45% of marks in internal assessment of each of the papers in which there is a provision for internal assessment. See for details Appendix-I. The same rule is also applicable to the Audit Course papers.

13. Betterment : Students may be allowed to repeat any two of the theory papers/courses in the next due semester for betterment of marks and grade provided the student secures less than 60% marks in that paper. No betterment shall be allowed in the internal assessment and in practical/clinical papers in any semester. A student who opt for betterment will be disqualified from being considered for award of Medals, Merit, Ranks etc.

14. Award of the Degree: A student will be eligible for the award of B.A.LL.B (5 yrs) Degree only when he has successfully completed all the prescribed 60 courses with a total of 363 credits and obtained a minimum CGPA of 5.00 out of 10.00 and after payment of prescribed fee for receive a degree signed by the Vice-chancellor. **The result of the successful candidates shall be classified as follows:**

- | | |
|--|---------------------------------|
| i. First Division with Distinction: | CGPA from 8.00 and above |
| ii. First Division: | CGPA from 6.67 to 7.99 |
| iii. Second Division : | CGPA from 5.56 to 6.66 |
| iv. Pass Division : | CGPA from 5.00 to 5.55 |

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

$$\text{Percentage} = 9 \times \text{CGPA}.$$

The average highest marks in LL.B course is taken as close to 90 marks. Hence 9 is taken as multiple to calculate percentage of marks from CGPA.

16. Award of Medals and Merit Certificates: Candidates who appear and pass the examination in all the papers of each and every semester at first appearance only are eligible for the award of Medals/ Prizes/Rank Certificates etc. The marks allotted for Extra Curricular Components shall be taken into account for deciding the inter se Merit as well as the award of medals .

17. Saving Clause :

Notwithstanding anything to the contrary contained herein or in any other Direction, Statute or Ordinance the students who had taken admission in the LL.B. Five years Degree Course (semester pattern), governed by Ordinance No. 10 of 2008 shall continue to be governed by the said Ordinance. As such for the academic sessions 2012-13 and 2013-14 the LL.B Five years semester pattern course will continue in terms of the provisions of Ordinance No. 10 of 2008 and the examination also will be conducted as per the said Ordinance till exhaustion of 3 consecutive chances for the last i.e. 10th semester.

Similarly, the students who had taken admission to the LL.B. Five years semester course as per Direction No. 5 of 2009 in the session 2010-11 or earlier will also be continued till exhaustion of the legitimate 3 chances of the last Semester thereunder.

All the students of the courses governed by ordinance No. 10 of 2008 and Direction No. 5 of 2009 failing to complete their course within the stipulated time, stated above, will be absorbed as per the absorption scheme framed under this Direction and they shall have no claim whatsoever to seek continuation for the earlier course under ordinance No. 10 of 2008 or direction No. 5 of 2009, in future.

Upon issuance of this direction, the earlier direction No. 6 of 2012 Stand cancelled

Nagpur
Dated:

Dr. Vilas Sapkal
Vice- Chancellor