

Shri Govind Guru University

(Established by Government of Gujarat Vide Gujarat Act no 24/2015)

Towards Smart Quality Education

CHOICE BASED CREDIT SYSTEM (CBCS)

FACULTY OF LAW

DEGREE OF MASTER OF LAWS

ORDINANCES - REGULATIONS LL.M. (CBCS) PROGRAMME

(For the candidates to be admitted from the
Academic year 2019 - 2020 onwards)

O. LL.M.-1: Eligibility:

- (1) A Candidate will be eligible for admission to a course leading to the Degree of Master of Laws (LL.M.) must have passed LL.B. (Three Years LL.B. / LL.B.(General) and LL.B.(Special)) Degree Course or have passed Five Years Integrated Law Degree Course 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 a Foreign University recognized as equivalent to the status of an Indian University by an authority competent to declare equivalence And has secured minimum 50% of the total marks.
- (2) A candidate who has passed LL.M. examination from any other University shall be eligible for admission only to the First semester of LL.M. Programme of this University as a fresh student and the Grades/Credits/marks obtained in LL.M. outside Shri Govind Guru University will not be considered for award of LL.M. Degree.
- (3) A candidate who has obtained LL.M. degree of Shri Govind Guru University in one area of specialization will be eligible for admission in First semester of LL.M. with another area of specialization only as a fresh student. Grades/Marks/Credits obtained in LL.M. in previous area of specialization will not be considered or carried forward nor will any exemption in any paper will be given.
- (4) The registration of the candidate in the LL.M. programme shall be normally for a period of five years from the date of registration. However, the Vice Chancellor may extend the period by one or more years on behalf of the Executive Council.
- (5) In case the student is unable to pass the LL.M. programme till the expiry of the duration of registration will have to re-register in the LL.M. programme as a fresh student as per clause (1) above.
- (6) In a case, if a candidate drops out of the programme voluntarily for any reason whatsoever and opts to join any other programme by obtaining a Transfer and/or Migration Certificate, the registration of the candidate in the LL.M. programme shall stand automatically cancelled.

O. LL.M.-2: Admission Procedure

The admission to the LL.M. programme shall be made following such procedure as may be prescribed by the Shri Govind Guru University from time to time. The General Rules and Instructions for P.G. admissions prescribed by the University shall be followed.

O. LL.M.-3: Reservation

The rules of reservation in LL.M. admissions as in force set by the Government of Gujarat, the University and any other competent authority shall be followed.

O. LL.M.-4: Intake

The maximum Intake capacity in each section of a Department of University/P.G. Centre of the affiliated college shall not be more than 60 students. However, the Vice

Chancellor may grant permission on behalf of the Executive Council to admit more student in a section as and when the need arise and the Vice Chancellor deem fit to do so.

O. LL.M.-5: Conditions for eligibility to appear in End Semester External Examination

- (1) A candidate shall be eligible to appear in the End Semester External examination conducted by the University provided that the candidate has secured not less than 70% of the total attendance arrived at by taking into account the total number of lectures engaged, in each and every paper of the semester. A Relaxation in the requirement for semester attendance will be allowed on account of maternity or any other medical reason deemed sufficient by the Head of the Department of University/P.G. Centre of the affiliated college. The candidate shall become eligible to appear in the End Semester External Examination for the semester in which such relaxation is granted to the candidate.
- (2) Candidates desirous of appearing at any End Semester External Examinations must forward their application in the prescribed form to the Registrar of the University through the Head of the Department of University/ P.G. Centre of the affiliated college on or before the date prescribed for by the University alongwith the examination fees as prescribed by the University.

O. LL.M.-6: Eligibility for award of LL.M. Degree

The duration of the course of LL.M. Degree shall be of two academic years comprising of four semesters. LL.M. degree shall be awarded to the candidate upon successfully passing all the four semesters before the expiry of the duration of LL.M. registration.

O. LL.M.-7: Anti Ragging and Gender Problem

The Head of the Department of University/P.G. Centre of the affiliated college shall have to take appropriate measures against Ragging and Gender problems. In case of occurrence of any such incident, the student(s) who have committed such act(s) shall be dealt with seriously and appropriate stringent actions shall be taken by the Head of the Department of University/P.G. Centre of the affiliated college by observing the Principles of Natural Justice. The Head of the Department of University/P.G. Centre of the affiliated college may appoint a Committee to inquire into such matter(s). The committee so constituted will submit its report to the Head of the Department of University/P.G. Centre of the affiliated college who in turn will forward the same with his comment thereupon to the Registrar of the University for taking further necessary action in the said matter.

LL.M. REGULATIONS

R. LL.M. 1: Course Structure

- (1) The LL.M. Programme shall be full-time post-graduate programme of Two Year duration comprising of Four Semesters. The medium of instruction shall be English. The student may, however, write their examination in Gujarati/Hindi as

per the University provisions. Nonetheless, the language of answer once opted by the student will not be changed during the entire programme of LL.M.

(2) The LL.M. Programme shall comprise of four semesters with Semester-I and Semester-II in the First Academic Year of the Programme and Semester-III and Semester-IV in the Second Academic Year of the Programme. The Semester-I and Semester-III (odd semesters) shall ordinarily be from July to November/December and the Semester-II and Semester-IV (Even semesters) from December to April/May.

(3) (i) The LL.M. programme shall consist of total **82 credits** and the students will be required to earn stipulated credits per course per semester for obtaining the Degree of LL.M. as shown below:

PROGRAMME	SEMESTERS				TOTAL CREDITS
	SEM-I	SEM-II	SEM-III	SEM-IV	
LL.M. (CBCS)	20	21	21	20	82

(ii) The credit per course is determined as One Credit equivalent to One Hour of study for the duration of 15 Weeks per Semester with not less than 24 Lecture / Practical hours per week.

(iii) The workload of a faculty shall be determined considering the total number of Lecture / Practical hours of study.

(4) There will be different elective areas of specialization as per the syllabus of the respective group. The University, however, reserves the right to admit admissions to respective LL.M. (P.G.) Centres on the basis of adequacy of teaching and other requisite infrastructural facilities. The University reserves the right to offer new areas of specialization and/or withdraw the existing areas of specialization. A candidate can opt for any of the Elective Groups of Specialization offered by the University for admission. However, the admission into one Elective Group of Specialization shall remain final till the completion of the LL.M. Programme and that the change of Elective Group of Specialisation will not be allowed throughout the LL.M. Programme.

(5) The LL.M. programme shall comprise of following types of papers/courses:

(As per Annexure – I)

- (i) **Core courses:** Five (05) Core Courses (Papers) will be common for all the Elective Groups of Specialization which shall consist of 5 credits each.
- (ii) **Elective Course:** Five (05) Elective Course (Papers) for each of the Elective Groups of Specialization which shall consist of 5 credits each.
- (iii) **Practical/Project Course:** Two (02) Practical Courses of 6 credits each comprising of Doctrinal Research, Non-Doctrinal Research, Clinical Research Report and Class-room Teaching, each carrying 3 credits, shall be compulsory for all the Elective Groups of Specialization Groups.

- (iii) **Dissertation:** A Dissertation shall be compulsory for all the Elective Groups of Specialization in Semester-IV which shall consist of 20 credits in which there will be 15 credits for Dissertation, 2credits for Presentation and 3 credits for Viva Voce.

R. LL.M. 2: Assessment and Scheme of Examination

- (1) The Core and Elective paper/course will have weightage of 100 marks each and shall be assessed on basis of an External End Semester Examination (University examination) in every semester.
- (3) The Practical/Project Courses will have a weightage of 100 marks each which shall comprise of the components viz. Doctrinal Research, Non-Doctrinal Research, Class room Teaching and Clinical Research wherein each component will have a weightage of 50 marks.
- (3) For Dissertation of 200 marks, the assessment weightage shall be 150 marks for written thesis and 10 marks for External Presentation and 40 marks for External Viva Voce.
- (4) The Dissertation will carry out throughout the two years of LL.M. The Dissertation shall be prepared and submitted by the candidates at the end of fourth Semester which shall be evaluated Internally (i.e. by the person who are serving in the same Department of university/P.G. Centre of the affiliated college) and Externally (i.e. by the person not serving in the same Department of University/P.G. Centre of the affiliated college)

R. LL.M. 3: Carrying forward the Semesters & Exemption

Rules for carrying/granting the semesters are given below:

- (1) A candidate must have at 70% of attendance in the each semester of the LL.M. Programme and shall have satisfactory performance in class participation, seminar, and/or assignment of each paper/course, if any. However, a candidate who fails to put in at least 40% of the aggregate attendance in a Semester will have to take re-admission in the same Semester.
- (2) In case a candidate fails to clear any one course/all courses in the First Semester, he/she shall be allowed to continue to proceed to the Second Semester provided that the candidate has successfully kept his/her term of the First Semester.
- (3) The candidate shall be allowed to proceed to the Third Semester only after successfully clearing all the papers/courses of the First and Second Semesters.
- (4) In case a candidate fails to clear any one course/all courses in the Third Semester, he/she shall be allowed to continue to proceed to the Fourth Semester provided that the candidate has successfully kept his/her term of the Third Semester.
- (5) The candidate shall be eligible for the award of LL.M. Degree after successfully passing all papers/courses of Semesters I, II, III & IV. The candidate will be allowed to appear in the respective End-Semester Examination during validity of his/her LL.M. registration.
- (6) If a candidate fails to get minimum 36 marks out of 100 marks in any paper/course in the First/Third Semester of LL.M. Programme at the Semester

End Examination, he/she has to again appear and pass only those course(s) separately or along with the Second/Fourth Semester End Semester Examination as the case may be. If such a candidate does not clear course(s) of the First/Third Semester with minimum of 36 marks out of 100 marks (with 48% aggregate in a Semester) at the End-Semester Examination, the result of the End Semester Examination of the Second/Fourth Semester shall be declared as Fail. However, it will be permissible for the candidate to appear for all the papers/courses of First/Third Semesters again. A candidate is eligible to get admission in the Third Semester only after successfully clearing Semester I and Semester II.

- (7) If a candidate obtains minimum 36% marks in all the papers/courses of any Semester but fails to score aggregate 48% marks in that Semester, he/she will be given Exemption only in those papers/courses of the Semester in which he/she has obtained 48% (48 marks out of 100 marks) or more and that the marks obtained by him/her in such paper(s)/course(s) will be carried forward. If a candidate waives to exercise his/her option of Exemption, he/she will be permitted to appear in all the papers/courses of a Semester. Moreover, once a candidate opts for Exemption, he/she shall not be allowed to revert.
- (8) In the cases of Dissertation wherein the Candidate who has secured at least 48% marks (96 marks out of 200 marks) in Dissertation, the marks so obtained shall be carried forward till the expiry of his/her LL.M. registration. However, if the candidate fails to secure 48% marks in the Dissertation, he/she shall have to submit the Dissertation a fresh in the subsequent Academic Year during the validity of his/her registration, and that his/her term granted have not lapsed.
- (9) The University Rules with regard to gracing of marks shall be followed.
- (10) The calculation of SGPA and CGPA shall be followed as per the University System for P.G. Programmes after taking into consideration the aggregate marks obtained by a candidate in all the Papers/Courses, Practical/Project Courses alongwith the Dissertation, Presentation and Viva voce taken together.
- (11) A separate Result Sheet shall be issued to a Candidate for each Semester and at the end of successfully clearing all the Four semesters, a cumulative Result sheet will be issued showing the CGPA and equivalent percentage obtained by a candidate.
- (12) A candidate failing in any of the Semester Examination and passes the same by the Fourth Semester, such attempt will be considered as First Attempt.

R. LL.M. 4: Standard of Passing & Award of Class

- (1) To Pass the Semester Examination, a Candidate must obtain-
 - (i) at least 36% marks in each paper/course at the University Examination and
 - (ii) 48% of the total marks obtainable in the aggregate of all the papers/courses.
 - (iii) at least 48% marks in each Practical/Project Papers/courses and 48% marks in Dissertation which shall be carried forward till the expiry of his/her LL.M. Registration.
- (2) **Award of Class:**

The Candidate shall be awarded Class on the basis of CGPA as per the Seven or Ten Point Scale Grading System or any other grading system followed by the University for its P.G. Programmes and accordingly, the following Class be awarded:

- (i) Those of the successful candidates who obtain 48% or more but less than 50% marks in the total of the aggregate of Semester-I to Semester-IV of LL.M. Examinations taken together will be placed in **PASS CLASS**.
- (ii) Those of the successful candidates who obtain 50% or more but less than 60% marks in the total of the aggregate of Semester-I to Semester-IV of LL.M. Examinations taken together will be placed in **SECOND CLASS**.
- (iii) Those of the successful candidates who obtain 60% or more but less than 70% marks in the total of the aggregate of Semester-I to Semester-IV of LL.M. Examinations taken together will be placed in **FIRST CLASS**.
- (iv) Those of successful candidates in First Class who obtains 70% or more of the total marks in the aggregate of Semester-I to Semester-IV of LL.M. Examination taken together will be placed in **FIRST CLASS with DISTINCTION**.

NOTE:

- (1) For awarding University Gold Medal/s, performance of the Candidates in External University Examination shall only be considered and that the marks obtained in Practical/Project Papers/Courses and Dissertation shall not be taken into consideration.
- (2) Candidates passing any Semester End Examination in compartments shall not become eligible for award of Gold Medal.

R. LL.M. 5: Syllabi Revision

- (1) Syllabus of every paper/course shall be generally revised every three years.
- (2) In a paper/course where units/topics/subject relates to government provisions, regulations legislations, enactments etc., such changes in the syllabi will be accommodated automatically by requisite resolutions through the Academic Bodies of the University and formally communicated to the Department of the University/respective P.G. Centres of the affiliated Colleges.
- (3) Areas of new, additional and of contemporary relevance and courses of Elective Optional Groups of Specialization may be introduced through requisite resolutions by the University's competent academic bodies.

R. LL.M. 5: Format of Question Paper

The Paper Setters are expected to follow the following format of question paper in accordance with the contents of the syllabus:

Question No. 1 to Question No. 4	Write answer in detail. (With Internal Option)	20 marks for each question.
Question No. 5	Write Short Notes/ Comments/	20 marks

	Criticism/ Case Laws, etc.	(collectively)
		Total 100 marks

R. LL.M.-6: Dissertation and Practical/Project Work

- (1) The Dissertation shall be on one of the topics approved by the Committee of Post Graduate teachers teaching in the Department of the University/P.G. Centre of the affiliated college as the case may be. The candidate will submit the same for approval to the Head of the Department of University/P.G. Centre of the affiliated college not later than the beginning of the Second Semester. The Topic on which a candidate proposes to work for his/her Dissertation, an approval should normally be communicated to the candidate well in advance by the concerned Department of the University/P.G. Centre of the affiliated college.
- (2) **Three Copies** of Dissertation shall be submitted in type written or printed format and **One Copy** each of the Practical/Project Work namely Doctrinal Research, Non-Doctrinal Research and Clinical Research report. The Doctrinal and Non-Doctrinal Research must be submitted in type written/printed format and Clinical Research Report may be submitted in Hand written format.
- (3) A candidate desiring to appear at the LL.M. Semester-IV Examination shall have to submit his/her dissertation not later than 30th April of the respective academic year.

R. LL.M.-6: The following is the detailed syllabus for the various papers/courses to be studied at the LL.M. Programme:

(As per Annexure – II)