

LL.M. DEGREE COURSE OF STUDY AND EXAMINATION

WHEREAS, it is necessary to reorient legal education by making provisions for instruction in new courses of study, extensive as well as intensive study of prescribed courses and for adequate practical training for diverse careers open to Law Graduates;

AND WHEREAS, with a view to reorient legal education as aforesaid and to provide sufficient opportunity for adequate instructions as well as training in Law from the Banaras Hindu University has already instituted a Three Year Six Semester LL.B. Degree Course of Study;

AND WHEREAS, with a view to further the process of reorientation of legal education and to provide sufficient opportunity for specialization in selected field of study as well as to develop research facilities, the Banaras Hindu University has decided to reorganize its LL.M. Degree Course of Study,

NOW, THEREFORE, the Banaras Hindu University frames these Ordinances.

1. THE DEGREE OF MASTER OF LAWS

The Banaras Hindu University may confer the Degree of Master of Laws on such candidates who, being eligible for admission to the LL.M. Degree Course, have received regular instruction in the prescribed courses of study, passed relevant examinations and being otherwise suitable by virtue of their character, have fulfilled such other conditions as may be laid down from time to time by the appropriate authorities.

2. THE CURRICULUM AND DURATION OF STUDIES

- A.** (i) The Curriculum of study for the LL.M. Degree shall comprise of the courses set out in Schedule A.
- (ii) The Board of Studies in Law shall prescribe the content of various courses of study from time to time and report the matter to the appropriate authorities.
- B.** The Curriculum of study for the LL.M. Degree shall be spread over Four Semesters.

Explanations:

- (i) The Four Semesters over which the Curriculum is spread shall, respectively, be called the First, the Second, the Third and the Fourth Semester.
- (ii) The Curriculum of study for each Semester shall ordinarily be spread over one Term of the Academic Year.
- (iii) There shall be two Terms in each Academic Year.
- (iv) The First term shall extend from the day of reopening of the University after Summer vacation to appointed day in December of the same year, and the Second term shall extend from an appointed day in December to the last working day of the concerned Academic Year.

3. REQUIREMENT FOR ADMISSION

A. Registration:

- (i) Candidates for LL.M. Degree shall first be admitted to the First Semester upon the reopening of the University after summer vacation.
- (ii) Subsequent Registration:
 - (a) A candidate, who fails to prosecute a regular course of study during any of the Second, Third and Fourth Semesters may be registered in the appropriate Term of any subsequent Year to the Semester concerned but within such time as enables him to complete the study of all Semesters comprising LL.M. Degree Course within a maximum period of four years from the date of his registration for the First Semester.
 - (b) Any candidate, whose name is struck off the rolls for non-payment of dues, may be registered in the same Semester on payment of prescribed fee.

B. Minimum Qualification for Admission:

- (i) Admission to the LL.M. Degree Course of study shall be open to those candidates who have passed the Three Year LL.B. Degree Examination of this University or such Examination of any other University or Institution after Graduation under 10+2+3 pattern; or Five Year LL.B. Degree Course under 10+2+5 pattern as is recognized by this University as equivalent for the purpose of LL.M. Degree Course and have secured not less than 50% marks in aggregate in the LL.B. Examinations.
- (ii) The Banaras Hindu University shall conduct Postgraduate Entrance Test (PET) for each academic session. Admission shall be made according to merit in the PET subject to the fulfillment of eligibility requirement as determined by the University and availability of seats in LL.M. Course.

C. Conditions of Admission:

- (i) No application for registration to the First Semester shall be entertained unless it is accompanied by:
 - (a) a duly certified transcript of scholastic record of the candidate, commencing from the High School or equivalent Examinations,
 - (b) Original Transfer Certificate of a candidate who has been a regular student in any Institution at any time prior to making application for registration in the Faculty of Law; and
 - (c) Original Migration Certificate if the candidate is not enrolled in this University, or, if enrolled, his enrollment has been cancelled.

Provided that if a candidate is unable to produce any of the documents other than the marks-sheet of the LL.B. Examination, at the time of seeking admission in the Faculty of Law, he shall undertake to submit them within one month or within such further period as the University authorities may prescribe; and the admission, if any, of such candidate shall, until the submission of the aforesaid documents, be deemed to be provisional.

- (ii) No application for registration shall be entertained unless the candidate gives a written undertaking that:
- (a) He shall exclusively devote his time to the study of courses prescribed for LL.M. Degree and in particular he shall not offer any other course leading to a degree of any description whatsoever, nor shall he undertake any remunerative work, though with the prior permission of the Faculty he may join Certificate or Diploma course in any foreign language.
 - (b) He shall not undergo practical training in Law for the purpose of being enrolled as an Advocate during his studies to the Degree of Master of Laws; and
 - (c) He shall abide by the provisions of the Banaras Hindu University Act, Statutes, Ordinances, Regulation and Rules that are frame or may be framed there under and the orders of the Officers and Authorities of the University and the Faculty of Law from time to time.
- (iii) No application for registration shall be entertained unless the Parent or the guardian of the candidate gives a written undertaking that:
- (a) the candidate shall abide by the undertaking given in the registration application and by the provisions of the Banaras Hindu University Act, Statutes, Ordinances, Regulations and Rules that are framed or may be framed there under and the Order of the Officers and the Authorities of the Faculty of Law and the University.;
 - (b) He shall be responsible for the payment of fees and other dues of any description whatsoever of the candidate; and
 - (c) He shall be responsible for the conduct of the candidate in and out side the Faculty and the University.
 - (d) The admission of a student shall be liable to be cancelled at any time in the event of breach of any of the undertakings given by the student or his guardian.

D. Foreign Students

- (i) Foreign nationals and other candidates nominated by the Government of India for admission against reserved/open seats under various scholarship schemes may be admitted if they fulfill the prescribed minimum eligibility requirements, under the orders of the Vice-Chancellor.
- (ii) Self-supporting foreign nationals recommended by the Government of India/ Embassies or who may directly apply for admission may be admitted against open seats on merit basis.

4. FEES

The students pursuing the LL.M. Degree Course of Study shall have to pay fee as may be prescribed by the University from time to time.

5. REGULAR COURSE OF STUDY

A. Course of Study:

A candidate for the Degree of Master of Laws shall be required to :

- (i) Study **One** Compulsory course in each semester.

- (ii) Study **One** Optional Group in the First Semester, Second Semester and Third Semester from Schedule B. Each Optional Group shall consist of three papers.
- (iii) Write a Dissertation in the Third and Fourth Semester (one academic year) on a subject approved by the Dean, Faculty of Law in consultation with the Supervisor

B. Prosecution of Regular Course of Study:

Every student is expected to have full attendance, i.e., 100% and condonation up to 30% can be considered by the HOD/Dean of the Faculty for specified cogent reasons only on the following grounds:

- (e) Participation in N.C.C./N.S.C./N.S.O. camps, duly supported by a certificate.
- (ii) Participation in University or College/Faculty Team Games or Inter-University tournaments, duly supported by a certificate from the secretary of the University Athletic, Association concerned.
- (iii) Participation in Educational Excursions conducted on working days certified by the Principal/Dean of the College/Faculty or the Head of the Department. These excursions shall not include those organized for a class as a whole. No credit will be given for excursion conducted on holidays.
- (iv) University Deputation for Youth Festival certified by the Principal/Dean of the College/Faculty concerned.
- (v) Prolonged illness duly certified by the Medical Officer or the Superintendent, S. S. Hospital of Banaras Hindu University.

6. EXAMINATION

A. General :

- (i) There shall be a University examination at the end of the First, Second, Third and Fourth Semester and the candidate for the Degree of Master of Laws shall be required to pass in all the prescribed courses within a maximum period of four years from the year of his being admitted to the First Semester.
- (ii) Subject to the provisions of these Ordinances, the University Examination for the Degree of Master of Laws shall be held in Varanasi at such time and on such dates as the Academic Council may prescribe.
- (iii) (a) A candidate shall be examined in thirteen written papers, each paper carrying one hundred marks and covering prescribed courses of study.
- (b) Examination shall be conducted by means of written papers, each carrying 80 marks and of three hours duration.
- (c) In each paper 20 marks shall be reserved for award on the basis of performance in the class room.
- (d) Dissertation shall carry 200 marks.
- (e) The viva-voce Examination shall carry 100 marks and shall be held soon after the Fourth Semester Examination.