

MAHARASHTRA NATIONAL LAW UNIVERSITY AURANGABAD

LL.M. Degree Programme

Regulations 2020

MAHARASHTRA NATIONAL LAW UNIVERSITY, AURANGABAD

Kanchanwadi Campus, Besides Sainik School, Nath Valley School Road, Paithan Road, Aurangabad- 431002 (MS) INDIA

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MAHARASHTRA NATIONAL LAW UNIVERSITY AURANGABAD

LL.M. Degree Programme Regulations, 2020

Maharashtra National Law University Aurangabad (MNLUA), is an institute of excellence in the field of legal education and research. It was established by the Maharashtra National Law University Act, 2014 (Act No VI of 2014). The institute is committed to impart Legal education and research to create a sense of responsibility among the students, by developing skills of advocacy, legal services and law reforms. The University offers **ONE-YEAR LL.M PROGRAMME.** The programme is intended to provide an ideal platform for high-caliber students to acquire expertise in specialized subject areas informed by highly experienced and research-led teaching. The designed Programme will help the students to develop their abilities to think critically, analyze legal arguments, articulate ideas and research efficiently to serve the society. Regulations 2020 are designed to regulate admission process, improve the standard of research work, submission and presentation of thesis, award of degree and other matters incidental to the programme.

I.TITLE

The regulations shall be called Maharashtra National Law University Regulations-2020 which govern the LL.M. Degree Programme and shall come into force from the date of the assent of the Academic council and are applicable to degrees awarded by the University.

II. DEFINITIONS:

- a. Act means the Maharashtra National Law University Act, 2014 [Act No. VI of 2014].
- b. Academic Council is the Academic Council of the University under Section 21 of the Act.
- c. Board of studies means the Board of studies constituted by the University.
- d. CLAT means Common Law Admission Test conducted by the consortium of National Law Universities.
- e. Chairman means the Chairman of Centre for Post Graduate Legal Studies.
- f. Ex-student refers to one who has studied in the institute for at least one term (Semester) preceding the date of the examination and has filled up the examination form and appeared for the examination but failed to secure the minimum passing marks or has failed to appear in the examination, though otherwise eligible.
- g. CPGLS means and refers to the Centre for Post Graduate Legal Studies as specified under UGC Guidelines for introduction of One Year LL.M. Degree Programme, 2012.
- h. Regular Student is one who has pursued a regular course of study and obtained prescribed percentage of attendance mentioned in the ordinances and is eligible to appear for the examination.

- i. University means the Maharashtra National Law University, Aurangabad.
- j. Vice- Chancellor means the Vice Chancellor of University
- k. Registrar means the Registrar of University

III.COURSES OFFERED

University offers full-time LL.M. Degree courses with specialization in:-

- (a) Corporate Laws;
- (b) Constitutional Law and
- (c) Family Law.

IV.DURATION OF THE COURSE:

The University offers a full-time one - year LL.M. program spread over two semesters. Students are allowed a maximum of two years from the date of admission to complete the requirements of the degree. In case a candidate is unable to complete the programme within the stipulated time with a justified reason, the Vice-Chancellor has discretion to extend the time by one more year on the written representation of the candidate with supporting documents for his inability to complete the course within the time.

V.ELIGIBILITY FOR ADMISSION:

- a. To be eligible for admission to One- year- LL.M. Programme, a candidate should have passed the LL.B or an equivalent degree from a recognised University with not less than 55% marks in aggregate (50% in the case of reserved categories, i.e. SC/ST/Persons with Disability) and shall be qualified in CLAT / All India Law Entrance Test (AILET) conducted every year by the Maharashtra National Law University, Aurangabad.
- b. The candidates awaiting results of the qualifying examination can appear for the Entrance Test subject to the condition that they produce proof of having passed the qualifying examination with the required percentage of marks at the time of admission.
- c. The admission for Foreign Nationals shall be made on the basis of:
 - (i) Academic record of LL.B. or equivalent Degree recognized by UGC/Association of Indian Universities with not less than 55% marks or an equivalent grade.
 - (ii) Assessment of necessary communication skills in written and spoken English and performance at the interview in terms of aptitude and capacity.
- d. Admission shall be made strictly on the basis of the rank secured by the candidate in CLAT / All India Law Entrance Test (AILET) by following the rules of reservations.

VI. ALL INDIA LAW ENTRENCE TEST:

A detailed notification for the AILET is published in the leading National newspapers and on the University website with details of fee, date and place of examination. The AILET has 150 Multiple Choice Questions (MCQs) for 150 marks that must be attempted within 1 hour 30 minutes. The broad syllabus for 150 MCQs will be from all major subjects of Law, like Criminal Law, Constitutional Law, Law of Contract, Jurisprudence, Law of Tort, International Law etc.

VII. CENTRE FOR PG LEGAL STUDIES (CPGLS):

The Vice Chancellor shall constitute the Centre for Post Graduate Legal Studies consisting of the faculty members competent to guide Post Graduate students. Further, the Vice- Chancellor shall appoint a Professor as a Chairperson of CPGLS to supervise the LL.M course.

VIII. ADMINISTRATION

- 1. The Vice-Chancellor in coordination with Chairperson of CPGLS is responsible for the general supervision of LL.M course at the University. The CPGLS shall perform its functions in accordance with the Regulations and the directions of the Vice-Chancellor.
- 2. The CPGLS would consist of a minimum of 10 faculty members and such other staff as may be required for the administration of LL.M course. The members of the CPGLS are nominated by the Vice-Chancellor.
- 3. The Chairperson & CPGLS are responsible to the University in the matters of:
 - **a.** Recommending the students for admission.
 - **b.** Supervising, monitoring and reviewing the students' progress.
 - c. Making arrangements for conducting the examinations.
 - **d.** Allotment of dissertation topics to the students.
 - e. Reviewing and revising the LL.M. curriculum on a regular basis.
 - **f.** Ensuring compliance with the LL.M. Regulations.

IX. RESERVATIONS:

The University shall follow the rules of reservations in respect of SC's, ST's, Persons with disabilities and others in accordance with the statutory reservations provided by the Government of Maharashtra.

X. THE COURSE DETAILS:

1. Students in each stream of specialization are required to pass nine papers (compulsory and specialization papers) and the Dissertation. The course curriculum of LL.M shall have the following components:

Specialization: Corporate Laws

	SEMISTER –I			
PAPERS	SPECIALISATIONS	CREDITS		
1	Legal Research Methodology (Compulsory Paper)	3 Credit		
2	Law and Justice in Globalizing World (Compulsory Paper)	3 Credits		
3	Specialization Course – I	2 Credits		
4	Specialization Course – II	2 Credits		
5	Specialization Course – III	2 Credits		

	SEMISTER –II			
PAPERS	SPECIALISATIONS	CREDITS		
6	Comparative Public Law /Systems of	3 Credit		
	Governance (Compulsory Paper)			
7	Specialization Course –IV	2 Credits		
8	Specialization Course -V	2 Credits		
9	Specialization Course –VI	2 Credits		
Dissertation	Dissertation 3 Credits			
Total 24 C	Total 24 Credits			

Specialization: Constitutional Law

	SEMISTER –I			
PAPERS	SPECIALISATIONS	CREDITS		
1	Legal Research Methodology	3 Credit		
	(Compulsory Paper)			
2	Law and Justice in Globalizing World	3 Credits		
	(Compulsory Paper)			
3	Specialization Course – I	2 Credits		
4	Specialization Course – II	2 Credits		
5	Specialization Course – III	2 Credits		

	SEMISTER –II	
PAPERS	SPECIALISATIONS	CREDITS
6	Comparative Public Law /Systems of	3 Credit
	Governance (Compulsory Paper)	
7	Specialization Course –IV	2 Credits
8	Specialization Course -V	2 Credits
9	Specialization Course –VI	2 Credits
Dissertation	Dissertation 3 Credits	
Total 24 C	Total 24 Credits	

Specialization: Family Laws

	SEMISTER –I			
PAPERS	SPECIALISATIONS	CREDITS		
1	Legal Research Methodology	3 Credit		
	(Compulsory Paper)			
2	Law and Justice in Globalizing World	3 Credits		
	(Compulsory Paper)			
3	Specialization Course – I	2 Credits		
4	Specialization Course – II	2 Credits		
5	Specialization Course – III	2 Credits		

	SEMISTER –II			
PAPERS	SPECIALISATIONS	CREDITS		
6	Comparative Public Law /Systems of	3 Credit		
	Governance (Compulsory Paper)			
7	Specialization Course –IV	2 Credits		
8	Specialization Course -V	2 Credits		
9	Specialization Course –VI	2 Credits		
Dissertation	Dissertation 3 Credits			
Total 24 C	Total 24 Credits			

Note: Specialized courses may be offered in one or more groups of specializations. The CENTRE FOR P.G LEGAL-STUDIES (CPGLS) is competent to offer one or more specializations depending upon the availability of subject experts and suitability of candidates. The detailed structure of papers to be taught in each semester is given in schedule I annexed at page No. 13.

XI. ATTENDANCE

- **a.** The intense academic activity during each Semester includes teaching/research/practical assignments/seminar presentations focusing on the specialization offered, in and outside the classroom. Students are allowed a maximum of two years from the date of admission to complete the requirements of the degree.
- **b.** Every student has to obtain a minimum of 75% attendance in all the subjects taken individually in each semester to be eligible to appear in the End-semester examination. A student, who falls short of requisite attendance, shall not be permitted to take the End semester examination.

Note: Shortfall in attendance may be condoned on grounds of illness of the student or any other special grounds of co-curricular / assigned University academic and administrative activities, authorized by the CPGLS. The recommendation of the CPGLS in this behalf may be approved by the Vice-Chancellor on merit, provided that the minimum attendance requirement prescribed by the UGC is maintained.

XII. EXAMINATION & EVALUATION PROCESS

- 1. A student shall be allowed to take the End-semester examination in a paper only if the minimum attendance requirement fixed by the University is fulfilled.
- 2. In case any student is not permitted to write the examination because of shortage of attendance, he/she would be eligible to appear for the examination in that paper only in the subsequent academic year after duly attending the course.
- 3. Each paper is assessed based on the following components and marks:

Sl. No.	Name of the Component	Max. Marks	Min. Passing Marks
	(A) Seminar Paper = 30 Marks	30	15
1.	(B) Presentation = 20 Marks [Continuous Academic Assessment]	20	10
2.	End Semester Examination	50	25
	Total	100	50

- 4. Repeat / Improvement examination will be held for students who were either absent with prior approval or had failed in the Semester examination or who wish to improve their grade or a repeat examination on the subject is conducted for other reasons.
- 5. The repeat examination shall be conducted only once (excluding the main examination) and grade secured at the repeat examination shall carry 'R' (re-appeared) at the top of the Grade secured. The same shall be recorded in the Grade Sheet.
- 6. For Repeat/ Improvement examination, a student has to pay fee of Rs. 500/- for each subject he/she wants to appear for. (included through an amendment by 13th E.C meeting dated 08/05/2021)
- 7. The question papers for the written examination shall be prepared either by the teacher who instructed the course or by an expert from within or outside the University nominated by the Vice-Chancellor.
- 8. Evaluation of answer scripts of the written examination of the End-semester (50 Marks) shall be done by the concerned course teacher and/or the external examiner appointed by the Vice-Chancellor from the empanelled list of examiners approved by the BoS.
- 9. **Transparency:** The CPGLS shall ensure a clear transparency in the matters of academic supervision and evaluation process. Clarifications, if any, relating to evaluation and award of marks in various components at the respective stages of examination and evaluation process must be cleared within 15 days of publication of results. The examination committee may allow students to view their answer scripts in the presence of the concerned examiner and/or an expert nominated by the Vice-Chancellor.

10. **RE-EVALUATION OF ANSWER SCRIPT/S** (included through amendment by 18th E.C in its meeting dated 18/09/2021)

There is a provision of re-evaluation of answer scripts and to avail the facility, a student has to pay a fee of Rs.500 per paper.

XIII. DISSERTATION:

- 1. The Dissertation is an important component of postgraduate programmes. Topics of Dissertation shall be proposed and submitted by the students within six weeks of the commencement of the first Semester. The CPGLS shall assign a guide to the students for their Dissertation. Each student shall ensure finalization of his/her Dissertation proposal in consultation with the guide within 90 days of the commencement of the academic year or on the scheduled date as mentioned in the academic calendar, notified by CPGLS.
- A Student is required to finalize the Dissertation topic within the prescribed time and an initial presentation of the topic shall be made before the CPGLS after the submission of the synopsis. After the successful completion of initial presentation, the student in consultation with the guide shall complete the dissertation work within the stipulated time. Each guide should have not more than 5 candidates.
- 3. After the completion of writing of Dissertation to the satisfaction of the guide, the student is required to make a pre-submission presentation before the CPGLS.
- 4. Dissertation shall be assessed by both an internal and an external examiner empanelled by the BoS.
- 5. Final written-submission of the Dissertation shall be made within one month from the date of pre-submission presentation. Five hard copies of the dissertation must be submitted along with a soft copy in pdf format to the office of the Chairperson, CPGLS.

Table showing division of Marks for Dissertation:

Sl. No.	Division of Marks	Max. Marks
1.	Content and Comprehension	60
2.	Analysis and Reasoning	60
3	Reference, Style and Arrangement	30
	Total	150
4.	Viva-voce	50

6. The evaluation of the Dissertation for 150 marks shall be done by the internal examiner and an external examiner who shall be appointed by the Vice-Chancellor from a panel of experts provided by the BoS, and the average marks of the two shall be computed to arrive at the final marks. The candidate should secure a minimum of 50 % marks in dissertation script and a minimum of 50% marks in Viva-Voce. (Out of 150, 75 marks in Dissertation scripts and out of 50, 25 marks in Vice-Voce is the passing Criteria).

Table showing minimum passing marks for dissertation:

Sl.	Division of Marks for Dissertation	Max. Marks	Min. Marks
No.			Required for Passing
1.	Content and comprehension	60	
2.	Analysis and Reasoning	60	
3	Reference, Style and Arrangement	30	
	Total	150	75
4.	Viva-voce	50	25
5.	Grand Total	200	100

7. There shall be no provision of re-evaluation of Dissertation.

Plagiarism, Unfair Means and Malpractice:

- 8. The students shall submit their written seminar papers/ assignments and dissertations as original work. Plagiarism in seminar papers/ assignments and dissertations shall constitute a serious academic malpractice.
- 9. Plagiarism, use of unfair means, malpractices and other such academic misconduct shall be dealt with as per the University Academic Misconduct Regulations. Plagiarism has been defined in the University Academic Misconduct Regulations.

10. Delayed submission:

The CPGLS shall ensure that every student completes his/her academic assignments including Dissertation within the stipulated time. Failure to do so, automatically, disqualifies a student to obtain a degree. The CPGLS may, however, in extreme cases of hardship and in the circumstances beyond the control of the student concerned, recommend condonation of delay in submission of any assignment by the student on the following conditions:

- a) A written application shall be made by the defaulting student to the Chairperson, CPGLS stating the facts leading to the delay in submission.
- b) The said application must be submitted before the last date of submission for that particular assignment.
- c) Defaulting student shall commit the deadline by which the submission will be made, with clear stipulations that if the permission is granted, it shall be once and final.
- d) The student concerned shall pay a delay fine of Rs. 200/- (Two hundred Rupees) per day for the extended period of submission.
- e) Each case of recommendation for condonation by CPGLS, the approval of the Vice Chancellor will be sought.

11. Minimum Qualifying Marks:

Every student is required to secure a minimum of 50% marks in each component such as Seminar Paper Script, Presentation and End-Semester examinations.

12 Minimum Standards:

- i. Until the minimum standard in seminar Paper/project assignment, etc. is achieved options will be given to revise/ repeat and re-submit the component of the assignment/seminar paper examination.
- **ii.** The CPGLS will formally resolve specific issues of repeat performances, and take necessary approval from the Vice-Chancellor.
- iii. The score cards will be declared in grades and credits only.
- **iv.** A student failing to conform with the above requirement in any of the papers shall appear in the repeat examination in that paper as and when it is held and secure the prescribed minimum marks.

XIV. FINAL GRADING

A candidate who has passed in all the papers/ courses of I & II Semesters of the One Year LL.M programme taken together shall be declared as 'Passed'. A standard form of computation of SGPA/TGPA/and CGPA shall be followed in finalizing the grades. The Cumulative Grade Point Average (CGPA) is deduced at by dividing the sum of the Grade values and the Course Credits in each course by the total number of credits in all the courses. This can be seen in the following table as an example.

Grade	Grade Point	Percentage	Division
О	8.0	80 and above	Outstanding
D	7.5	75-79	Distinction
A++	7.0	70-74	Excellent
A+	6.5	65-69	Higher First Division
A	6.0	60-64	First Division
B+	5.5	55-59	Higher Second Division
В	5.0	50-54	Second Division
F	0.0	Below 50	Fail

CGPA, SGPA and Percentage are calculated on the basis of the above grading table.

Explanation:

- 1. Letter grades 'O', 'D', 'A++', 'A+', 'A', 'B+', and 'B' in a paper means that the candidate has passed in that paper.
- **2** 'F' grade denotes poor performance, i.e., failing in the paper. A student has to appear in the subsequent examination(s), if provided under the regulations in all papers in which he/she obtains 'F' grade, until a passing grade is obtained.
- 3. Letters 'Ab' means Absent; 'UM' means Unfair Means; 'R' means Repeat; 'I' means improvement; 'M' means Medical and 'F' for fail, wherever used in the Score Sheet.

4. Rules relating to award of grace marks:

- i. There is no provision for grant of grace marks in case a student fails to secure the minimum passing marks in any paper/s. (As amended in the 18th E.C meeting dated 18/09/2021).
- 5. Rounding off the Marks: (Included in 18th E.C meeting dated 18/09/2021)

The rounding off marks in a paper shall be to the next higher level if it is 0.5 or > 0.5 (Example 65.5 will be 66 marks) and if it is <0.5, to the next lower level (Example 65.4 will be 65 marks). However, the above provision shall be subject to the recommendation of a Moderation Committee and the final approval of the Vice-Chancellor.

XV. AWARD OF DEGREE:

Candidates who have completed all the courses cumulating to requisite credits and Dissertation and obtained at least 'B' grade in all courses and Dissertation and secured Cumulative Grade Point Average (CGPA) of 5 out of 8 shall be awarded the LL.M (Master of Laws) Degree.

XVI. FACILITATE THE PURSUIT OF EXCELLENCE:

Notwithstanding anything contained in these Regulations, all matters related to the LL.M Programme shall be governed by the rules and procedures framed by the Academic Council that are in force at that point of time. Any doubt or dispute about the interpretation of these Regulations shall be referred to the Vice Chancellor, whose decision, in his capacity as the Chairman, Academic Council, shall be final.

The Vice-Chancellor may modify, amend and/ or delete any of the clauses given in these Regulations or add any clause(s) to these Regulations, to facilitate the pursuit of excellence in research, provided that any such modification, amendment, deletion, or addition shall be reported to the Academic Council at its next meeting for approval.

XVII. FEE STRUCTURE:

The information pertaining to fee prescribed for registration, admission, submission of thesis, resubmission of the dissertation shall be furnished by the Chairman, CPGLS.

XVIII. ISSUE OF DUPLICATE MARKS STATEMENT OR DEGREE CERTIFICATE

A Student is required to follow the procedure given below to receive duplicate Marks Statement / Degree Certificate:

- 1. A Notarized affidavit on Rs.100/- Stamp paper for duplicate Marks statement / Degree Certificate.
- 2. First Information Report (FIR) from the police Station.
- 3. A Letter addressed to the Chairperson, P.G Academic and Examination Committee requesting for issue of duplicate Marks Statement/ Degree Certificate.

Prescribed fees for the duplicate documents:

- 1. Marks Statements of LL.M: Rs.50/-
- 2. Degree Certificate:- Rs.5000/-
- 3. Diploma Certificate: Rs.2500/-

Period required by the University to provide the requested documents:

- 1. Mark Statements of LL.M: 15-20 working days
- 2. Degree Certificate: 2 months.
- 3. Diploma Certificate: 1 month.

AFFIDAVIT FORMAT

AFFIDAVIT

(For issue of Duplicate Degree Certificate/ Marks -Statement)

I,, resident of
DO HEREBY SOLEMNLY AFFIRM AND DECLARE AS
UNDER:
1. That my original Marks statement/ Degree Certificate of
LL.M Course inspecialization, in the year of, has/ have been misplaced /lost(location, e.g. in bus etc.)/ Date and Time or destroyed by(e.g fire, water, white ant etc.) / Date and Time
2. That my Roll No of the said Marks statement/ Degree Certificate.
3. That if the said Marks statement/ Degree Certificate is found in future I will submit the same to the concerned authority.
4. That I will not misuse the said Marks statement / Degree Certificate.
5. That I request the concerned authority to please issue me the duplicate Marks-statement/ Degree Certificate.
Declaration:
I,,, , the deponent do hereby verify that the contents of this affidavit are true and correct to the best of my knowledge and belief.

DEPONENT

VERIFICATION

Letter to the Chairperson, P.G Academic & Examination Committee

FORMAT

The University to take the affidavit on stamp paper worth Rs. 100 (Rupees One hundred only) because as per Maharashtra State Rules the minimum value of stamp paper should be worth Rs.100/-.

XIX. SCHEDULE I:

As per the UGC guidelines, the following clusters of specializations are suggested subject to modifications, depending upon the exigency and local needs of the University. Further the University has discretion to prescribe any specialization paper from the other clusters without deviating from the broad field of specialization of Corporate Laws, Constitutional Law and Family Laws.

I. LL.M. (International and Comparative Law):

- (i) International Organizations
- (ii) International Economic Law
- (iii) International Human Rights Law
- (iv) Comparative Law
- (v) Conflict of Laws/Private International Law
- (vi) International Humanitarian Law
- (vii) International Criminal Law
- (viii) AIR and Space Law
- (ix) Environmental Law
- (x) Public International Law
- (xi) Global Administrative Law
- (xii) International Dispute Settlement

II. LL.M. (Corporate and Commercial Law)

- (i) Competition Law
- (ii) Bankruptcy Law
- (iii) Laws on Securities and Financial Markets
- (iv) Investment Law
- (v) Banking and Insurance Law
- (vi) Labour / Employment Law
- (vii) Company Law
- (viii) International Trade Law
- (ix) Intellectual Property Law
- (x) Corporate Social Responsibility
- (xi) Cyber Law
- (xii) Commercial Arbitration
- (xiii) Infrastructure Law
- (xiv) Capital Markets and Securities Law (Approved in P.G. Faculty Meeting)

III. LL.M. (Criminal and Security Law)

- (i) Criminology and Criminal Justice Administration
- (ii) Victimology
- (iii) Criminal Justice and Human Rights
- (iv) National Security and Regional Co-operation
- (v) International Criminal Law
- (vi) Police Law and Administration
- (vii) Sentences and Sentencing
- (viii) Corporate Crimes/White Collar Crimes

IV. LL.M. (Family and Social Security Law)

- (i) Law relating to Marriage and Separation
- (ii) Uniform Civil Code
- (iii) Law of Inheritance and Succession
- (iv) Child Rights and Protection
- (v) Religion and Family Law
- (vi) Labour and Employment Law
- (vii) Rights of Women and their Protection

- (viii) Agriculture and Rural Development Law
- (ix) Health Law
- (x) Disaster Management law
- (xi) Environment Law
- (xii) Forest Law

V. LL.M. (Constitutional and Administrative Law)

- (i) Centre-State Relations and Constitutional Governance
- (ii) Fundamental Rights and Directive Principles
- (iii) Local Self-Government & Federal Governance
- (iv) Police and Security Administration
- (v) Administrative Law
- (vi) Media Law
- (vii) Service Law- Service Jurisprudence: Constitutional Commands and Statutory Stipulations. (Approved in P.G. Faculty Meeting)
- (viii) Minorities Law
- (ix) Religion, Diversity and the Law
- (x) Educational Law
- (xi) Health Law
- (xii) Housing and Urban Development
- (xiii) Transportation Law
- (xiv) Telecommunications Law
- (xv) Public Policy Development
- (xvi) Global Administrative Law

VI. LL.M. (Legal Pedagogy and Research)

- (i) Law and Development
- (ii) Ideas of Justice and Justice Education
- (iii) Educational Psychology and Adult Learning
- (iv) Curriculum Planning and Teaching Plans Development
- (v) Legal Clinics and Clinical Methodology
- (vi) Supervision and Evaluation of Student Performance
- (vii) Co-curricular Programmes and Law School Management
- (viii) Legal Research and Writing
- (ix) Copyright Law and Promotion of Scholarship
- (x) Science, Technology and Law
- (xi) Law, Religion and Culture
- (xii) Legal Profession and Social Justice
- (xiii) Education Law

