E-mail : bciinfo21@gmail.com
info@barcouncilofindia.org
Website : www.barcouncilofindia.org

Tel. :(91) 011-4922 5000
Fax :(91) 011-4922 5011

भारतीय विधिज्ञ परिषद्
BAR COUNCIL OF INDIA

(Statutory Body Constituted under the Advocates Act, 1961)

21, Rouse Avenue Institutional Area, Near Bal Bhawan, New Delhi - 110002

BCI: D:1369/2021 (LE/App/Affiln) **Dated: 08.10.2021**

To,

The Registrar,
Capital University,
Subhash Chandra Bose Chowk,
Chitragupt Nagar, Jhumri Telaiya,
Distt. Koderma,
Jharkhand - 825409

Sub: Extension of provisional temporary approval of affiliation to Capital University, Chitragupt Nagar, Koderma, Jharkhand for three year LL.B integrated law degree course for the academic year 2021-2022 with the prevalent/existing sections (earlier specifically approved in writing by BCI) with intake of not more than 60 students in one section.

Sir,

This is with reference to above mentioned subject **regarding extension of provisional approval of affiliation to Capital University, Chitragupt Nagar, Koderma, Jharkhand** which has already applied for extension of approval of affiliation for the academic year 2021-2022.

This is to bring to your kind knowledge that the following resolution was passed on 24th June, 2021 by the standing committee of Legal Education Committee of Bar council of India. with respect to grant of provisional approval of affiliation for academic year 2021-2022 for those centers of Legal Education which have applied for approval of affiliation for the academic year 2021-2022.

RESOLVED that the existing Centers of Legal Education inclusive of Recognized Universities, University Law Departments, colleges/Law Schools (i) whose inspection fee has been deposited and application for extension of approval of affiliation is pending, but, no inspection could be done; or (ii) though the inspection has been done, but inspection report could not be placed before the Legal Education Committee or before the Standing Committee for its consideration, such Centers of Legal Education/colleges are allowed to continue to admit students.

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Meeting Letter : MJ

However, this approval is accorded only for the academic year 2021-2022. It is further made clear that this will apply only in case where affiliation has been granted by the University. Such provisional approval by Bar Council of India shall be subject to any decision taken after the inspection of the Centre of Legal Education is done by the Bar Council of India subsequently.

As per the circular dated 05.02.2020 bearing No.BCI:D:158 (LE:Circulation No.01/2020), issued to all Centers of Legal education, and as per the extended time for such compliance (*The Council has extended the time for such compliance to 14th February, 2022*), every center of Legal Education/college shall be required to submit a certified authenticated bank statement bearing bank stamp, date and signature, mandatorily with respect to the salary/ies being disbursed to all the teachers/faculties every three months from date of receipt of communication on a regular basis, unless specifically sought at other intervals.

The Centers of Legal Education shall also furnish list of teachers with qualifications as per BCI and UGC Rules, and further furnish proof/receipts of fulfillment of minimum library requirements, as enumerated under Schedule-III, Rule-15, Minimum Library requirements of Legal Education Rules-which is the sine qua non of a Center of Legal Education. Show cause notices had also been issued specifically to certain Centers of Legal Education/Colleges, with conditions mentioned therein to be complied with immediately.

It is made clear that if any Center of Legal Education, fails to submit all the required documents as sought by way of the referred circular and the show cause notices (where applicable), within the stipulated/extended time for such compliance, then application for extension of approval for 2022-2023 of such Centers of Legal Education shall not be considered and, if, approval is granted for the academic session 2021-2022 by way of any reason whatsoever, then it may be withdrawn too.

The Center/s of Legal Education/College may take a note of the above mentioned facts and furnish compliance of the same and of the other rules and regulations of Legal Education, including the stipulations specified in **ANNEXURE-A,** attached to this provisional approval of affiliation letter. This is required to be complied with by/on/before 14.02.2022 with adequate documentary proof(s) and by way of a notarized affidavit. In case of failure of compliance by any Center of Legal Education their application for extension of approval for 2022-23 shall not be considered and if approval is granted for the academic session 2021-2022, the same may be liable to be withdrawn too.

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You are allowed to to admit students in **three year LL.B integrated law degree course** with the prevalent/ existing *(earlier specifically approved in writing by BCI)* sections for the academic year 2021-2022.

The Centre of Legal Education is requested to ensure to send to BCI, the last sanctioned written approval accorded by BCI to it, with section strength, at the earliest for verification.

This is for your information and necessary action.

Yours sincerely

[Ashok Kumar Pandey]
Joint Secretary
(H.O.D)
Legal Education Department

[Srimanto Sen]
Secretary
Bar Council of India

Note – Kindly ensure to submit English translation of all documents being furnished by you in Hindi or in any other regional language to BCI.

Note – The refundable guarantee amount (basic amount) is Rs. 5 lacs and if the guarantee amount is not paid immediately after initial grant of approval, you are liable to be levied with an interest or penalty for late deposit of Guarantee Amount.

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Very important: - Please, henceforth ensure to send any compliance affidavit/reply and affiliation orders separately to complianceaffiliationle2@gmail.com, apart from copying it to dlebci@gmail.com please do not send any email/s to proledepartment@gmail.com.
For any other query/ies you may send e-mail/s to dlebci@gmail.com

Copy to:

1. The Principal / Head of the Deptt.,
   Faculty of Legal Study,
   Capital University,
   Subhash Chandra Bose Chowk,
   Chitragupt Nagar, Jhumri Telaiya,
   Distt. Koderma,
   Jharkhand - 825409

2. The Secretary
   Bar Council of Jharkhand
   Opp. Judge's Bunglow No. 5
   Near Kendriya Vidayalaya
   Doranda, Ranchi, Jharkhand

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ANNEXURE-'A'

The University/college must send a duly notarized affidavit stating the details of faculty members including the Principal/ Head of Institution, and Head of Department specifying and certifying their qualifications and the subjects being taught by them and further stating the salary being paid to the faculty members by RTGS/NEFT/Cheque which must be as per UGC scale under Bankers Book of Evidence Act. Authenticated, signed and certified Bank Statements, have to be necessarily furnished to the Bar Council of India every three months.

For the present moment authenticated signed and certified Bank Statements bearing bank stamp/seal and signature of the bank manager for a period of three months with effect from the date of receipt of this letter for the preceding period of three months must be furnished immediately.

This must be continued to be submitted every three months without fail.

Furthermore, the library should be furnished as per Clause 15 of Schedule III of Legal Education Rules-2008 given below:-

"**Minimum Library requirement:** To start with, a Law Library shall have a set of AIR manual, Combo offer of CD of AIR Pvt. Ltd. (containing electronic version of AIR Supreme Court and High Court Data bases Research 1950-2015 (four connections each) Cr. L.J. Data Base 1950-2015 (four connections) AIR Privy Council Data Base 1900-1950 (four connections) AIR Mannual latest 6th Edition (1-45 Vols.) AIR Journal 2015, Cr. L.J. 2015, L.I.C. 2015, AIR Civil Cases 2015, AIR Law Lines 2015, AIR Cheque Dishonour Reports 2015, AIR Accident Claims and compensation 2015, Institution shall get electronic versions updated every year by AIR Pvt. Ltd. Central Acts and Local Acts, Criminal law journal, SCC, Company cases, Indian Bar Review, selected Judgements on Professional Ethics and Journals with the back volumes for at least ten years and also such number of text books in each subjects taught during the period according to the minimum standard ratio of ten books for each registered students. For running integrated program, text books of such other subjects are also to be kept in the similar minimum ratio. The institution should keep in mind that minimum 10 sets of Indian Bar Review, selected judgments and professional Ethics published by Bar Council of India Trust and the AIR volumes/set must be promptly ordered for the library if not already ordered, as it is an essential requirement to run a law college which is stipulated by Bar Council of India, Legal Education Rules 2008 framed under a Parliament Act."

Further the College/University should ensure to follow Rule-10 of Legal Education Rules 2008 which is quoted hereunder.

10. Semester system

The course leading to either degree in law, unitary or on integrated double degree, shall be conducted in semester system in not less than 15 weeks for unitary degree course or not less than 18 weeks in double degree integrated course with not less than 30 class-hours per week including tutorials, moot court room exercise and seminars provided there shall be at least 24 lecture hours per week.

Provided further that in case of specialized and/or honours law courses there shall be not less than 36 class-hours per week including seminar, moot court and tutorial classes and 30 minimum lecture hours per week.

Provided further that Universities are free to adopt trimester system with appropriate division of courses per trimester with each of the trimester not less than 12 weeks.

Furthermore, a compliance affidavit in this regard too should be furnished.

A Compliance affidavit shall also be required to be furnished with respect to the follows: -

Rule -18 Minimum weekly class program per subject (paper):

There shall be for each paper (with 4 credit) Four class-hours for one hour duration each and one hour of tutorial/moot court/project work per week.

The College/University has also ensure to furnish compliance affidavit with regard to following Clause-24, Schedule-II of Legal Education Rule-2008 which lays down Moot Court exercises and Internship; rules Clause-25, Schedule-III lays down Minimum period of Internship which is quoted hereunder.

However, during the pandemic period, it has been left open to the University to choose any alternative mode with respect to the same, owing to practical feasibility/unfeasiblity of the same.

24. Moot court exercise and Internship:

This paper may have three components of 30 marks each and a viva for 10 marks.

(a) Moot Court (30 Marks). Every student may be required to do at least three moot courts in a year with 10 marks for each. The moot court work will be on assigned problem and it will be evaluated for 5 marks for written submissions and 5 marks for oral advocacy.

(b) Observance of Trial in two cases, one Civil and one Criminal (30 marks):

Students may be required to attend two trials in the course of the last two or three years of LL.B. studies. They will maintain a record and enter the various steps observed during their attendance on different days in the court assignment. This scheme will carry 30 marks.

(c) Interviewing techniques and Pre-trial preparations and Internship diary (30 marks):

Each student will observe two interviewing sessions of clients at the Lawyer's Office/Legal Aid Office and record the proceedings in a diary, which will carry 15 marks. Each student will further observe the preparation of documents and court papers by the Advocate and the procedure for the filing of the suit/petition. This will be recorded in the diary, which will carry 15 marks.

(d)The fourth component of this paper will be Viva Voce examination on all the above three aspects. This will carry 10 marks.

25. Minimum Period of Internship:

(a) Each registered student shall have completed minimum of twelve weeks internship for Three Year Course stream and twenty weeks in case of Five Year Course stream 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, Local Self Government and other such bodies as the University shall stipulate, where law is practiced either in action or in dispute resolution or in management.

Provided that internship in any year cannot be for a continuous period of more than Four Weeks and all

practiced either in action or in dispute resolution or in management.

Provided that internship in any year cannot be for a continuous period of more than Four Weeks and all students shall at least gone through once in the entire academic period with Trial and Appellate Advocates.

(b) Each student shall keep Internship diary in such form as may be stipulated by the University concerned and the same shall be evaluated by the Guide in Internship and also a Core Faculty member of the staff each time. The total mark shall be assessed in the Final Semester of the course in the 4th Clinical course as stipulated under the Rules in Schedule II.

Kindly ensure to comply with all the above stipulated and all other requisite Rules of Legal Education 2008 by way of compliance by way of duly notarized affidavit by attaching adequate documentary proof with the same preferably within a period of 6 weeks/ till extended time for such compliance for being eligible to be issued further Approval for further subsequent academic years.

It is suggested that all information should be provided to Bar Council of India both in hard and soft copy/pen-drive and by email at complianceaffiliationle2@gmail.com.

Srimanto Sen
Secretary
Bar Council of
India