

5:7:2(1)

(ii) Guidelines framed and approved by the Bar Council of India.

The Officiating Secretary, Bar Council of India vide letter at Annexure 'A' forwarded the guidelines for enrolment of Law graduates who have obtained the degree from Law Colleges having temporary approval of affiliation. The guidelines is placed at Annexure 'B'.

In pursuance of the above, the Vice-Chancellor, NEHU directed to convene the meeting of the Board of Under-Graduate Studies in Law, which, met on 14th of November, 1996.

The Board deliberated on the guidelines and its minutes may please be seen at Annexure 'C'.

The matter was discussed in the Academic Council meeting held on 21st and 22nd November, 1996 and the following resolution was taken :

1. The Law Colleges under the jurisdiction of North-Eastern Hill University should apply for approval of affiliation to the Bar Council of India as per their requirements for a three year Degree Course or a five year integrated degree course immediately since the last date for affiliation by the Bar Council of India was already over on July 1, 1996.
2. North-Eastern Hill University shall extend its affiliation to them only if the conditions stipulated by the Bar Council of India are fulfilled by the Law Colleges within a period of three years with effect from 1.7.1997.
3. Due to late receipt of communication from the Bar Council of India the Academic Council further RESOLVED to request the Bar Council of India to extend the last date to the Law Colleges affiliated to North-Eastern Hill University upto June 30, 1997 for approval of affiliation by the Bar Council of India.

The matter is placed before the Council for consideration.

5:7:2(2)

ANNE XURE-'A'

THE BAR COUNCIL OF INDIA
SEAL

THE BAR COUNCIL OF INDIA
21, ROUSE AVENUE, INSTITUTIONAL AREA
BEAR BALL BHAWAN
NEW DELHI - 110002

Date.....

LE (Cir.No.5/1996)

11th June, 1996

To

The Registrar
North-Eastern Hill University
Shillong-Meghalaya.

Sirs,

The Bar Council of India on the recommendation of the Legal Education Committee framed certain guidelines at its meeting held on 1st and 2nd June, 1996 for enrolment of Law Graduates who have obtained the degree from Law Colleges having temporary approval of affiliation and I am herewith sending a copy of the guidelines for your reference.

Yours faithfully,

Encl: as above.

Sd/-C.M.BALARAMAN
Officiating Secretary

THE BAR COUNCIL OF INDIA

GUIDELINES FRAMED AND APPROVED BY THE
BAR COUNCIL OF INDIA AT ITS MEETING HELD
ON 1ST AND 2ND JUNE, 1996 REGARDING REGULA-
RISATION OF APPROVAL OF AFFILIATION AND
ENROLMENT OF LAW GRADUATES AS ADVOCATES.

- (1) No candidate should be enrolled as an Advocate who has undertaken even a part of law studies from a college or University which is not having approval of affiliation from the Bar Council of India for the whole or part of the period.
- (2) The Committee further suggests that to deal with hard cases, a provision may be made in the relevant rules of standards of legal education and recognition of degrees in law for admission as advocates, for regularisation for such specified period, the following guidelines may be adopted:-
 - (i) The case of any institution admitting any student in law course before obtaining approval of affiliation from the Bar Council of India shall not be regularised in any case.
 - (ii) If any institution has got a temporary approval of affiliation and the period of affiliation has expired and the application for inspection has been filed within time stipulated by the Bar Council of India Rules, then such an institution may apply separately for regularisation of the said period and the Bar Council of India, considering the individual case, may pass appropriate order on such regularisation.
 - (iii) If temporary approval of affiliation was granted to a particular institution and the period for making application for extension has expired and the application for inspection has been filed after some delay due to reasons to be explained before the Bar Council of India the Bar Council of India may consider regularisation of such institution as well. But due to negligence or by any other reason not satisfactorily explained for the delay caused in filing the application for inspection, then it will be deemed that there was no application before the Bar Council of India for extension of such period of approval of affiliation and in the said case regularisation of said period shall not be made.
 - (iv) If the students took admission in the first year or second year while the temporary approval of affiliation was granted to the college, then even if extension is refused to the institution, the students who took admission in the college while the college was recognised temporarily, then it would be deemed that such students passed law degree from a recognised institution. But if students took admission in the college after the expiry of the period of temporary approval of affiliation, then it is at the risk of the individual student & the Bar Council of India shall not owe any responsibility for enrolling such students as Advocates.

MINUTES OF THE BOARD OF UNDER GRADUATE STUDIES IN LAW

The meeting of the Board of Under Graduate Studies in Law is held on 14th of November, 1996 at 11.00 A.M. in the Vice-Chancellor's Conference Room, North-Eastern Hill University, Permanent Campus, Mawkynroh, Umshing, Shillong.

The following Members are present:

1. Dr. H.N. Kalita
2. Dr. H. Ahmed
3. Dr. P.M. Passah.

The regular Chairman, Prof. K. Bez has retired on superannuation from the University. As such, the meeting was to be chaired by one of the Members of the Committee. Dr. H.N. Kalita is unanimously made the Chairman of today's meeting, and Dr. Kalita has chaired the meeting.

As because no agenda have been circulated to the Members, the meeting decides to take up one important circular of the Bar Council of India which was placed on the table by the Deputy Registrar (Conference) on the day of the meeting itself. This circular relates to certain guidelines framed and approved by the Bar Council of India at its meeting held on 1st & 2nd June, 1996 regarding regularisation of approval of affiliation and enrolment of Law Graduates as Advocates.

The Deputy Registrar (Conference) has reported that the Hon'ble Vice-Chancellor of North-Eastern Hill University, Prof. R. Pakem, was very much eager to join the BUGS in Law because of the fact that recent guidelines have much importance for the future legal education in the affiliated Law Colleges in NEHU, but due to his other very urgent works elsewhere he could not attend the meeting. The Committee feels that another meeting of the BUGS in Law to be convened as early as possible taking into consideration the programme of the Vice-Chancellor so that he can attend the next meeting.

The number one point of the Guidelines referred to inter-alia states as follows:

- "No candidate should be enrolled as an Advocate who has undertaken even a part of law studies from a college or University which is not having approval of affiliation from the Bar Council of India for the whole or part of the period".

The second part of the referred Guidelines states:

" The Committee further suggests that to deal with hard cases, a provision may be made in the relevant rules of standards of legal education and recognition of degrees in law for admission as advocates, for regularisation for such specified period, the following guidelines may be adopted:

- (i) The case of any institution admitting any student in law course before obtaining approval of affiliation from the Bar Council of India shall not be regularised in any case."

The BUGS in Law asked from the concerned Section of NEHU the following informations:

1. Name of Law Colleges which are affiliated by the North-Eastern Hill University.
2. Whether affiliated Law Colleges of NEHU have been recognised/ approved by the Bar Council of India.

If so, the names of such Colleges (i.e. approved/recognised by the Bar Council of India.)

The concerned Section supplied the necessary informations:

According to the information supplied by the concerned Section the following Law Colleges are affiliated to NEHU:

1. The Shillong Law College
2. Tura Law College
3. Aizawl Law College.

The Khatar Doloi Law College, Jowai is still seeking affiliation from the University as per the information supplied to us by the concerned Section.

Relating to the second information, the concerned Section of the University states that none of the Law Colleges referred to above are recognised by the Bar Council of India as per their records.

Considering all the above facts, the BUGS in Law decides as follows:

- 1) that the Registrar of the University be requested to ask the Principals of all the above Law Colleges to take necessary steps as per the Bar Council of India's Rules to get University's affiliation approved/recognised by the Bar Council of India as early as possible and to report to the Registrar the action taken by the concerned Principals within a period of one month.

5:7:2(6)

- 2) Another meeting of the BUGS in Law be convened immediately after getting all the above information from the concerned Law Colleges.

The Principal of the Shillong Law College, Shri H. Ahmed, requests the University Authority that the venue of the BUGS in Law's meeting be in Shillong Law College if rule permits.

The meeting ends with a vote of thanks to the Chair.

Sd/-

Dr. H.N. Kalita
Chairman
Of Today's Meeting

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23. J. Buana College, Lunglei Mizoram.	3 Years	Mizo (MIL)
24. Lunglei Morning College Lunglei, Mizoram.	3 Years	Pass Course and Honours in English, Mizo (MIL) and Elective, History, Political Science, Economics, Education and B.Com (Pass & Hons).
25. Upper Shillong College	2 Years	Pass Course in English, Khasi, Economics, Political Science, Education and History subject to fulfilment of the requirements laid down by the Inspection Team.
26. Greater Mawlai College, Mawlai Nongkwar, Shillong.	3 Years	Provisional affiliation for a period of three years. Pass Course in English, Khasi, (MIL) Philosophy, Political Science, Education, History and Economics.

(ii) Guidelines framed and approved by the Bar Council of India.

No:EC:91:96:5:7:(ii): The Council considered the Guidelines framed by the Bar Council of India and RESOLVED to approve the decision taken by the Academic Council.

5:8

OTHERS-

(i) Identification of the Common Course/Allied and Cognate Deptts. for the constitution of the BPGS in Garo.

No:EC:91:96:5:3:(i): The Council considered the allied and cognate subjects for the purpose of constitution of the Board of Post-Graduate Studies in Garo and RESOLVED to approve the same.

(ii) (i) An offer for instituting Award for Science Popularisation-Science Education.

(ii) An offer of Rs.10 lakhs donation from the Asia Theological Association, Bangalore.

No:EC:91:96:5:8:(ii): The Council considered the anonymous endowment for Instituting Award for Science Popularisation/Science Education and the donation from the Asia Theological Association and RESOLVED to accept the recommendation of the Academic Council.

(iii) Governing Body of the Shillong Law College.

No:EC:91:96:5:8:(iii): The Council considered the problems in the Shillong Law College and RESOLVED to await the Report of the Committee appointed by the Academic Council to look into the working and other allied problems of the College.