

PART IV AGENDA FOR THE 56TH MEETING OF ACADEMIC COUNCIL

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....

(x) --Declaration of M.A. Result - Case of Sanjay Dutta.

The result of Shri.Sanjay Dutta was not finalised along with the rest of the students belonging to the same batch, due to non-receipt of the internal mark. In this connection the Examination Department has taken up the matter with the Head Department of History as to how the candidate was allowed to sit for the main Examination without clearing the internal test. The explanation from the Head Department is enclosed herewith which is self explanatory.

In view of the above and Vice-Chancellor's kind order the matter is placed before the Academic Council for consideration.

The letter of the Examination Department dated 5.6.1997 and the Head, Department History dated 30.9.97 are enclosed herewith for information and guidance.

EXAMINATION DEPARTMENT
UNIVERSITY OF DELHI
23/9/97
[Signature]

No. order no. 207

NEHU NOTES
Scanner to whom received from M/S
VIRWAN'S MULTIMEDIA (Pvt) Ltd
Needle for P9,39,415/- Two Juts
That No. thousand form number
attached is enclosed herewith for
necessary payment to the firm
concerned.

5:5:10(2)

Professor Imdad Hussain
Head,
Department of History.

NO:DH:131:EXAM:C:97-2496
Dated : 30th September, 1997.

To

The Controller of Examinations
NEHU, Shillong.

Subject: MA Internal Assessment Marks of Shri Sanjay Dutta.

Reference: Your No.Ex/PGpHistp91-930594 dt.5.6.97.

Sir,

Subject and reference above.

Sir,

In reply I would like to point out that the Department of History in the present case is fully aware that there has been some lapse on its part in terms of the Regulation and procedures. The facts of the case has already been place before Examinations in our letter of 13th May last. The candidates ought not to have been allowed to sit for the end of semester examinations in view of the fact, as indicated to your letter under reference, that he had not brought out the absence of the sessional marks before being given his Admit Card.

However, the fact that he had been allowed to sit in the end of semester examinations without his sessional marks is the reason the Department wishes to clear the matter in the way suggested in our letter of 13th May. The fault is clearly with the Department and we would like to assure Examinations that such will not be allowed to repeat in the future.

Yours sincerely,

Sd/- Imdad Hussain.

NEHU NOTES

5: 5: 10(3)

North -Eastern Hill University
NEHU, Campus, Shillong-79322
(Meghalaya)

No.Ex/PG/Hist/91-93/594 Dated the 5-6-97

To

The Head,
Department of History,
N.E.H.U., Shillong.

Sub: M.A. Internal assessment marks of Shri.Sanjay Dutta
Declaration of results.

Ref: Your letter No.DH: 131: Exam: C: 97-2370 dated 13.5.97.

Sir,

With reference to your letter mentioned above, I would like to draw your kind attention to the following points :-

Regulation 17 clause 4 para VII of OC-7 provides as under:-

Quote "The marks awarded for sessional test shall be made known to the candidates within ten days of the conduct of the test. Candidates may discuss and seek clarifications. If any, about their performance from the Chairman of the Examination Committee within a week from the declaration of the marks"-

Unquote

- (a) It is seen that sessional test marks are a pre-requisite before a student is allowed to sit for the external Examination.
- (b) The candidate ought to have brought to the notice of the Department when his marks were not displayed by the Department before the Examinations. Was the candidate absent in all the tests or part thereof.
- (c) The Department should not have perhaps allowed the student to sit for the examination in view of (a) above.

Hence, in view of the above, you are requested to kindly clarify and sent a reply at the earliest for further action from our end.

Yours faithfully,

Sd/

Controller of Examinations.

v) Minutes of the meeting of the Shillong Law College.

The minutes of the meeting of the faculty members of the Shillong Law College held on 3.11.97 is placed as annexure.

The matter is placed before the Council for consideration.

Shillong
Faculty Development
Centre
2/11/97
[Signature]

10-December-97

12/08/97
[Signature]

NEHU NOTES
The bill for upgradation of pay scale
Scanner & system received from M/S
VIRMAN'S MULTIMEDIA (Private) Ltd
Need bills for Rs. 39,415/- Two lakh
Thirty Nine thousand four hundred
fifty/- is enclosed herewith for
necessary payment & the form
concerned

MEETING OF THE LAW COLLEGE FACULTY MEMBERS HELD ON 3.11.(97).
IN THE LAW COLLEGE PREMISES.

PRESENTS:-

MEMBERS:-

1. L. Marbaniang.
2. B.P. Dutta.
3. V.K. Jindal.
4. K. Ramhman.
5. M. Sarma.
6. D.P. Chakrabarti.
7. B.N. Dutta.
8. J.W. Khain.
9. S.C. Shyam.
10. R.A. Begum.

In the meeting held on 11.9.97 the Teachers of the Shillong Law College, Shillong decided to go on for two days token strike on 30th September, 1997 and 1st October, 1997 to bring to sharp attention of the authorities including the Government and the University of the Present autocratic manner in which the Principal of the Law College has been functioning without a Governing Body with all arbitrary and illegal action taken by the Principal in the name of the Governing Body which is not in existence.

Due however to some-unforseen development and more owing to premature demise of late lamented P.G. Marbaniang, the token strike was deferred till other suitable time unless the situation improves in the meantime.

The members took note of the development in between and came to the conclusion that there had been no improvement on the contrary the situation has further slid down and the constitution of a proper and a representative Governing Body will flounder by the Vested interest and allow the Principal to continue his single handed actions including financial mis - management.

It was after very careful consideration of all aspects, it was resolved that the decision dated 11.9.97 for two days 'token strike' be resurrected and put into action on 19th Nov, 97 and 20th Nov, 1997.

In the event even after the token strike, the demand as voiced above is fulfilled by constitution of a proper and representative Governing Body, the Teachers will meet again and decide further course of action towards fulfilment of this very genuine demand taking recourse to such agitational and legal approach as may be deemed necessary.

Resolved that copy of the Resolution be forwarded to the Principal, Shillong Law College for immediate necessary action, to the other authorities concerned for their information and necessary action and to the Press by the Teachers representatives elected to represent in the Governing Body us and when constituted.

Sd/-
(L. Marbaniang)
Vice-Principal, Shillong Law College.

Sd/-
Lecturer, Shillong Law College,
(Teachers Representatives)

A report on the Shillong Law College, by C.D.C.

As desired by the Affiliation Committee the Bar Council of India was written to know the Upper age of the Teachers and Principal of Law Colleges. The reply came as 'The Upper age for the Teachers for Law Colleges has not been fixed'.

The Principal Shillong Law College sent a list of 4(four) teachers out of which three have joined including the Principal as Permanent/ Regular teachers. But the details of the qualifications etc. are not sent upto date inspite of reminders.

It is also not known as to how the teachers (regular) were appointed. The C.D.C. was not informed of the interview held and nomination of experts was also not asked for.

A letter from the staff is received on 18.11.97. through V.C.'s Office. It may kindly be seen and discussed.

vi) Permanent affiliation of a College.

As per AC:23:83:5(viii) and E.C:45:85:02(iv) Permanent affiliation of a college was considered automatically of course under application, as soon as the College completes 10 (ten) years or more of continuous affiliation. Uptill now the resolutions are not included in the Ordinance of the University.

Placed before the Academic council for appraisal and consideration.

AC:23:83:5(Viii) & EC:45:85:02(iv) - Annex -I

Essential condition for granting

Permanent Affiliation - Annex II.

Handwritten notes:
29/01/20
Bhuvan

Handwritten signature and date:
2/08/2

Handwritten notes:
The bill for upgradation of grade
Scanner to whom received from M/S
VIKRAM'S MULTIMEDIA (Private) Ltd
Need bills for Rs. 2,39,415/- Two bill
That Nine thousand four hundred
fifty is entered receipt in
receiving payment & the form

NORTH-EASTERN HILL UNIVERSITY
SHILLONG
ESSENTIAL CONDITIONS FOR GRANTING PERMANENT
AFFILIATION.

1. Implementation of all the recommendations of the University on affiliation matters upto the standard for which permanent affiliation is sought.
2. The college must have a record of consistently good results for the last three years upto the standard for which permanent affiliation is sought.
3. The college must have observed all the Ordinances relating to the qualification and minimum requirement of teaching staff, appointment of Principal, teaching work load and working hours of teachers, arrangement of laboratory and library.
4. There must have been an adequate evidence to the stability of all the existing physical facilities and financial provisions with scope for further improvement.
5. The College must be registered under the societies' Registration Act, 1860 (21 of 1820) or is a body corporate established or incorporated under a Central or State Act for the time being in force or is a Trust with trustees being appointed and vested with legal powers and duties, provided that the requirements of this Clause shall not apply in the case of an Institution run by the Government or a local authority or any University.
6. The College should have a regularly constituted Governing Body consisting of not more than 15 persons approved by the Executive Council and, including among others, two NEHU teachers and three teachers of the college of whom the Principal shall be one. Provided that a college maintained by the Government should have an Advisory Committee consisting of not more than 15 persons which shall consist of, among others, two NEHU teachers, three teachers of the college of whom the Principal shall be one.

PERMANENT AFFILIATION

AC:23:83:5(VIII):- The Chairman invited the attention of the Council to the fact that according to the provision of the University Ordinances, colleges, colleges which have enjoyed privileges under NEHU for ten years or more can be granted permanent affiliation. Unfortunately, this question has got mixed up and a clear policy had not been followed. It is also to be noted that permanent affiliation of a college is absolute and is not related to any scale or a set of courses for which concerned colleges has sought permission of the University. It was, therefore suggested that all those colleges which has been affiliated for ten years or more may be granted permanent affiliation automatically, unless there is something against them. The council resolved that all colleges which have been affiliated to the University for ten years or more and whose performances has been satisfactory may be granted affiliation forthwith. The Council authorised the Vice-Chancellor to take an action in this regard for the existing colleges.

EC:45:85:02(IV):- The Executive Council resolved that the Affiliation Committee which has been constituted to look into such matters may examine and recommend for all colleges which have been in existence for ten years or more on 1st Jan'85. In their case it is not necessary that an Inspection Committee may be constituted. The Executive Council will consider formally according permanent affiliation on the bases of their recommendation; For other Colleges, which may become due for Permanent affiliation the affiliation committee may work out suitable criteria as provision in the ordinance.

It was noted at this stage that affiliation to various colleges is being granted at two stages, viz. P.U and Degree. A question was raised whether a College which began as a P.U. college and which has been given permission to start degree courses will have to wait for ten years before grant of Permanent affiliation as a degree college.

The Executive Council RESOLVED that a Degree College may become eligible for permanent affiliation after ten years of its inception and affiliation as a college or after five years of temporary affiliation as a degree College whichever is later. Suitable amendments in the Ordinance may be made according .

5:7:7(1)

vii) Inspection Reports of various Colleges.

The Director, College Development Council has forwarded the Inspection Reports of various Colleges duly approved in the Affiliation Committee for permanent/extension of affiliation.

The Report is placed as Annexure-'A'

The matter is placed before the Council for consideration.

NEHU NOTES

Inspection Reports of the Colleges:a) Shillong Commerce College, Shillong.

We have inspected Shillong Commerce College on 27.10.97. We recommend that Extension of Provisional Affiliation may be given to the College for three years (i.e. 1997-2000) for B.Com Major Course.

We recommend that NEHU Should nominate one of the Teacher of the University on the Governing body of the College since the present member (Dr. K. Bez) ceased to be an employee of the University after his retirement in 1995.

The College should instaff computers immediately and appoint trained staff for teaching basic maths and computer awareness.

Sd/-
(S.K. Mishra)

Sd/-
(N.M. Panda)

Sd/-
(E.N. Lall)

b) Morning Star College, Shillong.

We inspected Morning Star College, Nongthymmai, Shillong, on 27th October 1997. Based on our observation, we recommend for extension of Affiliation to the College (for courses mentioned above) for one year only (1997-98) on the following conditions to be strictly fulfilled by the College:.

1. A number of teachers in the college are working on a Part time basis, while they are full time employees of some other institutions. Such part time teachers should be replaced by the appointment of full time teachers within one year (by July, 1998). Further, all part time teachers presently working in the College should submit no objection Certificate from their employers (i.e. institutions where they are working on full time basis) with immediate effect, failing which the affiliation may be withdrawn next year (i.e. 1998).
2. At present, some teachers in the College have less than 55% marks (the norm fixed by the University) in their MA Examination. Such teachers should be replaced by the teacher fulfilling the norms (of percentage marks in MA).
3. The land on which the College Building has been constructed should be transferred on the name of the College and to this effect necessary Court documents on transfer of Land (with all details about location, area of the plot, etc.) be submitted to the University within three months (not later than March, 1998).
4. The number of books in the College Library is not enough and to make the library adequately rich, more books should be

5:7:7(3)

acquired by next year.

5. If the above conditions are not fulfilled, further affiliation may not be granted to the College next year.

Sd/-
(Prof. (Mrs). R. Borgohain)
Deptt. Of Political Science.

Sd/-
(Dr. (Mrs) M.B. Jyrwa)
Deptt. Of Khasi.

Sd/-
(Prof. N. Malla)
Deptt. Of Philosophy.

Sd/-
(Prof. S.K. Mishra)
Deptt. of economics.

c)

Jaintia Eastern College Khliehriat:

Recommended for starting Elective Khasi in the Jaintia Eastern College. However, the team feels that more reference books can be procured for the Library, and for the Librarian to undergo some short-term training if possible.

Sd/-
Prof. J. War.
Linguistics Deptt.
NEHU.

Sd/-
Prof. B.L. Swer.
Khasi Deptt.
NEHU.

Sd/-
(K C. Baral)
Reader.
Deptt. of English
NEHU: SHILLONG:14.

(C) Jaintia Eastern College, Khliehriat:

Recommended for starting Elective Khasi in the Jaintia Eastern College, However, the team feels that More reference Books can be procured for the Library and for the Librarian to undergo some shorth term training if possible.

Sd/-
(Prof.J. War)
Linguistics Deptt.
NEHU: SHILLONG.

Sd/-
(Prof.B.L. Swar)
Khasi Deptt.
NEHU: SHILLONG.

Sd/-
(K.C. Baral)
Reader
Deptt of English
NEHU: SHILLONG.

(d) Ri-Bhoi College Nongpoh:

Inspection team Comprising following members visited Ri-Bhoi College Nongpoh on 17th Oct 1997.

- (i) Prof. K.K. Sharma (Chairman)
- (ii) Prof. Lalwani (Member)
- (iii) Dr. P.K. Ganguly. (Member)

While inspecting the College, members of inspection team observed that College is still to improve of need to fulfill the following conditions before final affiliation is accorded.

(i) As per the records, at present, only four teachers are qualified to teach at BA/Hons level. For pass & Hons course, qualified teachers with minimum 55% marks or B + in their Post - graduate degree should be appointed. Besides more teachers be appointed for Education, Political Sc, History and Economics as per the requirement of the University.

(ii) Library books are inadequate to meet the need of students and faculty. More books (text books and reference books) in each subject need to be purchased.

The inspection team recommends for extension of Provisional affiliation for three year i.e. current session 1997-98, 98-99-99-2000 A D. to Ri-bhoi College , Nongpoh. Extension of Provisional affiliation will be subject to its fulfilling the conditions with regard to appointment of qualified and requisit number of teachers for each subject and purchase of sufficient books for the Library.

Sd/-
(Dr.P.K. Ganguly)
Member.

Sd/-
(Prof.Lalwani)
Member.

Sd/-
(Prof.K.K. Sharma)
Member.

(e) Women's College, Shillong.:

Since the College is completing ten years of affiliation we recommend Permanent affiliation:

Sd/- Sd/- Sd/- Sd/-
(M.Moinin) (R.k.Pathak) (L.S. Gassah) (R.P. Sharma)

(f) B.B.S. College, Shillong:

The Inspection report of B.B.S. College, Shillong is received. It appears that the Inspection was made quite some time back. The committee has recommended provisional affiliation for 3 years.

But the College has only fixed deposit for 2 lacks as against the requirement of 4 lacs.

The College does not have requisite number of qualified teachers. In English there is only one qualified teachers.

Besides, the Principal is a supernnated person. The Committee desires the conditions to be fulfilled first before affiliation is granted.

(g) Saitual College, Aizawl:

The inspecting team consisting of the undersigned, visited the College today the 13th Nov'97 and recommended as follows:-

1. Extension of Provisional affiliation for three years for B.A.(pass) in English, MIL,CFL,Pol Sc, History, Education, Economics Mizo (Elective) and at Honours in Pol Sc, and History.
2. Introduction of Honours course in Education, Economics, Mizo and English on condition that one more teacher each be recruited for the new Honours course.

Sd/- Sd/- Sd/- Sd/-
(Prof. K.K. Sharma) (Prof. P.K. Ganguly)
Member Member

(h) Sub: Inspection of Synod College, Report on

Ref: NO. CDC/C.159/97/1002-06 dt. 27.10.1997

An inspection team of the following visited the Synod College on 17.11.1997:-

1. Dr. D.T. Khathing, RSIC-NEHU, Convener
2. Dr. B. Myrboh, Chemistry Department, NEHU.
3. Dr. B. Kharbuli, Zoology Department, NEHU.
4. Dr. B.S. Mipun, Geography Department, NEHU.

Dr. P.K. Saikia, Maths Department, NEHU could not be contacted in time for the inspection since he was out of station. Dr. D.T. Khathing undertook the inspection for the Maths and the Physics subjects. Further Dr.L. Kharlukhi's regret letter was received just before the inspection and an alternate expert from Botany was tried for but could not be arranged at that short notice. Dr. B. Kharbuli was requested to undertake the Botany subject inspection.

A summary of the observations and recommendations is given below.

1. Chemistry

The Chemistry Department has fulfilled all the basic requirements of staff, library, space/rooms. Affiliation for Chemistry major is recommended.

2. Physics

The College will be constructing more rooms from this year (winter). In the new plan, adequate additional laboratory rooms (including dark room) will be made.

Additional staff for the major subjects will also be required. The College has assured of fulfilling this. The College will also acquire more books pertaining to the Physics Major course.

Provisional affiliation is recommended to enable the College to start the major course in Physics. The laboratory courses start only in the second year. A follow up inspection after two years may be made.

3. Mathematics

The staff, space, library for the non-laboratory course is adequate.

Affiliation for major course in Maths is recommended.

4. Geography

The staff in this subject is presently only two. More staff would be required for both the pass course itself and for the major course. Additional space is being planned with the construction of more rooms.

Affiliation for Geography major may be deferred.

5. Botany

The number of staff is adequate. The laboratory is sufficiently equipped and space is enough to start with. One Lab Assistant (B.Sc.) is recommended.

Affiliation for Major course in Botany is recommended.

6. Zoology

Staff and infrastructure needs to be augmented before starting a Major course in Zoology.

Affiliation for Zoology major may be deferred.

(D.T. KHATHING)

RSIC-NEHU - CONVENER

(B. MYRBOH)

CHEMISTRY DEPARTMENT, NEHU

(B. KHARBULI)

ZOOLOGY DEPARTMENT, NEHU

(B.S. MIPUN)

ZOOLOGY DEPARTMENT, NEHU

(viii) - Revised curriculum for three year and five year Law Course for Implementation by Universities imparting Legal Education by the Academic year 1998-1999.

The Bar Council of India has issued a circular on curriculum and Rules to be followed in the Law Colleges. The Rules include curriculum and Practical Training. Before the circular is circulated to the Colleges for implementation the same is placed before the Academic Council for kind consideration and approval. The copy of the circular is enclosed herewith.

UNIVERSITY OF DELHI
LAW COLLEGE
110007
2.11.98
S. K. SINGH

10.01.1999

14/01/99

the bill for upgradation of pay scale
scanned & scan received from M/S
VISHNUS MULTIMEDIA (Pvt) Ltd
Needle for P2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12
They have received from M/S
fifteen minutes for each
necessary payment & the form
concerned

THE BAR COUNCIL OF INDIA

5:7:8(2)

LE(Cir.No.4/1997)

21, Rose Avenue, Institutional
Area, New Delhi-110002.

FROM:

C.M. BALARAMAN
OFFICIATING SECRETARY.

21st October 1997

UNDER CERTIFICATE OF POSTING

TO:

1. The Registrars of All the Universities imparting Legal Education.
2. The Deans of Faculties of Law of all the Universities.
3. The Principals of all the Law Colleges.

SUB: REVISED CURRICULUM FOR THREE YEAR AND FIVE YEAR
LAW COURSE FOR IMPLEMENTATION BY UNIVERSITIES IMPAR-
TING LEGAL EDUCATION BY THE ACADEMIC YEAR 1998-1999.

Sir,

This communication is issued to the Universities/Law Colleges in exercise of the powers vested in the Bar Council of India under section 7(h) and (i), 24(1) (c) (iii) and (iiia) and 49(1) (af), and (d) of the Advocates' Act 1961 and the Rules made thereunder for laying down standards of Legal Education and Recognition of Degrees in Law for the purpose of enrolment as advocates.

The Bar Council of India has been considering revision of LL.B curriculum for both five year and three year Law courses in the past. Bar Council of India held an All India Consultative Meeting of the Universities imparting Legal Education, State Bar Councils, University Grants Commission and State Governments at Bangalore in October 1996 and several recommendations were made in respect of improvement in Legal Education. One of them was the revision of curriculum for the LL.B. Courses. The recommendations of the said Consultative Meeting were considered by the Legal Education Committee at its meeting held on 2nd Nov., 1996 and the Legal Education Committee recommended certain modifications in the said curriculum and the modified curriculum was placed before the Bar Council of India at its meeting held on 16th and 17th Nov., 1996. The Bar Council of India finally approved the curriculum with certain further modifications for adoption by the Universities imparting Legal Education in the Country.

It was decided that there must be 21 Compulsory Legal Papers in addition to 4 Compulsory Practical Training Papers and three Optional Papers. It was also decided that only 2 Optional Papers to be taught in a year preferably in the last three years in the case of five year law course. However in addition to the Optional Papers identified, Universities are free to identify more subjects to be added to the list. The following are the Compulsory and Optional subjects prescribed by the Bar Council of India:

LIST OF COMPULSORY PAPERS (21)

1. Jurisprudence.
2. Contract-I (General Principle of Contract-Sections 1-75 and Specific Relief)
3. Contract-II (Indian Contract Act, Indian Partnership Act, Sale of Goods Act and other Specific Contracts).

4. Tort and Consumer protection Laws.
5. Family Law-I
6. Family Law-II
7. Law of Crimes
8. Criminal Procedure Code, Juvenile Justice Act and Probation of Offenders Act.
9. Constitutional Law.
10. Property Law including Transfer of Property Act and Easement Act.
11. Law of Evidence.
12. Civil Procedure Code and Limitation Act.
13. Legal Language/Legal Writing including General English.
14. Administrative Law.
15. Company Law.
16. Human Rights and International Law.
17. Arbitration, Conciliation and Alternate Dispute Resolution Systems.
18. Environmental law.
19. Labour Law
20. Interpretation of Statutes.
21. Land Laws including ceiling and any other local laws

AND
PRACTICAL TRAINING

(Details set out in page 2-4)

The identification of the content and nature of each paper in the prescribed courses is left to the discretion of the University Academic Bodies. The CDC Report (1988) Commissioned by the UGC may be followed by University while preparing the syllabi for the various courses.

LIST OF OPTIONAL PAPERS (3)

1. International Economics Law
2. Bankruptcy Laws
3. Taxation Laws
4. Comparative Law/Legal History
5. Insurance Law
6. Conflict of Laws
7. Banking Law including Negotiable Instruments Act.
8. Investment and Security Laws.
9. Trusts, Equity and Fiduciary relationships.
10. Criminology and Penology.
11. Air and Space Law.
12. Law and Medicine.
13. Women and Law and Law relating to Child/Law, Poverty and development.
14. Intellectual Property Law.
15. Maritime Law.

(Contd---3---)

PRACTICAL TRAINING

The following Practical Training Scheme shall be adopted by the Universities:

PAPER I: MOOT COURT, PRE TRAIL PREPARATIONS AND PARTICIPATION IN TRAIL PROCEEDINGS

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

- (a) Moot Court (30 Marks) Every student will do at least three moot courts in a year with 10 marks for each. The moot court work will be on assigned problems and it will be evaluated for 5 marks for written submissions and 5 marks for oral advocacy.
- (b) Observance of Trail in two cases, one Civil and one Criminal (30 Marks):

Students will attend two trails in the course of the last 2 or 3 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 trail preparations (30 marks)

Each student will observe two interviewing sessions of clients at the Lawyers' 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.

PAPER II, DRAFTING, PLEADING AND CONVEYANCING

This course will be taught through class instructions and simulation exercises, preferably with assistance of practising lawyers/retired judges. Apart from teaching the relevant provisions of law, the course will include 15 exercise in Drafting carrying a total of 45 marks and 15 exercises in Conveyancing carrying another 45 marks. (3 marks for each exercise)

NOTE:

- (a) DRAFTING:-
General principles of drafting and relevant substantive rules shall be taught.
- (b) PLEADINGS:
 - (1) Civil: (i) Complaint (ii) Written Statement (iii) Interlocutory Application (iv) Original Petition (v) Affidavit (vi) Execution Petition and (vii) Memorandum of Appeal and Revision (viii) Petition under Article 226 and 32 of the Constitution of India.
 - (2) Criminal: (i) Complaints (ii) Criminal Miscellaneous petition, (iii) Bail Application and (iv) Memorandum of Appeal and Revision.

(c) CONVEYANCING:

- (i) Sale Deed (ii) Mortgage Deed (iii) Lease Deed,
(iv) Gift Deed (v) Promissory Note (vi) Power of
Attorney (vii) Will.

The remaining 10 marks will be given in a viva voce examination which will test the understanding of legal practice in relation to Drafting, Pleading and Conveyancing.

PAPER III : PROFESSIONAL ETHICS, ACCOUNTANCY FOR LAWYERS AND BAR BENCH RELATIONS

This course will be taught in association with practising lawyers on the basis of the following materials:

- (i) Mr. Krishnamurth Iyer's book on 'Advocacy';
(ii) The Contempt Law and Practise;
(iii) The Bar Council Code of Ethics.
(iv) 50 selected opinions of the Disciplinary Committee of Bar Councils and 10 major judgements of the Supreme Court on the subject.

The written examination on this paper will have 80 marks and the viva voce will carry 20 marks

In lieu of the written examination, Colleges may be encouraged wherever appropriate to give the students, Seminars and Projects where they are expected to research and write persuasive memoranda on topics identified in the above subjects.

PAPER IV: PUBLIC INTEREST LAWYERING, LEGAL AID AND PARA LEGAL SERVICES

This course carrying 100 marks will have to be designed and evaluated according to local conditions by the Colleges in consultation with the Universities and State Bar Councils. It can be taught partly through class room instructions including simulation exercises and partly through extension programmes like Lok Adalat, Legal Aid Camps, Legal Literacy and Para Legal Training. The Course should also contain lessons on Negotiations and Councelling, use of **Computer in legal work**; legal research in support of Public Interest Litigation, writing of case comments, editing of Law Journals and Law Office management. The marks may be appropriately divided to the different programmes that each University might evolve for introduction in the Colleges under its control.

The Bar Council of India wants all the Universities in the country to adopt and implement the above curriculum from the Academic year 1998-99 and the Universities are advised to take appropriate steps forthwith and report to the Bar Council of India about the implementation of the same. In case any University fails to implement the revised curriculum by the time prescribed, the Bar Council of India will not recognise the degrees in law awarded by such Universities and holders of Law Degree of such Universities will not be entitled to be enrolled.

Please acknowledge receipt.

Yours faithfully,

Sd/-
(C.M. BALARAMAN)
SECRETARY

x1/ Experts and Vice-Chancellor's nominee for the Selection Committee of the Department of Geography.

The University is considering fresh names of Experts and Vice-Chancellor's nominee for constituting the Selection Committee for the department of Geography, NEHU., Shillong.

The list will be tabled by the Chair.

The matter is placed before the council for consideration.

NEHU NOTES

To be read alongwith item No:5:8:10 (Part II agenda)

- xii) Constitution of the Board of Undergraduate Studies in Computer Science.

The Board of Under Graduate Studies in Computer Science requires to be constituted.

As per Ordinance OA-9, amongst other members, the Academic Council is to nominate three persons not below the rank of Reader, one of whom shall be appointed as Chairman by the Vice-Chancellor provided that he should be a member of the Academic Council.

The matter is placed before the Council to nominate the members.

North Eastern Hill College
 The Secretary
 Higher Department
 Shillong
 27/8/12
 G. M. J.

Resubmission for COT

12/05/12
 [Signature]

Mr. B. C. for up-gradation of pay scale
 summer & winter record from M/S
 VIKRAM'S MULTIMEDIA (India) Ltd
 need bills for Rs. 39,415/- Two full
 Thirty Nine thousand four hundred
 fifty in enclosed herewith for
 processing payment to the firm
 concerned.

To be read with Item No 5:8:3 (Part-I)

REPORT ON THE PROBLEMS IN THE PHYSICS DEPARTMENT

The Academic Council (Vide its Resolution No.A.C. : 53:96:5:2: (iii), appointed a Committee consisting of the following members:

1. Prof. N.Hasan (Chairman)
2. Prof. P.K. Mishra (Member)
3. Prof. K.Chatterjee (Member)

Since Prof. K. Chatterjee proceeded on Sabbatical leave soon thereafter, the Chairman co-opted Prof. N. Malla as a member. At the next Academic Council, an interim report was submitted on the said subject.

The composition of the Enquiry Committee was changed. It now had the following members:

1. Prof N.Hasan (Chairman)
2. Prof. P.K. Mishra (Member)
3. Prof. N.Malla (Member)
4. Prof. P.Tandon (Member)

It must be noted at the outset that this was perhaps the 4th or the 5th Committee to have been appointed by the Academic Council/NEHU Administration to look into the long standing problems and issues of the Department of Physics. However, no reports or observations of any of the earlier Committees were made available to the present Committee. The Committee was told by D.R. Conference that "no papers/ documents were available", relating to the subject. It is highly regrettable that the concerned Section should not maintain proper records concerning such vital matters.

contd....2

In trying to identify and explore the problems of the Physics Department, the Committee asked all the members of the Faculty to express their opinion on the present state of the Department. The letters written by the Head and Professors of the Department were sent to three Readers of the Department (vis. Dr. Parida, Dr. Pandita and Dr. Jain). Their comments were again sent to the Professors for their reactions. It is very unfortunate that there seems to be no common ground between the two sides. It turned out to be an exercise in accusation and counter accusation with some verifiable truth-claims on both sides.

The Committee finally decided to meet the Faculty collectively as desired by several members of the Department in november 1996.

Observation of the Committee

1. Till the appointment of two observers, on the recommendation of the Committee, by the Academic Council, no Faculty meeting was held in the Department for many years. This obviously suggests that the Department is in total disarray and cannot function as a Department in line with the rules and procedures of the University.
2. As a result, it seems that periodic allocation of funds and other amenities have been done in an adhoc and arbitrary manner. This has naturally caused a lot of consternation and grievance among junior members of the Faculty.

Observation of the Committee

1. Till the appointment of two observers, on the recommendation of the Committee, by the Academic Council, no Faculty meeting was held in the Department for many years. This obviously suggests that the Department is in total disarray and cannot

3. Despite written complaints by successive H.O. Ds. against the unruly behaviour of four Readers of the Department, the University Administration has failed to take any action in this regard. As a result, the academic discipline of the Department has eroded beyond redemption.
4. Sometime in the 1980s four teachers were appointed Readers in the Department against two advertised posts. It appears that the upgradation of two posts of lecturers did not have the necessary prior approval.
5. Another important issue in the department relates to the use of Raman Laser equipment procured from a grant obtained from D.S.T. set up in 1980s. According to the original agreement this was to be shared by Prof. A.L. Verma, the Principal Investigator & Dr. Y.S. Jain the Co-investigator. the then Vice-Chancellor, Dr.B.D.Sharma wrote a D.O. letter to Prof. A.L.Verma instructing him to find out a solution to the problem relating to the use of the above said equipment. To this day, however, Raman Laser equipment remains a bone of contention. The Committee feels that Dr.Jain should have access to this facility.
6. There is disproportionate allocation of space to the Faculty members in the new building of Physics department. According to the considered opinion of the Committee, there should be judicious allocation of space to the faculty members based on their requirements.
7. The Committee further recommends that allocation of funds on different items should be done only after due deliberation at Faculty meeting.

8. The Committee should also like to put on record the regrettable fact that when one Reader wanted leave to attend an International Seminar, after having made proper arrangements for this share of the work in the Department to be carried out by another colleague, his application was not duly processed by the Department/Administration. He was, thus, deprived, for no fault of his, of availing himself of an important academic opportunity. The Committee feels strongly that such lapses should not occur in future.
9. The Department and the School Board of Physical Sciences have not strictly followed the rules in matters such as syllabus revision, allotment of teaching and research supervision.
10. Further, the Committee has observed that there is perpetual squabbling among the members of the physics Department over the use of facilities.

Recommendations.

1. The Department should hold at least two faculty meetings each semester giving advance notice and agenda papers to all the members of the Faculty.
2. The Dean, School of Physical Sciences, along with the two observers of the A.C., should be invited to every meeting of the Department.
3. The Administration should act promptly on any representation or complaint submitted to it by any member of the Faculty.
4. Unparliamentary language and abrasive behaviour should not be resorted to in any event by any member of the Faculty.

- 5. There should be a conscious attempt on the part of each member of the Faculty to abstain from acrimonious behaviour and help create an atmosphere of mutual respect and cooperation.
- 6. Wilful violation of any of the norms of a civilized academic community should be severely dealt with.

Sd/-
Prof. N. Hasan
Chairman

Sd/-
Prof. P. K. Mishra
Member

Sd/-
Prof. P. Tandon
Member

Sd/-
Prof. N. Malla
Member

....

CONFIDENTIAL

Shillong
28th June, 1997.

To

The Vice-Chancellor,
NEHU, Shillong.

Sub :- Observers' Report : Department of Physics.

Ref :- AC:54:96:5-8(IX)

Sir,

We attended the faculty meeting of the Deptt. of Physics on June 4, 1997 as A.C. observers. On the basis of our observation of the manner in which the meeting conducted its business, we have to say the following :

1. The Department of Physics is clearly divided into two irreconcilable factions and the division as clearly manifested during the meeting is 7 members : 3 members. The coarse democratic principle of numerical strength may not yield justice in such a situation.
2. The two factions could not agree on any item or policy as they have completely lost sight of the spirit of democratic norms as well as the interest of the Department.
3. The mutual exclusivity of the two factions has, over a period of time, led to a total breakdown of the administrative machinery in the Department. These factions met only to quarrel and shout at each other without being able to transact any business or to see any positive element in the viewpoint of the other.
4. The agenda for the meeting was matters relating to the functioning of the Department, which in our opinion was so vague and vacuous that any thing could be raised or rejected on the ground that it was or was not a part of the items for discussion. Indeed it so happened that the issues raised by one faction were considered extraneous to the agenda by the other faction. As a result, nothing substantive was discussed or decided. A mere look at the minutes (enclosed) circulated by the Chairman would make it clear.

We would therefore suggest that in view of the present impasse, an effective mechanism is worked out to restore administrative clarity and efficiency in the Department so as to create an atmosphere of functional trust and respect for each other among the members of the faculty. We would further suggest that an Administrative Officer from outside the School be appointed to take stock of the situation and take corrective measures with a view to restoring administrative normalcy and functional goodwill in the Department provided that such an arrangement does not violate Acts, Statutes and Ordinances of the University.

We would also like to request that we may kindly be relieved of our duties as Observers unless we are assured by the Department and the University that the ugly scenes that were created on June 4, 1997 are no longer repeated.

Yours faithfully,

Sd/- R.P. Sharma.

Sd/- S.K. Mishra,
28/6/97.

EK/

NEHU NOTES

PHYSICS DEPARTMENT,
SCHOOL OF PHYSICAL SCIENCES,
NORTH EASTERN HILL UNIVERSITY,
SHILLONG-793 022.

The Vice-Chancellor,
NEHU, Shillong.

August 27, 1997.

Ref :- The confidential letter of Profs. R.P. Sharma and Prof. P.K. Mishra dated 28.6.97 addressed to you regarding their observations as A/C observers in the meeting of the department of Physics.

Dear Sir,

Regarding the points No. 1 and 2 of the observers' report referred above, I am to state that a meeting was conducted as per the relevant ordinances and regulations with due notice to all including the observers. The decision in the meeting was taken as per the relevant ordinance and in a democratic manner. I do not understand what the observers mean by loosing sight of democratic norms. I believe under no circumstances the feelings and opinions of the overwhelming majority of faculty members can be overlooked to yield the demands of some faculty members who have not been cooperating in the functioning of the department during last so many years.

In my opinion the item No.3 of the report does not come under the purview of the observers. A separate A/C committee is appointed to look into the matter. In connection with item No. 4 I have to state that there was no objection to the agenda from vast majority of the faculty members.

The suggestion of the observers for appointment of administrative officer is also strictly speaking not in the purview of the observers' role and I do not see any possibility of having this arrangement under the relevant acts, statutes and ordinances. It would have been better if the observers had clearly identified the person(s) who are creating obstructions in the smooth deliberation on the agenda because of which the majority of the faculty members had taken a decision as recorded in the minutes.

The request of the observers to be relieved of their duties as observers unless assured by the department/University that the ugly scenes (which they have not elaborated) that occurred in the meeting on June 4, 1997 are not repeated confirms the difficulty in conducting meetings even in the presence of the observers.

I request you kindly to note my observations for necessary action.

Thanking you,

Yours sincerely,

Sd/- C.S. Shastry,
Prof. and Head.

EK