

LL.B. VI Term

Paper : LB – 601 - Professional Ethics, Pleadings, Conveyancing and Moot Courts

PART - A : STANDARDS OF ETIQUETTE AND PROFESSIONAL ETHICS

Prescribed Legislation:

The Advocates Act, 1961

Rules Governing Advocates:

(a) Restrictions on Senior Advocates	1
(b) Standards of Professional Conduct and Etiquette	2
(c) Cases on Professional Misconduct	10-199
1. <i>R.K. Anand v. Registrar, Delhi High Court</i> (2009) 8 SCC 106	10
2. <i>An Advocate v. Bar Council of India</i> , 1989 Supp (2) SCC 25	83
3. <i>Salil Dutta v. T.M. and M.C. (P) Ltd.</i> (1993) 2 SCC 185	94
4. <i>State of Maharashtra v. Budhikota Subbarao</i> (1993) 3 SCC 71	97
5. <i>Vinay Chandra Mishra, In re</i> (1995) 2 SCC 584	103
6. <i>C. Ravichandran Iyer v. Justice A.M. Bhattacharjee</i> (1995) 5 SCC 457	130
7. <i>P.D. Gupta v. Ram Murti</i> (1997) 7 SCC 147	142
8. <i>T.C. Mathai v. District & Sessions Judge, Thiruvananthapuram</i> (1999) 3 SCC 614	148
9. <i>R.D. Saxena v. Balram Prasad Sharma</i> (2000) 7 SCC 264	151
10. <i>D.P. Chadha v. Triyugi Narain Mishra</i> (2001) 2 SCC 221	155
11. <i>Shambhu Ram Yadav v. Hanuman Das Khatry</i> (2001) 6 SCC 1	165
12. <i>Pravin C. Shah v. K.A. Mohd. Ali</i> (2001) 8 SCC 650	169
13. <i>Bhupinder Kumar Sharma v. Bar Assn., Pathankot</i> (2002) 1 SCC 470	176
14. <i>Ex-Capt. Harish Uppal v. Union of India</i> (2003) 2 SCC 45	180
(d) Rules relating to Advocates' Right to take up Law Teaching	191
15. <i>Anees Ahmed v. University of Delhi</i> , AIR 2002 Del. 440	191

PART – B : PLEADINGS

Prescribed Book:

1. M.C. Agarwal and G.C. Mogha, **Mogha's The Law of Pleadings in India** (17th ed., 2006)
2. M.R. Mallick, Ganguly's, **Civil Court: Practice and Procedure** (13th ed., 2005)

Prescribed Legislation:

The Code of Civil Procedure, 1908, Orders VI to VIII

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| I. Pleadings in General (a) Object of pleadings (b) Fundamental Rules of Pleadings | 200 |
| II. Forms of Pleadings | 200 -260 |

S.No *Particulars*

1. Suit for recovery under Order XXXVII of the Code of Civil Procedure 1908
2. Suit for Permanent Injunction
3. Application for Temporary Injunction Under Order 39 Rules 1 and 2 of the Code of Civil Procedure, 1908
4. Application under Order 39, rule 2-A of the Code of Civil Procedure, 1908
5. Suit for Ejectment and Damages for Wrongful Use and Occupation.
6. Model Draft Written Statement
7. Petition for Restitution of Conjugal Rights under Section 9 of the Hindu Marriage Act, 1955
8. Petition for Judicial Separation under Section 10 of the Hindu Marriage Act, 1955
9. Petition for Dissolution of Marriage by Decree of Divorce under Section 13 of the Hindu Marriage Act, 1955
10. Petition for Dissolution of Marriage by Decree of Divorce under Section 13B(1) of the Hindu Marriage Act, 1955
11. Petition for Grant of Probate in High Court
12. Petition for Grant of Letters of Administration
13. Contempt Petition under Sections 11 and 12 of the Contempt of Courts Act, 1971 before the High Court
14. Writ Petition under Article 226 of Constitution of India
15. Caveat under section 148-A of the Code of Civil Procedure, 1908
16. Caveat for Special Leave Petition (Civil) under Article 136 of the Constitution of India
17. Special Leave Petition (Civil) under Article 136 of the Constitution of India
18. Counter Affidavit in Special Leave Petition (Civil)
19. Application for Bail
20. Application for Grant of Anticipatory Bail
21. Complaint under Section 138 of the Negotiable Instruments Act, 1881
22. Application U/S. 125 of the Code of Criminal Procedure, 1973

23. Special Leave Petition (Criminal) under Article 136 of the Constitution of India
24. Transfer Petition (Civil) U/S. 25 of the Code of Civil Procedure, 1908
25. Curative Petition under Articles 129, 137, 141 and 142 of the Constitution of India
26. Complaint under Section 12 of the Consumer Protection Act, 1986
27. Written Statement to the Complaint under the Consumer Protection Act, 1986

PART – C : CONVEYANCING

Prescribed Book:

1. J.M. Srivastava and G.C. Mogha, **Mogha's The Indian Conveyancer** (13th ed., 2004)
 2. C.R. Datta and M.N. Das, De Souza's, **Forms and Precedents of Conveyancing** (13th ed., 1999)
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| I. | Component parts of a deed | 261-265 |
| II. | Forms of Deeds and Notices | 266-286 |
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- | S. No. | Particulars | |
|--------|---|--|
| 1. | Will | |
| 2. | General Power of Attorney | |
| 3. | Special Power of Attorney to Execute a Sale Deed | |
| 4. | Sale Deed | |
| 5. | Relinquishment Deed | |
| 6. | Partnership Deed | |
| 7. | Deed of Dissolution of Partnership | |
| 8. | Hire-Purchase Agreement | |
| 9. | Deed of Family Settlement between Rival Claimants of an Estate | |
| 10. | Lease Deed | |
| 11. | Mortgage Deed | |
| 12. | Notice of Ejectment to the tenant under section 106 of the Transfer of Property Act, 1882 | |
| 13. | Notice under Section 80 of the Code of Civil Procedure, 1908 | |
| 14. | Notice under section 138 of Negotiable Instrument Act. | |

The forms of pleadings/deeds enlisted above are only illustrative and not exhaustive. The pleadings/deeds are to be drafted on different grounds/facts.

IMPORTANT NOTE:

1. The topics and cases given above are not exhaustive. The teachers teaching the course shall be at liberty to add new topics/cases.
2. The students are required to study the legislations as amended up-to-date and consult the latest editions of books.