

THE BAR COUNCIL OF INDIA LEGAL EDUCATION COMMITTEE MINUTES OF MEETING

Meeting of the Legal Education Committee of the Bar Council of India was held on Saturday, 4th September, 2010 at 10.30 A.M. and on Sunday, 5th September, 2010 at 10.30 A.M. at the premises of the Bar Council of India, 225, Okhla Industrial Estate, Phase-III, New Delhi.

The following members were present:-

- 1. Hon'ble Justice, A.P. Misra,**
Former Judge, Supreme Court of India,
Chairman, Legal Education Committee
- 2. Shri Ashok Kumar Deb,**
Member
- 3. Dr. Gopal Narain Mishra,**
Member
- 4. Shri Hemant Kumar J. Patel,**
Member
- 5. Shri Apurba Kumar Sharma,**
Member
- 6. Prof. (Dr.) N. L. Mitra**
Member
- 7. Shri Gopal Subramaniam,**
Solicitor General of India,
Chairman, Bar Council of India,
Special Invitee
- 8. Shri R. Dhanapal Raj, Vice-Chairman,**
Bar Council of India,
Special Invitee
- 9. Shri Milan Kumar Dey, Sr. Advocate,**
Chairman, Executive Committee,
Bar Council of India,
Special Invitee
- 10. Shri Brij Mohan Vinayak,**
Vice-Chairman, Executive Committee,
Bar Council of India,
Special Invitee
- 11. Shri Daulat Ram Sharma,**
Associate Managing Trustee
Bar Council of India Trust,
Special Invitee
- 12. Shri Faisal Rizvi, Member**
Bar Council of India,
Special Invitee

- 13. Shri M. Rajender Reddy, Member,**
Bar Council of India,
Special Invitee
- 14. Shri Ashok Parija, Member,**
Bar Council of India,
Special Invitee
- 15. Shri Zafar Ahmed Khan, Member,**
Bar Council of India,
Special Invitee
- 16. Shri Vijay Bhatt, Member,**
Bar Council of India,
Special Invitee
- 17. Shri Biri Singh Sinsinwar, Member,**
Bar Council of India,
Special Invitee
- 18. Shri Rajinder Singh Rana, Member,**
Bar Council of India,
Special Invitee
- 19. Shri Manan Kumar Mishra, Member,**
Bar Council of India,
Special Invitee
- 20. Shri Satish Abarao Deshmukh, Member,**
Bar Council of India,
Special Invitee

Hon'ble Mr. Justice, A.P. Misra, Chairman, Legal Education Committee
presided over the meeting.

ITEM NO.3(E)/2010 (LE)

To consider the reports of the inspection of the following law colleges submitted by various inspection teams of the Bar Council of India.

1. Shri V. P. K. Mandal's Pravin Gandhi College of Law, Vile Parle, Mumbai, Maharashtra

This institution has actually admitted students beyond the academic year 2004-2005 and 2006-2007 without any approval of the Legal Education Committee. It is a gross violation on the part of the institution and the institution has acted contrary to law and beguiled students. We decline the permission for the said institution to commence the five year law course. We are also of the opinion that a notice must be issued to the Registrar of the University of Mumbai with a copy to the Vice-Chancellor of the Mumbai University to show cause why appropriate proceedings be not taken against all concerned, including the initiation of a regular investigation/inquiry, to appreciate how the said University has issued law degree if any, beyond 2006-2007. Application is rejected.

2. M. S. College of Law, Kausa, Thane, Maharashtra

Permission for temporary approval for affiliation for two years 2010-2011 to 2011-2012 is declined for the present. Notice to the college to give information about regular faculty for non-law subjects. Application is incomplete, liberty is granted to the institution to apply afresh.

As and when the application is made, previous inspection report to be also placed on file.

In case the institution appoints a regular faculty and makes a proper, complete application in accordance with the Legal Education Rules, 2008 for the year 2011-2012 the same shall be considered on merits.

3. K. L. E. Society's Law College, Rajaji Nagar, Bangalore, Karnataka

Having perused the report, we are of the opinion that the inspection report be accepted. We grant permission for imparting a new course B. B. A. LL.B. (5 year course) for one section of 60 students for two years i.e. from 2010-2011 to 2011-2012. This would be subject to the following two conditions.

1. The Karnataka State Law University grants approval for admissions for the current academic year 2010-2011 on such terms and conditions as it deems fit.
2. A regular teacher is to be appointed in the subject of management on a regular/permanent basis.

4. Shri Krishan Law College, Kotputli, Rajasthan

Perused the report of Shri Krishan Law College, Kotputli, Rajasthan. We are satisfied that this is a case where extension of approval of affiliation for imparting the three year law course be granted for further period of two years 2010-2011 and 2011-2012 with two sections of 60 students each. We also accept recommendations of the inspection committee, that the management must appoint at least two more regular teachers in law and report compliance to the DLE.

5. Vaish College of Law, Rohtak, Haryana

Perused the report of Vaish College of Law, Rohtak, Haryana. Permission is granted to commence a three year law course with two sections of 60 students for two years 2010-2011 and 2011-2012. Similarly, permission is granted for two sections of 60 students each for B. A. LL.B. 5 year law course. However, the said college is directed to supply information to the DLE on the teaching plan, the syllabus to be followed as well as fair and transparent process be adopted for the admission of the students. The said admission of students will take place under the supervision of the Professor in Charge of the Campus Law Centre, Delhi University.

6. Uttrakhand Technical University, Dehradun, Uttrakhand

Perused the report of Uttrakhand Technical University, Dehradun. The state legislature of Uttrakhand has passed an amending law called the Uttrakhand Technical University Amendment Act, 2009. The said Act has included Legal Education "in the list of professional education". Having regard to the functions of the Council under Section 7(1)(i), we take on record the said legislation and inform the university that as and when a law college which has been granted affiliation by the said university, the said law college will seek an approval/recognition from the Legal Education Committee in the prescribed form which shall be dealt with in accordance with law.

7. Siddhartha Law College, Dehradun, Uttrakhand

Having perused the inspection report of Siddhartha Law College, Dehradun, Uttrakhand which is affiliated to the Uttrakhand Technical University and which has also obtained the No Objection Certificate from the State Government, we are satisfied that the said institution has adequate faculty members who are well qualified, and we notice that there are 18 lecturers, out of which 7 are law teachers and 11 are for non law subjects including 3 MBAs. We are satisfied that the faculty members are well qualified. We have also noticed that this institution is perhaps one of the few applicants who has actually annexed a teaching plan with the application, having regard to the same we grant permission for 3 year LL.B., 5 year B.B.A. LL.B. and B.A. LL.B. For the 3 year course we give permission for two sections of 60 students each while for B.B.A. LL.B. and B.A. LL.B., we give permission for one section each of 60 students. Permission is granted for two years 2010-2011, 2011-2012.

We ask for a progress report from the institution and if we are satisfied we shall give permission to the institution to increase the number of sections for the next academic year 2011-2012. We also direct that the institution will report about the implementation of the teaching plan which is being annexed and give electronic evidence of the teaching imparted including the profiles of the students. We, however, make it clear that admissions has to be conducted on a fair, open and transparent basis subject to the supervision of the Vice Chancellor, Utrakhand Technical University.

8. Silver Law College, Bareilly, Uttar Pradesh

Having perused the inspection report of Shriji Institute of Legal, Vocational Education and Research (Silver Law College), Pilibhit Road, Barkapur, Bareilly, Uttar Pradesh we are satisfied that permission be granted for continuing the 3 year course with 5 sections of 60 students each for the academic sessions 2010-2011 and 2011-2012. This is subject to the conditions that the college should purchase books for the library amounting to Rs.1,00,000/- in every academic year as per the Legal Education Rules, 2008 and teacher-student ratio of 1:40 must be maintained. The faculty strength must conform to the said ratio.

The compliance report be filed by the institution to the Bar Council of India along with the teaching plan, methods of teaching including details of instruction. Students must be admitted strictly in accordance with the fair and objective criteria. The said admissions shall be under the supervision of the Director, Indian Law Institute. The Director, Indian law Institute is requested to send a report to the Bar Council of India marked to Director, Legal Education.

9. M. B. Khalsa Law College, Indore, M.P.

Having perused the report permission is granted for the year 2009-2010, 2010-2011 and 2011-2012. This is subject to the condition that a regular Principal with appropriate qualification is recruited upon proper advertisement within a period of three months and a compliance report be submitted to the DLE. We direct that standard law textbooks, law journals and books for a sum of Rs.2,00,000/- be purchased immediately and compliance report also be furnished in respect of the same. Admissions will take place strictly in accordance with fair and transparent procedure. We direct that the admission process be supervised by the Vice Chancellor, Devi Ahilya University, Indore. Suitable request to be made to the Vice Chancellor of Devi Ahilya University, Indore. The Vice-Chancellor, Devi Ahilya University is requested to send a report on the above to the Bar Council of India which may be placed before the next Legal Education Committee meeting.

10. Janahitha Law College, Raichur

Having regard to the inspection report and noticing that the said college is in a backward area, we grant permission for two years 2010-2011, 2011-2012 to run one section of 3 year law course with an intake of 60 students. This will be subject to the conditions prescribed in the inspection report: -

1. The Management shall get the gift deed of the land registered in the name of college and supply a copy of the lease agreement within a period of one month.
2. The management shall make the payment of salary to the staff as per UGC scale.
3. The management shall update the library (with an investment of books worth Rs.3,00,000) within one month from today.
4. The management shall deposit Rs.5 lacs (F.D.) in the joint name of college and BCI within a period of one month.
5. The management shall construct the new building within a period of 2 years.
6. The college authorities shall file an undertaking on affidavit in compliance with the aforesaid conditions within one month.
7. Compliance report to be furnished to DLE.
8. Further the institution is asked to furnish a teaching plan including the course of instruction.
9. DLE to furnish a status report before the next Legal Education Committee meeting.

11. Basamma Gurulingappa Law College, Raichur

Having perused the inspection report, we grant permission to conduct 3 year LL.B. course for one section of 60 students for the academic year 2010-2011. However, having regard to the fact that the inspection committee has noted that the college has not purchased books in the last two years, we issue notice to show cause why recognition be not withdrawn for the next academic year 2011-2012.

Purchase of books must be done under the supervision of the Vice-Chancellor of the Karnataka State Law University (Dr. J. S. Patil). Dr. J. S. Patil is also requested to inspect the said law college and give an inspection report for the consideration of the Legal Education Committee. Books worth Rs.2,00,000/- be purchased immediately within a period of two months from date. We request the Vice-Chancellor to send a report to the Bar Council of India marked to Director, Legal Education.

12. Seth Shankarlal Lahoti Law College, Gulbarga, Karnataka

Having regard to the inspection report, we are not satisfied that this institution is maintaining standards. We are also completely dissatisfied with the employment of part time teaching staff. However in the interest of justice and fair play we issue show cause notice why recognition for both the 3 year and the 5 year course be not withdrawn w.e.f. the year 2011-2012. We call upon the Registrar of the Karnataka State Law University to explain whether the university has inspected this law college and whether any proper assessment is being made of the teaching faculty. On a perusal of the records we find that lecturers have been paid Rs.150/- per lecture in order to impart legal education in this

college. We are also satisfied that the college has not been making regular appointments in the teaching faculty for extraneous reasons. We clarify that permanent approval of affiliation is hereby withdrawn. All affiliations will endure for specific periods and will be renewed by the Council in accordance with the relevant rules and regulations to ensure that the proper standards of teaching are maintained. However, in order to see that prejudice is not caused to the existing students, we call upon the Vice Chancellor, Karnataka State Law University to advise the manner in which the students of the said institution can be accommodated in neighbouring law colleges which are approved and have requisite capacity. However, admissions for the present year (2010-2011) must be undertaken in a fair, objective and transparent manner. Details of admission to be reported to the Bar Council of India. Names of the candidates, Sl. Nos., full particulars including photo identity, date of admission and an undertaking by the institution that it has not charged any capitation fee from any of the students must be furnished. We also request the Vice Chancellor of the Karnataka State Law University to submit a report whether the institution has charged any capitation fee from the students who have been admitted till now in the said institution (3 year/5year courses). The said report may be forwarded to the Bar Council of India and marked to Director, Legal Education. The said report be placed before the Legal Education Committee in its next meeting.

13. Siddharth Law College, Gulbarga, Karnataka

Having perused the inspection report of Siddharth Law College, Gulbarga we are not satisfied that this institution will be able to impart the high quality integrated curriculum for the 5 year law course. Notice to show cause why recognition be not withdrawn from the academic year 2011-2012.

Permission is given for the year 2010-2011 for the 5 year law course with one section of 60 students subject to the condition that law books worth Rs.1,00,000/- has to be purchased. However, we are of the opinion that if this institution has to continue to enjoy recognition for the future years it will have to reinforce its faculty and also undertake other remedial measure to improve the library and other facilities. We grant permission for the year 2010-2011. Admissions to be conducted in a fair, transparent and objective manner under the supervision of Vice-Chancellor, Karnataka State Law University. We request the Director/Vice-Chancellor, NLS, Bangalore to visit the institution and forward a report to the Bar Council of India marked to Directorate of Legal Education.

14. Arundathi College of Law, Gulbarga, Karnataka

Having regard to the facts that the said institution is in Shorapur and catering to a large number of the students who belong to the backward/depressed classes of society, we grant permission for the year 2010-2011, one section of 60 students for the 3 year course subject to the following conditions: -

1. One full time LL.M. teacher will be appointed within a period of three months from today (*i.e* 04.09.2010).
2. Management will pay salary according to the UGC pay scale.

3. Management will invest one lakh rupees towards development of the library within a period of three months.
4. The management will provide an independent building for the law college within a period of one year.
5. Infrastructure to be maintained as per Bar Council of India norms.

We request the Vice Chancellor, Karnataka State Law University to ensure that the above conditions are satisfied, an inspection to be carried out and give us the status report in respect of the same. Affiliation is granted for the year 2010-2011. We issue a show cause notice that the college may be liable to be de-recognized from the following year i.e. 2011-2012 unless adequate remedial measures are put in place.

Further, we also notice that according to the inspection manual, which is in turn based on UGC guidelines, there has to be 8 members of the teaching faculty for 3 year course. Further each of the faculty members must have LL.M. qualification. We request the Vice Chancellor, Karnataka State Law University to ensure compliance with the above conditions within a period of 3 months from date. Normally, we would have passed orders declining an application for the grant of recognition given the facts and circumstances but having regard to the fact that the same is located in the backward area and caters to the weaker section of the society we are passing the above order subject to the conditions mentioned in the inspection report.

15. Smt. Sonia Gandhi Law College, Gulbarga, Karnataka

We have perused the particulars of the faculty made available to us and we find that having regard to the faculty as well as the scales of pay being made available we are not satisfied that the institution will be able to discharge onerous duty of imparting Legal Education. The application is declined. However, it would be open to the institution to make a fresh application with all detailed particulars of regularly appointed staff with proper qualifications and satisfy the Committee.

16. Jawahar Law College, Yadgir

Having regard to the particulars furnished by the inspection committee, we are not satisfied that permission can be granted to the Jawahar Law College. We are unable to extend the recognition for the said college for the year 2010-2011. Notice to show cause why recognition be not withdrawn. We issue notice to the Registrar, Karnataka State Law University to show cause why the said college should not be de-recognized. We request the Vice-Chancellor, Karnataka State Law University to facilitate measures for admission of the existing students in other approved law colleges in the State of Karnataka which have the requisite capacity and infrastructure. We request the Vice-Chancellor to forward a report to the Bar Council of India marked to Directorate of Legal Education. We make it clear that the admitting institutions will not charge any capitation fee.

17. Karnataka Law College, Gulbarga

Having regard to the details furnished in the inspection report, we are not satisfied that permission can be given to the said institution to impart legal education of high quality. Also having regard to the fact that the total number of books being only 145, we cannot grant permission. Permission declined.

18. H. C. E. S. Law College, Gadag

Having perused the inspection report, we are not satisfied that the said institution is in a position to impart Legal Education of 5 year law course B.B.A. LL.B. and the application is rejected. Liberty is however granted to the institution to make a fresh application as and when all the facilities including competent regular faculty is in place to teach the subject outlined in the syllabus prescribed by the Bar Council of India in its Legal Education Rules, 2008.

19. Shri B. R. Mirdha Govt. College, Nagaur, Rajasthan (STBC)

Having regard to the paucity of faculty and having perused the inspection report, B. R. Mirdha Government College, Rajasthan permission for the year 2010-2011 to conduct 3 year law course is declined. Notice to show cause. We also notice that the inspection has been undertaken by the Members of the State Bar Council. In our view the said inspection is unauthorized.

No inspection can be undertaken by the Members of the State Bar Council exclusively. The inspection team has to be constituted under the orders of the Bar Council of India which will consist of the members as prescribed under the Rules/Resolutions.

20. Government Law College, Sirohi, Rajasthan

The said college has temporary affiliation up to the academic year 2009-2010. We notice that the said college has been inspected by the inspection team of the State Bar Council of Rajasthan and in our view the State Bar Council of Rajasthan is not competent to conduct inspection of any college. However, having perused the record we find that there is a shortage of faculty and we also find that the condition of the college is most pitiful. Since this is a government college we think it proper to issue a notice to the Chief Secretary, Government of Rajasthan to show cause as to why the said college should not be permanently closed. For the year 2010-2011 we injunct the college from making admission. Issue notice to show cause.

21. Government P.G. College, Datia, Madhya Pradesh

Report of the inspecting team is accepted. Notice to show cause to the Chief Secretary, Government of Madhya Pradesh as to why the said college should not be permanently closed. We direct the college not to make admissions for the year 2010-2011.

22. Centre for Juridical Studies, Dibrugarh University, Dibrugarh

Having regard to the inspection report, we reject the application for the Centre for Juridical Studies, Dibrugarh University, Dibrugarh. We grant liberty to the said institution to apply afresh, after being fully cognizant of the requirement of the faculty for the courses, the curriculum, the plan of study as prescribed by the Bar Council of India in the Legal Education Rules, 2008.

23. Maharani Laxmi Bai Govt. College of Excellence, Gwalior

Although the said college is meant to be a college of excellence, having regard to the inspection report, we are of the opinion that the said institution cannot be permitted to impart legal education. We are aghast at seeing government colleges being completely neglected by the State Government and the University authorities. We think that if the situation continues suitable reparatory measure will have to be adopted. Having regard to the report of the inspection committee, the college is declined permission to admit students for the year 2010-2011. The college is restrained from conducting any further activities. We also think that the students who have actually been admitted for the year 2009-2010 when no inspection has been carried out must be protected. Having regard to the same we call upon the Chief Secretary, Government of Madhya Pradesh to indicate before us in the form of an affidavit about the steps which would be taken by the State Government of Madhya Pradesh to accommodate the students who have been admitted in the 5 year law course in the year 2009-2010 and the manner in which they will be actually accommodated in neighbouring law colleges which are duly recognized, in order to ensure that prejudice is not caused to the said students. We are passing this order only to protect the interests of the students who have been admitted in the year 2009-2010. We make it clear that the qualification of law students of the said government law college will no longer hold valid for students w.e.f. the year 2010-2011.

24. D. H. S. K. Law College, Dibrugarh

Having regard to the inspection report we are not satisfied that the said college will be able to impart legal education of high quality. We reject the application. We issue a direction restraining the law college from making any admission for the year 2010-2011. Notice to show cause as to why the said law college should not be permanently closed. Notice to show cause to the Chief Secretary, Government of Assam about the students who have been admitted for the year 2007-2008, 2008-2009, 2009-2010 as to how the said students will be accommodated in colleges which are duly recognized.

25. Dr. R. K. Baruah Law College, Dibrugarh

Having regard to the inspection report we are not satisfied that the said college will be able to impart legal education of high quality. We reject the application. Injunction is issued restraining the law college from making any admission for the year 2010-2011. Notice to show cause why the said law college should not be permanently closed. Notice to show cause to the Chief Secretary, Government of Assam about the students who have been admitted for the year 2007-2008, 2008-2009, 2009-2010 as to how the said students will be accommodated in colleges which are duly recognized.

Injunction to be issued, and no admission shall be permitted for 2010-2011 Show cause to the Chief Secretary as to why for the period after 2007-2008, 2008-2009, 2009-2010 students admitted should not be accommodated in other colleges. Issue show cause notice as to why the said college's recognition be not withdrawn. Liberty to apply afresh.

26. Institute of Law & Mgmt. Studies, Maharishi Dayanand University, Gurgaon, Haryana

Having regard to the fact that the in-charge of this institution attempted to offer allurements to the Office of Chairman, Bar Council of India, the said application is rejected. This institution will not be recognized by the Bar Council of India. Office is directed to maintain a list of all the promoters of the institution. If a new institution promoted by the said persons applies for recognition, office will put-up a note of the present resolution.

27. VMS College of Law, Batala, Gurudaspur, Punjab

Passed over as the file was not available.

28. St. Soldier Law College, Jalandar, Punjab

Having examined the original records, we find that a regular Principal has been appointed on 01.07.2010. We also find that it has adequate faculty for the 3 year as well as the 5 year LL.B. course. Therefore, we grant approval for LL.B. 3 year course with 2 sections of 60 students in each section. We grant approval for the 5 year course B.A. LL.B. for 2 sections with an intake of 60 students each. However, the said approval is granted for 2010-2011 and 2011-2012. The admissions will be done under the direction and supervision of Vice Chancellor, Gurunanak Dev University, Amritsar. The admission shall be based on fair, transparent and objective criteria based on merit and reports of the admission process will be also forward to the DLE along with a copy of the teaching plan. Compliance to be reported. Registrar, Gurunanak Dev University, Amritsar to be informed immediately.

29. Vivekanand Law College, Puttur, Karnataka

Passed over as the file was not available.

30. Babu Shivnath Agarwal Law College, Mathura, UP

Having perused the record, we are satisfied that there exist the faculty to undertake legal instruction for the 3 year as well as 5 year course. Having regard to the original record we are satisfied that the institution has proper faculty and approval is given for the year 2010-2011 to undertake a B.A. LL.B. course. We also permit 2 sections of 60 students each for the year 2010-2011. In view of the fact that we notice that most of the teachers have Ph.D. qualification from the original file, we grant permission to conduct 3 year course with 2 sections each with an intake of 60 students. However, having regard to the special features of this case we confine the affiliation for the year 2010-2011 and will review the said case for affiliation in the next year. We also direct that the institution will appoint a regular principal within a period of 3 months from date. We direct the institution to pay UGC scale to the members of the teaching faculty. We also accept the recommendation of the inspection committee that two full time

teachers for teaching law subjects must be additionally appointed. We direct the institution to undertake expenditure for improvement of its library for Rs.2,00,000/- within two months from today. The said institution will be inspected for ensuring the compliance with the above conditions and the said institution will be inspected by the Director, Directorate of Legal Education and the compliance report be submitted before the Legal Education Committee before the next date.

31. Sagar Gangotri College of Law, Sagar, Karnataka

We have perused the inspection report of Sagar Gangotri College of Law, Sagar, Karnataka. Since this is an existing institution and having doubts about the qualifications as well as the manner of appointment of the faculty members, we issue an injunction that this college will not cause any admission to be made from 2011-2012. Show cause why the recognition be not withdrawn. Pending final orders we direct that UGC pay scales be paid to the teachers. Construction of the building to be completed within one year. Admissions to be permitted on existing sections only.

We direct the institution to appoint two regular teachers with Ph.D. qualifications in law within a period of two months from today. Compliance of the conditions to be overseen by Professor of Law to be nominated by the Vice Chancellor of the Karnataka State Law University.

32. Saraswati Law College, Chitrdurga, Karnataka

Having examined the inspection report and the original records it is evident that there are no sufficient faculty members and we are satisfied that this case is meant for closure. We injunct any admission for the academic year 2010-2011. We request the Vice Chancellor, Karnataka State Law University to adjust the students who have not passed out of the institution for the academic year 2009-2010 in other law colleges by appropriate measures. Show cause notice as to why the college should not be derecognized. We also direct the Karnataka State Law University to take all steps immediately to ensure that the said institution is unable to admit students. The said institution is de-recognized.

33. Baba Farid Law College, Faridkot, Punjab

We have examined the original records and we are satisfied that there are teachers of the requisite qualifications. Permission is granted for approval for the academic session 2010-2011 and 2011-2012 for the 3 year course with 3 sections of 60 students each. We give permission for the 5 year course B. A. LL. B. for the year 2010-2011 for 2 sections of 60 students each. We, however, direct the college to pay proper pay scales to the teachers namely the UGC pay scales with immediate effect. Compliance will be enforced by the Vice Chancellor, Punjab University, Chandigarh. We accept the inspection report which recommends that one regular appointment be made to the law faculty and one for teaching economics within a period of 3 months from today. An affidavit of compliance also to be furnished by the Managing Trustee of the College.

We are inclined to give permission for two years 2010-2011 and 2011-2012.

34. Virendra Kumar Singhal Law College, Moradabad, U.P.

We have examined the inspection report. We injunct the college from making admission from the year 2010-2011. Notice to show cause as to why the recognition be not withdrawn. Vice-Chancellor, M. J. P. Rohilkhand University is requested to adjust students for the past years in other recognized institutions affiliated to the University.

35. Marwadi Siksha Samithi Law College, Hyderabad, A.P.

Having regard to the original records, we are satisfied that the present institution will not be able to impart legal education. We injunct the said college from making admissions for 2010-2011. Issue show cause notice as to why the recognition be not withdrawn. Application for commencing 5 year law course is rejected. Issue notice to Vice Chancellor, Osmania University, Hyderabad to adjust students of the previous batches.

Decision taken on 05.09.2010

Amendment urged. Having regard to the facts and circumstances of the case we direct that the show cause be issued to the college as to why it should not be de-recognized. Permission to conduct 5 year course is declined. College is injuncted to admit students from the year 2010-2011. However, subject to the condition that appointment of 3 regular faculty members is done within 3 months from the date of the receipt of the order permission is given to continue the 3 year law course for the year 2010-2011 for 2 sections of 60 students each. No admission will be permitted for the 5 year course. The conditions may be overseen by the Vice-Chancellor, Osmania University. Compliance to be reported to DLE. College is injuncted from making any admissions for the year 2011-2012.

36. N. V. P. Law College, Visakhapatnam, AP

Issue notice to show cause as to why the said institution should not be de-recognized for the academic year 2011-2012.

Permission for this year 2010-2011 for the 3 year as well as the 5 year law course (2 sections each) is granted subject to the following conditions: -

1. Library must be upgraded and a sum of Rs.2,00,000/- be spent on upgrading the library immediately within a period of two months from date.
2. The teacher-student ratio shall be 1:40.
3. Faculty members to be paid as per UGC pay scales.

37. G. S. Krishna Memorial Law College, Rajmundry, AP

We have seen the original records and we notice from the records that people who have put in 20 years of experience are being paid salary of Rs.8,100/-. One Mr. G. K. Kapoor is a faculty member in the Rajamundry college since last 13 years drawing the salary of Rs.8,325/-. We are not satisfied with the particulars of the faculty. We do not think that this institution is fit to impart education but having regard to the fact that it is an ongoing institution, we issue a notice to show cause why recognition be not withdrawn from the year 2011-2012. However, we grant approval for 2009-2010 and 2010-2011 subject to the following conditions: -

1. That the teachers be paid UGC pay scales though salary cheques.
2. Each of the faculty members must file an affidavit before the DLE stating full particulars about their qualifications, the mode of instruction being imparted as well as the period for which they have been working in the institution.
3. They must explain the method of examination being adopted by the College.
4. The teacher-student ratio will be 1:40.
5. An amount of Rs.2,00,000/- would be invested by the college for updating its library.

Permission is given for existing strength (Sections) only.

38. St. Mother Teresa Law Degree College, Lucknow

Show cause why recognition be not withdrawn. We are not satisfied that this institution will be able to impart high quality legal education. However, for the present year 2010-2011 we permit the 3 year law course with 3 sections of 60 students each. However, the admission process will be scrutinized by the Vice Chancellor, Lucknow University. DLE to get a report. The Registrar, Lucknow University is to be informed that there is little likelihood of the said college being given recognition for next year (for the 3 year course). Show cause notice to explain the condition of the building, the facilities of the library, teaching, the lack of teaching program, the lack of proper syllabus, administration and other infrastructural facilities. We are not satisfied that the institution will be able to maintain the curriculum/redesigned curriculum to be set forth by the Bar Council of India.

39. B. L. D. E. Associations Law College, Jamkhandi

We have perused the B. L. D. E. Associations Law College, Jamkhandi. Since it is an existing law college, permission is given for 2 sections of 60 students each in the 5 year law course for 2010-2011. In view of the fact that non law subjects are taught by part time faculty we are of the opinion that the show cause notice be issued as to why recognition be not withdrawn. Under the said circumstances approval for commencing the 3 year course cannot be granted.

40. Vidhyasthali Law College, Jaipur

Having perused the records of Vidhyasthali Law College, Jaipur, we are satisfied with the full time faculty. The college may be granted approval of affiliation for imparting 3 year law course with 4 sections of 60 students each for the academic session 2010-2011 and 2011-2012. The conditions to be imposed are: -

1. College would abide strictly by the teacher-student ratio of 1:40.
2. College would purchase books in the library and other research material at least for a sum of Rs.2,00,000/- annually as per the Legal Education Rules, 2008.

41. Dr. Govind Prasad Rani Devi Patel Vidhi Mahavidyalaya, Kanpur Nagar, UP

Matter already decided in the Legal Education Committee meeting held on 21st and 22nd August, 2010

42. Institute of Law Govt. Kamla Raja Girls Autonomous P.G. College, Gwalior, Madhya Pradesh

Having perused the inspection report, we are satisfied that having regard to the fact that the said institution is Government run and also having regard to the fact that it is intended for girls, we grant permission to commence B.A. LL.B. 5 year integrated programme subject to the conditions that regular appointment would be made for both law and non law subjects. A report of compliance be furnished to the DLE with full particulars of teachers appointed, condition of appointment, contract of appointment, pay scales made admissible to them. We direct UGC pay scales to be made available. Upon such compliance being effected we permit the college to make admissions for 2 years 2010-2011 and 2011-2012. However detailed report about the teaching plan, the time table, the curriculum supervision would be furnished to the Directorate of Legal Education. Progress in respect of the said institution of a positive nature must be reported to the Legal Education Committee in the next meeting failing which we will be constrained to review the order within 2 months from the date of the receipt of the order.

ADDITIONAL AGENDA

43. Visakha Law College, Visakhapatnam

Having regard to the fact that the Legal Education Committee is not likely to meet again in the near future and since orders will have to be passed in respect of the colleges where inspection have been carried out we allowed the office to mention in respect of the Visakha Law College, Visakhapatnam. Having perused the report of the inspection committee, we have taken into account all the facts, circumstances and the records we are satisfied that the institution neither deserves an accreditation for a 3 year nor a 5 year course. Issue notice to show cause as to why it should not be closed and why recognition should not be withdrawn? Injunction to be issued against further admissions. In respect of the previous batches, issue notice to the Vice Chancellor, Andhra University to show cause how the students of the earlier batches can be accommodated in neighbouring institutions. Notwithstanding the fact that the college has not even deposited the guarantee money, yet, we have not taken into account the non deposit of guarantee money for arriving at our conclusion.

44. Veeravali College of Law, Prakash Nagar, Rajamundry

Mention made by office on Veeravali College of Law, Prakash Nagar, Rajamundry. Having perused the report we have taken note of the fact that the same is a minority institution like Visakha Law College. However, having regard to the total lack of qualification of regular faculty and they being totally under-paid there is no possibility of the institution being able to impart high quality of legal education either in the 3 year course or the 5 year course. Permission to run 3 year course and 5 year course rejected. Injunction is issued against admission for the years 2010-2011. Vice Chancellor, Andhra University to show cause how the students of the earlier batches can be adjusted.

However the Legal Education Committee reconsidered the matters of the following colleges which were decided by the Committee at its meeting held on 21st and 22nd August, 2010 and modified as follows:-

38. Prasunna College of Law, Kurnool

Amendment has been sought in respect of our recommendations of Item No.38 Prasunna College of Law, Kurnool in our minutes dated 21.08.2010. We had said that we are not satisfied that this institution will be able to impart Legal Education and we declined approval for affiliation both for 3 year and 5 year course w.e.f. 2010-2011. Show cause as to why the approval be not withdrawn. Amendment considered. We are not satisfied that this institution will be able to impart 5 year course, we maintain our decision of 21.08.2010 and we reiterate that the college will not be able to impart 5 year course. Show cause notice why the approval be not withdrawn. Since this is an existing institution we are giving permission for the year 2010-2011 for the LL.B. 3 year course with a stipulation that additional full time faculty member be appointed within a period of 2 months from today to the satisfaction of Vice Chancellor of Sri Krishnadevaraya University, Sri Venkatesweraipuram, Anantapur.

34. Bharti Vidyapeeth's New Law College, Kolhapur

Amendment moved in Item No.34 Bharti Vidyapeeth's New Law College, Kolhapur in the minutes of the 21.08.2010. Having regard to the fact that students have been admitted for the year 2010-2011 we grant permission to conduct a 5 year course (existing strength) only for the year 2010-2011. We are not satisfied with the list of the visiting faculty which has been furnished to us and we think that the faculty is inadequate. Notice to show cause why recognition be not withdrawn, injunction to admit students for the year 2011-2012. Let the Vice Chancellor be notified that there is little likelihood of the institution getting recognition for the next year unless proper faculty in accordance with the Legal Education Rules, 2008 is in place, capable of offering systematic curriculum including revised curriculum.

35. Bharathi Vidyapeeth's New Law College, Sangli.

Application for amendment of Bharathi Vidyapeeth's New Law College, Sangli. After having elaborately considered the matter, we are of the opinion that our decision dated 21.08.2010 does not require any amendment. Liberty to apply afresh, upon appointment of regular faculty in respect of non-legal subject.

Reviewed again on the same day

Case for amendment taken up. We have recommended 3 year law course with an intake of 2 sections of 60 students each. We grant permission for the 5 year law course with intake of one section of 60 students for the year 2010-2011. This will be subject to the condition that regular appointment be made in the non law subjects within a period of 3 months from the date of the receipt of the order. Compliance to be effected and report to be sent to the DLE.

37. Rajiv Gandhi Institute of Law, Kakinada

Having perused amendment sought in respect of the Rajiv Gandhi Institute of Law, Kakinada and having examined the material on record we have considered the matter at depth, we are unable to review our decision dated 21.08.2010. Liberty to apply afresh, upon appointment of regular faculty in respect of non-legal subject.

39. Yashwantrao Chavan Law College, Karad.

Having perused amendment sought in respect of the Yashwantrao Chavan Law College, Karad and having examined the material on record, we have considered the matter at depth, we are unable to review our decision dated 21.08.2010. Liberty to apply afresh, upon appointment of regular faculty in respect of non-legal subject.

40. Department of Law, Dr. B. R. Ambedkar University, Srikakulam, Etcherla, A. P.

Amendment of Item No.40 declined.

46. Maa Jinwani College of Legal Studies, Pushpgiri Treeth, Sonkatch, Madhya Pradesh

This amendment is allowed. We have perused the record again and we allow the amendment. We grant permission for a 3 year course of 2 sections each for the academic year 2010-2011. This would be subject to the conditions that: -

1. The construction of the first floor will be completed within one year from today.
2. Library books will be obtained by purchase of text books/other books to the value of 3 lakhs to be bought within 3 months from today.
3. There will be an annual investment in library of Rs.2,00,000/- per year.
4. Teachers would be paid UGC pay scale.
5. Legal Education Rules, 2008 will be implemented.

48. College of Law, D. N. R. College Association, Bhimavaram, A.P

Application for amendment. Perused papers, records verified. Request declined. Liberty granted to have regular faculty in non law subject and make a fresh application in accordance with law.

44. Manjra Charitable Trust's College of Law, Navi Mumbai

Notice to show cause why recognition be not withdrawn. Permission to conduct 5 year law course 2010-2011 declined. Injunction to be issued against the admission for 5 year law course. Permission is granted for 3 year law course 2010-2011 for 2 sections subject to the following conditions: -

1. UGC pay scale to be offered.

2. Library should be updated with legal text book/journals/ electronic database worth Rs.3,00,000/- within a period of 3 months.
3. Regular faculty with minimum LL.M./Ph.D. qualification be appointed for 4 additional positions. The said condition must be complied within a period of 3 months from the date of receipt of the order.
4. The new building must house the college within a period of 3 months.
5. Compliance to be overseen by the Vice Chancellor, Mumbai University.

Compliance report to be sent to DLE within one month from today about the steps intended to be undertaken. Details of all teachers including their certificates to be furnished. The plan of teaching for 3 year course be completely outlined. The same may also be sent in a CD (Electronic format).

51. Sridhar University, Pilani, Rajasthan

Application for amendment urged. In furtherance of our directions dated 21.08.2010 certain particulars have been furnished in respect of the faculty, we have also seen the report of the DLE. Having regard to the material furnished before us, we are not satisfied that permission can be given for commencing any integrated law degree program. Permission to commence B.A. LL.B. 5 year integrated course is declined. Permission is given for commencing 3 year LL.B. course of 2 sections with an intake of 60 students in each section for the academic year 2010-2011 subject to the following conditions: -

1. We are not satisfied with the undertaking which has been produced before us. Fresh undertaking will be filed by the Vice-Chancellor on the letterhead and also in the form of an affidavit before the Council. The said undertaking will state the names of each teacher, annex a copy of the appointment order, annex a copy of the contract of employment, annex the detailed pay scales which would be admissible to each one of the said teachers in accordance with the UGC pay scales.
2. The Vice Chancellor shall undertake that he will abide by the syllabus as prescribed by the Bar Council from time to time.
3. The Vice-Chancellor shall further undertake that the course of instruction as well as the syllabus and the teaching plan for the 3 year will also be made available to the Bar Council.
4. The Vice-Chancellor will also indicate the time table and other relevant details including the subject which will be taught.
5. The Vice-Chancellor shall indicate the manner of admission of students to the LL.B. course. The admission process will be supervised by the Director, Directorate of Legal Education, Bar Council of India. The admission to the course will be made on fair, transparent and objective criteria.

6. The process of admission must be objective and be consistent with the standard of a deemed university.
7. Director, Directorate of Legal Education will also ensure that all the conditions are complied with and compliance report be submitted before the next Legal Education Committee meeting.

**36. M.P.R. Law College, Srikakulam, A. P.
(Additional Agenda of 21st August, 2010)**

Notice to show cause why recognition be not withdrawn. At the conclusion of the proceeding Sh. M. Rajinder Reddy brought to our attention that one of the institution M. P. R. Law College, Srikakulam, A.P. which case was listed in the agenda on the 21.08.2010 did not appear in the agenda today. However, in view of the fact that the Legal Education Committee is not likely to meet in the near future the State Government will have to be given clear intimation whether the institution be permitted to admit law students or not. We agree that there must be a clear indication in respect of all institutions whether they are recognized/unrecognized, whether they can admit students. Having regard to the fact that there will be a gap between the present meeting and the next Legal Education Committee meeting, we have seen the records. We have not taken note of the unsigned report which was annexed with the previous agenda meeting. We have perused the original records ourselves, we are satisfied that the institution will be incapable of imparting legal education of high quality. We injunct the institution from making any admission in the 3 year and 5 year law course. Notice to show cause why recognition be not withdrawn. Injunction to be communicated to the Vice Chancellor of the concerned university.

ITEM NO.65/2010 (LE)

To consider the inspection Report of SOA National Institute of Law, Siksha "O" Anusandhan (SOA) University, Bhubaneswar, Orissa.

We have perused the inspection report, we have seen the records. Under Section 7(1)(i) of the Advocates Act, 1961 the said University is recognized, subject to orders of the Supreme Court, if any, in the pending matter relating to Deemed University. Having perused the records we are of the opinion that permission be given to the said University to commence B.A. LL.B. (non Hons. for the sake of clarity). 1 section for B.A. LL.B. of 60 students, 1 section of B.Sc. LL.B. 60 students and 3 sections of B.B.A. LL.B. of 60 students each subject to the following conditions: -

1. That the teachers be paid UGC pay scales and further admission to take place in accordance with a fair and transparent procedure under the supervision of Vice-Chancellor, Utkal University. The said university will also give an undertaking that in the event of any restructuring (which means takeover and amalgamation of one existing law college in the state of Orissa) orders as may be passed by the Legal Education Committee in the future it will abide by the same. Permission is given for the academic year 2010-2011 and 2011-2012.

ITEM NO.92/2009 (LE)

To consider the letter dated 09.09.2009 received from Lynne M Liversey, Head of School, Lancashire Law School, University of Central Lancashire, UK requesting the Council to recognize LL.B. degree of Lancashire Law School, University of Central Lancashire, UK under sec.24(1)(C)(iv) of the Advocates Act 1961.

Consideration of the above matter be deferred for the next meeting of the Committee.

ITEM NO.32/2010 (LE)

To consider letter dated 22.4.2010 received from the Vice-Chancellor, Christ University, Bangalore requesting the Council to review the decision taken by the Legal Education Committee at its meeting held on 10.4.2010 and grant approval of affiliation for additional section in BA LLB and BBA LLB Courses from the academic year 2010-2011.

Consideration of the above matter be deferred for the next meeting of the Committee.

ITEM NO.41/2010 (LE)

To consider the proposal submitted by Prof. V. B. Coutinho, Director, Legal Studies in respect of digitalization of data received from colleges and institutions imparting Legal Education.

Consideration of the above matter be deferred for the next meeting of the Committee.

ITEM NO.42/2010 (LE)

To consider the opinion of Hon'ble Chairman, Bar Council of India in the judgement passed in Writ Petition No. 5274/2009 in the matter of obtaining direct M.A. degree in Open University system.

The matter has already been taken up in General Council meeting held on 05.09.2010.

ITEM NO.44/2010 (LE)

To consider the reply received from the following law colleges in respect of Show Cause Notice issued to them.

5. Faculty of Law, University of Allahabad, Allahabad
6. Bihar Institute of Law, Patna
7. Imamul Hai Khan Law College, Jharkhand.
8. Chotanagpur Law College, Ranchi
10. Kempegowda Law College, Chickballapur, Karnataka

Consideration of the above matters be deferred for the next meeting of the Committee.

ITEM NO.45/2010 (LE)

To consider compliance reports received from the following law colleges.

3. Dispur Law College, Dispur
4. Bharati Vidyapeet's New Law College, Sangli
5. Bundelkhand Vidhi Mahavidyalaya, Orai, UP
6. Chanakya National Law University, Patna

Consideration of the above matters be deferred for the next meeting of the Committee.

ITEM NO.46/2010 (LE)

To consider letter No. BCG/2201/2010 dated 20.07.2010 received from the Bar Council of Gujarat requesting the Council to increase the strength of students from 60 to 90 and also increase the sections in the law colleges and Universities in the State of Gujarat.

Consideration of the above matter be deferred for the next meeting of the Committee.

ITEM NO.47/2010 (LE)

To consider letter No.112/10 dated 29.06.2010 from Secretary, Keonjhar Law College, Keonjhar requesting the Council to permit to change the college name as "Pravas Manjari Law College, Keonjhar" instead of "Keonjhar Law College, Keonjhar"

Consideration of the above matter be deferred for the next meeting of the Committee.

ITEM NO.48/2010(LE)

To consider letter No. FOL-HYD/BCI-L2/2010 dated 20.07.2010 from Registrar, ICFAI Foundation for Higher Education, Hyderabad requesting change of approval granted to Faculty of Law from the year 2009-2010 and 2010-2011 to 2010-2011 and 2011-2012 respectively.

Consideration of the above matter be deferred for the next meeting of the Committee.

ITEM NO.49/2010 (LE)

- 1. To consider letter from Shivalik Educational Trust, Jammu requesting to permit them to close down the 5 year LL.B. programme at SET Law School.**
- 2. To consider letter No.SBSAS/2010-101 dated 07.07.2010 from management of Rajasthan Law College, Sikar informing the Council that they want to close down their college from the academic session 2010-2011.**

Consideration of the above matters be deferred for the next meeting of the Committee.

ITEM NO.50/2010 (LE)

To consider letter No. 246/II/Law dated 25.06.2010 from Department of Laws, Punjab University, Chandigarh seeking clarification regarding introduction of choice based credit & grading system in law courses.

Consideration of the above matter be deferred for the next meeting of the Committee.

ITEM NO.51/2010 (LE)

To consider letter No.SLSRF/053/10-11 dated 10.06.2010 from Havnur College of Law requesting the Council to approve Certificate Courses to be started by the College.

Consideration of the above matter be deferred for the next meeting of the Committee.

ITEM NO.53/2010 (LE)

To consider the Show Cause reply received from Agra Law College, Agra and also verification report along with video compact disc received from Prof. V. B. Coutinho and Prof. Rahul Singh in respect of Agra Law College, Agra.

Consideration of the above matter be deferred for the next meeting of the Committee.

ITEM NO.54/2010 (LE)

To consider the minutes of the third meeting of the Round Table on Legal Education held on 01.07.2010 received from Mr. R. R. Meena, Under Secretary to the Government of India, Ministry of Human Resource Development, Department of Higher Education.

And

To consider the matter regarding regulation of legal education by various bodies i.e. Ministry of Human Resources Development and Ministry of Law & Justice in the light of the provisions of the Advocates Act, 1961.

Consideration of the above matters be deferred for the next meeting of the Committee.

ITEM NO.55/2010(LE)

To consider letter No. BC/Gen (Adm) /293/2010 dated 21/06/2010 received from the Bar Council of Maharashtra & Goa forwarding a complaint about the law syllabus and process of examination conducted by the Shivaji University, Kolhapur.

Consideration of the above matter be deferred for the next meeting of the Committee.

ITEM NO.56/2010(LE)

To consider the statement of total Number of law colleges, total number of permanent / deemed law colleges, pending inspection of law colleges, pending inspection reports where inspection has been carried out, list of favorable and unfavorable reports, total number of new law colleges which applied for approval of affiliation, total number existing law colleges which applied for fresh courses.

Consideration of the above matter be deferred for the next meeting of the Committee.

ITEM NO.57/2010(LE)

To place on record the Note on Reforms of Legal Education in India suggested by the Hon'ble Chairman, Bar Council of India.

Approved

ITEM NO.58/2010 (LE)

To consider the note on permission to practice foreign law in India, including practice in Arbitration / Mediation Law.

Consideration of the above matter be deferred for the next meeting of the Committee.

ITEM NO.59/2010 (LE)

To consider whether it can be made mandatory under Legal Education rules 2008 for each law school/college to implement/install anti plagiarism software for continuing recognition/affiliation by Bar Council of India as well as for law college/school which are seeking fresh recognition/affiliation.

Consideration of the above matter be deferred for the next meeting of the Committee.

ITEM NO.60/2010 (LE)

To place the minutes of the external Expert Committee meeting regarding the first All India Bar Examination for the information of the Members of the Legal Education Committee.

Noted.

ITEM NO.61/2010 (LE)

To place the web format for affiliation/recognition of law colleges/schools developed by DLE for approval of the Legal Education Committee.

Approved in the General Council

ITEM NO.62/2010 (LE)

To place the proposed format for affiliation/recognition of foreign Universities developed by DLE for approval of the Legal Education Committee.

Consideration of the above matter be deferred for the next meeting of the Committee.

ITEM NO.63/2010 (LE)

To consider letter No. 1335/SF/2010 dated 27/7/2010 received from the Hony, Secretary, Bar Council of Delhi regarding enrolment of two applicants.

And

To consider an application dated 22/7/2010 received from Ms. Pooja Tripathi regarding enrolment in India.

Consideration of the above matters be deferred for the next meeting of the Committee.

ITEM NO.64/2010 (LE)

- 1. To consider the letter dated 15.02.2010 received from Donna L. Pavlick, Assistant Dean & Registrar of Vanderbilt Law School requesting to recognize for the Doctor of Jurisprudence Degree awarded by Vanderbilt Law School in Nashville, Tennessee under Section 24(1)(c)(iv) of the Advocates Act, 1961.**
- 2. To consider the letter dated 26.07.2010 received from Mr. Larry Cunningham, Assistant Dean for Students & Assistant Professor of Legal Writing of ST. John's University, Queens, New York, USA requesting to recognize for the Juris Doctor (JD) as well as Master of Law in Bankruptcy and U.S. Legal Studies awarded by St. John's University under Section 24(1)(c)(iv) of the Advocates Act, 1961.**

Consideration of the above matters be deferred for the next meeting of the Committee.

(J. R. Sharma)
Officiating Secretary

Date: 10.09.2010

Place: Delhi

GENERAL RESOLUTION

1. At the very outset the Chairman of the Legal Education Committee apprised the Members that the process of inspection must be fair and transparent and that all efforts must be made to immunize the Members of the inspection team from any kind of baseless and reckless allegations. It is, therefore, resolved that if at any stage it is found that any Institution/University/Society/Trust/Centres for Legal Education has attempted to secure approval/recognition from the Bar Council of India by any unfair means the said institution will be de-recognized forthwith and the reasons will be communicated to the institutions. The Legal Education Committee will be at liberty to order an appropriate investigation/inquiry if necessary. The Legal Education Committee, if upon investigation finds that the false complaint made is false, it will proceed with appropriate action against the institution. If any complaint is supported by evidence the matter will be looked into with adequate gravity.
2. We now notify that henceforward no institution will be permitted to impart LL.M. unless it can validly impart B.A. LL.B. integrated programme course which has been recognized by the Bar Council of India and any private institution which puts-up advertisement suggesting it can actually admit students either for the combined integrated B.A. LL.B./B.Com. LL.B./B.B.A. LL.B./M.B.A. LL.B. and L.L.M. or any other degree connected with law including the award of doctorate in law, stringent action will be taken including the initiation of criminal proceedings against the members of the organization/society/trust which has actually misled the members of the general public.
3. For the institution which have not responded to the letter seeking compliance from the Directorate of Legal Education show cause notice be issued as to why affiliation be not withdrawn. A copy of the said show cause notice be sent to the Registrar/Vice Chancellor of the concerned University.
4. During the discussion it has come to the knowledge of this Committee that the University Grants Commission having taken note of the regular approved staff in the law faculty/recognized law college affiliated to the University disburses funds/grant-in-aid in order to see that the said teachers are paid according to the UGC pay scales. We regret to note that there appears to be a serious departure by the universities in refusing to pay the law faculty / teachers the scales as admissible under the UGC pay scales. We think that this is a serious departure and we demand an explanation from every university to the following effect: -
 - a. Does the University have law colleges affiliated to it?
 - b. Does the University grant degrees for law LL.B.(3 year course)/B.A. LL.B. (5 year course)/B.B.A. LL.B. (5 year course)/B.Com. LL.B. (5 year course)/LL.M?
 - c. Have the members of the faculty of law of the law college been appointed as per the approved strength of the University for the purpose of the university making claim for grant in aid from the UGC?
 - d. Does the UGC give the grant in aid on the basis of UGC pay scales for the said posts?

- e. Whether the UGC grant in aid has been made directly to the University or the State Government?
- f. If the said grant-in-aid has been paid, whether the law faculty/ teachers are being paid according to the UGC pay scale? If not, why should stern action not be taken against the universities and a list of defaulting university be published on the website of the Bar Council of India for appropriate action.
- g. Issue notice to the Registrar of every university in the country. Notice to the Registrar of the University, Secretary, Education Department of the concerned State Government to show cause why UGC pay scales are not being paid to law teachers and whether the said matter has been brought to the attention of the State Government and if so what action has been taken.
- h. Issue further notice to the Chief Secretary of the State Government that the Bar Council of India proposes to take up this issue in a major way and insist that proper disclosure be made of the total funds which have been granted by the UGC as grant in aid for the university including the faculty of law/law college teachers.

If the Bar Council of India is not satisfied with the explanation offered by the State Government/University, or it is noticed that after having received the money from the UGC in respect of the said grant in aid and yet payments have not been made according to UGC scales, it shall proceed to de-recognize the institution and the university forthwith. Notice to show cause.

A proper press release be composed and the same be released forthwith.

- 5. It is not possible for any University to prescribe a syllabus which is inconsistent with the syllabus prescribed by the Bar Council of India, we order that under Section 7(1)(i) of the Advocates Act, 1961 no university shall prescribe any syllabus which is inconsistent with the one which is notified by the Bar Council of India in its Legal education Rules, 2008.
- 6. Let all the State Bar Councils be notified about the resolution on 30.04.2010 as reiterated on 21.08.2010 by which we have clarified that the members of the inspection committee will consist of two members nominated from the Bar Council of India, one member (Chairman, State Bar Council/nominee), one member of the Bar Council of India belonging to the region as special invitee, one eminent academic to be nominated out of a panel which will be prepared in consultation with the Chief Justice of the respective High Courts.

7. Let All State Bar Councils be notified about the resolution 30th April, 2010, as reiterated on 21st August, 2010, by which we have clarified that the Members of the inspection committee will consist of two members nominated from the Bar Council of India, one member (Chairman/ State Bar Council/nominee), one member of the Bar Council of India belonging to the region as special invitee, one eminent academician to be nominated out of a panel which will be prepared in consultation with the Bar Council Members as well as Chief Justice of the respective High Courts. Upon such lists being prepared, requests for further inspections be considered.
8. “We are distressed by the fact that various Government Law Colleges in this country are in bad shape and the respective State Governments have not taken any suitable measures for either the upkeep of the buildings or for the recruitment of proper faculty, proper payment according to UGC pay scales, transparent processes of selection thereby devaluing the entire legal education process. We are of the opinion that if the State Government wants to maintain the law college for the larger benefit of the community it must do so with all sincerity and responsibility, allocate proper fund, ensure proper upkeep, induct suitable faculty, have fair and transparent processes of selection of students, have special facilities and provide educative avenues for those belonging to the weaker and the depressed sections of the society and all other infrastructural facilities should be provided. Office to inform Chief Secretary of each State.”
9. As and when the Bar Council decides that an institution is meant to be de-recognized and the said institution continues to be affiliated to the university we consider it proper to pass to the University the responsibility of accommodating students of previous batches prior to the date of de-recognition, because they have continued the affiliation.

(J. R. Sharma)
Officiating Secretary

Date: 10.09.2010
Place: Delhi