



भारतीय विधिज्ञ परिषद्
BAR COUNCIL OF INDIA

(Statutory Body Constituted under the Advocates Act, 1961)

21, Rouse Avenue Institutional Area, New Delhi - 110002

BCI: D: 612 /2018 (LE-F/Std. 11/12.5.2018)

12.06.2018

The Registrar
CMJ University
G.S. Road, Jorabat, Ri-Bhoi Distt,
Meghalaya - 793 101
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Sub: Recognition to CMJ University, Jorabat, Meghalaya and fresh approval to its Chankaya Law College, CMJ University, Jorabat, Meghalaya for imparting three year LL.B (Hons.) course with intake of two sections of 60 students in each section for a period of two years from 2018-19 and 2019-20.

Sir,

The Legal Education Committee of the Bar Council of India at its meeting held on 13th May, 2018 considered the inspection report of Chanakaya Law College, CMJ University, Jorabat, Meghalaya submitted by the inspection team. After consideration, Committee is of the view that as per Section 7 (1) (i) of the Advocates Act, 1961 CMJ University, Jorabat, Meghalaya be granted recognition for the purpose of conferring the degree of law for imparting three year LL.B (Hons.) course and further **fresh approval to its Chankaya Law College, CMJ University, Jorabat, Meghalaya for imparting three year LL.B (Hons.) course with intake of two sections of 60 students in each section for a period of two years from 2018-19 and 2019-20.**

The University has to pay the balance recognition fee of Rs.4.45 lakhs to the Bar Council of India within two weeks.

Since, the University is starting Honours course, they have to follow the following rule in terms of Honours degree which is quoted hereunder :-

Rule - 4, Schedule II

"(b) For specialized and / or honors course, a student has to take not less than thirty eight papers in all, which shall include twenty compulsory papers, four clinical papers, six optional papers and eight papers in specialized/honors course in any Group as stipulated below. However if eight papers are taken from multiple of groups, honors can be given in general law without mentioning any specialization.

Example: "A" has taken eight honors papers selected as follows: two from Constitutional Law, three from Business Law, one from International Law and two from International Trade Law, his Honors shall be in Law. "B" takes eight papers from Constitutional Law group, his honors shall be mentioned in Constitutional Law."

Next inspection team shall cross check whether the same has been complied with or not. Further, the Committee finds that the University has not given the timing for the academic session which they are starting which has to be 5 ½ hours. The University is directed to send their reply about the timing of the University.

The University/College is directed to also fulfill the following conditions, failure of which may lead to subsequent necessary and proper action being taken in this regard.

1. The Institution is directed to establish the Legal Aid Centre as per Clause-11, Schedule-III of Rule-11 of the Part-IV of the Legal Education Rules - 2008.
2. Institution should ensure the payment of salary to teachers as per Rules 22 schedule III, Part IV of BCI Rules.
3. The library should be furnished as per Clause 15 of Schedule III of Legal Education Rules 2008 given below :-

Minimum Library requirement: To start with, a Law Library shall have a set of AIR manual, Combo offer of CD of AIR Pvt. Ltd. (containing electronic version of AIR Supreme Court and High Court Data bases Research 1950-2015 (four connections each) Cr. L.J. Data Base 1950-2015(four connections) AIR Privy Council Data Base 1900-1950 (four connections) AIR Mannual latest 6th Edition(1-45 Vols.) AIR Journal 2015, Cr. L.J. 2015, L.I.C. 2015, AIR Civil Cases 2015, AIR Law Lines 2015, AIR Cheque Dishonour Reports 2015, AIR Accident Claims and compensation 2015, Institution shall get electronic versions updated every year by AIR Pvt. Ltd. Central Acts and Local Acts, Criminal law journal, SCC, Company cases, Indian Bar Review, selected Judgements on Professional Ethics and Journals with the back volumes for at least ten years and also such number of text books in each subjects taught during the period according to the minimum standard ratio of ten books for each registered students. For running integrated program, text books of such other subjects are also to be kept in the similar minimum ratio.

4. The institution should keep in mind that minimum 10 sets of Indian Bar Review, selected judgments and professional Ethics published by Bar Council of India Trust and the AIR volumes/set must be promptly ordered for the library if not already ordered, as it is an essential requirement to run a law college which is stipulated by Bar Council of India, Legal Education Rules 2008 framed under a Parliament Act.
5. The institution is directed to make a minimum investment as provided below for upgrading it's library as per the following guideline :-

"Today with the increasing cost of journals, books, wi-fi, e-library and online facilities including I.T. facilities, the minimum investment by each university should be Rs. 10 lakhs for each year. However for any university/decmed university in rural area, the investment should be Rs. 5 Lakh and for all other affiliated colleges in the urban area it

should be Rs. 2 lakhs and in rural area it should be Rs. 1 lakh."

6. Teacher Student ratio shall be as per Schedule-III, Rule-11, Clause-17, Part-IV of Bar Council of India Rules.
7. Institution is directed to inform the timings of the classes.
8. A Centre of Legal Education must ensure that not less than three percent seats are reserved for persons with disabilities.
9. Centre of Legal Education shall equip itself to provide appropriate facilities in terms of the physical infrastructure, academic infrastructure and any other facilities required for the effective participation of disabled students, teachers and staff in their respective activities. For e.g. (a) ramps in public buildings and (b) Braille symbols and auditory signals in elevators or lifts.

The same shall be verified during the next inspection.

Further, the University/College must specify the timing of the college which has not been given. College should also maintain the timing which has to be minimum 5 ½ hours with half an hour break. **College is directed to file an affidavit to the Bar Council of India within six weeks mentioning the timing of the classes.** The relevant rules are quoted hereunder :-

Rule (xxiii), Chapter I

"(xxiii) "Regular Course of Study" means and includes a course which runs for at least five hours a day continuously with an additional half an hour recess every day and running not less than thirty hours of working schedule per week."

Rule 5 of Schedule III

"Classes may be conducted between 8 a.m. to 7 p.m. in a Centre of Legal Education, which is not fully residential. However the Library may remain open till 10 p.m."

Further, the institution should follow the attendance rule and file reply that they are following the aforesaid rule. The next inspection team must also see whether the said rule is being followed by the university or not. The relevant Rule 12 is given below :-

"12. End Semester Test: No student of any of the degree program shall be allowed to take the end semester test in a subject if the student concerned has not attended minimum of 70% of the classes held in the subject concerned as also the moot court room exercises, tutorials and practical training conducted in the subject taken together.

Provided that if a student for any exceptional reasons fail to attend 70% of the classes held in any subject, the Dean of the University or the Principal of the Centre of Legal Education, as the case may be, may allow the student to take the test if the student concerned attended at least 65% of the classes held in the subject concerned and attended 70% of classes in all the subjects taken together. The similar power shall rest with the Vice Chancellor or Director of a National Law

University, or his authorized representative in the absence of the Dean of Law.

Provided further that a list of such students allowed to take the test with reasons recorded be forwarded to the Bar Council of India."

University/College should also admit students as per the below mentioned Rule:

7. Minimum marks in qualifying examination for admission: Bar Council of India may from time to time, stipulate the minimum percentage of marks not below 45% of the total marks in case of general category applicants, 42% for OBC category and 40% of the total marks in case of SC and ST applicants, to be obtained for the qualifying examination, such as +2 Examination in case of Integrated Five Years' course or Degree course in any discipline for Three years' LL.B. course, for the purpose of applying for and getting admitted into a Law Degree Program of any recognized University in either of the streams.

Provided that such a minimum qualifying marks shall not automatically entitle a person to get admission into an institution but only shall entitle the person concerned to fulfill other institutional criteria notified by the institution concerned or by the government concerned from time to time to apply for admission.

Institution should submit affidavit in compliance of the above conditions within six weeks.

The University/College shall also comply with the following Rule of the Bar Council of India (Clause (iii) and Explanation 2 of Schedule IV in Part IV of new rules of the Bar Council of India):-

"Whenever approval of affiliation is granted to the Centres of Legal Education, it shall be necessary for the Centres of Legal Education to deposit Rupees Five Lakh in shape of guarantee to fulfill all the norms of the Bar Council of India. The same shall be liable to be forfeited if norms are not complied with and same shall carry no interest."

The letter is subject to the payment of guarantee amount as mentioned in the above rule.

University/College authorities are also required to apply before the Bar Council of India for further extension of approval six months in advance before expiry of the period of approval of affiliation granted by the Bar Council of India. i.e. on or before 31st December, 2019.

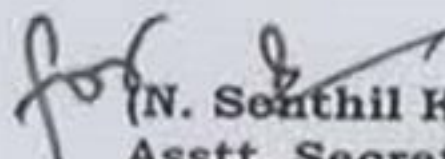
The above recommendations have been confirmed by the General Council of the Bar Council of India on 25th and 26th May, 2018.

You are also requested to attach a copy of this letter with your compliance report.

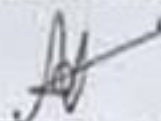
Very Important :- Please henceforth ensure to send any compliance affidavit/reply and affiliation orders separately to complianceaffiliationle@gmail.com, apart from copying it to dlebc@gmail.com. Please do not send any c-mail/s to legaleducationdepartmentbci@gmail.com.

For any other query/ies you can send an e-mail to dlebci@gmail.com

This is for your information and necessary action.


(N. Senthil Kumar)
Asstt. Secretary
Head of the Deptt.

Yours Sincerely,


(Ashok Kumar Pandey)
Joint Secretary

Copy to:-

1. The Principal/Head of the Deptt.,
Chanakaya Law College,
CMJ University
G.S. Road, Jorabat, Ri-Bhoi Distt,
Meghalaya - 793 101
2. The Registrar
High Court of Meghalaya
MG Road, Shillong-793001
Meghalaya
3. The Secretary/Director,
Higher Education Govt. of Meghalaya,
Room no: 222.
Ground Floor
Department of Education
Additional Secretariat
Meghalaya: Shillong-793001
4. The Secretaries,
of the State Bar Councils (through e-mail)